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CLERK OF SUPERIOR &
JUVENILE COURTS
FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:20

STATE OF GEORGIA

CINDY MASON CLERK
COLUMBIA COUNTY GEORGIA

CHARLES MOYE, MARGARET MOYE,)
INDIVIDUALLY, AND ON BEHALF OF)
ALL OTHER PERSONS SIMILARLY)
SITUATED,)

Plaintiffs,)

Civil Action File No.
2015CV0751

v.)

MARSHALL SQUARE RETIREMENT)
COMMUNITY, LLC, RESORT LIFESTYLE)
COMMUNITIES, INC., CAMERON)
GENERAL CONTRACTORS, INC.,)
GOODMAN COMPANY, L.P., ZACKERY M.)
FREEHOF, CHRIS BRYDE, and)
JOHN/JANE DOE 1-10)

Defendants.)

COMPLAINT - CLASS ACTION

COMES NOW Plaintiffs Charles Moye and Margaret Moye, individually and on behalf of all other persons or entities similarly situated, and files this Class Action Complaint against Defendants Marshall Square Retirement Community LLC, Resort Lifestyle Communities, Inc., Cameron General Contractors, Inc., Goodman Company, L.P., Zackery M. Freehof, Chris Bryde, and John/Jane Doe 1-10 and respectfully shows the Court the following:

1.

The claims of the Plaintiffs and the class of persons they seek to represent arise from a massive and deadly fire that occurred during the early morning hours of June 2,

CARL C. BROWN

RECORDED & SCANNED IN
MINUTECLERK 10-19-15

2015 at the Marshall Square Resort Lifestyle Retirement Community facility ("Marshall Square") located at 850 Ronald Reagan Drive, Evans, Georgia.

2.

Defendant Marshall Square Retirement Community LLC is a foreign corporation that is authorized to transact business in the state of Georgia and is subject to the jurisdiction of the Court. Said Defendant may be served by serving its registered agent for service, Registered Agent Solutions, Inc., 900 Old Roswell Lakes Parkway, Suite 310, Roswell, Georgia 30076.

3.

Defendant Resort Lifestyle Communities, Inc. is a foreign corporation that is authorized to transact business in the state of Georgia and is subject to the jurisdiction of the Court. Said Defendant may be served by serving its registered agent for service, Registered Agent Solutions, Inc., 900 Old Roswell Lakes Parkway, Suite 310, Roswell, Georgia 30076.

4.

Defendant Cameron General Contractors, Inc. is a foreign corporation that is transacting business in the state of Georgia and is subject to the jurisdiction of the Court. Said Defendant may be served by serving its registered agent for service, Breck Collingsworth, 8040 Eiger Drive, Lincoln, NE 68516. ➔ 402.420.3145

5.

Defendant Goodman Company, L.P. ("Goodman") is a Delaware corporation that transacts business in the state of Georgia. Said defendant is subject to the jurisdiction of the Court and may be served by serving its registered agent for service, CT Corporation Systems, 1201 Peachtree Street, NE, Atlanta, Fulton County, Georgia 30361.

6.

Defendant Zackery M. Freehof is a resident of Columbia County, Georgia and is subject to the jurisdiction of the court.

7.

Defendant Chris Bryde is a resident of Columbia County, Georgia and is subject to the jurisdiction of the Court.

8.

It is Plaintiff's intention to name as additional defendants any other persons or entities whose negligent acts and omissions caused or contributed to the fire at Marshall Square. The John/Jane Doe 1-10 Defendants are the presently unknown individuals and entities whose negligent acts or omissions caused or contributed to Plaintiff's damages alleged herein.

9.

Venue is proper in this Court as to all Defendants in that Zackery M. Freehof and Chris Bryde are residents of Columbia County, Georgia.

CLAIMS OF THE NAMED PLAINTIFFS

10.

On and before June 2, 2015, Plaintiffs were residents of Marshall Square in apartment number 332 under a rental agreement. Plaintiffs owned valuable personal property and equipment, including sentimental personal effects located in their apartment.

11.

That the named Plaintiffs are over the age of 90 and Plaintiff Margaret Moye uses a walker. These facts were known to the Defendants and, despite that knowledge,

Plaintiffs were placed in an apartment on the third floor of the building when Defendants knew that it would be difficult to evacuate the Plaintiffs from their apartment in case of a fire or other disaster.

12.

