

IN THE CIRCUIT COURT OF LOWNDES COUNTY, MISSISSIPPI

FRED C. GOAD

PLAINTIFF

VS.

C. A. NO. 2008-0079-CV1

DONALD R. DEPRIEST and MARITIME COMMUNICATIONS/LAND MOBILE, LLC

DEFENDANTS

DEFENDANT, DONALD R. DEPRIEST'S, ANSWERS AND RESPONSES TO PLAINTIFF'S POST-JUDGMENT INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS

COMES NOW, Defendant, Donald R. DePriest, and files this his Answers and Responses to Plaintiff's Post-Judgment Interrogatories and Requests for Production of Documents as follows:

INTERROGATORIES

INTERROGATORY NO. 1: Regarding your current employment, please state:

- (a) the name and address of your employer(s);
(b) your job title(s) and a description of the duties you perform;
(c) the name(s) of your immediate supervisor(s); and
(d) the date you became employed.

ANSWER TO INTERROGATORY NO. 1:

- (a) I am not employed.
(b) Not applicable.
(c) Not applicable.

This is a case by Mr. Goad against Donald DePriest and MCLM. Mr. DePriest asks that Sandra DePriest's financials not be included in this case. However, before the FCC both DePriests are alleging that Sandra is the sole own and controller of MCLM. Thus, Mr. DePriest appears to be admitting in these filing that he is the only relevant party with respect to MCLM and any obligations it may have. This is contradictory to what MCLM is telling the FCC.

In these responses it becomes clear that Mr. DePriest's listed collateral has less value than the debts it is backing. This appears to confirm what Petitioners have shown with the UCC filings of MCLM, that MCLM's FCC licenses and Mr. DePriest's other companies' (WPV and possibly Maritel) FCC licenses are being used as collateral to back debt. See e.g. the collateral and debt listed herein with Pinnacle National Bank. That debt is more than the alleged collateral backing it. The MCLM UCC filing with Pinnacle Bank states that all of its assets including licenses are collateral. This supports Petitioners showing and contradicts what MCLM and Pinnacle National Bank (in an alleged declaration) are telling the FCC.

(d) Not applicable.

INTERROGATORY NO 2: Identify the compensation you receive from

any source as follows:

- (a) the method by which your income is determined;
- (b) your base rate of pay;
- (c) gross and net earnings for each paycheck received by you since January 1, 2006; and
- (d) type and amount of each deduction made from your paychecks.

ANSWER TO INTERROGATORY NO. 2: The Defendant objects to

Interrogatory No. 2 as being overly broad and burdensome in requesting information going back to January 1, 2008, some 2½ years ago, and for the further reason of relevancy going back to January 1, 2008. However, Defendant will answer to the best of his ability, beginning with November 3, 2008, the approximate date of the Judgment against Mr. DePriest in this action.

→ (a) Any earnings, monies, streams of income of Mr. Depriest subsequent to November 3, 2009, have been minimal. What little income I have is determined by my Certified Public Accountant on a cost basis.

(b) Not applicable.

→ (c) I do not receive any paycheck. As mentioned, my earnings since June 2009 have been minimal.

(d) Not applicable.

Donald DePriest is saying in this filing that he has little income and not much in assets, with many assets being fully collateralized. Yet, per evidence previously provided by Petitioners to the FCC, he is guaranteeing and backing substantial debts of MCLM. This supports Petitioners' past arguments and suggests that Donald DePriest and his wife have conspired to only listed her as the sole controlling interest in MCLM in order to try and protect MCLM's assets from his creditors, even though he is the real owner and controller.

INTERROGATORY NO. 3: Please list all companies from which you are receiving, have received, or are entitled to receive, any payments of any kind since January 1, 2006.

ANSWER TO INTERROGATORY NO. 3: The Defendant objects to Interrogatory No. 3 as being overly broad and burdensome in requesting information going back to January 1, 2008, some 2½ years ago, and for the further reason of relevancy going back to January 1, 2008. However, Defendant will answer to the best of his ability, beginning with November 3, 2008, the approximate date of the Judgment against Mr. DePriest in this action. Donald R. DePriest will produce his 1040 U. S. Individual Income Tax Return for the 2008 taxable year filed with the Internal Revenue Service of the United States of America filed as a joint return by Donald R. DePriest and wife, Sandra F. DePriest, upon execution and return of a Confidentiality Agreement attached hereto as Exhibit "A" protecting the confidentiality of Sandra F. DePriest, who is not a party to this action. Donald R. DePriest source of income since November 3, 2008 have been minimal.

