

**THE SENATE OF THE STATE OF TEXAS
COURT OF IMPEACHMENT**

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AUG 18 2023

CLERK OF THE COURT

IN THE MATTER OF
WARREN KENNETH PAXTON, JR.

**ATTORNEY GENERAL WARREN KENNETH PAXTON JR.'S
MOTION FOR SANCTIONS AGAINST HOUSE MANAGERS**

With only three weeks to go until trial, the House has finally disclosed the evidence on which it intends to rely. That evidence—such as it is—is remarkable in three ways. First, it utterly fails to show that the Attorney General solicited or accepted a bribe in any fashion, or that he abused his office in any way whatsoever. Second, it demonstrates that the House, the Managers, and their counsel have engaged in a vindictive campaign to destroy the Attorney General’s reputation under the guise of secretive proceedings, abusing the impeachment process, the attorney-client privilege, this Court’s gag order, and the voting public’s trust in our system of government. Third, it is comprised of items that the Managers did not disclose to the Attorney General until weeks after this Court’s Discovery Order, and in some cases, until *after the deadline for motions set by this Court*. This treachery is as contemptuous as it is worthy of this Court’s contempt. This Court should immediately sanction the Managers and their counsel for withholding the evidence that the *Managers themselves* have decided is the most relevant to this case until the eleventh hour. And it should do so in the most severe way allowed by all other Texas courts: by dismissing the charges against the Attorney General.

No other remedy will do. The Managers have abused this process at every turn, and they have made clear that they will never take their responsibility to the public or to this Court seriously. This Court must act swiftly to prevent the Managers and their counsel from irretrievably tainting the most solemn possible process under our Constitution. Only ultimate accountability can restore the constitutional order that puts the voters in charge of who represents them. Anything less than a full rebuke of the House’s anti-democratic, ahistorical, and unscrupulous tactics will forever scar Texas government. It is too late to prevent this kind of wrong from happening to Ken Paxton—the House has done its damage to him, and now their so-called “evidence” is public for all the world

to see. But this Court must act to restore the awesome power of impeachment to its proper place within the constitutional system.

This Court should sanction the House, its Managers, and their counsel by dismissing the Articles of Impeachment. The Managers' disregard for the law and the Court's orders is brazen and unapologetic, and they have turned the incredible power of impeachment into nothing more than a base and venal political tool to be used against one's enemies-of-the-moment. Only the harshest sanction can restore the constitutional order. This Court has the plenary and unreviewable power to impose that sanction—and it should do so.

If this Court elects otherwise, then it should at a minimum exclude the evidence that the House has held back for weeks after this Court's Discovery Order. Nothing can reverse the deliberate and protracted delays that the Managers and their counsel have imposed through bad-faith discovery tactics; indeed, nothing can reverse the harm to the Attorney General and his reputation that the Managers' and their counsel's bad-faith allegations against the Attorney General have inflicted. But this Court need not let its discovery orders be flaunted so brazenly and then allow the House Managers to present the very evidence that they wrongfully withheld. Accordingly, and consistent with the warnings this Court provided in its Discovery Order and since, this Court should at least exclude from trial documents that were belatedly produced and witnesses whose statements and key materials were unlawfully withheld. The Court should additionally also impose the other sanctions that have been requested in the Attorney General's pending motion to compel, along with an order to the House Managers and their counsel to show cause why appropriate monetary sanctions should not be imposed.

BACKGROUND

I. The House Has Deliberately Disregarded This Court's Orders.

The House provided a table of contents for its exhibits attached in support of its various motion responses. Exhibit A (annotated with production dates). The exhibit list's table of contents shows that 28 documents the House deemed critical to support their arguments opposing the Attorney General's Motions to Dismiss have *never* been produced to the Attorney General. Another 74—nearly half—were produced *after* the August 5, 2023 pretrial motions deadline. Taken together, a full 65% of their exhibits have either never been produced to the Attorney General or were belatedly produced after the August 5, 2023 pretrial motions deadline. And 69%¹ of the House's exhibits to their motion responses were produced after July 21, 2023, the date by which the House Managers represented to this Court that they would produce all relevant materials in their possession—something that they had “always planned” to do. The House's own exhibit list clearly demonstrates its failure to take this Court's Discovery Order—let alone the Attorney General's due process rights—seriously.

