

Exhibit A

CAUSE NO. 2018-42734

ABG GENERAL CONSTRUCTION	§	IN THE DISTRICT COURT
Plaintiff,	§	
	§	
V.	§	269 TH JUDICIAL DISTRICT
	§	
3S REAL ESTATE INVESTMENTS,	§	
LLC – SERIES 3	§	
Defendant.	§	OF HARRIS COUNTY, TEXAS

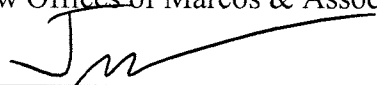
PLAINTIFF ABG GENERAL CONSTRUCTION'S AMENDED RESPONSES TO DEFENDANT'S FIRST SET OF INTERROGATORIES

To: 3S Real Estate Investments, LLC – Series 3, Defendant, by and through Defendant's attorney of record, Barry M. Hammond, Jr., 1302 Waugh Drive, #539, Houston, Texas 77019.

NOW COMES ABG General Construction, Plaintiff, and responds to this First Set of Interrogatories propounded by Defendant, 3S Real Estate Investments, LLC – Series 3 pursuant to Rule 197 of the Texas Rules of Civil Procedure.

Respectfully submitted,

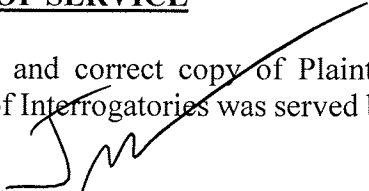
The Law Offices of Marcos & Associates, PC

By: 

Javier Marcos, Jr.
Texas Bar No. 24028925
Email: jmarcos@marcoslaw.com
228 Westheimer Road
Houston, TX 77006
Tel. (713) 528-7711
Fax. (713) 528-7710
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I certify that on August 31, 2018 a true and correct copy of Plaintiff ABG General Construction's Response to Defendant's First Set of Interrogatories was served by fax to Barry M. Hammond, Jr. at (832) 827-4280.



Javier Marcos, Jr.

RESPONSES TO “IDENTIFICATION & AUTHENTICATION” INTERROGATORIES

1. Identify all insurance policies relevant to this suit.

ANSWER:

Plaintiff will supplement what policies are actually known, currently not sure of all policies or has privity with said insurance carriers.

2. Identify all invoices relevant to the contract that is the subject of this suit.

ANSWER:

All invoices that are “relevant” to Plaintiff and Defendant direct relationship have been produced and they speak for themselves.

3. Identify all documents relevant to your purported provision of services at 2105 Morse Street.

ANSWER:

All “documents relevant” that are between Plaintiff and Defendant have been produced and they speak for themselves.

4. Identify all documents relevant to your purported lien on the property located at 2105 Morse.

ANSWER:

All “documents relevant” that are between Plaintiff and Defendant have been produced and they speak for themselves.

RESPONSES TO “STANDARD” INTERROGATORIES

1. Identify each person answering these interrogatories, supplying information, or assisting in any way with the preparation of the answers to these interrogatories.

ANSWER:

ABG General Construction, Silvia Victoriano and Ramiro Banuelos with aid of their attorney c/o Javier Marcos.

2. Identify every person who is expected to be called to testify at trial, including your experts. *See* Tex. R. Civ. P. 192.3(d).

ANSWER:

See disclosures and any person or entity with relevant knowledge.

3. Identify all discoverable consulting experts- that is, consulting experts whose work has been reviewed by a testifying expert. *See* Tex. R Civ. P. 192.3€. For each expert identified, provide the following information:

- a. The expert's name, address, and telephone number.
- b. The expert's current resume and bibliography.
- c. The facts known to the expert that relate to or form the basis of the expert's mental impressions and opinions formed or made in connection with the case, regardless of when and how the factual information was acquired.
- d. The mental impressions or opinions of the expert formed or made in connection with the case and any methods used to derive them.
- e. Any bias of the expert.
- f. A list of all documents and tangible things, including reports, models, or data compilations, that have been provided to, reviewed by, or prepared by or for the expert, so the documents or tangible things may properly be sought by a request for production.

