

EXHIBIT B

STATE OF VERMONT

SUPERIOR COURT
Orange Unit

CIVIL DIVISION
Case No. 23-CV-02848

JOHN DURKEE, EXECUTOR OF THE
ESTATE OF DECEDENT [KENNETH] H.
BLAISDELL, JR.,
Plaintiff,

v.

TRINI BRASSARD, COURTNEY BRASSARD,
BRIAN FALZO, DANIEL BRASSARD, AND
BRASSARD SUGARWORKS AND MAPLE
SUPPLY, LLC,
Defendants.

TRINI BRASSARD'S RESPONSES TO PLAINTIFF'S FIRST SET OF INTERROGATORIES
AND REQUESTS TO PRODUCE

General Objections

The following General Objections are applicable to, and are hereby incorporated by reference into, each one of Defendant, Trini Brassard's ("Ms. Brassard") answers to each interrogatory and request to produce:

1. Ms. Brassard objects to the discovery requests to the extent that they impose an obligation or burden greater than or in any way inconsistent with the applicable rules of civil procedure.
2. Ms. Brassard objects generally to the discovery requests in each and every instance where they request information protected by the attorney-client privilege or work product doctrine.
3. Where the response to any discovery request may be derived or ascertained from Ms. Brassard's records, and the burden of deriving or ascertaining the answer is substantially the same for the Plaintiff as it is for Ms. Brassard, Ms. Brassard reserves the right to specify the records from which a response may be derived or ascertained and to afford the Plaintiff a reasonable opportunity to inspect and designate for reproduction such records.
4. Where the response to any discovery request may be derived or ascertained from the Plaintiff's records or from public records, and the burden of deriving or ascertaining the

answer is substantially the same for Ms. Brassard as it is for the Plaintiff, Ms. Brassard reserves the right to specify the records from which a response may be derived or ascertained.

5. Ms. Brassard generally objects to all of the discovery requests which contain as their premises factual allegations which Ms. Brassard disputes and/or has disputed in pleadings filed with the Court and state that in responding partially to such discovery requests Ms. Brassard is not in any way admitting to or acknowledging the veracity of those factual predicates.
6. In answering all or any portion of any discovery request, Ms. Brassard does not waive or intend to waive, but on the contrary, intends to reserve and does reserve:
 - i. All questions as to competency, relevancy, materiality, and admissibility as evidence for any purpose of any of the documents referred to or answers given, or the subject matter thereof, in any subsequent proceeding in, or the trial of, this action or any other action; and
 - ii. The right pursuant to the Court Rules to revise, correct, add to, or clarify any of the answers set forth herein, or documents produced or referred to herein.
7. Ms. Brassard has not yet completed her investigation of the facts relating to this action, nor has Ms. Brassard completed discovery, or preparation for trial. Ms. Brassard reserves the right to rely on any facts, documents, or other evidence that may develop or come to her attention subsequent hereto. Ms. Brassard's answers are set forth herein without prejudice to her right to assert additional objections or supplemental responses should Ms. Brassard discover additional information or grounds for objections. Ms. Brassard reserves the right to supplement or amend these answers at any time prior to the trial of this action.
8. Ms. Brassard objects to each discovery request to the extent that it is overbroad, unduly burdensome, and/or seeks information that is not relevant to the subject matter of this litigation nor reasonably calculated to lead to the discovery of admissible evidence.

Interrogatories

1. State your full name, date of birth, social security number, home address, occupation, and business address.

ANSWER

Objection. Interrogatory #1 requests information that is neither relevant to any party's claim or defense nor proportional to the needs of the case. Specifically, Ms. Brassard objects to providing her date of birth and social security number, which is both unnecessary and an unreasonable invasion of privacy. Court rules specifically require parties to an action redact social security numbers from public filings – see, V.R.C.P. Rule 5(g) and Vt. Pub. Acc. Ct. Rec. Rule 7 – and, moreover, on information and belief, the existence of Plaintiff's complaint in this matter was improperly disclosed to unrelated third-parties, including, but not limited to, Thad Blaisdell and a local reporter, before the complaint had been filed and made a matter of public record. Notwithstanding and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

Full Name: Trini Brassard

Age: 56

Home Address: 2305 VT RT 14N, East Randolph, VT 05041

**Occupation: AOT Senior Manager III (Vermont Agency of Transportation)
Vice President of Brassard Construction
Selectboard Member (Town of Randolph, Vermont)**

**Business Address: 219 North Main Street, Barre, VT 05641 (Vermont AOT)
2305 VT RT 14N, East Randolph, VT 05041
(Brassard Construction)
7 Summer Street, Randolph, VT 05060 (Town Selectboard)**

2. Identify all banking or other financial institutions where you have held personal or business accounts from July 18, 2013 to the present.