Even more egregiously, the Attorney General still does not have all relevant materials that the House has had in its possession since before July 21, 2023. The House represented to this Court that it would respond to the Attorney General's Motion to Compel on August 16, 2023. It did not. Instead, it quietly and belatedly produced more and more documents, many of which have clearly been in the House's possession since May 2023.

At around 1:00 a.m. on August 16, 2023—right after they filed their responses to the Attorney General's motions—the House Managers conveniently timed a thirteenth supplemental production of over 1,000 documents to be delivered to the Attorney General. Exhibit B. The production contained documents that have likely been in the House's possession since long before

¹ The House lists 150 exhibits, but seven exhibits are listed with one or more parts for a total of 157 exhibits.

July 21, 2023 (such as Penley's notes), and others that were relied upon in the House's responses. Exhibit B. The House Managers gave no indication of when these documents came into their possession or why they were being produced for the first time after the House filed its responses.

And then another production was delivered at 4:42 pm on August 16, 2023. Exhibit C. This production contained documents that the Attorney General specifically requested this Court to order the House Managers to produce. Each has obviously been in the House's possession since May 2023. Exhibit C. These document productions reconfirm and reiterate one of the Attorney General's primary reasons for filing a motion to compel: the House is only producing highly relevant documents in its possession if the Attorney General can specifically identify that the documents exist. Then the House reluctantly throws up its hands, and without providing an explanation, produces relevant documents that it has possessed for months.

Another 3,000 documents arrived last night, August 17, 2023. Exhibit D. Again, there is no indication of how long the House has had these documents or why they are being produced now. Yet the House Managers continue to withhold information central to the House's decision to draft the Articles of Impeachment in the first place. Materials related to at least nine of the witnesses that the House General Investigating Committee relied upon in proposing the Articles of Impeachment have not been produced. They have not even been identified.

ARGUMENT

I. Standard.

This Court has the authority to compel discovery and to sanction a party for violating this Court's Discovery Order. Tex. Govt. Code § 665.027; Senate Rule 6. That authority is broad, permitting the Court to fashion sanctions appropriate to the circumstances of this case consistent with the full power of a district court. *In re Bennett*, 960 S.W.2d 35, 40 (Tex. 1997).

II. The House Managers Should Be Sanctioned.

No court would allow this kind of behavior under these circumstances without imposing sanctions. The House Managers' conduct in these proceedings should be above reproach. It is an affront to the People of Texas that the House Managers and their counsel have felt at liberty to disregard their obligations so blatantly. Their continued gamesmanship in their attempt to remove from office a democratically elected statewide constitutional officer is legally and morally reprehensible, and the House deserves the strongest possible sanctions.

This Court's prompt intervention is necessary. The Senate's authority as a Court of Impeachment is firmly established by Texas law, but the House Managers are not treating this Court's *orders* as such. Their gamesmanship in an extraordinary case of impeachment, aimed at overturning the will of Texas voters, must end.

A. "Death Penalty" Sanctions—Dismissal of Some or All Articles of Impeachment—Are Appropriate.

Nothing can cure the House Managers' corruption of this process. Accordingly, this Court—the Senate—should exercise its constitutional prerogative to refuse to engage in it any longer. The Senate is the Court of Impeachment, and it is firmly within the Senate's complete and unreviewable discretion to dismiss some or all of the Articles of Impeachment for any reason it deems fit—including the House's refusal to abide by the Texas Constitution and the lawful orders of the Court of Impeachment. *See* Tex. Const. art. XV, § 2; Tex. Gov't Code §§ 665.021, .027. The House has proven that it has no interest in a fair and open process, and that it will stop at nothing to achieve its objective. The Senate should not participate in the charade.

“Death penalty sanctions’ are proper when the record demonstrates bad faith in the litigation process as a whole as well as the prior imposition of lesser sanctions.” *Paradigm Oil, Inc. v. Retambo Oper., Inc.*, 161 S.W.3d 531, 539 (Tex. App.—San Antonio 2004, rev. denied)