Donald DePriest admits here that he files a joint tax return with Sandra DePriest. Yet, both of them told the FCC that they maintain entirely separate economic lives. This shows those statements to the FCC to be entirely false. The FCC should proceed to obtain from the IRS copies of the DePriests' jointly filed returns.

INTERROGATORY NO. 4: For all monies received by you since January 1, 2008, from sources other than those previously described, including, but not limited to, sale of assets, interest, dividends, payments on promissory notes held by you, rental income, income from investments, or consulting fees, please state:

- (a) the date each sum was received;
- (b) amount of each receipt;

- (c) the source for each receipt; and
- (d) reason for each receipt of money by you.

ANSWER TO INTERROGATORY NO. 4::

- (a) See Answer to Interrogatory No. 3 above.
- (b) See Answer to Interrogatory No. 3 above.
- (c) See Answer to Interrogatory No. 3 above.
- (d) See Answer to Interrogatory No. 3 above.

In addition to the tax return, which will be produced upon execution of the Confidentiality Agreement, the Defendant provides the following information:

- (1) Trustmark National Bank, Acct. No. 880-832-6381, in the name of Don DePriest d/b/a Greenbriar Construction Account. (See copy of statement contained in collective Exhibit "B-1");
- (2) BK Bank, Account No. 4483863, in the name of Donald R. DePriest. (See copy of statement contained in collective Exhibit "B-2");
- (3) Bank of Nevis, Ltd., Account No. 1700300, in the name of Donald R. DePriest. (See copy of statement contained in collective Exhibit "B-3");
- (4) Renasant Bank, Account No. 0903428591, in the name of Donald R. DePriest. (See copy of statement contained in collective Exhibit "B-4");
- (5) Servis 1st, Account No. 100031236, in the name of Donald R. DePriest. (See copy of statement contained in collective Exhibit "B-5");
- (6) Bank of Vernon, Account No. 163787206, in the name of Donald R. DePriest. (See copy of statement contained in collective Exhibit "B-6");
- (7) BNA Bank, Account No. 127500001, in the name of Donald R. DePriest. (See copy of statement in collective Exhibit "B-7");

- (8) First Commercial Bank, Account No. 000-105-021-6, in the name of Donald R. DePriest or Belinda Hudson. (See copy of statement contained in collective Exhibit "B-8");
- (9) Concordia Bank & Trust Co., Account No. 4567811, in the name of Donald R. DePriest. (See copy of statement contained in collective Exhibit "B-9");
- (10) First Commercial Bank, Account No. _____, in the name of Donald R. DePriest. (Closed); and
- (11) BankFirst, Account No. _____, in the name of Donald R. DePriest. (Closed).

INTERROGATORY NO. 5: For each parcel of real property in which you have an interest, please state:

- (a) the address or location;
- (b) date acquired;
- (c) purchase price;
- (d) names(s) in which titled;
- (e) name and address of note and/or mortgage holder;
- (f) outstanding principal balance of indebtedness secured by a lien on the parcel;
- (g) present fair market value of each parcel; and
- (h) the income tax basis in the property.

ANSWER TO INTERROGATORY NO. 5: The Defendant objects to Interrogatory No. 5 as being overly broad and burdensome in requesting information going back to January 1, 2008, some 2½ years ago, and for the further reason of relevancy going back to January 1, 2008. However, Defendant will answer to the best of

his ability, beginning with November 3, 2008, the approximate date of the Judgment against Mr. DePriest in this action. Donald R. DePriest attaches the legal descriptions of these properties, where he has them. (See collective Exhibit "C"). Any documents evidencing interest of Donald R. DePriest (where not produced) is a matter of public record and can be obtained by Plaintiff:

- (1) 4-Unit apartment building, 6th Ave. Noth, Columbus, MS, acquired about 1989 for an approximate price of \$100,000.00 with a fair market value today of approximately \$150,000 and mortgaged to Bank of Vernon;
- (2) House located on 1018 4th Ave. South, Columbus, MS, acquired about 1988 for the purchase price of \$35,000.00 with a fair market value today of approximately \$40,000 and fully mortgaged to the Bank of Vernon;
- (3) Approximately a 17 acre commercial property located on Lehmborg Road, Columbus, MS, acquired about 1990 at and for approximately \$200,000.00 with a fair market value today of approximately \$375,000 and fully mortgaged to the Bank of Vernon;
- (4) Approximately 8 acre commercial site located on Bluecutt Road, Columbus, MS, acquired at various times between 1976 and 1996 at a average purchase price of approximately \$300,000, with a fair market value today of approximately \$800,000.00 and fully mortgaged to BancorpSouth and Pinnacle National Bank;
- (5) Approximately 1,400 acres of farmland located in Noxubee County acquired at various times between 1989 and 1997 at an average purchase price of approximately \$800,000, with a fair market value today of approximately \$1,700,000 and fully mortgaged to the Bank of Vernon and Renasant Bank;
- (6) Approximately 1,750 acres of farmland located in Clay County, MS, acquired in approximately 1989 for an approximate purchase price of \$600,000, with a fair market value today of approximately \$2,700,000 and fully mortgaged to BancorpSouth and Pinnacle National Bank;
- (7) Approximately 620 acres of farmland located in Monroe County, MS, acquired in approximately 1989 for an approximate purchase price of \$350,000, with a fair market value today of approximately \$900,000 and fully mortgaged to Bank of Vernon and Renasant Bank;

Collateral backing debt with BancorpSouth and Pinnacle National Bank has less value than debt. However, MCLM's UCC says FCC licenses are collateral too, which would explain why the real party collateral can be less than total debt.

- (8) Approximately 8 acres of commercial land, under 16th Section Lease, in Carroll County, MS, acquired in approximately 1972 for an annual lease payment of \$5,000, with an unknown fair market value (due to the 16th Section Lease) and fully mortgaged to the Bank of Vernon;
- (9) House and lot located at 310 North Wall Street, Natchez, MS, acquired in approximately 1989 for a purchase price, plus remodeling expense, of approximately \$900,000, with a fair market value today of approximately \$2,000,000 and fully mortgaged to BK Bank and Southeast Commercial Finance;
- (10) House and lot located at 663 Greenbriar Dr., Columbus, MS, acquired in approximately 2001 for an approximate purchase price of \$800,000, with a fair market value today of approximately \$800,000 and fully mortgaged to BankFirst and Tennessee Commerce Bank;
- (11) Commercial restaurant building housing La Fiesta Brava, located on Alabama Street, Columbus, MS, acquired in approximately 2002 for an approximate purchase price of \$200,000, with a fair market value today of approximately \$150,000 and fully mortgaged to BancorpSouth; and
- (12) House located at 206 8th Street North, Columbus, MS, acquired in approximately 1992 for an purchase price, including remodeling, of approximately \$250,000, with a fair market value today of \$200,000, and fully mortgaged to Trustmark Bank.

With regard to the Answers to Interrogatories Nos. 5(f), 11(e), and 11(f), Mr.

DePriest attaches composite Exhibit "D", which represents the following obligations of

Donald R. DePriest:

	<u>Date</u>	<u>Lender</u>	<u>Principal Amt.</u>	<u>Collateral</u>
→ (1)	12/22/08	Pinnacle National Bank	\$ 2,040,000.00	Clay Co. 1750 acres & Bluecutt Rd.
(2)	12/15/07	Fifth Third Bank	\$ 300,000.00	Unsecured
(3)	12/30/03	BankFirst Financial Serv.	\$ 700,437.00	663 Greenbriar Dr.
→ (4)	2/13/06	BancorpSouth	\$ 3,538,568.00	Clay Co. 1750 acres & Bluecutt Rd.

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Total debt owed to Pinnacle National Bank and BancorpSouth is much more than the alleged collateral backing it. MCLM has said its FCC licenses are collateral in UCC filings.