ANSWER

Objection. Interrogatory #2 is overbroad, unduly burdensome, and requests information that is neither relevant to any party's claim or defense nor proportional to the needs of the case. Moreover, as discussed above, in response to

Interrogatory #1, we are aware that certain information and documents have already been improperly disclosed to unrelated third-parties, and we do not want the same to happen with Ms. Brassard's personal financial information. To that end, we have prepared a proposed *Confidentiality Stipulation and Order* for your review and consideration, a copy of which was sent to Attorney Windish and Attorney Willhite via email, first, on September 18, 2024, and again on December 12, 2024.

As noted in *Trini Brassard's Responses to Plaintiff's Notice of Deposition Duces Tecum*, dated September 18, 2024, we have Bates Numbered and are prepared to produce bank statements and check images for Ms. Brassard's checking and savings accounts with the Vermont State Employee's Credit Union, dated January 1, 2017 through December 31, 2021 – Bates No. [TB 00001 – 00450]. Ms. Brassard will produce her personal checking and savings account statements only if we can come to an agreement on the terms of a mutually-agreeable confidentiality order to be filed with and approved by the Court. Further, no other statements prior to these dates are available, and, as discussed during Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, Ms. Brassard will not be producing those statements generated after these dates (particularly those after December 20, 2021, the date John Durkee was appointed as Executor of the Estate), as such documents are neither relevant to Plaintiff's claims nor proportional to the needs of the case.

Notwithstanding and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

I have a personal checking (#4267) and savings account (#2600) at Vermont State Employee's Credit Union, which are held jointly with my husband, Jeff Brassard.

3. Identify all banking or other financial institutions where you have obtained mortgages from July 18, 2013 to the present, the purposes for those mortgages and any collateral offered.

ANSWER

Objection. Interrogatory #3 is overbroad, unduly burdensome, and requests information that is neither relevant to any party's claim or defense nor proportional to the needs of the case. Moreover, the interrogatory is unclear and confusing as written, inasmuch as "mortgages" has not been defined, and the mortgage is the collateral for the associated loan and promissory note. Notwithstanding and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

I refinanced my home mortgage through Northfield Savings Bank due to the drastic difference in interest rates. The collateral was my property located at 2305 VT RT 14N, East Randolph, Vermont.

I obtained a loan through Northfield Savings Bank to purchase a piece of land on 6362 VT RT 66, Randolph, Vermont. My property located at 2305 VT RT 14N, East Randolph, Vermont was the collateral for the loan and associated promissory note.

I obtained a loan through Farm Credit Union to purchase the sugaring parcel and necessary equipment. The collateral for the loan was my property located at 2305 VT RT 14N, East Randolph, Vermont.

4. Identify all real estate that has been deeded to you from July 18, 2013 to present, including the address, lot number, town or village, date deeded, and the amount paid by you for said property.

ANSWER

Objection. Interrogatory #4 is overbroad, unduly burdensome, and requests information that is neither relevant to any party's claim or defense nor proportional to the needs of the case. Further, the information requested is a matter of public record and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard. Notwithstanding and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

I purchased the property referenced above, located at 6362 VT RT 66, Randolph, Vermont, on December 5, 2016 for \$47,500.00.

I purchased a piece of property located at 1434 Halls Street Road, Pittsburg, New Hampshire on June 9, 2015 for \$32,694.00.

5. Identify all credit card accounts in your name open during any portion of the period July 18, 2013 to the present.

ANSWER

Objection. Interrogatory #5 is overbroad, unduly burdensome, and requests information that is neither relevant to any party's claim or defense nor proportional to the needs of the case. Moreover, as discussed above in response to Interrogatory #3, Ms. Brassard will produce her personal credit card statements only if we can come to an agreement on the terms of a mutually-agreeable confidentiality order to be filed with and approved by the Court.

As noted in *Trini Brassard's Responses to Plaintiff's Notice of Deposition Duces Tecum*, dated September 18, 2024, we have Bates Numbered and are prepared to produce credit card statements for Ms. Brassard's Cabela's (Capital One) Credit Card dated April 17, 2018 through April 18, 2021, Bates No. [TB 00451 - 624]; February 15, 2017 through March 19, 2018, Bates No. [TB 00625 - 00694]; August 19, 2016 through December 19, 2016, Bates No. [TB 00695 - 00714]; and April 20, 2016 through July 19, 2016, Bates No. [TB 00715 - 00729], subject to the execution of a mutually agreeable confidentiality stipulation and order to be filed with and approved by the Court. Further, as discussed no other statements than those identified are available, and, as discussed during Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, Ms. Brassard will not be producing those statements generated after these dates, as such documents are neither relevant to Plaintiff's claims nor proportional to the needs of the case.

Notwithstanding and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

I had a Cabela's Club Credit Card (#5769) that became a Capital One Card (#6701) in or about October of 2018.

I had a credit card through the Vermont State Employee's Credit Union but I do not recall the card number, and it became the Cabela's Club Credit Card (#5769) prior to April of 2016.

I have a Kohl's credit card (#4607) which I occasionally use for sales.

