

ESTADO LIBRE ASOCIADO DE PUERTO RICO  
TRIBUNAL DE PRIMERA INSTANCIA  
SALA SUPERIOR DE BAYAMÓN

PATRICK A.P. DE MAN; MIKA DE  
MAN (A.K.A. MIKA KAWAJIRI-DE  
MAN OR MIKA KAWAJIRI); y la  
SOCIEDAD LEGAL DE BIENES  
GANANCIALES COMPUESTA POR  
AMBOS

Demandantes,

v.

ADAM C. SINN; RAIDEN  
COMMODITIES, L.P.; RAIDEN  
COMMODITIES 1 LLC; ASPIRE  
COMMODITIES, L.P.; ASPIRE  
COMMODITIES 1, LLC; SINN LIVING  
TRUST,

Demandados.

CIVIL NÚM.: D AC2016-2144 (701)

SOBRE:

INCUMPLIMIENTO DE DEBER DE  
FIDUCIA; INCUMPLIMIENTO DE  
CONTRATO DE SOCIEDAD  
LIMITADA; DAÑOS Y PERJUICIOS;  
MALA FE Y DOLO; MALA FE EN LA  
CONTRATACIÓN;  
ENRIQUECIMIENTO INJUSTO.

**MOCIÓN PARA QUE SE ORDENE AL CODEMANDADO GONEMAROOON  
LIVING TRUST (A/K/A "SINN LIVING TRUST")  
PRODUCIR INFORMACIÓN SOLICITADA**

AL HONORABLE TRIBUNAL:

COMPARECE la Parte Demandante, a través de la representación legal que suscribe, y muy respetuosamente expone, alega y solicita:

1. El 25 de junio de 2018, la parte demandante cursó a Gonemarooon Living Trust (a/k/a "Sinn Living Trust") ("el Trust") un Primer Pliego de Interrogatorios y Solicitud de Producción de Documentos. (Véase el Anejo 1 de esta Moción). El Trust solicitó prórrogas para contestar los días 25 de julio de 2018, el 8 de agosto de 2018, 29 de agosto de 2018 y 17 de septiembre de 2018.

2. El 2 de octubre de 2018, la parte demandada finalmente sometió su contestación, objetando y/o dejando de contestar casi todos los interrogatorios sometidos. (Véase el Anejo 2 de esta Moción). De 59 interrogatorios sometidos, la parte demandada objetó y/o dejó de contestar 39.

3. La parte demandante certifica que hizo gestiones con la parte demandada para tratar de llegar a un acuerdo sobre el descubrimiento de prueba, las que resultaron infructuosas. (Véase el Anejo 3 de esta Moción).

4. Los interrogatorios que no se contestaron fueron los siguientes:<sup>1</sup>

4. En el interrogatorio 4 la parte demandante le solicitó al Trust que identificara sus testigos. No se nos brindó ni un solo nombre. Ello es irrazonable porque el Trust presentó una reconvención y debe tener testigos identificados con relación a ésta, reclamo sobre el cual dicha parte tiene el peso de la prueba.

6. En este interrogatorio se solicitó que se anunciara la prueba documental y es parecido al inciso anterior. Aunque el Trust no tenga toda la prueba identificada, sí debe conocer la prueba en la que basa las alegaciones de su reconvención. El Trust no ofreció ningún documento.

16. En el inciso 16, se solicitó copia del documento de creación del Trust. El trust no lo produjo.

17. La parte demandada alega que el Gonemaroon Living Trust y Sinn Living Trust son una misma entidad. En este interrogatorio, se solicitó que se produjeran los documentos relacionados con el cambio del nombre del Trust. No se contestó.

18. En este interrogatorio, se solicitó que se nos produjeran los documentos relacionados con el cambio del Trust de Gonemaroon Living Trust a su nombre actual. No se nos contestó.

19. En este interrogatorio, se preguntó si hubo transferencia de activos entre Gonemaroon Living Trust y el Sinn Living Trust o vice-versa. No se contestó.

20. En este interrogatorio, se preguntó si el Trust es una corporación. No se contestó.

21. En el interrogatorio 21 se preguntó dónde están las oficinas principales del Trust. No se contestó.

24. En el interrogatorio 24, se preguntó si el Trust tiene interés en alguna otra entidad además de Raiden Commodities, LP. No se nos brindó esta información.

25. En este inciso, se solicitó copia de las comunicaciones entre el Trust, Gonemaroon Living Trust y Kyle Carlton. No se produjeron.

26. En el inciso 26 se solicitaron los documentos que reflejen la jurisdicción dónde se registró el Trust (Gonemaroon Living Trust y Sinn Living Trust). No se contestó.

27. En el interrogatorio 27, se preguntó quiénes son los beneficiarios del Trust (Gonemaroon Living Trust y Sinn Living Trust). No se contestó.

28. En el inciso 27 se preguntaron cuáles son las condiciones que aplican al Trust (Gonemaroon Living Trust y Sinn Living Trust). No se contestó.

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<sup>1</sup> Se solicita del Tribunal que tome conocimiento del texto de cada interrogatorio y su respuesta, los que surgen de los Anejos 1 y 2. Para fines de economía judicial, resumimos la controversia existente con relación a cada inciso.

29. En el interrogatorio 29 se preguntó quiénes son o han sido los fiduciarios del Trust. (Gonemaroon Living Trust y Sinn Living Trust). No se contestó.

30. En el interrogatorio 30 se pregunta cuáles son los poderes de los fiduciarios del Trust. No se contesta.

31. En el interrogatorio 31, se solicitó copia de las planillas contributivas del Trust para el período de la controversia. No se produjeron.

32. En el interrogatorio 32 se solicitó que se contestara si el Trust tiene conexión con algún otro de los demandados y si tiene otros fiduciarios además del Sr. Sinn. Esta información no ha sido revelada.

33. En el interrogatorio 33 se solicitó copia del *General Ledger* del Trust. No se produjo.

34. En el inciso 34, se solicitó que se aclarara si el Trust tiene agentes y/o contratistas. De contestarse en la afirmativa, solicitamos que se provea la información solicitada en el interrogatorio.

35. Se le pidió al Trust que aclarara si él también reclama por la apropiación del demandante de equipos, propiedad intelectual y secretos comerciales. No se ha contestado.

37. En el inciso 37 se solicitó copia de las comunicaciones del Trust con el Sr. Sinn y otras partes desde 2012 hasta el presente. No se ofreció ninguna.

38. En el interrogatorio 38 se solicitaron todos los borradores preparados de acuerdos otorgados por el Trust, en los que se hubiera mencionado al demandante. No se contestó.

39. En el inciso 39. Se solicita que se identifiquen los abogados del Trust desde 2012 al presente. Es pertinente conocer si son justamente los mismos de las otras empresas. No se contestó.

40. Se solicitó que se identifiquen los contadores del Trust desde 2012 hasta el presente. Queremos conocer si son los mismos de las otras empresas. No se contestó.

41. En el inciso 41 se solicitó que se produjera copia de las comunicaciones sociales del demandante que afectaron adversamente al Trust, según lo alegado por éste. No se contestó.

46. En el interrogatorio 46, se solicitó que se nos explique la forma en que se capitalizó al Trust y a Gonemaroon Living Trust. Este tema es pertinente porque demostrará que el demandado no observa la debida separación entre sus empresas. El interrogatorio no se contestó.

48. Se solicitó al Trust que Contesté si el Sr. Sinn aportó capital al Trust y las cantidades aportadas desde 2012 al presente. La parte demandante plantea que el Trust es un vehículo para sustraer activos del Trust a favor de los demandados. El Trust no contestó.

49. En el interrogatorio 49 se pregunta si alguna otra persona aportó capital al Trust. No se contestó.

50. En el interrogatorio 50, se solicita el listado de los beneficios pagados por el Trust desde 2012 al presente. No se contestó.

51. En el interrogatorio 51 se solicitó que se nos proveyese el listado de los beneficios acumulados por los beneficiarios del Trust desde 2012 al presente. No se produjo.

52. En el interrogatorio 52, se solicitan los estados financieros del Trust para el período pertinente. No se produjeron.

53. En el interrogatorio 53 se solicitó se aclarase la relación del Trust (Gonemaroon Living Trust y Sinn Living Trust). y Rural Route 3 Holdings, LP. No se contestó.

57. En el interrogatorio 57 se pregunta cuándo y en qué lugar Adam Sinn y Bryan Tyson suscribieron los documentos titulados "Joinder of New Quantitative Analyst Partner", "Record of Initial Contribution by Quantitative Analyst Partner", "Unanimous Consent to Add a Quantitative Analyst Partner" y "Confidentiality, Non-Solicitation and Non-Compete Agreement", todos con efectividad de 28 de marzo de 2015. No se contestó.

58. En el interrogatorio 58, se solicita copia de los documentos enumerados en el inciso anterior. No se produjeron.

59. En el interrogatorio 59 se solicitó que se contestara si los documentos le fueron entregados personalmente a Adam Sinn por Kyle Carlton en Dorado, Puerto Rico. No se contestó.

5. El demandante solicita que se le contesten los interrogatorios sometidos.

6. Nuestro ordenamiento concede derecho a las partes a un descubrimiento de prueba amplio y liberal. Alfonso Brú v. Trane Export, Inc., 155 D.P.R. 158, 167 (2001). El Tribunal Supremo de Puerto Rico ha aclarado que toda parte en una litigación tiene derecho a obtener antes del juicio toda la información que esté en posesión de cualquier persona y que resulte pertinente a la adjudicación de la controversia. Rivera y otros v. Banco Popular, 152 D.P.R. 140, 156 (2000).