	<u>Date</u>	<u>Lender</u>	<u>Principal Amt.</u>	<u>Collateral</u>
(5)	12/20/02	Citizens National Bank	\$ 175,072.50	Bluecutt Rd. Commercial Property & Lehmberg Rd. Commercial Property
(6)	10/24/06	BK Bank	\$ 1,130,838.42	House & Lot, Natchez, MS
(7)	3/31/08	Renasant Bank	\$ 1,202,777.08	200 acres in Noxubee County & 504 acres in Monroe County
(8)	7/23/07	Bank of Vernon	\$ 3,578,153.94	1100 acres in Noxubee County, Lehmberg Rd. Commercial Prop., 4 Unit Apartment Building, & 120 acres in Monroe County
(9)	6/20/08	First National Bank of Talladega	\$ 408,927.87	Bioventure stock & Maritel stock
(10)	11/9/01	Trustmark National Bank	\$ 175,000.00	206 8 th St. North
(11)	1/9/09	Tennessee Commerce Bank	\$ 329,247.25	636 Greenbriar Dr.
(12)	6/16/09	BNA Bank	\$ 521,857.36	Texco stock
(13)	1/25/07	Priority One Bank	\$ 175,520.00	Oil & water separator
(14)	8/3/05	Servis 1 st Bank	\$ 500,000.00	Bioventure stock

	<u>Date</u>	<u>Lender</u>	<u>Principal Amt.</u>	<u>Collateral</u>
(15)	12/22/02	Regions Bank	\$ 700,000.00	Maritel stock
(16)	6/22/07	West Alabama Bank & Trust	\$ 610,541.48	Maritel stock
(17)	2/17/00	BankFirst Financial Serv.	\$ 100,025.00	Excavator

INTERROGATORY NO. 6: For all stocks, bonds and other securities owned by you or in which you have had an interest since January 1, 2008, please state for each:

- (a) the name of the company or entity which issued the stocks, bonds or other securities;
- (b) the number of shares owned;
- (c) date acquired;
- (d) purchase price;
- (e) present fair market value;
- (f) date of maturity and value at maturity (if applicable);
- (g) whether the stocks, bonds or other securities have been pledged to secure any debt or obligation. If the answer to item (h) is "yes", please state:
 - (i) the name and address of the creditor;
 - (ii) the date the debt or obligation was incurred;
 - (iii) the reason the debt or obligation was incurred;

- (iv) the original amount of the debt or obligation;
 - (v) the current principal balance; and
 - (vi) the date the debt is due in full.
- (h) whether the stocks, bonds or other securities are still owned. If the answer to item (i) is “no”, please state for each stock, bond, or other security:
- (i) the date of disposition;
 - (ii) the consideration received; and
 - (iii) the disposition of the proceeds.

ANSWER TO INTERROGATORY NO. 6: The Defendant objects to

Interrogatory No. 6 as being overly broad and burdensome in requesting information going back to January 1, 2008, some 2½ years ago, and for the further reason of relevancy going back to January 1, 2008. However, Defendant will answer to the best of his ability, beginning with November 3, 2008, the approximate date of the Judgment against Mr. DePriest in this action:

- (a) MCT Investors, Inc. (Dissolved);
- (b) MedCom Development Corporation (Administratively dissolved);
- (c) American Non-Woven Corporation – All assets sold at auction and distributed to Bank of Vernon;
- (d) Smith Moco #1 and #2 – All assets transferred to Victor Smith about six months ago due to inability of Donald R. DePriest to meet capital calls;
- (e) Protective Systems, Inc. (Administratively dissolved);

These appear to be other business or partnerships of Donald DePriest that were not listed with their gross revenues on the MCLM's Form 175 or 601 as affiliates

Donald DePriest owns 100%, but MCLM failed to disclose this company on its Form 175 or 601.

- (f) Penelore Corporation - Donald R. DePriest owns 100% of the issued common stock;
- (g) BioVentures, Inc., a Tennessee Corporation, P. O. Box 2561, Murfreesboro, TN 37133-2561 - Donald R. DePriest owns approximately 12% of the issued common stock, all of which is pledged;
- (h) Maritel, Inc., incorporated under the laws of Tennessee - Donald R. DePriest owns approximately 20% of the issued common stock, all of which is pledged;
- (i) TexCo Communications, Inc., a Texas Corporation - Donald R. DePriest owned approximately 10% of this corporation, which is now dissolved;
- (j) Image Processing Technology, Inc., a Delaware Corporation - This corporation is dissolved;
- (k) Wireless Properties of Virginia, Inc., a Delaware Corporation - Donald R. DePriest owns 100% of the common stock, all of which is pledged;
- (l) Bravo Communications, a Mississippi Corporation - Donald R. DePriest owns 100% of the common stock, all of which is pledged;
- (m) Southeastern Commercial Financial, LLC, an Alabama LLC - Donald R. DePriest owns 10% of this LLC; and
- (n) Various corporations, LLCs, and Limited Partnerships, which have formed from time to time over the last few years which have no assets and have not been capitalized.