6. Identify all monies received by you from July 18, 2013 to the present from the Decedent and/or the Decedent through the POA Agent, including the date, amount and type of monetary transaction, such as gifts, payments for work, reimbursement for expenses, etc.

ANSWER

Objection. Documents identifying "all monies received by you from July 18, 2013 to present from the Decedent and/or the Decedent through the POA Agent" were previously provided to the Executor in the underlying probate matter, and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard, see, *e.g.*, Kenneth Blaisdell's Bar Harbor Bank & Trust (formerly Lake Sunapee Bank) checking (#4031) account from November 18, 2013 through October 17, 2021 – Bates No. [BLA000557 – 000585; 000721 – 000780; 000800 – 000850; 000866 – 000911; 000926 – 000976; 000992 – 001044; 001058 – 001109; 001124 – 001174; 001185 – 001212] – which statements include images of checks written to Ms. Brassard from the account. Notwithstanding and without

waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

On December 28, 2022, the Executor filed the *Executor's Memorandum in Support of Disallowance of Claims* in the underlying probate matter, attaching Exhibit B, which exhibit consists of a list of payments from Ken Blaisdell's personal checking account to me, with copies of the relevant checks. I have annotated your Exhibit B, denoting the purpose of the payments and attaching copies of the associated receipts and invoices – please see attached Bates No. [TB 00833 – 00914].

7. Identify all monies paid on your behalf to any creditor of yours from July 18, 2013 to the present by Decedent and/or the Decedent through the POA Agent, including the date, amount and type of monetary transaction.

ANSWER

Objection. Documents identifying “all monies paid on your behalf to any creditor of yours from July 18, 2013 to present by Decedent and/or the Decedent through the POA Agent” were previously provided to the Executor in the underlying probate matter, and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard, see, *e.g.*, Kenneth Blaisdell's Bar Harbor Bank & Trust (formerly Lake Sunapee Bank) checking (#4031) account from November 18, 2013 through October 17, 2021 – Bates No. [BLA000557 – 000585; 000721 – 000780; 000800 – 000850; 000866 – 000911; 000926 – 000976; 000992 – 001044; 001058 – 001109; 001124 – 001174; 001185 – 001212] – which statements denote electronic payments and include images of checks written from the account.

Further, based on Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, our understanding is that Interrogatory #7 and Interrogatory #9 are primarily focused on (1) the wire transfer on or about May 29, 2015 from Ken Blaisdell's savings account to Premium Tile Service in the amount of \$32,117.29, relative to Ms. Brassard's purchase of real property located in Pittsburg, New Hampshire; and (2) the purchase of the Polaris RZR “Side-by-Side” in or about August 2015. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

When me and my husband, Jeff Brassard, were preparing to purchase our property in Pittsburg, New Hampshire, we needed a single wire transfer within a few hours. On May 29, 2015, at my Dad's direction, we wired \$32,117.29 to Premium Title Service in anticipation of the closing. Per my Dad's direction, the purchase price was offset against amounts for which my Dad's business needed to reimburse Jeff for services Jeff performed for the business, and we still owe the Estate \$18,642.29 –

please see attached spreadsheet showing the breakdown of funds owed to Jeff by my Dad's business used to offset the purchase price, along with details concerning each transaction – Bates No. [TB 00915] – which spreadsheet is a revised version of the document titled “Savings Account – Jeff and Trini transfer” that was previously produced to the Executor in the underlying probate matter – Bates No. [BLA000335].

On August 12, 2015, Jeff and I purchased the Polaris RZR “Side-by-Side” from Champlain Valley Equipment at my Dad's direction and for his benefit and enjoyment, as well as our own. It was discussed and agreed that we would split the cost of another machine because Dad was with us almost every time we went riding and he was not able to operate his own. We owned one RZR and an ATV but the ATV needed to be replaced, and this machine was purchased so we could continue to bring Dad out with us to enjoy the woods and trips. On August 15, 2015, at my Dad's direction, I wrote a check from his account in the amount of \$10,000 as his contribution to the purchase price.

Finally, Plaintiff is aware that, at my Dad's direction, I made certain payments to my Cabela's credit card from his checking account – see, Exhibit C-2 filed in the underlying probate matter with the *Executor's Memorandum in Support of Disallowance of Claims* on December 28, 2022. Those payments were offset against amounts for which my Dad's business needed to reimburse Jeff for services Jeff performed for the business, as demonstrated in the document titled “Annual Allocation to Jeff” which was previously produced to the Executor in the underlying probate matter – Bates No. [BLA000333].

8. Identify all gifts purchased for you from July 18, 2013 to the present by Decedent and/or the Decedent through the POA Agent, including the date, amount and type of gift, such as a motor vehicle, recreational vehicle, mobile home, etc.

ANSWER

Subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

Not applicable.

9. Identify all items purchased on your behalf from July 18, 2013 to the present by Decedent and/or the Decedent through the POA Agent, including the date, amount and type of item, including but not limited to personal property and equipment such as trucks, ATVs, guns, tractors, and wood chippers.