Marshall Square was designed, constructed, owned, managed, controlled, and operated by Defendants Marshall Square Retirement Community LLC, Resort Lifestyle Communities, Inc., and Cameron General Contractors, Inc. (hereinafter sometimes referred to collectively as the "Marshall Square Defendants").

13.

The Marshall Square Defendants are affiliated and related corporate entities that jointly design, construct, own, manage, and operate a number of retirement living facilities like Marshall Square.

14.

Defendant Goodman manufactured and distributed packaged terminal air conditioner/heat pump ("PTAC") units that were purchased and installed in the Marshall Square retirement living facility by the Marshall Square Defendants sometime before June 2, 2015.

15.

At all times relevant to this action, Defendants Zackery M. Freehof and Chris Bryde were the agents, servants, and management employees of one or all of the Marshall Square Defendants and were acting within the course and scope of their employment therewith. Freehof was the night concierge on duty at the time of the fire and Bryde was the property manager on duty at the time of the fire. The Marshall

Square Defendants are vicariously liable for the negligence of Defendants Freehof and Bryde as alleged herein.

16.

On or about June 2, 2015, a massive fire occurred at Marshall Square, resulting in the total loss and destruction of Plaintiffs' personal property and effects valued at approximately \$90,000, not including items that cannot be replaced and have a value to the named Plaintiffs that is difficult to quantify.

17.

The Marshall Square Defendants were negligent in constructing Marshall Square with a flawed architectural design, an inadequate fire protection and alarm system, and highly combustible building materials that failed to meet industry standards for a facility that houses elderly residents suffering from mental and physical limitations and impairments.

18.

Upon information and belief the fire at Marshall Square was caused by and originated in a defective PTAC unit manufactured and distributed by Goodman and installed by the Marshall Square Defendants in the billiard room on the third floor of the Marshall Square facility. Defendants knew or should have known that the power cord in the PTAC unit was defective and prone to overheating, thus posing a clear and present danger and fire hazard to persons and property at the facility.

19.

The Marshall Square Defendants also negligently promulgated and implemented a "shelter in place" fire evacuation plan for the residents at the facility, including Plaintiffs. Defendants Freehof and Bryde were negligent in not following common sense

and logic in not assisting in getting elderly residents, including the named Plaintiffs, to evacuate the premises. Under this "shelter in place" policy, Plaintiffs and all other residents were negligently instructed by Freehof and Bryde to remain in their apartments and not remove their personal property in the event of a fire at the facility. Prior to June 2, 2015 the Columbia County Fire Marshall alerted the Marshall Square Defendants and Defendant Bryde to the deficiencies in said policy, including the probability that the policy violated the state fire code and industry standards. Despite these warnings, the Marshall Square Defendants and Defendants Freehof and Bryde negligently failed to abandon or revise the "shelter in place" policy, which placed Plaintiffs at risk of injury to their persons and property.

20.

During the fire on June 2 Defendants Bryde and Freehof negligently instructed residents to "shelter in place" in their rooms as they downplayed and minimized the danger of the fire that was rapidly spreading throughout the Marshall Square facility.

21.

Caryl Pender, the daughter of the named Plaintiffs, was instrumental in getting her parents out of the building and to safety, and also assisted other elderly residents in leaving the building.

22.

Had it not been for Caryl Pender's actions, more deaths and injuries would have occurred.

23.

The actions of the Marshall Square Defendants and Defendants Freehof and Bryde diverted firefighters and public safety workers from putting out the fire because

they had to initially evacuate the building based on the "shelter in place" policy of the Marshal Square Defendants and Defendants Freehof and Bryde.

24.

Defendants Bryde and Freehof negligently failed to recognize and appreciate how serious the fire was and negligently failed to provide accurate and timely information and instructions for the safe evacuation of persons and property from the facility.

25.

Plaintiffs' losses described herein are the direct result of the Defendants' defective design, construction, management and operation of the building and equipment in the Marshall Square facility.

26.

After the fire, the Marshall Square Defendants made no effort to recover personal property of a sentimental value, some of which was located in safes, but allowed the clean-up crews to take items that were irreplaceable, including items of jewelry that the named Plaintiffs had in their own safe.

27.

As a sole and proximate result of Defendants' negligence, Plaintiffs are entitled to recover direct and consequential damages from Defendants in an amount shown by the evidence at trial.

CLASS ACTION ALLEGATIONS

28.

Plaintiffs bring this case as a class action pursuant to the provisions of Rule 23 of the Georgia Civil Practice Act. Defendants, either jointly, individually, or through its

agents, employees, and/or independent contractors, were negligent and violated Georgia law, which resulted in the losses described herein.