7. Las Reglas de Procedimiento Civil dejan en manos de los abogados la tramitación de las solicitudes de descubrimiento. Rivera y otros v. Banco Popular, 152 D.P.R. a la pág. 153. La Regla 23.1(a) de las de Procedimiento Civil establece, en este sentido, que: "[l]as partes podrán hacer descubrimiento sobre cualquier materia, no privilegiada, que sea pertinente al asunto en controversia en el pleito pendiente, ya se refiera a la reclamación o defensa de

cualquier otra parte, ... No constituirá objeción que la información solicitada sea inadmisibile en el juicio, siempre que exista una probabilidad razonable de que dicha información conduzca al descubrimiento de evidencia admisible.”

8. Las únicas limitaciones a este proceso es que la materia objeto del descubrimiento no sea privilegiada y que la misma sea pertinente al asunto en controversia en el pleito. Véase, E.L.A. v. Casta, 162 D.P.R. 1, 10 (2004). El primero de estos requisitos incorpora exclusivamente los privilegios reconocidos por las reglas de evidencia, E.L.A. v. Casta, 162 D.P.R. a la pág. 10; Rivera Alejandro v. Algarín, 112 D.P.R. 830, 833 (1982).

9. En cuanto al criterio para determinar la pertinencia, éste es más amplio que el que rige en el ámbito probatorio. Véase, Rivera y otros v. Banco Popular, 152 D.P.R. as la pág. 153; Ortiz Rivera v. E.L.A., National Ins. Co., 125 D.P.R. 65, 70 (1989). Se admite el descubrimiento de todo asunto que pueda tener relación posible con la materia que es objeto del pleito, aunque no esté relacionado con las controversias específicas que han sido esbozadas por las alegaciones. Sierra v. Tribunal Superior, 81 D.P.R. 554, 573 (1959). Basta que exista una posibilidad razonable de relación con el asunto en controversia. Medina v. M.S. & D. Química de P.R., Inc., 135 D.P.R. 716, 730-731 (1994).

10. En el caso de autos, todos los interrogatorios mencionados en esta moción solicitan información pertinente a esta controversia. Hasta el momento, el Trust se niega a contestar requerimientos que son razonables.

11. Se solicita a este Tribunal que, conforme a la Regla 34.2 emita una orden contra el demandado para requerirle producir la información solicitada.

POR TODO LO CUAL, la parte demandante solicita que se le ordene al Trust producir la información solicitada.

RESPETUOSAMENTE SOMETIDA.

CERTIFICO: Haber notificado copia fiel y exacta del presente escrito al Lcdo. Alfredo F. Ramírez Macdonald ([alfredo.ramirez@oneillborges.com](mailto:alfredo.ramirez@oneillborges.com)), a la Lcda. Ana M. Rodríguez Rivera ([ana.rodriguez@oneillborges.com](mailto:ana.rodriguez@oneillborges.com)) y Lcdo. Arturo L.B. Hernández González ([arturo.hernandez@oneillborges.com](mailto:arturo.hernandez@oneillborges.com)), O'NEILL &

BORGES, 250 Avenida Muñoz Rivera, Suite 800, San Juan, Puerto Rico  
00918-1813.

En San Juan, Puerto Rico, a 15 de noviembre de 2018.

BAUZÁ, BRAU, IRIZARRY,  
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FIDUCIA; INCUMPLIMIENTO DE  
CONTRATO DE SOCIEDAD  
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MALA FE Y DOLO; MALA FE EN LA  
CONTRATACIÓN;  
ENRIQUECIMIENTO INJUSTO.

**PRIMER PLIEGO DE INTERROGATORIOS Y  
SOLICITUD DE PRODUCCIÓN DE DOCUMENTOS**

**A: SINN LIVING TRUST  
GONEMAROON LIVING TRUST**  
P/C Lcdo. Alfredo F. Ramírez Macdonald  
Lcda. Ana Margarita Rodríguez Rivera  
Lcdo. Arturo L.B. Hernández González  
O'NEILL & BORGES LLC  
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Fecha: 25 de junio de 2018

La parte demandante, le requiere para que, de conformidad con las  
Reglas de Procedimiento Civil vigentes, conteste individualmente los  
siguientes interrogatorios y requerimientos de producción de documentos.

Los interrogatorios deben ser contestados en el término de treinta (30) días establecido por la Regla 30.1 de las de Procedimiento Civil.

Cada interrogatorio debe ser contestado por separado y bajo juramento. Los interrogatorios deberán ser contestados a cabalidad. Debe suministrarse toda la información de la que tenga conocimiento ya por conocimiento propio o por información obtenida por su representación profesional, empleados, agentes, mandatarios o representantes, o como resultado de cualquier investigación. Un interrogatorio que de otra forma sea apropiado no es necesariamente objetable porque su contestación envuelva una opinión o contención relacionada con hechos, o conclusiones de derecho.

La solicitud para la producción de documentos debe ser contestada dentro del término de quince (15) días establecido por la Regla 31.2 de las de Procedimiento Civil.

En caso de que no exista un documento específico, pero que Usted tenga la información solicitada, deberá considerar el requerimiento como un interrogatorio bajo la Regla 30 de las de Procedimiento Civil y contestarlo de conformidad.

Se le apercibe que, conforme lo dispuesto por la Regla 23.1(d) de las de Procedimiento Civil, la obligación de informar es continua y que tiene la obligación de notificar de toda información adicional que obtenga con posterioridad a la presente solicitud y que esté relacionada con este descubrimiento.

Los documentos deben ser producidos en las oficinas del suscribiente, **el lunes, 23 de julio de 2018 a las 10:00 a.m.**

1. Con respecto a la persona que contesta este descubrimiento, provea la siguiente información:

- a. Nombre completo de la persona, y cualquier apodo por el que se le conozca.
- b. Relación con Sinn Living Trust (a/k/a Gonemaroon Living Trust).
- c. Dirección.



- d. Teléfono.
  - e. Relación de parentesco, si alguno, que tenga con los abogados en el caso o con cualquier otra persona que tenga conocimiento sobre los hechos.
2. Si alguna persona lo ayudó a contestar el interrogatorio, suministre para ella la misma información solicitada en el inciso anterior.
  3. Identifique a todas las personas que tienen conocimiento sobre los hechos de este caso y provea la dirección, teléfono y dirección de e-mail donde se les pueda conseguir.
  4. Identifique cada uno de los testigos que piensa utilizar en el juicio para establecer sus alegaciones, indicando los temas sobre los cuales declararán.
  5. Ofrezca un resumen del testimonio de cada testigo.
  6. Identifique y suministre copia fiel y exacta de toda la prueba documental, demostrativa o de otra índole que piensa utilizar en el juicio para establecer sus alegaciones y/o que utilizará para preparar a sus testigos. Para cada documento, indique:
    - a. Título o el epígrafe del documento, si alguno;
    - b. Fecha del documento;
    - c. Número de páginas que contiene el documento;
    - d. Propósito u objetivo del documento.
    - e. Tipo de documento. Es decir, si es una carta, memorándum, escritura, récord, informe, correo electrónico, contrato, etc.
    - f. Nombre, dirección y teléfono de la persona a quien va dirigido el documento, si alguna.
    - g. Nombre, dirección y teléfono de toda persona que suscribe, produce y/o envía el documento.
    - h. Nombre, dirección y teléfono de la persona que tiene la posesión, mediata o inmediata, del original del documento en cuestión.

i. Nombres, direcciones y teléfonos de todas y cada una de las personas que poseen y/o tienen bajo su custodia, copia del documento en cuestión.

7. Indique si ha consultado algún perito con relación a la controversia, independientemente de si piensa utilizarlo en el juicio. Para cada uno, provea la información solicitada en el apartado 6.

8. Identifique todos los testigos periciales que piensa utilizar en juicio, si alguno. Provea una copia de su respectivo *curriculum vitae* y un resumen de lo que cada uno declarará, sus opiniones y una breve expresión de las teorías, hechos, y argumentos que sostienen las mismas. Suministre copia de todo informe o reporte preparado por cada perito, independientemente de que si usted piensa usarlos en el juicio de este caso.

9. Identifique toda declaración, bajo juramento o no, grabación, memorándum, nota o escrito de cualquier persona, que se relacione con los hechos que se exponen en la demanda y la contestación. De contestar en la afirmativa, suministre copia fiel y exacta de las mismas.

10. Diga si algún investigador, agente, representante, empleado o persona alguna actuando a nombre suyo ha realizado una investigación de los hechos que dan base a la Demanda y/o Contestación y/o Reconvención y/o Reconvención Enmendada. De contestar en la afirmativa, suministre el nombre completo y dirección de tales personas y su relación con la parte demandada. Produzca copia de todo informe, reporte o memorando preparado por tales personas, así como las notas, anotaciones y documentos de apoyo a cada informe, reporte o memorando.

11. Diga si usted se propone presentar como prueba admisiones realizadas por la parte demandante o cualquier representante. De contestar en la afirmativa, indique en qué consistieron las supuestas admisiones, cuándo y dónde se hicieron, su fraseología o conducta y la persona que empleará para probarlas.

12. Diga si usted se propone presentar como prueba admisiones realizadas por Sinn Living Trust (a/k/a Gonemaroon Living Trust) o cualquier representante de éste. De contestar en la afirmativa, indique en qué consistieron las supuestas admisiones, cuándo y dónde se hicieron, su fraseología o conducta y la persona que empleará para probarlas.