ANSWER

Objection. Interrogatory #9 is overbroad, unduly burdensome, and the documents identifying “all items purchased on your behalf from July 18, 2013 to present by Decedent and/or the Decedent through the POA Agent” were previously provided to the Executor in the underlying probate matter, and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard, , see, e.g., Kenneth Blaisdell’s Bar Harbor Bank & Trust (formerly Lake Sunapee Bank) checking (#4031) account from November 18, 2013 through October 17, 2021 – Bates No. [BLA000557 – 000585; 000721 – 000780; 000800 – 000850; 000866 – 000911; 000926 – 000976; 000992 – 001044; 001058 – 001109; 001124 – 001174; 001185 – 001212] – which statements denote electronic payments and include images of checks written from the account.

Further, based on Attorney Brannen’s phone conference with Attorney Willhite on December 13, 2024, our understanding is that this interrogatory is primarily focused on (1) the wire transfer on or about May 29, 2015 from Ken Blaisdell’s savings account to Premium Tile Service in the amount of \$32,117.29 relative to Ms. Brassard’s purchase of real property located in Pittsburg, New Hampshire; and (2) the purchase of the Polaris RZR “Side-by-Side” in or about August 2015. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

Please see my response to Interrogatory #7, above.

10. Identify all barter transactions made by you or on your behalf from July 18, 2013 to the present, using property of Decedent and/or the Decedent through the POA Agent including but not limited to hay and gravel, and identify the property you received in exchange for such items.

ANSWER

Objection. Interrogatory #10 is confusing and unclear as written, however, based on Attorney Brannen’s phone conference with Attorney Willhite on December 13, 2024, our understanding is that this interrogatory requests information as to any barter transactions that Ms. Brassard engaged in with any third-parties, either on Ken Blaisdell’s behalf as his agent under his General Power of Attorney, or else on her own behalf using Ken Blaisdell’s property. Further, documents identifying such transactions were previously provided to the Executor in the underlying probate matter, and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

For those barter transactions involving Jeff Brassard, please see the document titled “Annual Allocation to Jeff” – Bates No. [BLA000333] – produced to the Executor in the underlying probate matter, as well as the revised document titled “Savings Account – Jeff and Trini transfer” produced in response to Interrogatory #7, above – Bates No. [TB 00915].

Further, there was a verbal barter agreement with the Spragues by which they would take sand to use on their farm and, in exchange, would spread cow manure on Dad’s fields, which eliminated the need to purchase fertilizer. This was not on a set schedule and was performed as part of the crop rotation agreement between my Dad and the Spragues.

11. Identify the funds or resources utilized to purchase the Eustis Cable truck that is currently used by Brassard Construction.

ANSWER

Objection. The truck is titled to Brassard Construction, which has not been named as a Defendant in this action. Moreover, Brassard Construction did not purchase a “Eustis Cable truck” – Brassard Construction initially purchased the truck from Dale Barnard to pick up materials, but the truck was ultimately used to deliver hay for Kenneth Blaisdell’s business. Finally, the purchase of this truck had nothing to do with Kenneth Blaisdell, his property, or Ms. Brassard’s actions as Kenneth Blaisdell’s agent under his General Power of Attorney.

12. Identify all of your sources of income from July 18, 2013 to the present, including the name and address of the source of income and the amount and nature of the income, such as wages, contractor payments, interest, rental income, sales of goods or property, etc.

ANSWER

Objection. Interrogatory #12 is overbroad, unduly burdensome, and requests information that is neither relevant to any party’s claim or defense nor proportional to the needs of the case. Notwithstanding and without waiving the foregoing objection, as an employee of the State of Vermont, Ms. Brassard’s salary at her position with the Vermont Agency of Transportation is a matter of public information and can be found online at the following address:

<https://humanresources.vermont.gov/compensation/pay-charts>

Further, as discussed during Attorney Brannen’s phone conference with Attorney Willhite on December 13, 2024, Ms. Brassard will not be producing the requested information as to her other employment, because (1) her specific income information is not relevant to the claims the Executor has asserted in this matter on

behalf of the Estate; and (2) the Executor has not demonstrated a need for the requested information. Subject to the execution and filing of the proposed *Confidentiality Stipulation and Order*, a copy of which was sent to Attorney Windish and Attorney Willhite via email, first, on September 18, 2024, and again on December 12, 2024, Ms. Brassard is prepared to produce statements for her personal checking and savings accounts from January 1, 2017 through December 31, 2021 – Bates No. [TB 00001 – 00450]. If you believe Ms. Brassard received or is receiving income from an unknown source following your review of the statements, you are free to issue follow-up interrogatories.

13. Identify any payments you have made to Decedent and/or the Decedent through the POA Agent from July 18, 2013 to the present, including an explanation of the reason such payment was made.