29.

There were approximately 80 Georgia residents living at Marshall Square who were similarly situated to Plaintiff, so the class of plaintiffs is so numerous that joinder of all members is impractical.

30.

The claims of the representative Plaintiffs are typical of the claims of the members of the class.

31.

The representative Plaintiffs will fairly and adequately protect and represent the interests of each member of the class.

32.

The questions of law or fact common to the claims of the representative Plaintiffs and each member of the class predominate over any questions affecting only individual members.

33.

Liability and causation can be determined on a class-wide basis because the cause of the disaster is a single course of conduct that is identical for the named Plaintiffs and each member of the class. Any minor variations in the amount of damages suffered among the class members would not destroy the class.

34.

A class action is superior to the other available methods for the fair and efficient adjudication of this controversy.

For purposes of this action, the class shall consist of the following:

All residents of Marshall Square Resort Lifestyle Retirement Community who suffered personal property damage or loss as a result of the fire that occurred on or about June 2, 2015, or whose personal property was not recovered and returned to its owner but auctioned off or otherwise disposed of.

The questions of law and fact common to all members of the class include:

- (a) Whether Defendants, directly or indirectly, were negligent and caused the fire that resulted in Plaintiff's loss of or damage to personal property;
- (b) Whether Defendants, directly or indirectly, violated local or state law and caused the fire that resulted in Plaintiff's loss of or damage to personal property; and
- (c) Whether putative class members lost personal property or suffered direct and consequential damages as a result of Defendants' negligence and /or violations of local or state law.

To the extent that each putative class member suffered property loss or damage on or about June 2, 2015, said loss or damage was caused by Defendants' negligent conduct and/or violations of law. Therefore, the claims advanced herein by the Plaintiffs are typical of the claims being asserted by each member of the putative class. The Plaintiffs' claims do not conflict with the claims of the class as a whole and are based upon the same legal theory as the members of the putative class.

38.

Plaintiffs have engaged the undersigned legal counsel and are diligently pursuing claims against Defendants individually and on behalf of all other persons or entities similarly situated. Plaintiffs and their undersigned counsel will fairly and adequately protect and represent the interests of each member of the putative class.

39.

Plaintiffs are not aware of any pending litigation to which any member of the putative class is a party in which any question of law or fact controverted in the subject action is to be adjudicated.

40.

Plaintiffs have retained competent counsel experienced in the prosecution of class action commercial litigation. Plaintiffs have no interests that conflict with or are adverse to any member of the proposed class.

41.

Plaintiffs are not aware of any factors which suggest this Court is an undesirable forum for concentrating the litigation described in the subject action.

42.

Since the claims of the named Plaintiffs and the members of the class are virtually identical and common questions of law and fact predominate, Plaintiffs are not aware of any difficulties likely to be encountered in the management of the claims asserted on behalf of Plaintiffs and the members of the putative class.

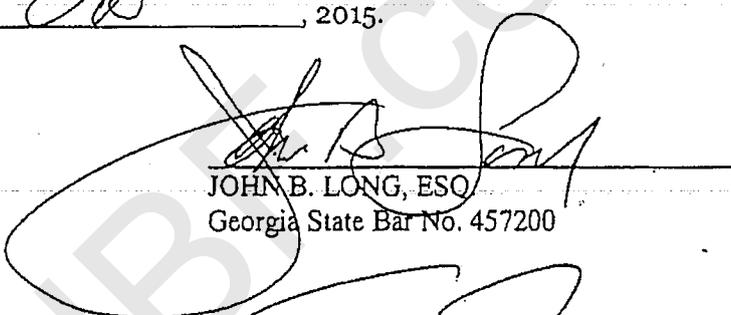
WHEREFORE, Plaintiffs, individually, and on behalf of all other persons or entities similarly situated pray for the following relief:

(a) That the Court enter an Order certifying the claims of the Plaintiffs and all other persons or entities similarly situated as a class action pursuant to the provisions of the Georgia Civil Practice Act;

(b) That the Plaintiffs and the other members of the class so certified have judgment against Defendants awarding them direct and consequential damages in an amount shown by the evidence at trial, including damages for property wrongfully converted by the actions of Defendant; and

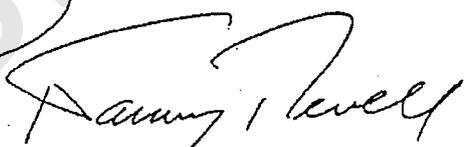
(c) That the named Plaintiffs and the members of the class be granted such other and further relief as is just and equitable under the circumstances.

