



**CERTIFICATE OF SERVICE**

\_\_\_\_\_ This is to certify that a true and correct copy of the foregoing instrument has been forwarded to all attorneys of record in accordance with the applicable Texas Rules of Civil Procedure, on this the \_\_\_\_\_ day of November, 2003.

\_\_\_\_\_  
GERALD L. BOLFIN

## **OBJECTIONS TO REQUEST FOR PRODUCTION**

Defendant objects to Plaintiff's use of definitions, directions and/or instructions in the discovery served upon Defendant. Defendant serves notice that any responses to said discovery will be made pursuant to the common and acceptable meaning to any terms used therein and/or in accordance with the Texas Rules of Civil Procedure and will not be affected by Plaintiff's interpretation of the definitions, directions and/or instructions.

**REQUEST NO. 1:** Please produce all documents in your possession related to the product H3O.

**RESPONSE:**

Defendant objects to this request in that same is overly broad and burdensome.

**REQUEST NO. 2:** Please produce copies of any and all documents related to production of the product H3O.

**RESPONSE:**

**REQUEST NO. 3:** Please produce copies of all invoices showing the purchase of raw materials used to manufacture or produce H3O.

**RESPONSE:**

**REQUEST NO. 4:** Please produce copies of all sales invoices sent by Lumen Food Corp., Alpha Omega Labs, Greg Caton or Herbologics, to customers who purchased H3O.

**RESPONSE:**

Defendant objects to this request in that same is overly broad and burdensome. Defendant further objects in that it seeks matters which are irrelevant to any issue in this cause and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, Defendant objects to this request in that invades privacy rights and is invasive of trade secrets.

**REQUEST NO. 5:** Please provide all requests for the purchase of H3O received by Lumen Food Corp., Alpha Omega Labs, Greg Caton or Herbologics from customers.

**RESPONSE:**

Defendant objects to this request in that same is overly broad and burdensome. Defendant further objects in that it seeks matters which are irrelevant to any issue in this cause and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, Defendant objects to this request in that invades privacy rights and is invasive of trade secrets.

**REQUEST NO. 6:** Please produce a complete copy of your internet website from January 2000 to September 30, 2003, including all revisions made over this time frame.

**RESPONSE:**

**REQUEST NO. 7:** Please produce all documents related to any research and/or testing performed by Lumen Food Corp., Alpha Omega Labs, Greg Caton or Herbologics on the produce H3O.

**RESPONSE:**

**REQUEST NO. 8:** Please produce copies of all documents showing the business or corporate structure of Lumen Food Corp.

**RESPONSE:**

**REQUEST NO. 9:** Please produce copies of all documents showing the business or corporate structure of Herbologics, Ltd.

**RESPONSE:**

**REQUEST NO. 10:** Please produce copies of all documents showing the business or corporate structure of Alpha Omega Labs.

**RESPONSE:**

**REQUEST NO. 11:** Please produce all documents submitted by Lumen Food Corp., Alpha Omega Labs, Herbologics, Ltd., or Greg Caton to the U. S. Food & Drug Administration,

or any other governmental agency that relate to H3O or any other product manufactured, produced, or sold by Alpha Omega Labs.

**RESPONSE:**

**REQUEST NO. 12:** Please produce a copy of the Articles of Incorporation for Lumen Food Corp.

**RESPONSE:**

**REQUEST NO. 13:** Please produce a copy of the Articles of Incorporation for Herbologics, Ltd.

**RESPONSE:**

**REQUEST NO. 14:** Please produce a copy of the Articles of Incorporation for Alpha Omega Labs.

**RESPONSE:**

**REQUEST NO. 15:** Please produce copies of all canceled checks or other documents sent to or received from any vendor who supplied materials for the production, manufacture, sale, testing or packaging of H3O.

**RESPONSE:**

Defendant objects to this request in that same is overly broad and burdensome. Defendant further objects in that it seeks matters which are irrelevant to any issue in this cause and is not reasonably calculated to lead to the discovery of admissible evidence. Furthermore, Defendant objects to this request in that invades privacy rights and is invasive of trade secrets.

**REQUEST NO. 16:** Please produce all documents, memoranda, notes, phone logs or ledgers, journals, notebooks, faxes, electronic information, including emails, correspondence, or any other materials that were sent by Lumen Food Corp., Alpha Omega Labs, Herbologics, Ltd., or Greg Caton to Charles Ronald Smith, D.O.

**RESPONSE:**

**REQUEST NO. 17:** Please produce all documents, memoranda, notes, phone logs or ledgers, journals, notebooks, faxes, electronic information, including emails, correspondence, or any other materials that were received by Lumen Food Corp., Alpha Omega Labs, Herbologics, Ltd., or Greg Caton from Charles Ronald Smith, D.O.

**RESPONSE:**

**REQUEST NO. 18:** Please produce all documents, memoranda, notes, phone logs, journals, notebooks, faxes, electronic correspondence, including emails, that any employee, agent, or servant of Lumen Food Corp., Alpha Omega Labs, Herbologics, Ltd., or Greg Caton received from Charles Ronald Smith, D.O.

**RESPONSE:**

Defendant objects to this request in that same is overly broad and burdensome.