13. Diga si Sinn Living Trust y Gonemaroon Living Trust son la misma entidad. Si no son la misma entidad, explique la relación entre ambos.

14. Provea todos los documentos existentes relacionados con la creación de Sinn Living Trust y de Gonemaroon Living Trust.

15. Provea copia de la escritura constitutiva del Sinn Living Trust y de su certificado, incluyendo cualquier enmienda a cualquiera de éstos. Diga quién la preparó.

16. Provea copia de la escritura constitutiva de Gonemaroon Living Trust y su certificado, incluyendo cualquier enmienda a cualquiera de éstos. Diga quién la preparó.

17. Explique cómo Sinn Living Trust se convirtió en Gonemaroon Living Trust. Acompañe todos los documentos existentes.

18. Diga si el Sinn Living Trust fue objeto de algún cambio de nombre. De contestar en la afirmativa, indique la fecha en que se cambió su nombre y el nuevo nombre con que se le designó. Acompañe todos los documentos existentes relacionados con todos los cambios de nombre.

19. Diga si el Sinn Living Trust transfirió sus activos a Gonemaroon Living Trust. De contestar en la afirmativa, explique la fecha en que ocurrió la transacción. Acompañe todos los documentos existentes.

20. Diga si el Sinn Living Trust o el Gonemaroon Living Trust es una corporación. De contestar en la afirmativa, someta el certificado de incorporación y *bylaws* de cada uno. Identifique, para cada uno, quienes son sus oficiales y accionistas. Si no son una corporación, explique la naturaleza de la entidad.

21. Diga, dónde están ubicadas físicamente las oficinas del Sinn Living Trust y el Gonemaroon Living Trust.

22. Explique cuáles son los negocios que ha realizado el Sinn Living Trust y/o el Gonemaroon Living Trust en Puerto Rico desde 2012.

23. Explique su contención de que el Sinn Living Trust ni el Gonemaroon Living Trust tiene presencia en Puerto Rico ni hace negocios en esta jurisdicción.

24. Provea un listado de todas las entidades en las que el Sinn Living Trust o el Gonemaroon Living Trust es un miembro, socio, accionista o tiene interés económico, o lo ha sido desde 2012 al presente. Para cada entidad, indique su nombre, la naturaleza de la participación o interés y su valor.

25. Provea copia de todas las comunicaciones relacionadas con el Sinn Living Trust o el Gonemaroon Living Trust y Kyle E. Carlton, o cursadas entre el Sr. Carlton y cualquiera de las dos entidades, desde 2012 hasta el presente.

26. Provea copia de todos los documentos existentes que reflejan la jurisdicción en que está registrado el Sinn Living Trust y el Gonemaroon Living Trust, desde 2012 hasta el presente.

27. Enumere, desde la fecha de su constitución hasta el presente, todos los beneficiarios del Sinn Living Trust y del Gonemaroon Living Trust. Indique para cada beneficiario, la proporción de su participación.

28. Indique todas las condiciones existentes aplicables a los beneficiarios del Sinn Living Trust y del Gonemaroon Living Trust.

29. Indique, desde la fecha de su constitución hasta el presente, todos los fiduciarios del Sinn Living Trust y del Gonemaroon Living Trust.

30. Enumere todos los poderes de los fiduciarios del Sinn Living Trust y del Gonemaroon Living Trust.

31. Provea todas las planillas de contribución sobre ingresos al I.R.S. y al Departamento de Hacienda para Sinn Living Trust y el Gonemaroon Living Trust desde 2012 al presente.

32. Explique cuál es la relación de Sinn Living Trust y el Gonemaroon Living Trust con:

- a. el codemandado Adam Sinn
- b. la codemandada Raiden Commodities, LP
- c. la codemandada Raiden Commodities 1, LLC
- d. la codemandada Aspire Commodities LP
- e. la codemandada Aspire Commodities 1, LLC

33. Provea el *General Ledger* de Sinn Living Trust y el Gonemaroon Living Trust de 2012 hasta el presente.

34. Provea un listado de todos los empleados y agentes contratados por el Sinn Living Trust y el Gonemaroon Living Trust de 2012 al presente. Para cada uno, indique su nombre, posición, deberes, y salario anual.

35. Con relación a su alegación de que el demandante se apropió de equipo electrónico, propiedad intelectual y secretos comerciales de las partes demandadas, indique:

- a. la descripción de los equipos supuestamente apropiados por el demandante, pertenecientes a Sinn Living Trust o el Gonemaroon Living Trust.
- b. la descripción de los equipos supuestamente apropiados por el demandante, pertenecientes a cualquier otro de los codemandados.
- c. la descripción de la propiedad intelectual supuestamente apropiada por el demandante, perteneciente a Sinn Living Trust o el Gonemaroon Living Trust.
- d. la descripción de la propiedad intelectual supuestamente apropiada por el demandante, perteneciente a cualquier otro de los codemandados.
- e. la descripción de los secretos comerciales supuestamente apropiados por el demandante, pertenecientes a Sinn Living Trust o el Gonemaroon Living Trust.

f. la descripción de los secretos comerciales supuestamente apropiados por el demandante, perteneciente a cualquier otro de los codemandados.

36. Acompañe todos los correos electrónicos, cartas y mensajes cursados entre el Sinn Living Trust o el Gonemaroon Living Trust, así como cualquiera de los beneficiarios, fiduciarios, empleados o agentes de ambos fideicomisos con el demandante desde 2012 hasta el presente.

37. Acompañe todos los correos electrónicos, cartas y mensajes cursados entre Sinn Living Trust y el Gonemaroon Living Trust o cualquiera de los beneficiarios, fiduciarios, empleados o agentes de ambos fideicomisos con el codemandado Adam Sinn o con cualquiera de las otras partes demandadas, sus agentes, abogados, contadores o empleados desde 2012 hasta el presente.

38. Acompañe todos los borradores de acuerdos relacionados con Sinn Living Trust o el Gonemaroon Living Trust preparados entre 2012 al presente en los que se mencione al demandante o al demandado Adam Sinn.

39. Identifique todos los abogados que actuaron para Sinn Living Trust o el Gonemaroon Living Trust desde 2012 hasta el presente.

40. Identifique todos los contadores que actuaron para Sinn Living Trust o el Gonemaroon Living Trust desde 2012 hasta el presente.

41. Con relación a su alegación de que el demandante publicó comunicaciones a través de las redes sociales que afectaron adversamente a Sinn Living Trust o al Gonemaroon Living Trust, identifique y acompañe copia de todas las comunicaciones aludidas.

42. Acompañe copia de todos los contratos escritos otorgados por Sinn Living Trust o el Gonemaroon Living Trust con cualquier otro de los codemandados entre 2012 y el presente.

43. Diga si el Sr. Patrick De Man fue empleado de Sinn Living Trust o el Gonemaroon Living Trust. De contestar en la afirmativa, produzca copia de su contrato de empleo.

44. Acompañe todos los documentos relacionados con cualquier traslado de Sinn Living Trust o el Gonemaroon Living Trust.

45. Acompañe copia de todos los contratos de empleo suscritos por Sinn Living Trust y el Gonemaroon Living Trust desde 2012 hasta el presente.

46. Explique, año por año, desde 2012 hasta el presente, la forma en que Sinn Living Trust y el Gonemaroon Living Trust fue capitalizada.

47. Diga si el demandante aportó capital a Sinn Living Trust o al Gonemaroon Living Trust. En caso afirmativo, diga año por año, desde 2012 hasta el presente, las cantidades aportadas por él.

48. Diga si el codemandado Adam Sinn aportó capital a Sinn Living Trust o al Gonemaroon Living Trust. En caso afirmativo, diga año por año, desde 2012 hasta el presente, las cantidades aportadas por él.

49. Diga si alguna otra persona aportó capital a Sinn Living Trust o al Gonemaroon Living Trust. En caso afirmativo, diga año por año, desde 2012 hasta el presente, las cantidades aportadas por cada persona.

50. Acompañe un listado de todos los beneficios anuales pagados por Sinn Living Trust y el Gonemaroon Living Trust a sus beneficiarios desde 2012 hasta el presente.

51. Acompañe un listado de todos los beneficios anuales acumulados por los beneficiarios de Sinn Living Trust o el Gonemaroon Living Trust desde 2012 hasta el presente.

52. Someta todos los estados financieros preparados para el Sinn Living Trust y el Gonemaroon Living Trust desde 2012 hasta el presente.

53. Explique la relación entre Sinn Living Trust o el Gonemaroon Living Trust y Rural Route 3 Holdings, LP. Diga si esta relación fue enmendada en algún momento. De contestar en la afirmativa, explique y provea todos los documentos existentes.

54. Provea toda la documentación sobre el seguro adquirido por Sinn Living Trust y Gonemaroon Living Trust para cada uno de sus empleados ante el Fondo del Seguro del Estado.

55. Explique cuál es el rol de Barrington M. Hammond, Jr. en Sinn Living Trust y el Gonemaroon Living Trust.

56. Provea todas las evaluaciones de empleados de Sinn Living Trust y Gonemaroon Living Trust desde 2012 hasta el presente.

57. Diga en qué lugar y cuándo Brian Tyson y Adam Sinn, actuando supuestamente a nombre de Aspire Commodities 1, LLC y Sinn Living Trust, suscribieron los documentos titulados "Joinder of New Quantitative Analyst Partner", "Record of Initial Contribution by Quantitative Analyst Partner", "Unanimous Consent to Add a Quantitative Analyst Partner" y "Confidentiality, Non-Solicitation and Non-Compete Agreement", todos con fecha de efectividad del 28 de marzo de 2015.