ANSWER

Objection. Interrogatory #13 is confusing and unclear as written, and the documents identifying “any payments you have made to Decedent and/or the Decedent through the POA Agent from July 18, 2013 to the present” were previously provided to the Executor in the underlying probate matter, and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard, see, e.g., Bates No. [BLA002520 – 002526; 002528 - 002529; 002568 – 002569; 002572; 002922 – 002925; 003016].

Further, based on Attorney Brannen’s phone conference with Attorney Willhite on December 13, 2024, our understanding is this question is not requesting information concerning third-party deposits into Ken Blaisdell’s accounts, and, instead, is requesting information concerning payments Ms. Brassard made from any account she controls for Ken Blaisdell’s benefit during his lifetime. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

Please see the annotated **Exhibit B** with supporting receipts and invoices produced in response to Interrogatory #6.

14. Identify any leases entered into between you and Decedent and/or the Decedent through the POA Agent, from July 18, 2013 to the present.

ANSWER

Objection. Interrogatory #14 is confusing and unclear as written. However, based on Attorney Brannen’s phone conference with Attorney Willhite on December 13, 2024, our understanding is this question requests information concerning every lease Ms. Brassard signed on Ken Blaisdell’s behalf as his agent

under his General Power of Attorney, including, but not limited to, those leases executed with Daniel Brassard and any third-parties. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

On or about November 2, 2015, I executed a “LEASE” with Daniel Brassard and Brittany Greene, on behalf of Kenneth Blaisdell as his agent – Bates No. [BLA002039 – 002040].

On or about November 28, 2015, I executed a “LEASE AGREEMENT – EAST RANDOLPH PROPERTY FOR SUGARHOUSE AND SUGARBUSH” with Brassard Sugarworks and Firewood, on behalf of Kenneth Blaisdell as his agent – Bates No. [BLA002042].

On or about February 16, 2018, I executed a “LAND LEASE AGREEMENT” and “MEMORANDUM/NOTICE OF LEASE” with Randolph GLC Solar, LLC, on behalf of Kenneth Blaisdell as his agent – Bates No. [BLA001996 – 001999; 002007 – 002028].

On or about August 22, 2018, I executed a “Farm Lease Agreement” with Silloway Farm – Maple, on behalf of Kenneth Blaisdell as his agent – Bates No. [BLA002034 – 002037].

For copies of the relevant documents, please see those documents produced to the Executor in the underlying probate matter – Bates No. [BLA001996 – 001999; 002007 – 002028; 002034 – 002037; 002039 – 002040; 002042].

15. Describe your job duties, specific expertise necessary for your professional career, the length of time you have been at your current position, and any certification or licensing necessary to hold the title you currently hold.

ANSWER

Subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

I have held my current position with the Vermont Agency of Transportation since on or about December 25, 2016. A full description of my job duties, necessary expertise, and necessary certification and licensing can be found at the following link:

<https://humanresources.vermont.gov/classification-position-management/classification/job-specifications/detail/477501?nojs=ajax>

For a description of my duties as a member of Randolph, Vermont Town Selectboard, please see 24 V.S.A. § 872. I have been a Selectboard Member since approximately 2012 when I was first appointed to finish a departing member's term.

I have been the Vice President of Brassard Construction since its formation on May 25, 2004, and my job duties vary depending upon the particular job. My duties include, but are not limited to, performing bookkeeping services for the Company, preparing final job estimates for prospective clients, picking-up and delivering materials, assisting my husband, Jeff Brassard, the President of the Company, directly at the jobsite, and generally providing whatever assistance is needed for the given task.

16. Describe all communications among you, the Decedent, and any other person in July 2013, after the Decedent suffered a stroke, which led to the Decedent appointing you as his agent under his Durable Power of Attorney.

ANSWER

Subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

After my Dad's stroke, there were several conversations between myself, my brothers, Thad Blaisdell and Troy Blaisdell, and Peter Nowlan concerning my Dad's condition and the continued operation of the farming business. We believed at the time that my Dad's stroke was going to be a "short term" issue from which he would eventually recover, and our goal was to keep the farming business operational until he was sufficiently recovered to retake full control of its operations. Neither Thad nor Troy were willing to take on the responsibilities of acting as my Dad's agent under the Power of Attorney, so I agreed to accept the role.

17. Identify all treatment providers for the Decedent beginning July 2013 until his death in April 2021.

ANSWER

Objection. The Estate has full access to Ken Blaisdell's medical records, and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard. Notwithstanding and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

**Alexandra Than, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**William Sargent, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Kenenth Borie, DO
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Jeffrey Bath, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Gifford Medical Center
Lab Services
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Ronald Bryant, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Jesse Williams, SLP
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

**Gad Heba, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

**Sung Choi, DO
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

**Daniel Bateman, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

**Catamount Radiology, PC
44 S Main Street
Randolph, VT 05060
802-728-7000**

**Saul Nurok
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Richard Graham, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Hee-Jun Ahn, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

**Robin R Clark-Arbogast, APRN
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

John McIntyre, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon NH
603-650-5000