This 14th day of Oct, 2015.



JOHN B. LONG, ESQ.
Georgia State Bar No. 457200

Tucker Long, P.C.
P.O. Box 2426
Augusta, Georgia 30903
(706) 722-0771



Harry D. Revell
Georgia Bar No. 601331
Sam G. Nicholson
Georgia Bar No. 543875
Adam W. King
Georgia Bar No. 965389
G. Sam Nicholson
Georgia Bar No. 241836

Nicholson Revell LLP
Gateway Professional Center
4137 Columbia Road
Augusta, Georgia 30907
(706) 722-8784

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CLERK OF SUPERIOR &
JUVENILE COURTS
FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:33

STATE OF GEORGIA

CINDY MASON CLERK
COLUMBIA COUNTY GEORGIA

Charles Moya, Margaret Moya,
Individually, and on behalf of
all other persons similarly
situated

CIVIL ACTION,
NUMBER 2015CV0751

PLAINTIFF

VS.

Marshall Square Retirement Community, LLC;
Resort Lifestyle Communities, Inc.;
Cameron General Contractors, Inc.;
Goodman Company, L.P.; Zackery M. Freehof;
Chris Bryde; and John/Jane Doe 1-10

DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT: Marshall Square Retirement Community, LLC

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

John B. Long, Esq.
P.O. Box 2426
Augusta, GA 30903

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 16th day of October, 2015

CINDY MASON
Clerk of Superior Court

By Annalisa Bodie
Deputy Clerk

Instructions: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

CARL C. BROWN

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MINUTES 2015.10.19.15



CLERK OF SUPERIOR & JUVENILE COURTS FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:32

STATE OF GEORGIA

CINDY MASON CLERK COLUMBIA COUNTY GEORGIA

Charles Moyer, Margaret Moyer, Individually, and on behalf of all other persons similarly situated

CIVIL ACTION, NUMBER 2015CV0751

PLAINTIFF

VS.

Marshall Square Retirement Community, LLC; Resort Lifestyle Communities, Inc.; Cameron General Contractors, Inc.; Goodman Company, L.P.; Zackery M. Freehof; Chris Bryde; and John/Jane Doe 1-10

DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT: Resort Lifestyle Communities, Inc.

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

John B. Long, Esq. P.O. Box 2426 Augusta, GA 30903

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 16th day of October, 2015

CINDY MASON Clerk of Superior Court

By Annalisa Bode Deputy Clerk

Instructions: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

RECORDED & SCANNED MINUTES 10-19-15



CLERK OF SUPERIOR & JUVENILE COURTS
FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:30

STATE OF GEORGIA

CINDY MASON CLERK
COLUMBIA COUNTY GEORGIA

Charles Morre, Margaret Moye,
Individually, and on behalf of
all other persons similarly
situated

CIVIL ACTION,
NUMBER 2015CV0751

PLAINTIFF

VS.

Marshall Square Retirement Community, LLC;
Resort Lifestyle Communities, Inc.;
Cameron General Contractors, Inc.;
Geckman Company, L.P., Ezechiel M. Freehof;
Chris Bryde; and John/Jane Doe 1-10

DEFENDANT

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: Cameron General Contractors, Inc.

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

John B. Long, Esq.
P.O. Box 2426
Augusta, GA 30903

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 16th day of October, 2015

CINDY MASON
Clerk of Superior Court

By Annalisa Bodu
Deputy Clerk

Instructions: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

COPY

CLERK OF SUPERIOR & JUVENILE COURTS FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:24

STATE OF GEORGIA

CINDY MASON CLERK COLUMBIA COUNTY GEORGIA

Charles Moye, Margaret Moye, Individually, and on behalf of all other persons similarly situated

CIVIL ACTION, NUMBER 2015CV0751

PLAINTIFF

VS.

Marshall Square Retirement Community, LLC; Resort Lifestyle Communities, Inc.; Cameron General Contractors, Inc.; Goodman Company, L.P.; Zackery M. Freehof; Chris Bryde; and John/Jane Doe 1-10

DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT: Chris Bryde

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

John B. Long, Esq.
P.O. Box 2426
Augusta, GA 30903

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 16th day of October, 2015

CINDY MASON
Clerk of Superior Court

By Annalisa Paduano
Deputy Clerk

Instructions: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

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CLERK OF SUPERIOR &
JUVENILE COURTS
FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:26

STATE OF GEORGIA

CINDY MASON CLERK
COLUMBIA COUNTY GEORGIA

Charles Moya, Margaret Moya,
Individually, and on behalf of
all other persons similarly
situated

CIVIL ACTION,
NUMBER 2015CV0751

PLAINTIFF

VS.