(citing *Allied Resources Corp. v. Mo-Vac Serv. Co.*, 871 S.W.2d 773 (Tex. App.—Corpus Christi 1994, writ denied)). “Before imposing death penalty sanctions, a court must consider the availability of a less stringent discovery sanction and whether the lesser sanction would fully promote compliance,” and dismissal can be imposed when there is “flagrant bad faith or counsel’s disregard for responsibility of discovery under the rules.” *Id.* at 538-39 (citing *TransAmerican Nat. Gas Corp. v. Powell*, 811 S.W.2d 913, 917 (Tex. 1991)). “Moreover, the court, in exercising its discretion to choose the appropriate sanction, is not limited to considering only the specific violation committed but is entitled to consider other matters which have occurred during the course of litigation.” *Id.* at 539 (citing *Medical Prot. Co. v. Glanz*, 721 S.W.2d 382, 388 (Tex. App.—Corpus Christi 1986, writ ref’d)). Importantly, “the trial court need not test the effectiveness of each available lesser sanction by actually imposing the lesser sanction on the party before issuing the death penalty.” *Shops at Legacy (Inland) Ltd. P’ship v. Fine Autographs & Memorabilia Retail Stores Inc.*, 418 S.W.3d 229, 233 (Tex. App.—Dallas 2013, no pet.) (citing *Cire v. Cummings*, 134 S.W.3d 835, 840 (Tex. 2004)). “Rather, the trial court ‘must analyze the available sanctions and offer a reasoned explanation as to the appropriateness of the sanction imposed.’” *Imagine Automotive Grp. v. Boardwalk Motor Cars, Ltd.*, 430 S.W.3d 620, 634 (Tex. App.—Dallas 2014, pets. denied)) (quoting *Shops at Legacy*, 418 S.W.3d at 233).

Under any articulation of the standard, it has been met here. The Court has already twice ordered the House to produce relevant documents as soon as practicable, and the House Managers have blatantly ignored those orders. Even while the Attorney General’s most recent motion to compel has been pending, the House has continued its late production of documents, without explanation or apology. This is nothing more than a continuation of the House’s commitment to secrecy and obfuscation throughout its impeachment investigation. Nothing that this Court can

order could possibly ensure a fair trial at this late stage. The Court should refuse to countenance the House Managers' deliberate disregard of its order any longer. Moreover, there is nothing whatsoever to suggest that any lesser sanction, or the threat of additional sanctions, will now miraculously cajole them into compliance. The House, the House Managers, and their counsel have been obfuscatory and noncompliant with this Court's directives from the beginning of these proceedings, and they have done nothing to demonstrate that they will change their ways. But the Court should not permit a trial to go forward that has been tainted from its inception. The Court should end these proceedings and return the allegations against the Attorney General to the rightful jury—the People of Texas—who can make of the House's evidence what they will in the proper forum for any political question: the ballot box.

B. At a Minimum, Witnesses and Exhibits Should Be Excluded.

If the Court will not end these proceedings, then at a minimum it must exclude the witnesses and exhibits that the House, through its wrongful withholding of documents and gamesmanship, has refused to timely disclose under the Court's Discovery Order. “[E]xclusion of evidence . . . is in the nature of a court-fashioned sanction for prosecutorial misconduct[.]” *Francis v. State*, 428 S.W.3d 850, 855 (Tex. Crim. App. 2014). Similarly, Texas civil law provides for a broad range of discovery abuse sanctions, including witness and document exclusion for failing to timely provide or supplement responses. Tex. R. Civ. P. 215; Tex. R. Civ. P. 193.6. Indeed, failing to provide complete or supplement responses automatically requires exclusion of the evidence at issue. *Alvarado v. Farah Mfg. Co.*, 830 S.W.2d 911, 914 (Tex. 1992); Tex. R. Civ. P. 193.6(a). This includes excluding witnesses. *Id.* The discovery process's primary goal is to prevent trial by ambush, and neither the lack of surprise nor the inadvertence of offending counsel is good cause

to excuse imposition of this mandatory sanction. *Id.* at 914-915; *see also Clark v. Trailways, Inc.*, 774 S.W.2d 644, 646 (Tex. 1989).

Here, the House continues to belatedly disclose documents it has itself identified as important to this case. Again, 65% of the House's own exhibits to its motion responses were produced after August 5, 2023 or have not been produced at all. Exhibit A. Just last night, August 17, 2023, the House produced additional documents it has had in its possession from a key witness, Mark Penley. Exhibit D. No explanation for the late disclosure was provided. None is acceptable. The House should also be compelled to identify the nine witnesses that the House interviewed and relied upon in passing the Articles of Impeachment but has to date refused to identify (or to provide their documents), and each of these witnesses should be excluded. The testimony of Mark Penley should also be excluded for the House's intransigence in turning over documents related to him. And as requested in the pending motion to compel, all of the House Managers' late-filed, late-disclosed exhibits should be excluded from trial.