White River Valley Ambulance
3190 Pleasant St
Bethel, VT 05032
802-234-6800

Alina Robert, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

Bruce Hettleman, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

Barbara Jobst
VNA
88 Prospect Street
White River Jct, VT 05001
8888-300-8853

Thomas N Ward
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

Paul Steiner, MD
Upper Connecticut Valley Hospital
181 Corliss Lane
Colebrook, NH 03576
603-237-4971

DHART
Mary Hitchcock Memorial Hospital
1 Medical Center Drive
Lebanon, NH 03766
603-650-5000

Keith Fish, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

Kimberly Schultz, RN
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

Robin Schwartz, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000

Robert Alina, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

Robert Rose, MD
Upper CT Valley Hospital
181 Corliss Lane
Colebrook, NH 03576
603-237-4971

Diane Rojas-Soto, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

Matthew Koff, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000

**Sahyll Perex Parra, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

**Stephen Guerin, MD
Dartmouth-Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

Bayada Home Nurse

**Jonathan Marehbian, MD
Dartmouth- Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

**Scott Rodi, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Maury Smith, MD
Gifford Medical Center
44 South Main Street
Randolph, VT 05060
802-728-7000**

**Susan Kowalsky
16 Beavery Meadow Road
Norwich, VT 05055
802-649-1064**

**Eswar Tipirneni
Central Vermont Medical Center
130 Fisher Road
Berlin, VT 05641
802-371-4100**

**Center for Integrative Medicine
81 Hall Street
Concord NH 03301
603-228-7600**

**Concord Hospital
250 Pleasant St
Concord, NH 03301
603-225-2711**

**Occupational and Speech Therapy
Dartmouth Hitchcock Medical Center
1 Medical Center Drive
Lebanon, NH
603-650-5000**

18. Describe the role, if any, that you played in caring for the Decedent, including but not limited to the number of hours each week dedicated to providing care, the role you played in managing medications, and the names and addresses of any other person(s) who provided similar care.

ANSWER

Objection. Ms. Brassard as already provided the requested information in her two (2) *Written Statement of Claims*, filed in the underlying probate matter on December 17, 2021. Notwithstanding the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

It is important to note that I was on call 24/7 the entire time. Even when Dad was not here with me, I was the one that was called every time there was a question, a

challenge, he was sick, the care provider couldn't get him to understand something, the care provider cancelled or had a schedule conflict, or if the care provider needed to go do something that he could not go with them for.

It should also be noted that as time went on, he would get very over whelmed with larger groups of people or would just refuse to go. Many events with friends, family, fund raisers, meetings, etc. Jeff and I would have to decide who was going and who was hanging out with Dad as he wouldn't/couldn't go. He was with Jeff and I every holiday, all of his birthdays, and went with us where we went when he could like up to camp, after groceries, our medical appointments, etc.

Someone I spoke with defined this well when they said we provided the same level of care a nursing home would provide but in a loving environment he was a member of the family in and was allowed to still participate in what he loved (farming).

Details of care provided

July 14, 2013 – 6:30 am – received a call that Dad was not acting quite right at his girlfriends. Jeff and I went and got him. Took him to Gifford Medical Center where he then went on to Dartmouth Hitchcock Medical Center. Trini stayed with him until he was released. He came to live with Jeff and Trini. During his medical care provided answers to questions to physicians. Was given information, care instructions, arranged appointments prior to discharge.

Set up a bedroom in our home. Went to his home and packed up his clothes and things he would need and moved them to our home for him. Cleaned the room, did his laundry, kept a bathroom that was almost exclusively his clean and stocked, and ensured he had the items needed (clothing, bedding that was seasonally appropriate, climate control, personal care items, etc.).

Coordination with VNA for in-home evaluation and therapy. He did not like the nurse that came. After some challenges changed to Bayada for services. Scheduled visits, participated in visits, helped him do his exercises and tasks between appointments.

Scheduled all doctor, therapy, alternate medicine, etc. appointments. Transported and attended all (except approximately three) appointments to provide information and discuss care, make decisions and schedule services.

Worked with Dad when needed to do exercises, practice tasks, and work on care as needed.

Filled all prescriptions, ordered refills, put up medications including having them set up for when he was with others. Provided feedback to prescribers and made adjustments as directed by the prescribing physicians.

Provided training in 2016 to monitor vitals (blood pressure, oxygen saturation rate, pulse and body movements) following “events” he had where he would not be responsive but was aware of what was going on and could tell you after he came out of it. Following a couple trips to the hospital for this they trained me how to monitor him so he would only have to go if there were complications. These “events” took place 1 – 4 times a month.

Coordinate schedule for care by others. I always covered when someone planned couldn’t help. Many of these were last-minute changes. I always covered when there was a change in Dad that made him going with someone else not the best choice. Examples – if he was sick or if he just refused to go. Had to adjust the schedule when someone had to change the day they could help or when Thad caused problems with another care provider (Sprague’s and Cort).

Scheduled, transported and attended events/activities with Dad for integration as recommended by his primary care physician, neurologist and therapists. This could include visiting with friends, going to see family, horse pulls, auctions, raffles, etc..