Marshall Square Retirement Community, LLC;
Asort Lifestyle Communities, Inc.;
Cameron General Contractors, Inc.;
Goodman Company, L.P.; Zackery M. Freehof;
Chris Bryde; and John/Jane Doe 1-10

DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT: Zackery M. Freehof

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

John B. Long, Esq.
P.O. Box 2426
Augusta, GA 30903

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 16th day of October, 2015.

CINDY MASON
Clerk of Superior Court

By Annalisa Bodie
Deputy Clerk

Instructions: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

COPY

CLERK OF SUPERIOR &
JUVENILE COURTS
FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:28

STATE OF GEORGIA

CINDY MASON CLERK
COLUMBIA COUNTY GEORGIA

Charles Move, Margaret Move,
Individually, and on behalf of
all other persons similarly
situated

CIVIL ACTION,
NUMBER 2015CV0751

PLAINTIFF

VS.

Marshall Square Retirement Community, LLC;
Resort Lifestyle Communities, Inc.;
Cameron General Contractors, Inc.;
Goodman Company, L.P.; Eckery N. Freehof;
Chris Bryde; and John/Jane Doe 1-10

DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT: Goodman Company, L.P.

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

John B. Long, Esq.
P.O. Box 2426
Augusta, GA 30903

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 16th day of October, 20 15.

CINDY MASON
Clerk of Superior Court

By Annalisa Badio
Deputy Clerk

Instructions: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

CARL C. BROWN

RECORDED & SCANNED IN
MINUTE 10/19/15

COPY

CLERK OF SUPERIOR & JUVENILE COURTS FILED FOR RECORD

IN THE SUPERIOR COURT OF COLUMBIA COUNTY

2015 OCT 16 AM 11:22

STATE OF GEORGIA

CINDY MASON CLERK COLUMBIA COUNTY GEORGIA

CHARLES MOYE, MARGARET MOYE, INDIVIDUALLY, AND ON BEHALF OF ALL OTHER PERSONS SIMILARLY SITUATED,

Plaintiffs,

Civil Action File No. 2015CV0751

v.

MARSHALL SQUARE RETIREMENT COMMUNITY, LLC, RESORT LIFESTYLE COMMUNITIES, INC., CAMERON GENERAL CONTRACTORS, INC., GOODMAN COMPANY, L.P., ZACKERY M. FREEHOF, CHRIS BRYDE, and JOHN/JANE DOE 1-10

Defendants.

PLAINTIFF'S INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS DIRECTED TO DEFENDANTS MARSHALL SQUARE RETIREMENT COMMUNITY, LLC, RESORT LIFESTYLE COMMUNITIES, INC., ZACKERY M. FREEHOF AND CHRIS BRYDE.

NOW COMES the Plaintiffs and, pursuant to the provisions of O.C.G.A. §§9-11-33 and 9-11-34 of the Georgia Civil Practice Act, request that Defendants Marshall Square Retirement Community, LLC, Resort Lifestyle Communities, Inc., Zackery M. Freehof and Chris Bryde, answer the following interrogatories within thirty (30) days after service hereof, and produce for inspection and copying at the Law Offices of Tucker Long, P.C., 453 Greene Street, Augusta, Georgia, 30901, within thirty (30) days following service hereof, beginning at 9:00AM., the following documents, items and things in its/his custody, possession or control. These requests shall be deemed continuing if further information is obtained; and pursuant to O.C.G.A. § 24-10-

CARL C. BROWN

RECORDED & SCANNED IN MINUTES 10-19-15

26, that these same documents be provided at all hearings, 30-day conferences, depositions and trials conducted in this matter.

Interrogatories

1. Please set forth the complete name, age, address and telephone number of each and every individual who had leased an apartment at Marshall Square Retirement Community (hereinafter "Marshall Square") in Evans, Georgia; and, corresponding to each and every individual whose name is listed, state each and every item of personal property that was lost or destroyed as the result of the fire at Marshall Square or was lost or destroyed as the result of the sale at auction of any remnants remaining after said fire.