C. The Court Should Also Grant the Attorney General's Pending Motion to Compel, and the All the Relief Requested Therein.

The House's failure to deliver on its promised response to the Attorney General's motion to compel, as well as its motion responses littered with belatedly produced exhibits, make its intentions clear. It has strategically withheld documents past crucial deadlines in this case in a transparent endeavor to hamper the Attorney General's defense. Its apparent strategy to attempt a trial by ambush should be directly addressed by this Court.

This Court should sanction the House Managers so there can be no doubt that this Court's orders are exactly that: orders that should be followed. The Court should impose the sanctions previously requested, and in particular it should strike from the record any exhibit to the House's

motion responses that was produced to the Attorney General after the August 5, 2023 pretrial motions deadline.

The Attorney General also respectfully requests that the Court direct the House Managers and their counsel to show cause why an appropriate monetary sanction against them for their repeated violations of this Court's Discovery Order and their continued gamesmanship should not be imposed. Specifically, the Court should order an immediate response to all pending discovery motions, and the House Managers and their counsel should show cause why a daily monetary sanction should not be imposed until they have fully complied with the Court's orders.

CONCLUSION AND RELIEF REQUESTED

The House's impeachment-by-ambush and violence to our Constitution in the form of this ahistorical and unrepresented attack on democracy cannot be countenanced. This Court can make clear that the House's tactics and flagrant violations of the Senate's lawful orders will not be tolerated by ending these corrupt impeachment proceedings. Imposing the ultimate sanction of dismissal will restore the voters' confidence that the impeachment process will not be abused in pursuit of craven political motives. Absent dismissal of the articles, this Court should exclude the evidence that was withheld in violation of the Court's discovery orders and impose all of the sanctions the Attorney General has requested.

Respectfully submitted.

/s/ Christopher D. Hilton

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CERTIFICATE OF SERVICE

This motion was served via email on the Senate, the Lieutenant Governor, and the House Board of Managers through their counsel, Rusty Hardin and Dick DeGuerin on August 18, 2023.

/s/ Christopher D. Hilton

**THE SENATE OF THE STATE OF TEXAS
SITTING AS A HIGH COURT OF IMPEACHMENT**

**IN THE MATTER OF
WARREN KENNETH
PAXTON, JR.**

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**EXHIBIT LIST TO
HOUSE MANAGERS' RESPONSES TO PAXTON'S MOTIONS**
(filed 8.15.2023)

Ex. No.	Description	Bates No.
001	OAG Senior Staff	
002	Maxwell 2020.07.21 Interview of Paul & Wynne	HBOM00025970 (7/20)
002-A	Transcript of Maxwell 2020.07.21 Interview of Paul & Wynne	
003	Maxwell 2020.08.05 Interview of Paul & Wynne	
003-A	Transcript of Maxwell 2020.08.05 Interview of Paul & Wynne	
004	Sen Huffman's Questioning re Special Prosecutor	
005	Cammack Meeting with Doss & Wynne	
005_A	Transcript of Cammack Meeting with Doss and Wynne	
006	Cammack Meeting with Marwitz & Wynne	HBOM00025975 (7/20)
006-A	Transcript of Cammack Meeting with Marwitz & Wynne	
007	Paxton on Mark Davis Show - 2021.12.02	
007-A	Transcript of Paxton on Mark Davis Show - 2021.12.02	
008	Paxton on Mark Davis Show - 2022.01.31	
008-A	Transcript of Paxton on Mark Davis Show - 2022.01.31	
009	Brickman_James Interview Transcript	7/21
010	Chester_Ray Interview Transcript	7/21