Provided meals including special needs at times. When he was having trouble swallowing prepared a special diet for him. Kept foods on hand that he would eat when he refused meals (grapes, cookies, crackers, cheese and bananas). Provided supplement drinks when he wouldn’t eat such as Ensure and milkshakes with added protein powder.

Provided emergency/urgent care services. Dropped what I was doing and went to where he was at when he didn’t want to be at that location or with the person he was with. Went and got him when he was insisting he had to get to the barn to do chores and worked through it. Some times it was a simple call to Danny for confirmation he was on it. Others he needed to see what was going on or not going on.

Worked beside him in fields, sugarhouse, and other locations as needed. Rode on the tractor with him while doing field work such as tedding hay, raking hay, or moving bales. Wrap round bales together. He would run the controls and I would help make sure the wrap count was right or help when the wrap broke or didn’t cut. Be in the fields he was working in such as when using the skid steer to collect hay in case needed. Assist him with sugaring activities such as checking tank levels, bottling syrup, turning on pumps, etc. Travel to work sites to check in on what was going on and see if help was needed.

Requests for Production

1. With respect to each and every response to the foregoing Interrogatories, produce all documents identified in your response.

RESPONSE: Please see documents identified above in response to their respective interrogatories. Further, during the first day of Ms. Brassard's deposition, Attorney Windish made an "informal" discovery request, requesting the production of photos of the trailer that was demolished after Kenneth Blaisdell's death. Though not specifically requested by the foregoing Interrogatories, attached please find the requested photos of the demolished trailer – Bates No. [TB 00916 – 00950].

2. With respect to all payments made or received, produce all written or electronic evidence of such payments including but not limited to canceled checks, wire transfer, confirmations, deposit slips and receipts. Include any and all deposit slips and/or copies of the check(s) corresponding to each such deposit.

RESPONSE: Objection. This request is overly broad and unduly burdensome, inasmuch as there is a total lack of qualifications or limitations on the documents requested. That said, based on Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, our understanding is this interrogatory is requesting documents concerning all payments made or received by Trini during the time she was acting as Ken Blaisdell's agent under his General Power of Attorney. This request is redundant in light of Request to Produce #1 requesting production of "all documents identified" in Ms. Brassard's interrogatory responses, and Ms. Brassard has already produced the responsive documents to the Executor in the underlying probate matter. Without cataloguing each and every payment made or received, see, *e.g.*, the following documents – Bates No. [BLA000557 – 000585; 000721 – 000780; 000800 – 000850; 000866 – 000911; 000926 – 000976; 000992 – 001044; 001058 – 001109; 001124 – 001174; 001185 – 001212; 002497 – 002508; 002514 – 002549; 002554 – 002573].

3. With respect to all real estate identified in response to the foregoing Interrogatories, produce copies of deeds and proofs of payment for the property.

RESPONSE: Objection. The requested documents are a matter of public record and the burden of deriving or ascertaining the answer is substantially the same for Plaintiff as it is for Ms. Brassard. Notwithstanding and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

Please see the deeds produced on September 18, 2024 with *Trini Brassard's Responses to Plaintiff's Notice of Deposition Duces Tecum* – Bates No. [TB00829 – 00832]. Ms. Brassard has no other deeds in her possession, and, given the period of

time that has elapsed since the date of each purchase, proof of payment for each purchase is no longer available.

4. With respect to any item purchased either in full or in part for you or on your behalf that required a title, including but not limited to a vehicle, ATV, mobile home, or motor home, produce a copy of such document.

RESPONSE: Objection. Request to Produce #4 is overbroad and unduly burdensome in light of the lack of qualifications or limitations on the documents requested. That said, based on Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, our understanding is that this request pertains to the time period during which Ms. Brassard was acting as Ken Blaisdell's agent under the POA, and focuses on the purchase of the Polaris RZR "Side-by-Side" in August 2015. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

The Polaris RZR "Side-by-Side" was delivered to New Hampshire, which does not issue titles for ATVs, and there is no title to produce. All other vehicles I have purchased with my own funds.

5. With respect to each item of personal property purchased either in full or in part for you or on your behalf, including but not limited to guns, tractors and wood chippers, produce the bill of sale or receipt.

RESPONSE: Objection. Request to Produce #5 is unduly invasive, overbroad and unduly burdensome in light of the lack of qualifications or limitations on the documents requested, and requests information that is neither relevant to any party's claim or defense nor proportional to the needs of the case. That said, based on Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, our understanding is that this request pertains to the time period during which Ms. Brassard was acting as Ken Blaisdell's agent under the POA, and, in particular, focuses on the purchase of the Polaris RZR "Side-by-Side" in August 2015. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

Please see documents previously produced to the Executor in the underlying probate matter – Bates No. [BLA001409].

