

EXHIBIT B

STATE OF VERMONT

VERMONT SUPERIOR COURT
Orange Unit

CIVIL DIVISION
Docket 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.)

**PLAINTIFF'S FIRST SET OF INTERROGATORIES
AND REQUESTS TO PRODUCE TO DEFENDANT DANIEL BRASSARD**

NOW COMES Plaintiff JOHN DURKEE, EXECUTOR OF THE ESTATE OF
DECEDENT KENNETH H. BLAISDELL, JR., by and through his attorneys, PRIMMER PIPER
EGGLESTON & CRAMER, PC, and pursuant to V.R.C.P. 26 *et. seq.*, hereby PROPOUNDS the
within Interrogatories and Requests to Produce to Defendant DANIEL BRASSARD, to be
answered under oath and within the time prescribed by the Rules.

Definitions

In answering each Interrogatory or Request to Produce, the following definitions apply:

1. "Address" means, unless otherwise specified, the business and residence address,
including city or town and zip code, and business and residence telephone number
(including extension, if any).
2. "Complaint" means the Complaint filed by the Plaintiff in this action.
3. "Identify" means, with respect to Records, that the answer shall state the following
information as to each such Record:

- a. the title, heading, or caption of such document if any;
- b. the identifying number, letter, or combination thereof, if any, and the significance or meaning of such, if computerized, then computer access code;
- c. the date appearing on such document, and if no date appears thereon, the answer shall so state and shall give the date, or approximate date, on which this document was prepared;
- d. the general nature or description of such document (i.e., whether it is a letter, memorandum, minutes of meeting, etc.) and the number of pages of which it consists;
- e. the name of the person who signed such document, and if it is not signed, the answer shall so state and shall give the name of the person who prepared it;
- f. the name of the person to whom such document was addressed and the name of each person, other than such addressee to whom such document, or a copy thereof, was sent; and,
- g. the name of the person who has custody of such document.

The foregoing information shall be given in sufficient detail to enable a party or person to whom a subpoena is directed to identify documents sought to be produced, and to enable Defendants to determine that such document when produced is in fact the document so described. In lieu of the identification of documents as provided for above, you may attach copies of such documents to your response and incorporate the same by reference in your response.

- 4. "Identify" means, with respect to any individual person, that the response shall state, to the extent known, the person's present home address, present home telephone number,

present business address, present business telephone number, present employer, present title, present job description, and age. If you do not know the person's present home address, you shall so state and list the person's last known home address.

5. “Record” or “Records” means all documents, communications, text messages, emails, social media posts, video and audio recordings, photographs, memoranda, letters, reports, notes, tabulations, computations, lists, journals, diaries, calendars, drawings, photographs, videos, sketches, charts, graphs, and other similar objects or written things regardless of format or characteristics, including electronically stored information (ESI), digital and electronic records, computer files or other recorded data, and every other type of data compilation from which information can be obtained, translated or transcribed, whether originals or copies. “Record” or “Records” shall include all documents, objects, and similar things prepared by or in the possession, custody, or control of Defendants or their agents, representatives, or attorneys.
6. “Plaintiff” means Plaintiff John Durkee, Executor of the Estate of Decedent Kenneth H. Blaisdell, Jr.
7. "You" or "your" means Defendant Daniel Brassard and his respective attorneys, agents, and any other person acting on his behalf or at his instruction.
8. “Thad’s Parcel” means 102.9 Acres located at 505 Vt Rte 14 N, Randolph, VT.
9. “Decedent” means Kenneth H. Blaisdell, Jr.
10. “POA Agent” means Trini Brassard.

Instructions

1. In answering these Interrogatories and Requests to Produce, you must furnish all records in your possession, custody, or control, including all information in the possession,

custody, or control of any person acting on your behalf. If you do not possess all of the information requested in an Interrogatory or Request to Produce, you must provide as much of the information as you do possess.

2. If any answer is based on information and belief rather than personal knowledge, state that it is made on that basis and identify the name of the person who provided the information.
3. In construing these Interrogatories and Requests to Produce: (i) the singular shall include the plural and the plural shall include the singular; (ii) masculine or feminine pronouns shall not exclude other genders; (iii) the conjunctions “and” and “or” shall be read either disjunctively or conjunctively so as to be applied as broadly as possible and to bring within the scope of the Request all information that might otherwise be construed to be outside its scope; (iv) each of the words “all,” “each,” “any,” and “every” shall be deemed to include each of the other functional words; (v) the definition of each term defined above shall be used regardless of whether the term is capitalized; and (vi) the past tense of a verb used herein includes the present tense and the present tense includes the past tense. In every such instance, the specific Request shall be construed in the broadest sense so as to call for the most complete and inclusive answer.
4. For all records requested herein that have been destroyed or otherwise discarded, identify each such destroyed or discarded document and state:
 - a. the date it was destroyed or discarded;
 - b. the reason it was destroyed or discarded; and,
 - c. the name of the person responsible for destroying or discarding it.