Ex. No.	Description	Bates No.
011	Intentionally Left Blank	
012	Godbey_Joshua Interview Transcript	7/21
013	Maxwell_David Interview Transcript	7/21
014	Montford_Mindy Interview Transcript	
015	Moore_Margaret Interview Transcript	7/21
016	Penley_Mark Interview Transcript	7/21
017	Intentionally Left Blank	
018	Vassar, Ryan Interview Transcript	7/21
019	Wicker_Andrew Interview Transcript	7/21
020	Paxton's State Indictments	
021	2019.08.12 Court Order Sealing SW on NP Residence	HBOM00208120 8/6
022	2019.08.12 SW on WC Holdings Office	HBOM00224753 8/6
023	2019.08.21 Mitte Settlement w NP & Election to Declare Void	HBOM00213065 8/6
024	2019.09.05 Court Order to Disclose SW & Inventory to NP	HBOM00228606 8/6
025	2019.12.17 Paul's Attorneys complain of OAG's analysis of ORR	HBOM00191081 8/6
026	2019.12.26 Paxton-Brickman texts	HBOM00272251 8/11
027	2020.01.01 Mateer_Bangert_Gordon emails re Request for Reconsideration of ORR to SSB	HBOM00238101 8/8
028	2020.01.02 Bangert's Handwritten Notes	HBOM00176696 8/2
029	2020.01.14 Gordon to Bangert with breakdown on ORR to SSB	HBOM00180405 8/6
030	2020.01.28 EAM recommending waiving AG's interest in Mitte	HBOM00195668 8/6
031	2020.01.31 AG Waiver in Mitte Litigation	HBOM00250989 8/8
032	2020.04.11 OAG Covid Guidance Compilation	HBOM00191450 8/6

Ex. No.	Description	Bates No.
033	2020.06.02 OAG has no interest in Mitte litigation	HBOM00180799 8/6
034	2020.06.02 ORR Ruling on PIR to DPS	HBOM00190743 8/6
035	2020.06.03 Memo of issues re Mitte	HBOM00199542 8/6
036	2020.06.08 OAG's Petition in Intervention in Mitte Litigation	HBOM00227133 8/6
037	2020.06.10 Godbey to Day - Mitte not responsible for WC Financial Woes	HBOM00238839 8/8
038	2020.06.18 Bangert's Notes - WC Refuses to provide discovery to Mitte	HBOM00176714 8/2
039	2020.06.24 Sheena Paul email confirming Mediation & asking for Stay	HBOM00239359 8/8
040	2020.07.03 World Class ltr to Court re Mitte Mediation	HBOM00220031 8/6
041	2020.07.04 Wood emails Nate Paul with photos from Paxton house	HBOM00176216 7/28
042	2020.07.06 Godbey to Scarborough re two mediators	HBOM00180916 8/6
043	2020.07.07 OAG's Motion to Stay Proceedings in Mitte Litigation	HBOM00258126 8/8
044	2020.07.18 Matter email refusing Paul's request for a meeting	HBOM00271620 8/10
045	2020.07.22 Mateer Memo to file re relaying to Paxton concerns re NP	HBOM00200504 8/6
046	2020.07.22 Nate Paul Complaint re Mitte	HBOM00180974 8/6
047	2020.07.24 Mateer email string re NP's constant harassment	HBOM00216544 8/6
048	2020.07.31 Text Exchange between Hughes & Fisher re Foreclosure Guidance	HBOM00016777 7/14
049	2020.08.01 Foreclosure Guidance letter to Sen Hughes	HBOM00191201 8/6
050	2020.08.01 Near final DRAFT Foreclosure Guidance ltr to Sen Hughes	HBOM00191198 8/6
051	2020.08.03 World Class Judicial Reliance on OAG Foreclosure ltr	HBOM00016766 7/14
052	2020.09.23 Series of emails from Michael Wynne to Cammack	HBOM00214818 8/6
053	2020.09.25 Wynne email to Cammack passing along Paul's instructions	HBOM00214840 8/6
054	2020.09.28 GJ Subpoenas Issued by Cammack	HBOM00189442 8/6