6. With respect to any leases, personal, business, or cosigned to, produce a copy of the lease.

RESPONSE: Objection. Request to Produce #6 is overbroad and unduly burdensome in light of the lack of qualifications or limitations on the documents requested. That said, based on Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, and as discussed above in connection with Interrogatory #14, our understanding is this request to produce is requesting copies of any leases signed by Ms. Brassard on Ken Blaisdell's behalf as his agent under his General Power of Attorney, including, but not limited to, those leases executed with Daniel Brassard and any third-parties. Subject to the foregoing interpretation and without waiving the foregoing objection, and subject to and without waiving the foregoing General Objections, Ms. Brassard states as follows:

Please see those documents produced to the Executor in the underlying probate matter – Bates No. [BLA001996 – 001999; 002007 – 002028; 002034 – 002037; 002039 – 002040; 002042].

7. Produce a complete copy of your Federal and State income tax returns from 2013 to the present, including all depreciation schedules and all source documents related to each return (including but not limited to W-2s, 1099s, and all schedules to each such tax return such as K-1s, and copies of invoices and bills of sale for any assets purchased or sold).

RESPONSE: Objection. Request to Produce #7 is overbroad, unduly burdensome, unduly invasive, and requests information that is neither relevant to any party's claim or defense nor proportional to the needs of the case. As discussed during Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, Ms. Brassard will not be producing her Federal and State income tax returns, and/or any associated schedules or attachments, including, but not limited to, her W-2s, K-1s, 1099s, etc. First, Request to Produce #7 is overbroad, unduly burdensome, unduly invasive, and the requested documents are neither relevant to any parties' claims or defenses in this matter nor proportional to the needs of the case. Next, Ms. Brassard files her taxes jointly with her husband, Jeff Brassard, who is not a party to this action, and there is no way to redact Mr. Brassard's personal income information from the joint tax return. Finally, as discussed, we have concerns about keeping Ms. Brassard's personal financial information confidential, and, while we are willing to provide her personal bank account and credit card statements subject to the execution and filing of the proposed *Confidentiality Stipulation and Order*, we will not be producing any documents relative to her tax returns or the supporting schedules.

8. With respect to all banks and other financial institutions at which you have held an account from July 18, 2013 to date, produce a copy of your monthly bank statements and copies of any and all canceled checks, deposit slips, and/or wire transfer confirmations.

RESPONSE: Objection. Request to Produce #8 is overbroad and unduly burdensome, and Ms. Brassard will not be producing those statements generated after December 20, 2021, the date John Durkee was appointed as the Executor of the Estate, as the requested documents are neither relevant to the Estate's claims nor proportional to the needs of the case. Moreover, as discussed above in response to Interrogatory #2, we have Bates Numbered and are prepared to produce bank statements and check images for Ms. Brassard's checking (#4267) and savings (#2600) accounts with the Vermont State Employees Credit Union, dated January 1, 2017 through December 31, 2021 – Bates No. [TB 00001 – 00450]. Ms. Brassard will produce her personal checking and savings statements only if we can come to an agreement on the terms of a mutually-agreeable confidentiality order to be filed with and approved by the Court. Further, no other statements prior to these dates are available, and, as discussed during Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, Ms. Brassard will not be producing those statements generated after these dates (particularly those after December 20, 2021, the date John Durkee was appointed as Executor of the Estate), as such documents are neither relevant to Plaintiff's claims nor proportional to the needs of the case.

9. Produce a complete copy of all Vermont Department of Motor Vehicle records linked to your driver's license and/or your name from July 18, 2013 to date, including new registrations for cars, trucks, trailers, farm equipment, ATVs, boats, and campers.

RESPONSE: Objection. The requested documents are a matter of public record and the burden of deriving the requested documents is substantially the same for Plaintiff as it is for Ms. Brassard. As discussed during Attorney Brannen's phone conference with Attorney Willhite on December 13, 2024, the requested documents may be obtained directly from the Vermont Department of Motor Vehicles, and Ms. Brassard would need to undergo the same process as Plaintiff to obtain the requested documents.

ATTESTATION OF TRINI BRASSARD

(Pursuant to 4 V.S.A. § 27b and Vt. R. Elec. Filing. Rule 9)

Pursuant to 4 V.S.A. § 27b, I have reviewed the facts set forth in the foregoing responses and hereby state that they are true to the best of my knowledge and belief. I understand that if the foregoing responses are false, I will be subject to the penalty of perjury or to other sanctions in the discretion of the Court.

Dated: 12/31/2024

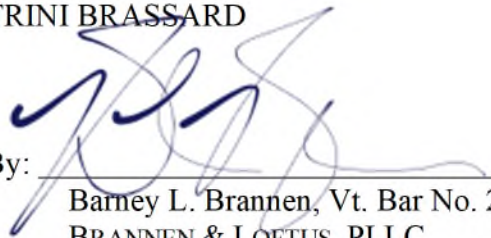
/s/ Trini Brassard

Trini Brassard

Objections dated in Hanover, New Hampshire this 31st day of December, 2024.

Respectfully submitted,

TRINI BRASSARD



By: _____

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