Other possible MCLM affiliates.

INTERROGATORY NO. 7: For each and every business in which you own

an interest, excluding publicly-held corporations, state:

- (a) the name and address of the company;
- (b) a description of the business activities in which the company engages;
- (c) the percentage of the business owned by you;

- (d) number of shares of stock authorized and outstanding (if incorporated);
- (e) name, addresses and percentage of business owned by all other persons who have an interest in the business;
- (f) dates and amounts of all capital contributions and loans made by you to the business;
- (g) your opinion of the fair market value of your interest in the business as of the date of your answers; and
- (h) the basis of your opinion.

ANSWER TO INTERROGATORY NO. 7:

- (a) See Answer to Interrogatory No. 6.
- (b) See Answer to Interrogatory No. 6.
- (c) See Answer to Interrogatory No. 6.
- (d) See Answer to Interrogatory No. 6.
- (e) See Answer to Interrogatory No. 6.
- (f) See Answer to Interrogatory No. 6.
- (g) See Answer to Interrogatory No. 6.
- (h) See Answer to Interrogatory No. 6.

INTERROGATORY NO. 8: For each and every checking account, savings account, investment club account, certificate of deposit, money market certificate, treasury bills, mutual fund account, liquid asset account, stock brokerage account or

like monetary asset maintained by you since January 1, 2005, on which you now have, or have had, signatory privileges, to which you have made deposits, from which you have made withdrawals, or to/from which deposits and/or withdrawals have been made for your benefit or on your behalf since that date, please state:

- (a) name and address of financial institution where maintained;
- (b) the name(s) in which the account is/was maintained;
- (c) account number;
- (d) present balance;
- (e) maturity date (if applicable); and
- (f) value at maturity (if applicable).

ANSWER TO INTERROGATORY NO. 8: The Defendant objects to Interrogatory No. 8 as being overly broad and burdensome in requesting information going back to January 1, 2008, some 2½ years ago, and for the further reason of relevancy going back to January 1, 2008. However, Defendant will answer to the best of his ability, beginning with November 3, 2008, the approximate date of the Judgment against Mr. DePriest in this action:

- (a) See Answer to Interrogatory No. 3.
- (b) See Answer to Interrogatory No. 3.
- (c) See Answer to Interrogatory No. 3.
- (d) See Answer to Interrogatory No. 3.
- (e) See Answer to Interrogatory No. 3.

(f) See Answer to Interrogatory No. 3.

INTERROGATORY NO. 9: For each and every policy of insurance on your life presently in effect or on the life of someone else which is owned by you or in which you claim an interest, please state:

- (a) the name and address of the insurance company;
- (b) policy number;
- (c) the name of insured;
- (d) name of owner of policy;
- (e) face amount of policy;
- (f) present cash surrender value of policy;
- (g) total amount of loans outstanding against cash surrender value;
- (h) name(s) of beneficiary(ies);
- (i) amount of premium;
- (j) interval at which premiums are paid; and,
- (k) name and address of person or entity which pays premium.

ANSWER TO INTERROGATORY NO. 9: There are no policies of insurance.

INTERROGATORY NO. 10: If you have canceled any policies of life insurance or changed the beneficiary of any policy of life insurance since January 1, 2008, please state,

- (a) the name and address of the insurance company;

- (b) policy number;
- (c) name of owner of policy;
- (d) face amount of policy;
- (e) date of cancellation and/or change of beneficiary;
- (f) cash value at time of cancellation;
- (g) name(s) of current beneficiaries under said policy; and
- (h) disposition of proceeds received from policy at time of cancellation.

ANSWER TO INTERROGATORY NO. 10: Not applicable.

INTERROGATORY NO. 11: For each and every motor vehicle owned by you or in which you have an interest, including but not limited to, automobiles, trucks and boats (including motors and trailers), and airplanes, please state:

- (a) the type, year, make and model;
- (b) VIN;
- (c) date acquired;
- (d) name(s) in which titled;
- (e) total amount of any outstanding debt;
- (f) name and address of creditor;
- (g) amount of monthly payment;
- (h) fair market value of vehicle; and
- (i) location of vehicle.