Ex. No.	Description	Bates No.
055	2020.09.28 Mateer Memo to File re Penley's Meeting with Paxton	HBOM00271680 8/10
056	2020.09.28 Paxton use of Private Email Accounts	HBOM00241354 8/8
057	2020.09.29 Mase Memo to File	HBOM0018136 7/14
058	2020.09.30 AG Notice of Nonsuite in Mitte Litigation	HBOM00259566 8/8
059	2020.09.30 Bangert Summary re Foreclosure	HBOM00181372 8/6
060	2020.09.30 Cammack emails to Paxton's personal email	HBOM00243568 8/8
061	2020.09.30 Cammack invoice - incl calls with Paxton	HBOM00181603 8/6
062	2020.09.30 Loper and Paxton text messages	HBOM00176462 8/2
063	2020.09.30 Penley ltr to Cammack ordering him to cease and desist	HBOM00193980 8/6
064	2020.09.30 Tanner gets call from Bank about a Cammack GJ Subpoena	HBOM00181375 8/6
065	2020.09.30 Wicker texts Mateer that Paxton arrives in Austin at 10PM	HBOM00272293 8/11
066	2020.10.01 Penley refuses to sign Cammack's contract	HBOM00181792 8/6
067	2020.10.01 Whistleblowers' text to Paxton re reporting violations	HBOM00206471 8/6
068	2020.10.02 Paxton email telling Vassar Paxton hired Cammack	HBOM00206275 8/6
069	2020.10.07 OAG Tweet re his hiring of Cammack	
070	2020.10.08 Bangert learns of Paxton's comments re Cammack in Dallas News	HBOM00185529 8/6
071	2020.10.09 AAS - World Class foreclosure sales canceled after Paxton legal opinion	HBOM00274969 8/11
072	2020.10.09 TCDA Moore's letter to Paxton re Cammack	HBOM00236017 8/6
073	2020.10.11 Wynne letter to Paxton re Litigation Hold	HBOM00244091 8/8
074	2020.10.15 Darren McCarty's Formal Complaint to OAG	HBOM00244170 8/8
075	2020.11.02 Webster Meeting with Penley	HBOM00186014 8/6
076	2020.11.16 Webster Meeting with Vassar	HBOM00186011 8/6

Ex. No.	Description	Bates No.
077	2020.12.04 Draft OAG Investigative Report	HBOM00184542 8/6
078	2020.12.23 Draft OAG Investigative Report	HBOM00228654 8/6
079	2021.01.19 Nate Paul Depo in ATX Lenders Case	HBOM00271792 8/10
080	2021.01.21 Melinda Montford Affidavit	HBOM00131363 7/21
081	Bangert's handwritten notes	RB000002
082	Cammack GJ Subpoenas - Applications	HBOM00243343 8/8
083	Cammack's draft Affidavit in Support of Application for Search Warrant	HBOM00195065 8/6
084	Cammack's Targets for GJ Subpoenas	HBOM00191935 8/6
085	Deep Sea	HBOM00214375 8/6
086	Operation Longhorn	HBOM00224641 8/6
087	ORR to DPS File re Com with NP & WC incl FBI Brief	ORR-828822-20 - 8/6 HBOM00197182
088	ORR to SSB File - ORR-798456-19	HBOM00190918 8/6
089	Uber Production	
089-A	Uber Rides Chart	
090	Undated Memo re WB Litigation and Goal of Avoiding Discovery	HBOM00187097 8/6
091	Webster Memo with re Explanation for OAG's involvement with NP Investigation	HBOM00187661 8/6
092	Whistleblowers' Mediated Settlement Agreement	HBOM00237982 8/8
093	2020.09.28 Paxton use of Private Email for Work	
094	2020.11.02 Nate Paul Depo in Mitte case - Testimony re Laura Olson	HBOM00016648 7/14
095	2020.09.26 Penley's Notes Prior to Mtg with Paxton	HBOM00274979 8/12
096	2020.09.26 Penley's Notes Post Mtg with Paxton	HBOM00274982 8/12
097	2020.09.30 Penley Memo to Mateer re Nate Paul Investigation	HBOM00271652 8/10

Ex. No.	Description	Bates No.
098	2020.09.25 Mateer Memo to File re Cammack Contract	HBOM00191668 8/6
099	Mateer's Notes	HBOM00271695 8/10
100	2020.12.27 Webster email with draft OAG Investigative Report	HBOM00184586 8/6
101	2020.09.30 Paxton text to Trustee re payment to contractor	HBOM00176480 8/2
102	2020.10.01 Wire Transfer to Cupertino Builders	HBOM00176412 8/2
103	Cupertino Builders Certificate of Formation	
104	2021.01.26 Sheena Paul Deposition transcript	HBOM00272658 8/11
105	2021.01.15 Depo of Jeremy Stoler	HBOM00272732 8/11
106	2022.010.30 Receiver's Report Documenting Defendants' Non-Compliance	HBOM00272148 8/11
107	Discovery filings in Whistleblowers' Civil Case	
108	Final OAG Report of Investigation into Complaints - final version	HBOM00193332 8/6
109	2019.12.9 Mitte Notice to OAG	HBOM00018707 7/14
110	2020.10.05 Vassar Email re Outside Counsel Contract	OAG_SUB-0012173
111	2020.09.15 Draft EAM re Cammack	OAG_SUB-00004004
112	2020.09.09 Cammack Emails w Wynne	OAG_SUB-00006257
113	2020.10.01 Cammack and Paxton Emails	OAG_SUB-00027631
114	2019.11.20 WC Mitte draw battle lines	OAG_SUB-00029428
115	2021.01.14 OAG Opposed Mtn for Protective Order	Brickman 02134
116	2023.03.08 WB Mtn to Lift Abatement	Brickman 02650
117	2020.06.26 ORDER Granted RE Plaintiff's Motion for Sanctions 12K	
118	2020.10.05 OAG Statement on Recent Allegations and Rogue Employees	OAG_SUB-00007847
119	2020.10.08 OAG Communications re Misrepresentations on Twitter	OAG_SUB-0042044