58. Provea copia de cada uno de los documentos enumerados. Diga quién los preparó.

59. Diga si los documentos enumerados en el inciso 57 fueron personalmente entregados a Adam Sinn en Dorado, Puerto Rico, por Kyle Carlton.



COMMONWEALTH OF PUERTO RICO  
COURT OF FIRST INSTANCE  
JUDICIAL CENTER OF BAYAMÓN  
SUPERIOR COURT

PATRICK A.P. DE MAN; MIKA DE MAN  
(A.K.A. MIKA KAWAJIRI-DE MAN OR  
MIKA KAWAJIRI); and the  
COMMUNITY PROPERTY  
PARTNERSHIP BETWEEN THEM,

Plaintiffs,

vs.

ADAM C. SINN; RAIDEN  
COMMODITIES, L.P.; RAIDEN  
COMMODITIES 1 LLC; ASPIRE  
COMMODITIES, L.P.; ASPIRE  
COMMODITIES 1, LLC; SINN LIVING  
TRUST

Defendants

CASO NUM. D AC 2016-2144 (702)

RE:

BREACH OF FIDUCIARY DUTY;  
BREACH OF OPERATING CONTRACT;  
BREACH OF LIMITED PARTNERSHIP  
CONTRACT;  
TORTS; BAD FAITH AND DECEIT;  
BAD FAITH IN CONTRACTING;  
UNJUST ENRICHMENT.

**SINN LIVING TRUST'S ANSWERS TO "FIRST SET OF INTERROGATORIES AND  
REQUEST FOR PRODUCTION OF DOCUMENTS"**

To: Patrick A.P. de Man; Mika de Man (a.k.a. Mika Kawajiri-De Man o Mika  
Kawajiri); y la Sociedad Legal de Gananciles compuesta por ambos.  
Urb. Sabanera  
544 Corredor del Bosque  
Dorado, Puerto Rico 00646

From: Sinn Living Trust ("Trust"),  
Alfredo Ramirez-Macdonald, Esq.; Ana M. Rodriguez-Rivera, Esq.,  
And Arturo L.B. Hernandez-Gonzalez, Esq.  
O'Neill & Borges LLC  
250 Avenida Muñoz Rivera, Suite 800  
San Juan, Puerto Rico 00918-1813

## I. INTRODUCTION

In accordance with the Puerto Rico Rules of Civil Procedure, Sinn Living Trust ("Trust") hereby submits its answers to Plaintiffs' *First Set of Interrogatories and Request for Production of Documents* ("*Interrogatories*"). The information contained herein is not based solely on the knowledge of the executing party, but it also includes the knowledge of the party, persons with personal knowledge of the facts, their agents, employees, representatives, and attorneys, unless it is privileged. The Trust is an entity and, as such, it cannot have personal knowledge. Therefore, all of these answers have been obtained through the persons mentioned above.

It is possible that future discovery and independent investigation may supply additional facts or information, add meaning to known facts, or may establish entirely new factual conclusions and contentions, all of which may lead to substantial additions to, changes in, and variations from the responses set forth herein.

These responses are made without prejudice to the Trust's right to provide additional evidence at the time of trial.

## II. GENERAL OBJECTIONS

1. The Trust objects to Plaintiffs' *Interrogatories* to the extent they seek to require the disclosure of information or the production of documents that are beyond the scope of permissible discovery under the Puerto Rico Rules of Civil Procedure.

2. The Trust objects to Plaintiffs' *Interrogatories* to the extent they seek to impose discovery burdens or responsibilities upon the Trust beyond those specifically required by the Puerto Rico Rules of Civil Procedure.

3. The Trust objects to Plaintiffs' *Interrogatories* to the extent they seek to require the disclosure of information or the production of documents beyond the scope of permissible

discovery pursuant to the Court's *Order* bifurcating this action. The Court has bifurcated this case. The current phase ("Phase I") addresses two issues: (1) Mr. de Man's claim that he owns a portion of certain defendant entities (i.e. the Aspire Commodities, L.P., ("Aspire") and Raiden Commodities, L.P. ("Raiden"), entities); and (2) Mr. de Man's alternative claim to be compensated for services rendered to one or more defendant entities. That phasing limits the scope of permissible, relevant discovery. Discovery of documents and information that is not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I is not permissible or appropriate at this time.

4. The Trust objects to Plaintiffs' *Interrogatories* to the extent they seek the disclosure of information or the production of documents protected by the attorney-client privilege, the work product doctrine, or any other available privilege, protection or doctrine, though the Trust does not read them as requesting such information.

5. The Trust's response to any interrogatory is not intended to be, and shall not be construed as, an admission that any factual predicate stated or inferred in the interrogatory is accurate.

6. The Trust objects to each and every interrogatory that:

- a. Contains vague, ambiguous, and undefined terms and phrases that are subject to a variety of meanings and interpretations;
- b. Seeks confidential business information that the Trust is contractually precluded from producing, documents that cannot be produced because of

statutory and/or regulatory proscriptions, and/or documents that are subject to constitutional privacy protections;

- c. Seeks information regarding persons and/or entities other than the Trust;
- d. Seeks information that is publicly available and is as readily accessible to opposing counsel and their clients as it is to the Trust; or
- e. Seeks information that is not relevant to any party's claim or defense and/or not proportional to the needs of the case.

7. The Trust objects to the extent that the *Interrogatories* are not time-limited or subject-matter limited in a way that would exclude documents not relevant to the claims and defenses in this litigation from the scope of the *Interrogatories*. For instance, the Trust objects to the extent the *Interrogatories* seek information from irrelevant time periods by seeking information from after Mr. de was no longer affiliated with the defendant entities.

8. The Trust's responses below are made subject to and without waiving (1) the foregoing *General Objections*; (2) the right to object on the grounds of competency, relevancy, materiality, hearsay or any other proper ground to the use of any such information for any purpose, in whole or in part, in any subsequent trial or proceeding in this or any other action; and (3) the right to object on any and all grounds, at any time, to any other discovery procedure relating to the subject matter of these *Interrogatories*.

9. The Trust incorporates the foregoing *General Objections* into each and every answer to the *Interrogatories* below.

10. The Trust also reserves the right to supplement its answers as permitted under the Puerto Rico Rules of Civil Procedure.

11. The person who answers these *Interrogatories* does so in his capacity as representative of Trust. Thus, the information that is included in these answers does not necessarily reflect the personal knowledge of the undersigned with respect to the information requested in the *Interrogatories*, but it also reflects the information that has been provided to him by the current and former assistants, employees, agents, officials, and representatives of the party, including its attorneys.

12. The production of the documents requested by Plaintiffs—due to the information contained in the same—is subject to the execution of a confidentiality agreement.

### III. OBJECTIONS AND RESPONSES

1. With respect to the person who answers this discovery, provide the following information:

- a. Full name of the person, and any nickname by which he/she is known.
- b. Relationship to Sinn Living Trust (a/k/a Gonemaroon Living Trust).
- c. Address.
- d. Telephone.
- e. Kinship, if any, that you have with the attorneys in the case or with any other person who has knowledge about the facts.

**ANSWER:** The Trust states that these responses were prepared by its attorneys with information provided by Adam Sinn. Mr. Sinn may be reached through undersigned counsel. The Trust objects to Plaintiffs' request that it identify Mr. Sinn's "kinship" with "any other person who has knowledge about the facts," as vague and ambiguous. To the extent Plaintiffs' Interrogatory seeks to discover whether any familial relationship exists between Mr. Sinn and any potential witnesses in this action, the Trust objects to the extent this Interrogatory attempts to limit the witnesses in this action to those known to the Trust at this time. Discovery in this matter is just beginning, and the Trust may discover additional potential witnesses throughout the course of discovery or its internal review of this matter. Subject to and without waiving the

foregoing, Mr. Sinn is not currently aware of any familiar relationship between himself and any identified witness in this matter.

2. If any person helped you to answer the interrogatory, submit for that person the same information requested in the preceding paragraph.

**ANSWER:** See response to Interrogatory No. 1.

3. Identify all of the persons who have knowledge about the facts of this case and provide the address, telephone, and email address where they can be reached.

**ANSWER:** The Trust objects to this Interrogatory to the extent it attempts to limit the witnesses in this action to those known to the Trust at this time. Discovery in this matter is just beginning and the Trust may discover additional potential witnesses throughout the course of discovery or its internal review of this matter. The Trust further objects to this Interrogatory as seeking information beyond the permissible scope of discovery at this time. The Court has bifurcated this case. The current phase ("Phase I") addresses two issues: (1) Mr. de Man's claim to be own a portion of certain defendant entities (i.e. the Aspire and Raiden entities); and (2) Mr. de Man's alternative case to be compensated for services rendered to one or more defendant entities. That phasing limits the scope of permissible, relevant discovery, and this Interrogatory seeks information that is not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust also objects to this Interrogatory to the extent it seeks information protected by the attorney/client privilege, work product doctrine, and/or other items directed at disclosing the mental impressions of the Trust's counsel.

Subject to and without waiving the foregoing, the Trust identifies the following individuals who may have information regarding Mr. de Man's lack of any ownership interest in the defendant entities and Plaintiff's claim for unjust enrichment: (1) Mr. Adam Sinn; (2) Mr. Patrick de Man; (3) Mr. Barry Hammond; (4) Mr. Kyle Carlton; and (5) Mr. Scott Schieffer. Mr. Sinn and Mr. Hammond may be contacted through Defendants' counsel.