5. Where information or documentation requested is objected to on grounds of privilege or deemed non-discoverable on grounds of privilege or for any other reason, please: (i) identify each item of information or document so claimed to be protected by privilege or otherwise non-discoverable; (ii) describe, generally, the nature of the information or the type of documentation not being produced without disclosing its substance; (iii) state the nature of the claim or privilege or ground for non-disclosure being asserted; and (iv) state the facts relied on for the claim of privilege or non-disclosure.
6. These interrogatories and requests for production of documents shall be deemed continuing. When necessary to reflect events occurring and information becoming available after the filing of your initial responses, you are to promptly supplement your responses to these interrogatories.

Interrogatories

1. State your full name, date of birth, home address, occupation, and business address.
2. Describe the highest level of education achieved, including the identity of the school and degree awarded.
2. Identify all banking or other financial institutions where you have held personal or business accounts from July 18, 2013 to the present.
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.
4. Identify all real estate that has been deeded to you from July 18, 2013 to the present, including the address, lot number, town or village, date deeded, and the amount paid by you, or others on your behalf, for said property.

5. Identify all credit card accounts in your name open during any portion of the period July 18, 2013 to the present.
6. Identify all monies received by you from July 18, 2013 to the present from the Decedent and/or the Decedent's POA Agent, including the date, amount and type of monetary transaction, such as gifts, payments for work, reimbursement for expenses, etc.
7. Identify all monies paid on your behalf to any creditor of yours from July 18, 2013 to the present by the Decedent and/or the Decedent's POA Agent, including the date, amount and type of monetary transaction.
8. Identify all gifts purchased for you from July 18, 2013 to the present by the Decedent and/or the Decedent's POA Agent, including the date, amount and type of gift, such as a motor vehicle, mobile home, etc.
9. Identify all items purchased on your behalf from July 18, 2013 to the present by the Decedent and/or the Decedent's POA Agent, including the date, amount and type of item, including but not limited to personal property and equipment such as ATVs, guns, tractors, and wood chippers.
10. Identify all barter transactions made by you or on your behalf, using property of the Decedent and/or the Decedent's POA Agent including but not limited to hay, timber, and gravel, and identify the property you received in exchange for such items.
11. 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, sale of goods or property, etc.

13. Identify any payments you have made to the Decedent and/or the Decedent's POA Agent from July 18, 2013 to the present, including an explanation of the reason such payment was made.
14. Identify any leases entered into between you and the Decedent from July 18, 2013 to the present.
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.
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 Defendant Trini Brassard as his agent under his Durable Power of Attorney.
17. Describe your role in the Decedent's farming operation from July 2013 – present, including how you were paid for labor.
18. Identify the names, addresses, and phone numbers for any customer of the Decedent's hay who paid you cash or wrote a check payable to you rather than Kenneth H. Blaisdell, Jr., and provide copies of these same cancelled checks as well as copies of deposit slips showing where money was deposited.
19. Describe how you were compensated for hay production from 2013 – 2021, and provide copies of cancelled checks and deposit slips made by you to deposit this compensation into bank accounts.
20. Describe how often the Decedent worked on his farm after July 2013, and include in your description the number of hours a week he would typically work, the specific tasks he performed, and the individuals who worked with him during this same time.

21. Describe your understanding of who was to inherit “Thad’s Parcel” you and your wife, Brittany Greene, resided at under the terms of lease executed by you and Co-Defendant Trini Brassard.
22. Identify the monies you paid to the Decedent between July 2013 and April 2021 to lease various parcels of land owned by him.
23. Identify the monies you paid to the Decedent between July 2013 and April 2021 to use farm equipment owned by him.
24. Describe your employment activities between July 2013 to the present, including any self-employment activities, day-work farm laborer, day-work hay laborer, livestock sales, maple sugar sales, and any other activity you engaged in for income.
25. Identify the names of all individuals or entities that paid you income for these same employment activities between July 2013 – present.

Requests for Production

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

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 car, truck, mobile home, or motor home, produce a copy of such document.
5. 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.
6. With respect to any leases, personal, business, or cosigned to, produce a copy of the lease.
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-2's, 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).
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 canceled checks, deposit slips, and wire transfer confirmations.
9. Produce a complete copy of 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, motor homes, farm equipment, ATVs, boats, and campers.
10. Produce customer lists for all self-employment activities described above, including the names, addresses, and phone numbers between July 2013 – April 2021.

11. Produce farm leases to produce hay, maple syrup products, timber, gravel, or any other agricultural product between July 2013 – April 2021.
12. Produce copies of livestock auction sales between July 2013 – April 2021.

DATED at Woodstock, Vermont, this 29TH day of September, 2023.

By: /s/ Richard Windish
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/s/ Elizabeth Willhite
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