Ex. No.	Description	Bates No.
120	2020.10.12 ORDER Granting Receiver's Motion for Sanctions 105K	
121	2020.10.15 Bangert Formal Complaint	OAG_SUB-00060605
122	2020.10.15 McCarty Formal Complaint	OAG_SUB-0060554
123	2020.10.29 Brickman Grievance Appeal	OAG_SUB-0006732
124	2021.01.07 OAG Opposed Motion to Quash	Brickman 02078
125	2021.02.09 WB 2nd And Petition	Brickman 02295
126	2021.02.12 OAG Mtn to Quash Maxwells Subpoenas	Brickman 02424
127	2021.03.01 OAG Draft Report vetted by KP	OAG_SUB-00049097
128	2021.03.01 OAG Notice of Accelerated Appeal	Brickman 02520
129	2021.03.23 Order denying OAG 91a MTD	Brickman 02528
130	2022.01.05 OAG Petition for Review	OAG_SUB-00005813
131	2023.02.07 WB Settlement Discussions	HBOM00176295
132	Mitte v WC _ DOCKET SHEET	
133	Orders Granting WC Attorney Withdrawals	
134	WB Group Text	Brickman 00204
135	2020.10.02 Maxwell Admin Leave	OAG_SUB-00005615
136	2023.03.24 WB Ltrs to Legislature re Paxton Misstatements and Settlement	HBOM00273619 8/11
137	2020.10.01 Motion to Quash	OAG_SUB-00006086
138	2023.08.10 Federal grand jury reviewing Paxton's ties to Austin developer Nate Paul	
139	2020.10.19 Vassar on Admin Leave	OAG_SUB-00043524
140	2020.11.17 Vassar Termination Ltr	OAG_SUB-00024262
141	2020.12.09 EAM re Lewis Brisbois Engagement	OAG_SUB-00053599

Ex. No.	Description	Bates No.
142	Paxton State Indictments	
143	2023.05.23 OAG publishes Lewis Brisbois Report	
144	2023.05.24 Lewis Brisbois Report	HBOM00017220 7/14
145	HGIC_SUB-00049847	
146	Screenshot from Cammack of Paxton's signature on his contract	
147	2020.12.4 Initial Draft OAG Report	
148	2020.12.21 Revised Draft OAG Report	OAG_SUB-00047919
149	2020.06.23 Olson's employment contract with World Class	HBOM00275144 8/16
150	Olson Lease Agreements Aug 2020-Nov 2023	8/16

RE: House Board of Manager's 13th Supplemental Production

From Stella Jares <Stella.Jares@rustyhardin.com>

To Chris Hilton<christopher.d.hilton@proton.me>

CC judd.e.stone<judd.e.stone@proton.me>, Amy Hilton<amy.s.hilton@proton.me>, tbuzbee@txattorneys.com, Dan Cogdell<dan@cogdell-law.com>, Joseph N. Mazzara<joseph.mazzara@stonehilton.com>, kateland.jackson<kateland.jackson@proton.me>, allison.collins23@proton.me, lgraham@rustyhardin.com, jbreverka@rustyhardin.com, Anthony Osso<janthonyosso@cogdell-law.com>, plinson@teris.com, aus.edd@teris.com, Colby Holler<Choller@txattorneys.com>, Mitch Little<Mitch.Little@solidcounsel.com>, Jan Blair<jblair@wshllp.com>, patsy.spaw@senate.texas.gov<Patsy.Spaw@senate.texas.gov>

Date Wednesday, August 16th, 2023 at 12:56 AM

Counsel,

The Texas House of Representatives Board of Managers is making its 13th Supplemental Production today, documents bates labeled **HBOM00274988 – HBOM00276280**, consisting of the following:

A more legible copy of a portion of Mark Penley's previously produced handwritten notes

Miscellaneous publicly available Court and Secretary of State filings and media posts

Subpoenaed records from Pearl Lantana Apartments

Ryan Vassar's production made pursuant to Senate subpoena issued at Paxton's request

You should be receiving notice shortly that the production load files has been uploaded to the Sharefile site and are available for downloading.