4. Identify each of the witnesses you intend to use at the trial to establish your allegations, indicating the subjects on which they will testify.

**ANSWER:** The Trust objects to this Interrogatory as premature. Discovery in this matter is just beginning, and the Trust has not yet determined which witnesses it will present at trial. The Trust further objects to this Interrogatory as seeking information irrelevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I.

Subject to and without waiving the foregoing, the Trust states that it will provide its trial witness list in accordance with the Puerto Rico Rules of Civil Procedure and any case management order in this action

5. Offer a summary of each witness' testimony.

**ANSWER:** See response to Interrogatory No. 4. The Trust further objects to this Interrogatory as overly broad, unduly burdensome, not reasonably proportional to the needs of the case to the extent it seeks to have the Trust summarize all information believed to be known

by everyone it may call as a witness at trial. Plaintiffs are free to take depositions in this action or serve non-party discovery in accordance with the Puerto Rico Rules of Civil Procedure. The Trust also objects because this Interrogatory asks the Trust to speculate as to what individuals may or may not know and provide information outside of the Trust's possession, custody, and control. The Trust objects to the extent this Interrogatory seeks information protected by the attorney/client privilege, work product doctrine, and/or other items directed at disclosing the mental impressions of the Trust's counsel.

6. Identify and submit a true and exact copy of all documentary, demonstrative, or other kind of evidence that you intend to use at the trial to establish your allegations and/or that you will use to prepare your witnesses. For each document indicate:

- a. Title or caption of the document, if any;
- b. Date of the document;
- c. Number of pages that the document contains;
- d. Purpose or objective of the document.
- e. Type of document. That is, whether it is a letter, memorandum, deed, record, report, email, contract, etc.
- f. Name, address, and telephone of the person to whom the document is addressed, if any.
- g. Name, address, and telephone of any person who subscribes, produces, and/or sends the document.
- h. Name, address, and telephone of the person who has possession, medium term or immediate, of the original document in question.
- i. Names, addresses, and telephones of each and every one of the persons who possess and/or have under their custody a copy of the document in question.

**ANSWER:** The Trust objects to this Interrogatory as premature. Discovery in this matter is just beginning and the Trust has not yet determined which evidence it will present at trial. The Trust further objects to this Interrogatory as seeking information irrelevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust objects to the extent this Interrogatory seeks information protected by the attorney/client privilege, work product doctrine, and/or other items directed at disclosing the mental impressions of the Trust's counsel.

Subject to and without waiving the foregoing, the Trust states that it will provide its trial exhibit list in accordance with the Puerto Rico Rules of Civil Procedure and any case management order in this action.

7. Indicate whether you have consulted any expert in connection with the dispute, regardless of whether you intend to use him/her at trial. For each one, provide the information requested in paragraph 6.

**ANSWER:** The Trust objects to this Interrogatory to the extent it seeks to have the Trust identify its consulting experts or other experts the Trust will not present at trial. The Trust also objects to this Interrogatory as premature. Discovery in this matter is just beginning and the Trust has not yet determined which experts, if any, it will present at trial. The Trust further objects to this Interrogatory as seeking information irrelevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust objects to the extent this Interrogatory seeks information protected by the attorney/client privilege, work product doctrine, and/or other items directed at disclosing the mental impressions of the Trust's counsel.

Subject to and without waiving the foregoing, the Trust states that it will disclose its testifying experts in accordance with the Puerto Rico Rules of Civil Procedure and any case management order in this action.

8. Identify all of the expert witnesses you intend to use at trial, if any. Provide a copy of their respective curriculum vitae and a summary of what each one will testify, their opinions, and a brief statement of the theories, facts, and arguments in support thereof. Submit copies of all accounts or reports prepared by each expert, regardless of whether you intend to use them at the trial of this case.

**ANSWER:** See response to Interrogatory No. 7.

9. Identify all statements, whether or not under oath, recordings, memoranda, notes, or writing of any person that is connected with the facts stated in the complaint and the answer. If you answer in the affirmative, submit a true and exact copy of the same.

**ANSWER:** The Trust objects to this Interrogatory's use of the phrase "all statements, whether or not under oath, recordings, memoranda, notes, or writing" is vague, ambiguous, and subject to a variety of interpretations. The Trust will interpret this Interrogatory as seeking written statements provided to the Trust by any potential fact witness in this matter regarding the facts alleged in Plaintiffs' Complaint or Defendants' Amended Counterclaim. The Trust objects to this Interrogatory to the extent it seeks information irrelevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust also objects to the extent this Interrogatory seeks information protected by the attorney/client privilege, work product doctrine, and/or other items directed at disclosing the mental impressions of the Trust's counsel.

Subject to and without waiving the foregoing, the Trust states that it has not obtained any written statements at this time from any potential fact witness in this matter.

10. State whether any investigator, agent, representative, employee, or any person acting on your behalf has conducted an investigation of the facts that gave rise to the Complaint and/or Answer and/or Counterclaim and/or Amended Counterclaim. If you answer in the affirmative, submit the full name and address of such persons and their relationship to defendant.



Produce copies of all accounts, reports, or memoranda prepared by such persons, as well as the notes, annotations, and support documents for each account, report, or memorandum.

**ANSWER:** The Trust objects to this Interrogatory as vague and ambiguous. The Trust will interpret this Interrogatory as seeking information relating to whether the Trust has commissioned an external or internal independent investigation of this matter. The Trust objects to this Interrogatory to the extent it seeks information irrelevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust objects to the extent this Interrogatory seeks information protected by the attorney/client privilege, work product doctrine, and/or other items directed at disclosing the mental impressions of the Trust's counsel.

Subject to and without waiving the foregoing, the Trust states that it has not at this time commissioned any independent investigation of the facts giving rise to the Complaint or Amended Counterclaim in this matter.

11. State whether you intend to present as evidence admissions made by plaintiff or any representative. If you answer in the affirmative, indicate in what the purported admissions consist, when and where they were made, their phraseology or conduct, and the person you will use to prove them.

**ANSWER:** The Trust objects to this Interrogatory as premature. Discovery in this matter is just beginning and the Trust has not yet determined which admissions by Plaintiffs, if any, it will present as evidence, the Trust also objects to this Interrogatory to the extent it seeks information irrelevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust objects to the extent this interrogatory seeks information protected by the attorney/client privilege, work product doctrine, and/or other items directed at disclosing the mental impressions of the Trust's counsel.

12. State whether you intend to present as evidence admissions made by the Sinn Living Trust (a/k/a Gonemarooon Living Trust), or any representative thereof. If you answer in the affirmative, indicate in what the purported admissions consist, when and where they were made, their phraseology or conduct, and the person you will use to prove them.

**ANSWER:** The Trust objects to this Interrogatory as unintelligible as stated. The concept of binding admissions is for use by adversaries in litigation. The Trust is not adverse to itself. Further, this Request seeks the disclosure of counsel's mental impressions. The Trust further refers Plaintiffs to its responses to Interrogatories Nos. 4, 5, 6, 7 and 8.

13. State whether the Sinn Living Trust and Gonemarooon Living Trust are the same entity. If they are not the same entity, explain the relationship between both.

**ANSWER:** Yes.

14. Provide all existing documents in connection with the creation of the Sinn Living Trust and the Gonemarooon Living Trust.

**ANSWER:** The Trust objects to this Request as overly broad, unduly burdensome, not reasonably likely to lead to the discovery of admissible evidence, and not reasonably proportional to the needs of this case. The Trust further objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Documents and information related to the creation of the Trust or the details associated with the management or the trustees or beneficiaries of the same do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden entities or provided services for the defendant entities for which he was not compensated. The Trust further objects to this Request to the extent it seeks documents or information from irrelevant time periods in which Mr. de Man was not affiliated with the defendant entities.

Subject to the above objections and the execution of a confidentiality agreement, the Trust will produce its formation documents.

15. Provide a copy of the deed of constitution of the Sinn Living Trust and of its certificate, including any amendment to either of them. State who prepared it.

**ANSWER:** The Trust objects to this Request as overly broad, unduly burdensome, not reasonably likely to lead to the discovery of admissible evidence, and not reasonably proportional to the needs of this case. The Trust further objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Documents and information related to the creation of the Trust or the details associated with the management or the trustees or beneficiaries of the same do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden Entities or provided services for the defendant entities for which he was not compensated. The Trust further objects to this Request to the extent it seeks documents or information from irrelevant time periods in which Mr. de Man was not affiliated with the defendant entities.

16. Provide a copy of the deed of constitution of the Gonemaroon Living Trust and of its certificate, including any amendment to either of them. State who prepared it.

**ANSWER:** See response to Request No. 15.

17. Explain how the Sinn Living Trust became the Gonemaroon Living Trust. Attach all existing documents.

**ANSWER:** See response to Request No. 15.

18. State whether the Sinn Living Trust was the object of any change in name. If you answer in the affirmative, indicate the date on which its name was changed and the new name with which it was designated. Attach all existing documents in connection with all name changes.

**ANSWER:** See response to Request No. 15.

19. State whether the Sinn Living Trust transferred its assets to the Gonemaroon Living Trust. If you answer in the affirmative, explain the date on which the transaction occurred. Attach all existing documents.

**ANSWER:** See response to Request No. 15.

20. State whether the Sinn Living Trust or the Gonemaroon Living Trust is a corporation. If you answer in the affirmative, submit the certificate of incorporation and bylaws of each one. Identify, for each one, who are their officers and shareholders. If they are not a corporation, explain the nature of the entity.