ANSWER TO INTERROGATORY NO. 11: To the best of Donald R.

DePriest's knowledge, he owns the following personal property:

- (a) 1987 Mazda;
- (b) 2000 pickup truck;
- (c) 1990 Chevrolet Suburban;
- (d) 1996 Dodge pickup truck;
- (e) 1996 Jaguar Sedan;
- (f) 3 John Deere tractors;
- (g) Kamatsu excavator; and
- (h) Oil and water separator machine.

Mr. DePriest is saying that most of his assets are pledged as collateral.

→ All of these vehicles are pledged as security for debts owed by Mr. DePriest. See

Answer to Interrogatory No. 5.

INTERROGATORY NO. 12: For each and every asset with a value in excess of \$5,000 owned by you or in which you have an interest not previously listed in your Answer to these Interrogatories, including, but not limited to, debts owed to you, stock options, jewelry, furs, cash, coins or other collectible items, horses, hunting dogs, kennels, gold, silver, antiques and office furnishings, state:

- (a) the name or description of assets;
- (b) date acquired;
- (c) purchase price;
- (d) total amount of debt outstanding against the assets; and

(e) its present fair market value.

ANSWER TO INTERROGATORY NO. 12: The Defendant objects to

Interrogatory No. 12 as being overly broad and burdensome in requesting information going back to January 1, 2008, some 2½ years ago, and for the further reason of relevancy going back to January 1, 2008. However, Defendant will answer to the best of his ability, beginning with November 3, 2008, the approximate date of the Judgment against Mr. DePriest in this action. See Answers to Interrogatories 3, 5, 6, and 11. In addition Mr. DePriest has the following brokerage accounts:

- (a) Morgan Keegan Brokerage Account, Account No. 510879222, with approximately \$1,500.00;
- (b) A.C. Edwards Brokerage Account (Wells Fargo), Account No. 423-064390-002, with approximately \$100.00;
- (c) Waddell & Reed United Funds, Account No. 08250854, with very little money.

In addition, Robert M. Sullins, 6006 Murray Lane, Brentwood, TN 37027, owes

Donald R. DePriest approximately \$500,000, \$300,000 principal and approximately \$200,000 interest.

This Interrogatory will be supplemented as soon as the account numbers and addresses can be ascertained.

INTERROGATORY NO. 13: Please list each and every asset with a value in

excess of \$5,000.00 sold, conveyed, transferred, given as a gift or otherwise disposed of by you since January 1, 2008, other than those assets which have previously been listed as sold or transferred, showing for each such asset:

As stated above, Mr. DePriest is saying that he has little assets. Yet, he is guaranteeing and backing debt of MCLM and managing several companies.

- (a) description of the asset (including dollar amount of any funds transferred);
- (b) date transferred;
- (c) name(s) and address(es) of person(s) to whom transferred;
- (d) consideration received by you for transfer; and,
- (e) reason for transfer.

ANSWER TO INTERROGATORY NO. 13: The Defendant objects to Interrogatory No. 13 as being overly broad and burdensome in requesting information going back to January 1, 2008, some 2½ years ago, and for the further reason of relevancy going back to January 1, 2008. However, Defendant will answer to the best of his ability, beginning with November 3, 2008, the approximate date of the Judgment against Mr. DePriest in this action. Since November 2008, the Answer to Interrogatory No. 13 and subparagraphs (a) through (e) is none.

REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST FOR PRODUCTION NO. 1: All W-2 forms, Forms 1099, K-1s, payroll check stubs, and all other evidence of income and other monies received by you since January 1, 2008, from any source whatsoever, including, but not limited to gifts to you, loans to you, royalties, bonuses, free-lance projects, sale of assets, interest, dividends, payments on promissory notes held by you, rental income, income from investments or consulting fees.

RESPONSE TO REQUEST FOR PRODUCTION NO. 1: Defendant objects to

Request No. 1 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date of the Judgment against Mr. DePriest in this action. Donald R. DePriest will produce the 1040 U.S. Individual Income Tax Return for the 2008 taxable year filed with the Internal Revenue Service of the United States of America, filed as a joint return by Donald R. DePriest and Sandra F. DePriest upon execution and return of the Confidentiality Agreement attached as Exhibit "A". Donald R. DePriest sources of income since November 2008 have been minimal.