ANSWER:

See disclosers and expert designations. Will be supplemented, if necessary, in accordance with TRCP.

4. Identify every person who has impeachment or rebuttal evidence and describe the evidence each person has. If you have enough information to anticipate the use of impeachment or rebuttal evidence or witnesses, you must provide that information.

ANSWER:

Currently know. Will be supplemented, if necessary, in accordance with TRCP.

5. If you have ever been convicted of a felony or a crime involving moral turpitude, state the nature of the charge and the date and place of arrest and conviction, *See* Tex. R. Evid. 404(a)(2)(B), 609(a).

ANSWER:

none

6. If you contend the oral contract is enforceable under the doctrine of promissory estoppel, state the factual basis of your contention.

ANSWER:

Calls for legal conclusions. Irrelevant promises were made for payment that were not kept.

7. If you contend the purported stucco application services were provided to Defendant on an open-account basis, state the factual basis for your contention.

ANSWER:

Calls for legal conclusions. Irrelevant promises were made for ongoing stucco work concurrent with payment.

8. If you presented to Defendant or its agent or representative a demand for payment of the

account alleged in Plaintiff's original petition, state the date you made the demand, who made it, and the amount of the demand.

ANSWER:

See production. Notice letters/lien affidavit. The documents speak for themselves

9. If you presented to Defendant or its agent or representative proof of the filing of the liens alleged in Plaintiff's original petition, state the date you made the presentation, who made it, and the form of presentment.

ANSWER:

See production. Notice letters/lien affidavit. The documents speak for themselves

10. Identify the person who you contend received an order for the services described in the account described Plaintiff's original petition.

ANSWER:

I do not understand. I agreed to perform work in exchange for payment and was not paid. I did the work but was not paid. I was the one.

11. Identify the services you contend were purchased by Defendant, the dates the services were purchased, the person who performed the services, and the date the services were performed.

ANSWER:

See productions. Particularly lien affidavit.

12. If you contend the Defendant agreed the account described in Plaintiff's original petition is an accurate record of the transaction between the parties and the balance due, identify the person who agreed to the account, the date of your conversation with the person, and whether the agreement was oral or in writing.

ANSWER:

I do not understand. I agreed to perform work in exchange for payment and was not paid. I did the work but was not paid. I was the one. And they were the ones.

CAUSE NO. 2018-42734

ABG GENERAL CONSTRUCTION § IN THE DISTRICT COURT
Plaintiff, §
§
V. § 269TH JUDICIAL DISTRICT
§
3S REAL ESTATE INVESTMENTS, §
LLC – SERIES 3 §
Defendant. § OF HARRIS COUNTY, TEXAS

**PLAINTIFF ABG GENERAL CONSTRUCTION'S
AMENDED RESPONSE TO DEFENDANT'S REQUEST FOR PRODUCTION**

To: 3S Real Estate Investments, LLC – Series 3, Defendant, by and through Defendant's attorney of record, Barry M. Hammond, Jr., 1302 Waugh Drive, #539, Houston, Texas 77019.

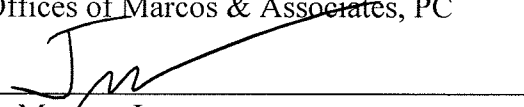
NOW COMES ABG General Construction, Plaintiff, and responds to the Request for Production propounded by Defendant, 3S Real Estate Investments, LLC – Series 3 pursuant to Rule 196 of the Texas Rules of Civil Procedure.

Plaintiff agrees to produce the documents specified in these Responses, subject to and without waiving any objection or claim of privilege asserted hereinbelow. Plaintiff will make the requested discovery available for inspection and copying at the time and location specified in the Requests for Production (herein referred to as the "Designated Time and Location").