**ANSWER:** See response to Request No. 15.

21. State where the offices of the Sinn Living Trust and the Gonemaroon Living Trust are physically located.

**ANSWER:** See response to Request No. 15.

22. Explain what are the businesses that the Sinn Living Trust and/or the Gonemaroon Living Trust have carried out in Puerto Rico since 2012.

**ANSWER:** The Trust objects to this Request because it is not limited to any subject relevant to this case and is thus overly broad, unduly burdensome, not reasonably likely to lead to the discovery of admissible evidence, and not reasonably proportional to the needs of this case. The Trust further objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Documents and information related to the business activities, if any, of the Trust or the details associated with the management of the same do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden Entities or provided services for the defendant entities for which he was not compensated. The Trust further objects to this Request to the extent it seeks documents or information from irrelevant time periods in which Mr. de Man was not affiliated with the defendant entities.

Subject to and without waiving the foregoing, the Trust states that as a limited partner of Raiden Commodities, L.P, it, by definition, had no operating responsibilities for any of the defendant entities.

23. Explain your contention that neither the Sinn Living Trust nor the Gonemaroon Living Trust has a presence in Puerto Rico or does business in this jurisdiction.

**ANSWER:** See response to Request No. 22. Additionally, the Trust is not a Puerto Rican trust, but was organized and exists under Texas law.

24. Provide a list of all of the entities in which the Sinn Living Trust or the Gonemaroon Living Trust is a member, partner, shareholder, or has an economic interest, or has been from 2012 to the present. For each entity, indicate the name, nature of the participation, or interest and its value.

**ANSWER:** The Trust objects to this Request as overly broad, unduly burdensome, not reasonably likely to lead to the discovery of admissible evidence, and not reasonably proportional to the needs of this case. The identity of other entities in which the Trust may have an economic issue is not relevant to any issue in this case and is certainly not relevant and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust further objects to this Request to the extent it seeks documents or information from irrelevant time periods in which Mr. de Man was not affiliated with the defendant entities.

Subject to and without waiving the foregoing, the Trust states that during Mr. de Man's affiliation with the defendant entities it was a 99% Class A Limited Partner of Raiden Commodities, L.P.

25. Provide copies of all communications connected with the Sinn Living Trust or the Gonemaroon Living Trust and Kyle E. Carlton, or sent between Mr. Carlton and either of the two entities, from 2012 to the present.

**ANSWER:** The Trust objects to this Request since it is not limited to any subjects relevant to the issues in this case and is thus overly broad, unduly burdensome, not reasonably likely to lead to the discovery of admissible evidence, and not reasonably proportional to the needs of this case. The Trust further objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. This request for documents exchanged between the Trust and Kyle Carlton, regardless of subject matter, from a six year period of time is unduly burdensome, overbroad, and does not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden Entities or provided services for the defendant entities for which he was not compensated. The Trust further objects to this Request to the extent it seeks documents or information from irrelevant time periods in which Mr. de Man was not affiliated with the defendant entities.

26. Provide copies of all existing documents that reflect the jurisdiction where the Sinn Living Trust and the Gonemaroon Living Trust are registered, from 2012 to the present.

**ANSWER:** See responses to Request Nos. 15, 22 and 23.

27. List, from the date of their constitution to the present, all of the beneficiaries of the Sinn Living Trust and of the Gonemaroon Living Trust. Indicate for each beneficiary the proportion of their participation.

**ANSWER:** See responses to Request Nos. 15 and 22.

28. Indicate all of the existing conditions applicable to the beneficiaries of the Sinn Living Trust and of the Gonemaroon Living Trust.

**ANSWER:** See responses to Request Nos. 15 and 22.

29. Indicate, from the date of their constitution to the present, all of the trustees of the Sinn Living Trust and of the Gonemaroon Living Trust.

**ANSWER:** See responses to Request Nos. 15 and 22.

30. List all of the powers of the trustees of the Sinn Living Trust and of the Gonemaroon Living Trust.

**ANSWER:** See responses to Request Nos. 15 and 22.

31. Provide all of the income tax returns to the I.R.S. and to the Department of the Treasury for the Sinn Living Trust and the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** See responses to Request Nos. 15 and 22.

32. Explain what is the Sinn Living Trust's and the Gonemaroon Living Trust's relationship with:

- a. codefendant Adam Sinn;
- b. codefendant Raiden Commodities, L.P.;
- c. codefendant Raiden Commodities 1, LLC;
- d. codefendant Aspire Commodities, L.P.; and
- e. codefendant Aspire Commodities 1, LLC.

**ANSWER:** See Answers to Requests 15 and 22.

Subject to and without waiving the above objection, during the relevant time the Trust was a 99% Class A Limited Partner of Raiden Commodities, L.P. Adam Sinn is its Trustee.

33. Provide the *General Ledger* of the Sinn Living Trust and the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** The Trust objects to this Request since it is not limited to any issues relevant to this case and is therefore overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence and is not proportional to the needs of this case. It also seeks information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. This request is also overly broad and unduly burdensome and not proportional to the needs of this case since it seeks information relating to all of the Trust's business transactions, none of which are relevant to the issues in Phase I. The Trust's general ledger from 2011 to present does not advance Plaintiffs' arguments that Mr. De Man had any ownership interest in the Aspire or Raiden Entities or provided services as an employee of the defendant entities for which he was not compensated.

34. Provide a list of all of the employees and agents contracted by the Sinn Living Trust and the Gonemaroon Living Trust from 2012 to the present. For each one, indicate their name, position, duties, and annual salary.

**ANSWER:** The Trust objects to this Request in that its use of the phrase "employees and agents" is vague and ambiguous. The Trust will interpret the Request as seeking information regarding its employees and independent contractors. The Trust objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The identities, job descriptions, and salaries of the Trust's employees and independent contractors, if any, other than Mr. de Man do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden Entities or provided services for which he was not compensated.

Subject to the above objection, the Trust has no employees.

35. In connection with your allegation that plaintiff appropriated electronic equipment, intellectual property, and trade secrets of the defendants, indicate:

- a. the description of the equipment purportedly appropriated by plaintiff, belonging to the Sinn Living Trust or the Gonemarooon Living Trust
- b. the description of the equipment purportedly appropriated by plaintiff, belonging to any other of the codefendants.
- c. the description of the intellectual property purportedly appropriated by plaintiff, belonging to the Sinn Living Trust or the Gonemarooon Living Trust
- d. the description of the intellectual property purportedly appropriated by plaintiff, belonging to any other of the codefendants.
- e. the description of the trade secrets purportedly appropriated by plaintiff, belonging to the Sinn Living Trust or the Gonemarooon Living Trust
- f. the description of the trade secrets purportedly appropriated by plaintiff, belonging to any other of the codefendants.
- g. if there is any other asset that is alleged to have been appropriated by plaintiff, provide its description and the person or enterprise that turns out to be its owner.

**ANSWER:** The Trust objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Information regarding the allegations in Defendants' counterclaims that Mr. de Man misappropriated and stole electronic equipment, intellectual property, and trade secrets do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden Entities or provided services for which he was not compensated. Moreover, during the relevant time the Trust was a passive investor in Raiden Commodities, L.P. and had no operational responsibilities for Raiden Commodities, L.P. and therefore the Trust does not control the other defendants' information.

36. Attach all emails, letters, and messages sent between the Sinn Living Trust or the Gonemaroon Living Trust, as well as or any of the beneficiaries, trustees, employees, or agents of both trusts with plaintiff from 2012 to the present.

**ANSWER:** The Trust objects to this Request since it is not limited to any subject matter relevant to this lawsuit and is therefore overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and not proportional to the needs of the case because it seeks all communications exchanged between the Trust or any of its beneficiaries, trustees, employees, or agents and Plaintiffs – regardless of subject matter – from a six-year period of time. The Trust also objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. It also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities.

Subject to and without waiving the foregoing, the Trust states that as a passive investor in Raiden Commodities, L.P., it is not aware of any communications between itself and Plaintiffs.

37. Attach all emails, letters, and messages sent between the Sinn Living Trust and the Gonemaroon Living Trust or any of the beneficiaries, trustees, employees, or agents of both trusts with codefendant Adam Sinn or with any of the other defendants, their agents, attorneys, accountants, or employees from 2012 to the present.

**ANSWER:** The Trust objects to this Request as overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and not proportional to the needs of the case because it seeks all communications exchanged between the Trust or any of its beneficiaries, trustees, employees, or agents and Mr. Sinn – regardless of subject matter – from a six-year period of time. The Trust also objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. It also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities. The communications between the Trust and Mr. Sinn are not only irrelevant, but they are proprietary and confidential and involve Mr. Sinn's private information. Plaintiffs are merely seeking to harass Mr. Sinn by seeking such personal, confidential and private information.

38. Attach all drafts of agreements connected with the Sinn Living Trust or the Gonemaroon Living Trust prepared between 2012 and the present which mention plaintiff or defendant Adam Sinn.

**ANSWER:** The Trust objects to the request overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, not proportional to the needs of the case, and beyond the scope of Phase I of this case. Drafts of agreements not explicitly referencing Plaintiffs have no bearing on Phase I of this case. This Request also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities.