Please let me know if you have any trouble accessing the production.

Thank you,

Stella Jares

EXHIBIT B

Stella Musick Jares

Paralegal

Rusty Hardin & Associates, LLP

1401 McKinney, Suite 2250

Houston, Texas 77010

(713) 652-9000

(713) 652-9800 *fax*

(713) 249-3028 *cell*

EXHIBIT B

RE: House Board of Manager's 14th Supplemental Production

From Stella Jares <Stella.Jares@rustyhardin.com>

To Chris Hilton<christopher.d.hilton@proton.me>

CC judd.e.stone<judd.e.stone@proton.me>, Amy Hilton<amy.s.hilton@proton.me>, tbuzbee@txattorneys.com, Dan Cogdell<dan@cogdell-law.com>, Joseph N. Mazzara<joseph.mazzara@stonehilton.com>, kateland.jackson<kateland.jackson@proton.me>, allison.collins23@proton.me, lgraham@rustyhardin.com, jbrevorka@rustyhardin.com, Anthony Osso<janthonyosso@cogdell-law.com>, plinson@teris.com, aus.edd@teris.com, Colby Holler<Choller@txattorneys.com>, Mitch Little<Mitch.Little@solidcounsel.com>, Jan Blair<jblair@wshllp.com>, patsy.spaw@senate.texas.gov<Patsy.Spaw@senate.texas.gov>

Date Wednesday, August 16th, 2023 at 4:42 PM

Counsel,

The Texas House of Representatives Board of Managers is making its 14th Supplemental Production today, documents bates labeled **HBOM00276281 – HBOM00276341**. This production consists of the subpoenas issued by the Texas House of Representatives as well as Document Preservation Letters sent by the House Committee on General Investigating.

You should be receiving notice shortly that the production load files have been uploaded to the Sharefile site and are available for downloading.

Please let me know if you have any trouble accessing the production.

Thank you,

Stella Jares

Stella Musick Jares

EXHIBIT C

Paralegal**Rusty Hardin & Associates, LLP****1401 McKinney, Suite 2250****Houston, Texas 77010****(713) 652-9000****(713) 652-9800 *fax*****(713) 249-3028 *cell***

RE: House Board of Manager's 15th Supplemental Production

From Stella Jares <Stella.Jares@rustyhardin.com>

To Chris Hilton<christopher.d.hilton@proton.me>

CC judd.e.stone<judd.e.stone@proton.me>, Amy Hilton<amy.s.hilton@proton.me>, tbuzbee@txattorneys.com, Dan Cogdell<dan@cogdell-law.com>, Joseph N. Mazzara<joseph.mazzara@stonehilton.com>, kateland.jackson<kateland.jackson@proton.me>, allison.collins23@proton.me, lgraham@rustyhardin.com, jbreworka@rustyhardin.com, Anthony Osso<janthonyosso@cogdell-law.com>, plinson@teris.com, aus.edd@teris.com, Colby Holler<Choller@txattorneys.com>, Mitch Little<Mitch.Little@solidcounsel.com>, Jan Blair<jblair@wshllp.com>, patsy.spaw@senate.texas.gov<Patsy.Spaw@senate.texas.gov>

Date Thursday, August 17th, 2023 at 11:02 PM

Counsel,

The Texas House of Representatives Board of Managers is making its 15th Supplemental Production today, documents bates labeled **HBOM00276342 – HBOM00279250**. This production consists of the following:

The Business Records Affidavit and an additional document produced by Pearl Lantana Apartments

Subpoenaed records from DPS

Additional documents received from Mark Penley

Subpoenaed records from Texas Facilities Commission

You should be receiving notice shortly that the production load files have been uploaded to the Sharefile site and are available for downloading.

Please let me know if you have any trouble accessing the production.

Thank you,

Stella Jares

EXHIBIT D

Stella Musick Jares

Paralegal

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Houston, Texas 77010

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