

STATE OF VERMONT

VERMONT SUPERIOR COURT
Orange Unit

CIVIL DIVISION
Docket No.

JOHN DURKEE, EXECUTOR OF THE)
ESTATE OF DECEDENT H. BLAISDELL, JR.,)
Plaintiff,)
)
v.)
)
TRINI BRASSARD, COURTNEY BRASSARD,)
BRIAN FALZO, DANIEL BRASSARD, AND)
BRASSARD SUGARWORKS AND MAPLE)
SUPPLY, LLC,)
Defendants.)

AFFIDAVIT OF ELIZABETH WILLHITE

NOW COMES Elizabeth A. Willhite, Esq., and being duly sworn, hereby deposes and certifies pursuant to Rule 26(h) and Rule 11:

1. Primmer Piper Eggleston & Cramer PC represents Plaintiff John Durkee, Executor of the Estate of Kenneth H. Blaisdell, Jr. in this matter; Richard Windish is lead counsel on this case. I am working with Attorney Windish to prosecute these claims.

2. Following the March 24, 2025 status hearing before the Orange County Superior Court, I emailed all parties to confer on discovery issues. In that email I suggested the parties participate in a Zoom discovery conference regarding the proposed protective order, and offered four dates for this discovery conference.

3. Defendant Trini Brassard, through counsel, suggested an alternative plan, which was to circulate a proposed confidentiality order all parties for review and comment.

4. On April 4, 2025, Defendant Trini Brassard, through counsel, circulated a proposed confidentiality agreement. *See*, Proposed Confidentiality Agreement attached hereto at **Exhibit**

A.

5. On this same day, Plaintiff responded to this document with assent to all provisions except the request to appoint a special master to review discovery materials. *See*, April 4, 2025 Email from E.Willhite to Parties attached hereto at **Exhibit B**.

6. Our client reason for rejecting the use of a special master was outlined in this April 4, 2025 email. *Id.*

7. We suggested, again, a discovery conference. *Id.*

8. The only response we received back was from Defendant Daniel Brassard. *See*, April 4, 2025 Email from D.Brassard to E.Willhite attached hereto as **Exhibit C**.

9. Defendant Brassard refused to confer, and instead stated as follows: “none of you can be trusted and john [sic] is far from capable of reviewing documents and hes [sic] proven that over and over again. Had he done his job correctly we would have settled months ago.” *Id.*

10. Defendant Trini Brassard and Defendant Courtney Brassard have also refused, through silence, to confer.

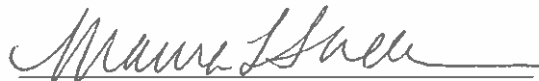
Further affiant sayeth not.

DATED at Woodstock, Vermont, this 8th day of April, 2025.


Elizabeth A. Willhite, Esq.

STATE OF VERMONT)
WINDSOR COUNTY)

Subscribed and sworn before me, this 8th day of April 2025.



Notary Public

Commission expires on: 1/31/2027

**Maura Lenore Shell
Notary Public State of Vermont
Commission No. 0015876
Commission Exp: 1/31/2027**