Respectfully submitted,

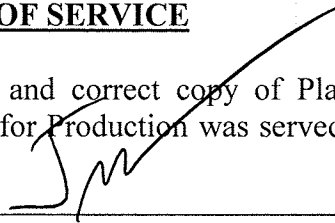
The Law Offices of Marcos & Associates, PC

By: _____


Javier Marcos, Jr.
Texas Bar No. 24028925
Email: jmarcos@marcoslaw.com
228 Westheimer Road
Houston, TX 77006
Tel. (713) 528-7711
Fax. (713) 528-7710
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I certify that on 8/31, 2018 a true and correct copy of Plaintiff ABG General Construction's Response to Defendant's Request for Production was served by fax to Barry M. Hammond, Jr. at (832) 827-4280.



Javier Marcos, Jr.

RESPONSE TO REQUEST FOR PRODUCTION

1. Produce a file-stamped copy of any lien referenced in Plaintiff's original petition.

RESPONSE:

Already produced.

2. Produce proof of notice to Defendant of any lien referenced in Plaintiff's original petition.

RESPONSE:

Already produced.

3. Produce proof that Plaintiff rendered the stucco services alleged in Plaintiff's original petition.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Calls for marshaling. Notwithstanding see documents produced.

4. Produce any and all communications and documents sent to or received from, or exchanged by and between You and Defendant and its agents, employees, or representatives concerning the subject matter of this lawsuit.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Calls for marshaling. Notwithstanding see documents produced.

5. Produce any and all communications and documents sent to or received from, or exchanged by and between You and any non-party and/or agents, employees, or representatives concerning the subject matter of this lawsuit.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Calls for marshaling. Notwithstanding see documents produced.

6. Produce the original of the contract on which this suit is based.

RESPONSE:

Oral contract, will supplement if any.

7. Produce all drafts of the contract on which this suit is based.

RESPONSE:

Oral contract, will supplement if any.

8. Produce all communications between Plaintiff and Defendant relating to the contract on which this suit is based.

RESPONSE:

Produced and will supplement

9. Produce all documents that relate to the contract on which this suit is based.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Calls for marshaling. Notwithstanding see documents produced.

10. Produce all contracts entered into between Plaintiff and Defendant and signed by both parties.

RESPONSE:

Oral contract, will supplement if any

11. Produce all documents pertaining to the parties' modification of the contract on which this suit is based.

RESPONSE:

Oral contract, will supplement if any.

12. Produce all documents summarizing or reflecting payment on the account for which Plaintiff sues.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Calls for marshaling. Notwithstanding see documents produced. The remaining you can acquire through a limited release provided by Defendant and approved by Plaintiff such as checks issued by Plaintiff that Defendant no longer has -- all at Defendant's sole cost.

13. Produce all documents relating to Defendant's order of the stucco application services identified in the account described in Plaintiff's original petition.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Notwithstanding see documents produced "documents relating" between Plaintiff and Defendant.. The remaining you can acquire through Defendant because I do not know what Defendant did or has.

14. Produce all documents relating to any price quotation or price agreement regarding the stucco application services identified in the account attached to Plaintiff's original petition.

RESPONSE:

Oral contract, will supplement if any.

15. Produce all documents relating to the delivery and receipt of the stucco application services identified in the account described in Plaintiff's original petition.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Calls for marshaling. Notwithstanding see documents produced. The remaining you can acquire through a limited release provided by Defendant and approved by Plaintiff such as vendors documents that I no longer have or given -- all at Defendant's sole cost.

16. Produce all ledgers, all statements, including accounts payable or receivable, and all other documents that relate to the account described in Plaintiff's original petition.

RESPONSE:

Plaintiff is unable to comply with the discovery request because it is vague and unclear, and Plaintiff cannot determine with reasonable specificity the information requested. Notwithstanding see documents produced..