39. Identify all of the attorneys who acted for the Sinn Living Trust or the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** The Trust objects to this Interrogatory since it is not limited to any issue relevant to this case and is therefore overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and not proportional to the needs of the case. The Trust objects to this Interrogatory as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The identities of the Trust's attorneys from 2012 to the present who provided any services or legal advice to the Trust (regardless of subject matter) have nothing to do with the any claim in this case, let alone the limited issues in Phase I. It also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities.

40. Identify all of the accountants who acted for the Sinn Living Trust or the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** The Trust objects to this Interrogatory since it is not limited to any issue relevant to this case and is therefore overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and not proportional to the needs of the case. The Trust objects to this Interrogatory as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The identities of the Trust's accountants (regardless of subject matter) have nothing to do with the any claim in this case, let alone the limited issues in Phase I. It also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities.

41. In connection with your allegation that plaintiff published communications through the social networks that adversely affected the Sinn Living Trust or the Gonemaroon Living Trust, identify and attach copies of all of the aforementioned communications.

**ANSWER:** The Trust objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Documents and information regarding the Trust's counterclaims do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden Entities or provided services for which he was not compensated.

Subject to and without waiving the above objections, the Trust has not made such allegations.

42. Attach copies of all written contracts executed by the Sinn Living Trust or the Gonemaroon Living Trust with any other of the codefendants between 2013 and the present.

**ANSWER:** The Trust objects to this Request as vague and ambiguous. The Trust will interpret the Request as seeking copies of all written contracts – regardless of subject matter or contracting parties – any Defendant has executed with any other Defendant since 2013. Accordingly, the Trust objects to this Request as overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence and not proportional to the needs of the case. The Trust further objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Contracts executed by the Defendants other than an employment, membership, partnership, or



ownership agreement with Mr. de Man do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden Entities or provided services for which he was not compensated. It also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities.

Subject to and without waiving the foregoing, the Trust states it is not aware of any written contracts between or among the defendant entities during the relevant timeframe.

43. State whether Mr. Patrick De Man was an employee of the Sinn Living Trust or the Gonemaroon Living Trust. If your answer is in the affirmative, produce a copy of his employment contract.

**ANSWER:** No.

44. Attach all documents connected with the establishment of the Sinn Living Trust or the Gonemaroon Living Trust.

**ANSWER:** See response to Request No. 14.

45. Attach copies of all employment contracts subscribed by the Sinn Living Trust and the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** The Trust objects to this Request as overly broad, unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and not proportional to the needs of the case. The Trust also objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Copies of the employment contracts between the Trust and its employees (if any) and copies of the Trust's employee evaluations and compensation documents – other than those pertaining specifically to Mr. de Man – do not advance Plaintiffs' arguments that Mr. de Man obtained an interest in the Aspire or Raiden Entities or provided services for which he was not compensated. It also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities.

Subject to the above objections, the Trust is not aware of any such written employment agreements.

46. Explain, year by year, from 2012 to the present, the manner in which the Sinn Living Trust and the Gonemaroon Living Trust were funded.

**ANSWER:** The Trust objects to this Interrogatory because its use of the word "funded" is vague, ambiguous, and subject to a variety of interpretations. The Trust will interpret this Interrogatory as seeking information regarding any loans or capital contributions the Trust received from 2012. The Trust also objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Information about any "funding" the Trust received in the form of loans or capital contributions – apart from any such "funding" from Mr. de Man himself (which did not occur) – do not advance Plaintiffs' arguments that Mr. de Man has an equity/capital interest in the Aspire or Raiden Entities or provided services as for which he was not compensated. It also seeks

information for an overly broad timeframe by seeking information from period of time in which Mr. de Man was not affiliated with any defendant entities.

47. State whether plaintiff contributed capital to the Sinn Living Trust or to the Gonemaroon Living Trust. If in the affirmative, state year by year, from 2012 to the present, the amounts contributed by him.

**ANSWER:** No.

48. State whether codefendant Adam Sinn contributed capital to the Sinn Living Trust or to the Gonemaroon Living Trust. If in the affirmative, state year by year, from 2012 to the present, the amounts contributed by him.

**ANSWER:** The Trust objects to this Request since it is not limited to any issue relevant to any issues in this case and is therefore overly broad, unduly burdensome, not reasonably likely to lead to the discovery of admissible evidence, and not reasonably proportional to the needs of this case. The Trust further objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Documents and information related to any capital contributions made to the Trust do not advance Plaintiffs' arguments that Mr. de Man had any ownership interest in the Aspire or Raiden entities or provided services for the defendant entities for which he was not compensated. The Trust further objects to this Request to the extent it seeks documents or information from irrelevant time periods in which Mr. de Man was not affiliated with the defendant entities. Finally, the relationship between the Trust and Mr. Sinn is not only irrelevant, but is private, proprietary and confidential. Mr. de Man seeks to harass Mr. Sinn by seeking information about that irrelevant and private relationship.

49. State whether any other person contributed capital to the Sinn Living Trust or to the Gonemaroon Living Trust. If in the affirmative, state year by year, from 2012 to the present, the amounts contributed by each person.

**ANSWER:** See response to Request No. 48.

50. Attach a list of all of the annual benefits paid by the Sinn Living Trust and the Gonemaroon Living Trust to their beneficiaries from 2012 to the present.

**ANSWER:** The Trust objects to this Request because its use of the phrase "annual benefits" is vague, ambiguous, and subject to a variety of interpretations. The Trust will interpret this Interrogatory as seeking information regarding any distributions the Trust made to its beneficiaries since 2012. Accordingly, the Trust also objects to this Request as beyond the permissible scope of discovery the Court has allowed in Phase I of this case. Information about any distributions the Trust made to individuals or entities other than Mr. de Man do not advance Plaintiffs' arguments that Mr. de Man obtained an interest in the Trust or provided services for which he was not compensated. It also seeks information for an overly broad timeframe by seeking information after Mr. de Man was no longer affiliated with the defendant entities. Finally, the Trust's relationships with its beneficiaries are private, proprietary and confidential. Mr. de Man seeks to harass the Trust by seeking information about that irrelevant and private relationship.

51. Attach a list of all of the annual benefits accrued by the beneficiaries of the Sinn Living Trust or the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** See response to Request No. 50.

52. Submit all of the financial statements prepared for the Sinn Living Trust and the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** See Responses 15, 22, 50 and 51.

53. Explain the relationship between the Sinn Living Trust or the Gonemaroon Living Trust and Rural Route 3 Holdings, L.P. State whether this relationship was amended at any time. If you answer in the affirmative, explain and provide all of the existing documents.

**ANSWER:** The Trust objects to this Interrogatory as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust's relationship with non-parties to this action, including Rural Route 3 Holdings, does not advance Plaintiffs' arguments that Mr. de Man has an equity/capital interest in the Aspire or Raiden entities or provided services for which he was not compensated.

54. Provide all documents on the insurance acquired by the Sinn Living Trust and the Gonemaroon Living Trust at the State Insurance Fund for each of its employees.

**ANSWER:** The Trust objects to this Interrogatory as not reasonably calculated to lead to the discovery of admissible evidence and not proportional to the needs of the case. The Trust also objects to this Request as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. Information regarding the Trust's health plan, insurance coverage, and any individuals who may or may not have had coverage under the Trust's health plan do not advance Plaintiffs' arguments that Mr. de Man has an equity/capital interest in the Aspire or Raiden entities or provided services as for which he was not compensated.

55. Explain what is Barrington M. Hammond, Jr.'s role in the Sinn Living Trust and the Gonemaroon Living Trust.

**ANSWER:** The Trust objects to this Interrogatory as seeking information not relevant to Phase I and not reasonably calculated to lead to the discovery of information relevant to Phase I. The Trust's relationship with non-parties to this action, including Mr. Barrington M. Hammond, Jr., do not advance Plaintiffs' arguments that Mr. de Man has an equity/capital interest in the Aspire and Raiden entities or provided services for which he was not compensated.

Subject to the above objections, Mr. Hammond has no direct relationship with the Trust.

56. Provide all of the evaluations of the employees of the Sinn Living Trust and the Gonemaroon Living Trust from 2012 to the present.

**ANSWER:** See response to Request Nos. 34 and 43.

57. State at what place and when Brian Tyson and Adam Sinn, purportedly acting on behalf of Aspire Commodities 1, LLC and the Sinn Living Trust, subscribed the documents titled "Joinder of New Quantitative Analyst Partner," "Record of Initial Contribution by Quantitative Analyst Partner," "Unanimous Consent to Add a Quantitative Analyst Partner," and "Confidentiality, Non-Solicitation and Non-Compete Agreement," all with an effective date of March 28, 2015.

**ANSWER:** See responses to Request Nos. 15, 22, 50 and 51.


58. Provide copies of each of the documents listed. State who prepared them.

**ANSWER:** The Trust cannot determine the object of this Request, specifically whether it requests the Trust to produce all the documents it identifies in its responses or all the documents referenced in Plaintiff's *Interrogatories*. The Trust will interpret it as seeking the former and will produce such documents. Subject to the above objections and the execution of a confidentiality agreement, the Trust will produce its formation documents.

59. State whether the documents listed in paragraph 57 were personally given to Adam Sinn in Dorado, Puerto Rico, by Kyle Carlton.

**ANSWER:** See response to Request 58.

Executed in Houston, Texas, on September 18, 2018.

  
\_\_\_\_\_  
Signature

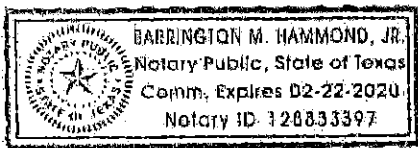
**SWORN STATEMENT**

State of Texas

County of Harris

SWORN to and SUBSCRIBED before me, the undersigned authority, on the 18<sup>th</sup> day of  
September, 2018, by Adam Sinn.