2. Please identify each and every insurance carrier who provided any liability insurance to Defendants Marshall Square Retirement Community, LLC, Resort Lifestyle Communities, Inc., Zackery M. Freehof and Chris Bryde in connection with any claims being made against these defendants as the result of the fire that occurred at Marshall Square on or about June 2, 2015.

3. Please set forth the complete name, age, address and telephone number of each and every individual who has any knowledge relating to any of Plaintiffs' claims being made in this case or any of the defenses of the Defendants in this case.

4. Please set forth the complete name, age, address and telephone number of each and every individual who was involved in or has any knowledge of the promulgation and implementation of the "Shelter-in-Place Fire Plan" or any other fire evacuation plan used at Marshall Square in Evans, Georgia; and corresponding to each and every individual whose name is set forth, state exactly what information/knowledge that individual has concerning said plan.

5. In connection with the personal property of each of the tenants of Marshall Square, please state what efforts were made by the Defendants to secure and protect the personal property of the tenants remaining after the fire on June 2, 2015, including tenants' personal property contained in safes in each of the apartments at Marshall Square.

6. Please describe each and every document which supports any of the Defendants' defenses to any of the claims being made by the Plaintiff.

7. Please state whether you or anyone acting on your behalf obtained statements in any form from any person pertaining to any of the issues or facts involved or related in this controversy and, if so, state:

- a. The name and address of the person from whom such statement was taken;
- b. The type of such statement;
- c. To whom each such statement was made;
- d. The substance of each statement; and
- e. Attach a copy of any such written or recorded statement to your answers to these interrogatories; or in the alternative set forth where such statement may be inspected and copied.

8. Please state in detail the manner in which you contend that the fire on June 2, 2015 at Marshall Square occurred.

9. Please identify each and every expert witness who has been consulted by any of the Defendants and identify any such expert witness that the Defendants expect to call during the trial of this case, setting forth the name, address and telephone number of the expert, the facts upon which the expert is expected to base his or her opinion, and the opinion of the expert.

10. Please set forth the complete name, age, address, telephone number and job description of each and every individual who was employed by you in any capacity at Marshall Square on June 2, 2015.

11. Please describe in detail all services or amenities provided to or made available to residents of Marshall Square on or before June 2, 2015 and set forth the cost of said services/amenities.

Request for Production of Documents

1. Please produce all policies, procedures or protocols in effect for residents and guests of Marshall Square on or about June 2, 2015, including specifically any policies for fire safety and/or fire evacuation.

2. Please produce all notices to any insurance carrier who has been notified concerning any potential liability in connection with the fire at Marshall Square on June 2, 2015.

3. Please produce all liability insurance policies, including declaration pages that provide any liability coverage in connection with the claims being made against the Defendants.

4. Please produce all marketing materials, brochures and advertisements prepared and produced in connection with seeking tenants for Marshall Square.

5. Please produce all plans and specifications used in connection with the design and construction of Marshall Square, as well as all letters, correspondence, emails or other item of tangible evidence relating to whether this facility could be designed in such a way as to not comply with more typical standards for elderly residents, some of whom used walkers or were immobile.

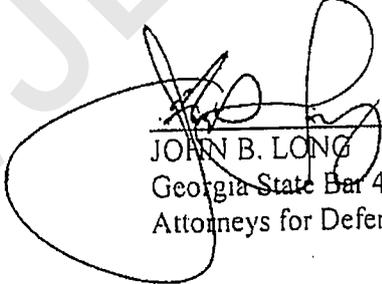
6. Please produce the business plan for the Marshall Square facility in Evans, Georgia that was involved in a fire on June 2, 2015, setting forth the projected income to be derived from rents, the costs of the construction of the facility, the costs of the operation of the facility, and estimated profits to be earned from the operation of the facility.

7. Please produce all policies, letters, correspondence, emails or other item of tangible evidence relating to any restrictions being placed on renting units above the first floor of the facility to elderly residents or to residents who required walkers or assistance with their mobility.

8. Please produce all letters, correspondence, emails or other item of tangible evidence relating to the auctioning or selling of any of the debris, remnants, safes or other items of property that remained following the Marshall Square facility fire on June 2, 2015.

9. Please produce each and every photograph/videotape or other item of tangible evidence which supports any of the allegations contained Plaintiffs' complaint.

This 14 day of Oct, 2015.


JOAN B. LONG
Georgia State Bar 457200
Attorneys for Defendant

OF COUNSEL:
TUCKER LONG, P.C.
P. O. Box 2426
453 Greene Street
Augusta, GA 30901
(706) 722-0771