

CASE TYPE: OTHER CIVIL

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF SHERBURNE

TENTH JUDICIAL DISTRICT

EDWARD G. PALMER,

Plaintiff

**PLAINTIFFS' FIRST SET
OF DOCUMENT REQUESTS**

Vs.

SOLID ROCK CHURCH, INC. of
ELK RIVER, MINNESOTA, a
Minnesota Non-Profit Corporation,

Court File No. 71-C5-04-000821

WILLIAM NEAL MATTHEWS,
MARY BETH MATTHEWS,
LORIN STEPHENSON,
KYLE SMITH, JOHN DOE and
OTHER UNNAMED INDIVIDUALS.

Defendants.

TO: James A. Bumgardner, Attorney for Defendants, Terpstra, Black & Moore, Ltd.,
First National Financial Center, 812 Main Street, Suite 102, Elk River, Minnesota
55330.

PLEASE TAKE NOTICE that you are required to produce and permit Plaintiff, Edward G. Palmer ("Plaintiff") to inspect and copy documents referred to herein. Defendants are required to make these documents available for inspection and copying within thirty (30) days from the date of service of this request at a time and place mutually agreed upon by Plaintiff and counsel for the Defendants. In lieu of this, Defendants may comply with this request by mailing true and accurate copies of all documents requested to Plaintiff within thirty days of this request.

DEFINITIONS AND INSTRUCTIONS

1. These document requests should be answered in accordance with the Definitions and Instructions set forth in Plaintiffs' First Set of Interrogatories to Defendants.

2. These requests for production of documents are deemed to be continuing. If defendants, defendants' attorneys or defendants' agents obtain any other information which would add to, modify, or qualify your responses supplied herein, you are directed, pursuant to Minn. R. Civ. P. 26.05, to give timely notice of such information and furnish the same to Plaintiff without delay.

3. You are required to produce the requested documents in their original form, within their original file jacket or other enclosure and, to the extent possible, identify in a meaningful way the paragraph and subparagraph of the requests appearing below to which the documents respond. In answering these requests for production, if privilege is alleged as to any information or documents, or if any request is otherwise not answered in full after the exercise of due diligence to secure complete information, state the specific grounds for not answering in full and answer said request for production to the extent to which no privilege is claimed or to the extent to which information is available, fully identify the information or documents for which the privilege is asserted, and specify the privilege (e.g., work product, attorney client).

4. You are requested to identify and list all documents called for by these requests but withheld from production on the grounds of attorney-client privilege, work product protection or any other basis, and to specify in writing the grounds for non-production. All such documents should be numbered, held separately and retained intact pending a ruling by the Court on the claimed privilege. Each document shall be identified by author(s) and recipient(s), date, number

of pages, attachments and appendices, general description of the nature and subject matter of the document, title, if any, nature of the privilege claimed and the present custodian.

5. If any document herein requested was formerly in the possession, custody or control of defendants, its agents, representatives, employees, officers, directors or attorneys, and has been lost or destroyed, you are requested to submit in lieu of each document a written statement which:

- (a) Describes in detail the nature of the document and its contents;
- (b) Identifies the person who prepared or authored the document and, if applicable, the person to who the document was sent;
- (c) Specifies the date on which the document was prepared or transmitted or both; and
- (d) Specifies, if possible, the date on which the document was lost or destroyed, and, if destroyed, the conditions of or reasons for such destruction and the persons requesting and performing the destruction.

DOCUMENT REQUESTS

REQUEST NO. 1: All documents relating to the Articles of Incorporation of Solid Rock Church including the original Articles of Incorporation of the Elk River Assembly of God Church and all changes subsequently made thereto and the corporate authorities that authorized the changes to the Articles.

REQUEST NO. 2: All documents relating to the Bylaws of Solid Rock Church including the original Bylaws of the Elk River Assembly of God Church and all changes subsequently made thereto and the corporate authorities that authorized the changes to the Bylaws.

REQUEST NO. 3: All documents related to board of director meetings and minutes including attendees thereof from January 1, 1992 through December 31, 1996.

REQUEST NO. 4: All documents related to officer meetings and minutes including attendees thereof from January 1, 1992 through December 31, 1996.

REQUEST NO. 5: All documents related to the corporate disaffiliation with the Assembly of God Ministries, its Minnesota District or National Office.

REQUEST NO. 6: All documents related to the Business meeting of Solid Rock Church that was held on July 1, 1993. These business meeting documents should include the following: a) the meeting notice mailed to members; b) a list of corporate members and attendees mailed to; c) a list of the voting members of the organization then existing; d) a list of business meeting attendees whether voting or non-voting; e) the business resolutions presented for voting on; f) the voting outcome of each resolution; g) the meeting agenda; h) the meeting minutes; i) audio and video tape records, if any; and, j) a list of the Officers, Directors, and office staff on that date.

REQUEST NO. 7: All documents related to the Business meeting of Solid Rock Church that was held on July 11, 1995. These business meeting documents should include the following: a) the meeting notice mailed to members; b) a list of corporate members and attendees mailed to; c) a list of the voting members of the organization then existing; d) a list of business meeting attendees whether voting or non-voting; e) the business resolutions presented for voting on; f) the voting outcome of each resolution; g) the meeting agenda; h) the meeting minutes; i) audio and video tape records, if any; and, j) a list of the Officers, Directors, and office staff on that date.

REQUEST NO. 8: All documents related to the Business meeting of Solid Rock Church that was held on November 7, 1996 that produced the resolution shown in Plaintiff Exhibit 15. These business meeting documents should include the following: a) the meeting notice mailed to members; b) a list of corporate members and attendees mailed to; c) a list of the voting members of the organization then existing; d) a list of business meeting attendees whether voting or non-voting; e) the business resolutions presented for voting on; f) the voting outcome of each resolution; g) the meeting agenda; h) the meeting minutes; i) audio and video tape records, if any; and, j) a list of the Officers, Directors, and office staff on that date.

REQUEST NO. 9: All documents related in any manner to making changes to the Articles of Incorporation or the Bylaws whether initiated within the corporation or initiated outside of the corporation.

REQUEST NO. 10: All documents related to the Minnesota District Assembly of God lawsuit and its resulting settlement of \$90,000 as shown in Plaintiff's Exhibit 14. This includes the settlement agreement and mortgage papers associated with the lawsuit settlement.

REQUEST NO. 11: All documents related to the corporate affiliation and subsequent disaffiliation with the Association of Faith Church Ministries (AFCM).

REQUEST NO. 12: All documents related to real property owned or in the name of William N. Matthews or Solid Rock Church or in which these two defendants have a beneficial ownership interest exceeding 5% and including documents relating to ownership by joint-tenancy or partnership.

REQUEST NO. 13: All documents related to corporate mailings including individual or group letters sent to members of the organization or prospective members for any purpose including that of general communications from January 1, 1993 through December 31, 1996.

REQUEST NO. 14: All documents related to the hiring of William Neal Matthews as the corporation's president.

REQUEST NO. 15: All documents related to the appointment, resignation or dismissal of corporate officers, directors and full time employees.

Dated: June 4, 2004

PLAINTIFF

Edward G. Palmer, Plaintiff
Attorney Pro Se

15548 95th Circle NE
Otsego, Minnesota 55330
(763) 441-3440
(763) 441-7174 Fax

ACKNOWLEDGMENT

The party, upon whose behalf this pleading is submitted, by and through the undersigned, hereby acknowledges that sanctions may be imposed for a violation of Minn. Stat. § 549.211.

Dated: June 4, 2004

Edward G. Palmer, Plaintiff
Attorney Pro Se