REQUEST FOR PRODUCTION NO. 2: Your joint or single federal income tax returns for the tax year 2005 and thereafter, including all W-2s, Forms 1099, K-1s, used in the preparation thereof, and any other documents which were or will be attached and filed therewith.

RESPONSE TO REQUEST FOR PRODUCTION NO. 2: See Response to Request No. 1.

REQUEST FOR PRODUCTION NO. 3: All documents which reflect the purchase price of, cost of improvements to, and fair market value of all real property in which you own an interest.

RESPONSE TO REQUEST FOR PRODUCTION NO. 3: See Answer to Interrogatory No. 5.

Contrary to what they told the FCC, Donald and Sandra DePriest filed joint returns. They do not live separate economic lives as they stated to the FCC and thus they fully knew that Mr. DePriest was an affiliate who had to be listed on MCLM's Form 175 and 601.

REQUEST FOR PRODUCTION NO. 4: Evidence of ownership, such as stock certificates, partnership agreements, operating agreements, and any other documents which evidence any interest which you have in any business, whatsoever, whether it be a corporation, partnership, sole proprietorship, limited liability company, joint venture, or any other form of business organization.

RESPONSE TO REQUEST FOR PRODUCTION NO. 4: See Answer to Interrogatory No. 6.

REQUEST FOR PRODUCTION NO. 5: Copies of all Federal Income Tax returns for the last two years of every corporation, partnership, sole proprietorship, limited liability company, joint venture, or other business entity of any kind whatsoever (excluding public held corporations) in which you now own, or have owned, an interest in the past five years, together with copies of all W-2s, 1099s, K-1s, and all other documents, attachments, schedules, and worksheets provided to you regarding those tax returns.

RESPONSE TO REQUEST FOR PRODUCTION NO. 5: See Answers to Interrogatory No. 1 and No. 6.

REQUEST FOR PRODUCTION NO. 6: Any written employment agreements, management agreements, consulting agreements, or other contractual agreements of any kind entered into between you and any other persons or business entities.

RESPONSE TO REQUEST FOR PRODUCTION NO. 6: None.

REQUEST FOR PRODUCTION NO. 7: All documents evidencing any liens or judgments against you that remain unsatisfied.

RESPONSE TO REQUEST FOR PRODUCTION NO. 7: Defendant objects to Request No. 7 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date of the Judgment against Mr. DePriest in this action. See collective Exhibit "E" representing the following Judgments against Donald R. DePriest:

Mr. DePriest owes Mr. Phillips over \$9 million related to the sale of Charisma Communications, a company that DePriest said he solely controlled to the FCC, but that court documents, testimony and this judgement show was false and that ownership interests were hidden. The FCC should investigate Charisma and Mr. DePriest further.

- (a) Judgment in favor of Edna H. Smith in the amount of \$43,948;
- (b) Judgment in favor of Oliver L. Phillips in the amount of \$9,133,230;
- (c) Judgment in favor of Fifth Third, N.A. in the amount of \$298,472.45;
- (d) Judgment in favor of Head & Engquist Equipment, LLC in the amount of \$23,639.68;
- (e) Judgment in favor of ADECA in the amount of \$2,219,007.95;
- (f) Judgment in favor of Western Nonwovens, Inc. in the amount of \$118,000;
- (g) Judgment in favor of Fred C. Goad in the amount of \$191,589; and
- (h) Judgment in favor of Fifth Third Bank in the amount of \$259,920.13.

Mr. DePriest owes substantial debt to several parties. It would appear his wife and he conspired to put MCLM in her name to avoid his creditors, especially since all of the facts indicate that he is the sole or principal controlling party of MCLM and a primary source of financing.

REQUEST FOR PRODUCTION NO. 8: All complaints asserted against you in any jurisdiction that has not been dismissed or concluded.

RESPONSE TO REQUEST FOR PRODUCTION NO. 8: See Exhibit "F", *Ruby Christine Odom and James Odom vs. American Nonwovens Corporation, Its Successors and Assigns, American Nonwovens Corporation Group Employee Benefit Plan, Donald R. DePriest,*

ADECA is the State of Alabama, which sued Mr. DePriest .