  
\_\_\_\_\_  
Notary Public, State of Texas



[Notary's seal must be included.]



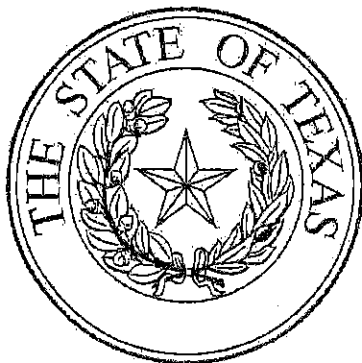
The State of Texas  
Secretary of State

I, Rolando B. Pablos, Secretary of State of the State of Texas, DO HEREBY  
CERTIFY that according to the records of this office,

**BARRINGTON M HAMMOND JR**

was commissioned as a Notary Public for the State of Texas on February 22,  
2016, for a term ending on February 22, 2020.

Issued: September 28, 2018  
Certificate Number 11619504



A handwritten signature in black ink, appearing to read "R. Pablos", written over a horizontal line.

Rolando B. Pablos  
Secretary of State  
GF/els

WE HEREBY CERTIFY: having sent on this same date a true and exact copy of this document to German J. Brau, Esq. (german.brau@bioslawpr.com), P.O. Box 13669, San Juan, Puerto Rico 00908.

**O'NEILL & BORGES**

*Attorneys for Raiden Commodities, L.P.*

American International Plaza

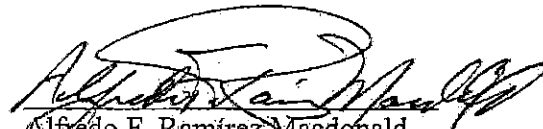
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San Juan, PR 00918-1813

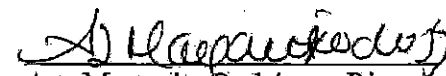
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Fax: 787-753-8944

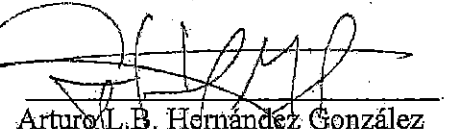
By:

  
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## The Law Offices

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**IRIZARRY**  
**OJEDA**  
**SILVA**



15 de octubre de 2018

Vía Correo Electrónico

Lcdo. Alfredo F. Ramírez Macdonald  
O'NEILL & BORGES LLC  
250 Avenida Muñoz Rivera, Suite 800  
San Juan, Puerto Rico 00918-1813

Re: Patrick De Man v. Adam C. Sinn, Civil Núm. DAC2016-2144  
Interrogatorio a Sinn Living Trust (a/k/a Gonemaroon Living Trust)

Estimado licenciado Ramírez:

Gracias por su comparecencia a nuestras oficinas para la reunión bajo la Regla 34.1 que se llevó a cabo el 10 de octubre de 2018, relacionada con el interrogatorio cursado al codemandado Sinn Living Trust (a/k/a Gonemaroon Living Trust) ("el Trust"). Según discutimos en nuestra reunión, la parte demandante no está satisfecha con numerosas de las contestaciones que se nos sometieron. La parte demandada ha objetado prácticamente la totalidad de los interrogatorios sometidos. Según lo acordado, a continuación, le someto un listado de las contestaciones interrogatorios sobre las cuales tenemos reparos, incluyendo una breve explicación. Para fines de claridad, hacemos referencia al inciso específico del interrogatorio original:

4. En este interrogatorio se solicitó que se identificaran los testigos de la parte demandada. No se nos brindó ni un solo nombre. Aunque entendemos que el Trust posiblemente no tiene identificados todos los testigos que empleará en el juicio, sí debe tener algunos testigos identificados con relación a su reconvencción, reclamo sobre el cual dicha parte tiene el peso de la prueba. Solicitamos que se produzca un listado preliminar de estos testigos y que posteriormente se nos brinde una lista completa de los testigos.
6. En este interrogatorio se solicitó que se anunciara la prueba documental y es parecido al inciso anterior. Aunque el Trust no tenga toda la prueba identificada, sí debe conocer la prueba en la que basa las alegaciones de su reconvencción. Solicitamos que se produzca un listado preliminar de los documentos que se hayan identificado y que luego se nos someta una lista completa de la prueba documental que se utilizará.
8. Entendemos que el Trust no tiene testigos periciales identificados en este momento. Solicitamos que así se confirme.

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11. Solicitamos que se nos someta la lista de todas las admisiones del demandante que podrían ser usadas en el juicio. Si no hay ninguna, solicitamos que así se aclare.
12. Solicitamos que se nos someta una lista de todas las admisiones (i.e., declaraciones anteriores bajo juramento o sin él) del Trust que se podrían utilizar en el juicio. Si no hay ninguna, solicitamos que así se aclare.
16. Insistimos en que se nos produzca una copia del documento de creación del Trust.
17. Insistimos en que se nos produzcan los documentos relacionados con el cambio del nombre del Trust de Gonemaroon Living Trust a Sinn Living Trust.
18. Insistimos en que se nos produzcan los documentos relacionados con el cambio del Trust de Gonemaroon Living Trust a su nombre actual.
19. No se contesta si hubo transferencia de activos entre Gonemaroon Living Trust y el Sinn Living Trust o vice-versa.
20. No se contesta si el Trust es una corporación.
21. No se contesta dónde están las oficinas principales del Trust.
24. Solicitamos que se nos aclare si el Trust tiene interés en alguna otra entidad además de Raiden Commodities, LP.
25. Insistimos en que se nos produzca copia de las comunicaciones entre el Trust, Gonemaroon Living Trust y Kyle Carlton.
26. No se proveen los documentos solicitados que reflejen la jurisdicción dónde se registraron el Trust y Gonemaroon Living Trust.
27. No se contesta quiénes son los beneficiarios del Trust y de Gonemaroon Living Trust.
28. No se contesta cuáles son las condiciones que aplican al Trust y a Gonemaroon Living Trust.
29. No se contesta quiénes han sido los fiduciarios del Trust y de Gonemaroon Living Trust.
30. No se contesta cuáles son los poderes de los fiduciarios del Trust y de Gonemaroon Living Trust.
31. No se proveen las planillas contributivas solicitadas.
32. Solicitamos que se aclare si el Trust tiene conexión con algún otro de los demandados y si tiene otros fiduciarios además del Sr. Sinn.

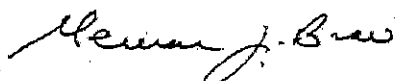
33. No se nos produce el *General Ledger* del Trust. Es necesario para la reclamación del demandante para rasgar el velo corporativo.
34. Solicitamos que se aclare si el Trust tiene agentes y/o contratistas. De contestarse en la afirmativa, solicitamos que se provea la información solicitada en el interrogatorio.
35. Entendemos que durante la reunión del 10 de octubre de 2018 se aclaró que el Trust no está envuelto en las alegaciones de los otros demandados relacionadas con este interrogatorio. Nos gustaría que esto se confirme.
37. Insistimos en que se provean las comunicaciones solicitadas en este inciso, las que son pertinentes para establecer la reclamación de la parte demandante para rasgar el velo corporativo.
38. Insistimos que se nos provea copia de todos los documentos preparados entre 2012 y el presente que mencionen al demandante o al Sr. Sinn.
39. Insistimos en que se nos identifiquen los abogados del Trust desde 2012 al presente. Es pertinente conocer si son justamente los mismos de las otras empresas.
40. Insistimos en que se nos identifiquen los contadores del Trust desde 2012 hasta el presente. Queremos conocer si son los mismos de las otras empresas.
41. Entendemos que el Trust aclara que no hizo alegaciones relacionadas con la reconvencción y la moción de remedios provisionales de la parte demandada.
44. Insistimos en que se nos produzcan los documentos relacionados con el establecimiento del Trust y de Gonemaroon Living Trust.
46. Insistimos en que se nos explique la forma en que se capitalizó al Trust y a Gonemaroon Living Trust. Este tema es pertinente porque demostrará que el demandado no observa la debida separación entre sus empresas.
48. Insistimos en que se nos conteste si el Sr. Sinn aportó capital al Trust y las cantidades aportadas desde 2012 al presente. La parte demandante plantea que el Trust es un vehículo para sustraer activos de Raiden.
49. Por la misma razón, insistimos en que se nos conteste si alguna otra persona aportó capital al Trust.
50. Insistimos en que se nos provea el listado de los beneficios pagados por el Trust desde 2012 al presente.
51. Insistimos en que se nos provea el listado de los beneficios acumulados por los beneficiarios del Trust desde 2012 al presente.

52. Insistimos en que se nos produzcan los estados financieros del Trust.
53. Insistimos en que se nos conteste cuál es la relación del Trust, Gonemaroon Living Trust y Rural Route 3 Holdings, LP.
57. No se contesta la pregunta.
58. No se producen estos documentos. Los documentos existen, se llaman en la forma designada y pueden ser identificados por el Trust.
59. No se contesta la pregunta.

Nos gustaría que se nos suplemente la contestación al interrogatorio, para lo cual estamos dispuestos a aguardar por un término de treinta (30) días. Según lo acordado en nuestra reunión, estaremos sometiendo cartas similares a ésta con relación a cada uno de los demandados.

Agradecemos su atención sobre este particular.

Atentamente,



German J. Brau