John M. Hurt, and John Doe Defendants A-F, Cause No. 1:08CV299-A-D, pending in the U. S. District Court for the Northern District of Mississippi, Eastern Division,

REQUEST FOR PRODUCTION NO. 9: All bank statements, deposit slips, canceled checks, end-stub books, and check registers for all checking accounts maintained by you, on which you now have, or have had, signatory privileges, to which you have made deposits, from which you have made withdrawals, and/or to/from which deposits and/or withdrawals have been made for your benefit or on your behalf since January 1, 2008.

RESPONSE TO REQUEST FOR PRODUCTION NO. 9: Defendant objects to Request No. 9 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date of the Judgment against Mr. DePriest in this action. See Answer to Interrogatory No. 3.

REQUEST FOR PRODUCTION NO. 10: All savings passbooks and statements of account for any regular savings accounts maintained by you, on which you now have, or have had, drawing privileges, to which you have made deposits, from which you have made withdrawals, and/or to/from which deposits and/or withdrawals have been made for your benefit or on your behalf since January 1, 2008.

RESPONSE TO REQUEST FOR PRODUCTION NO. 10: Defendant objects to Request No. 10 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date

of the Judgment against Mr. DePriest in this action. See Answers to Interrogatory Nos. 3 and 12.

REQUEST FOR PRODUCTION NO. 11: All statements of account for any and all investment accounts of any type, including but not limited to, money market accounts, mutual funds accounts, ready asset accounts, cash management accounts, and brokerage accounts maintained by you, on which you now have, or have had, drawing privileges, to which you have made deposits, from which you have made withdrawals, and/or to/from which deposits and/or withdrawals have been made for your benefit or on your behalf since January 1, 2008.

RESPONSE TO REQUEST FOR PRODUCTION NO. 11: Defendant objects to Request No. 11 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date of the Judgment against Mr. DePriest in this action. See Answers to Interrogatory Nos. 3 and 12.

REQUEST FOR PRODUCTION NO. 12: Copies of any and all certificates of deposit, money market certificates, treasury bills, or like monetary assets owned by you or in which you now have, or have had, an interest since January 1, 2008.

RESPONSE TO REQUEST FOR PRODUCTION NO. 12: Defendant objects to Request No. 12 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date

of the Judgment against Mr. DePriest in this action. See Answers to Interrogatory Nos. 3 and 12.

REQUEST FOR PRODUCTION NO. 13: All life insurance policies which you own and/or which are currently in force on your life and the applicable beneficiary designation(s).

RESPONSE TO REQUEST FOR PRODUCTION NO. 13: None.

REQUEST FOR PRODUCTION NO. 14: All personal financial statements prepared by you or on your behalf in the last four years.

RESPONSE TO REQUEST FOR PRODUCTION NO. 14: Defendant objects to Request No. 14 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date of the Judgment against Mr. DePriest in this action. Without waiving the objection, Defendant produces the statement of the financial condition of Donald R. DePriest dated September 30, 2007, attached hereto as Exhibit "G". As Donald R. DePriest maintains no financial books and records, see also bank statements attached as collective Exhibit "B" and tax return to be produced pursuant to Answer to Interrogatory No. 1.

REQUEST FOR PRODUCTION NO. 15: All documents evidencing the transfer, sale, conveyance, or other disposition since January 1, 2005, of any and all assets having a value in excess of \$10,000.00 owned by you or in which you had an interest.

RESPONSE TO REQUEST FOR PRODUCTION NO. 15: Defendant objects to Request No. 15 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date of the Judgment against Mr. DePriest in this action. Since November 2008, the Response to Request No. 15 is none.

REQUEST FOR PRODUCTION NO. 16: Copies of any Trust of which you are a beneficiary.

RESPONSE TO REQUEST FOR PRODUCTION NO. 16: Defendant objects to Request No. 16 as being overly broad and burdensome. However, Defendant will answer to the best of his ability beginning with November 2008, the approximate date of the Judgment against Mr. DePriest in this action. Since November 2008, the Response to Request No. 16 is none.

REQUEST FOR PRODUCTION NO. 17: All documents which reflect any outstanding judgments in favor of you in any action by or against you.

RESPONSE TO REQUEST FOR PRODUCTION NO. 17: See Answer to Interrogatory No. 7.

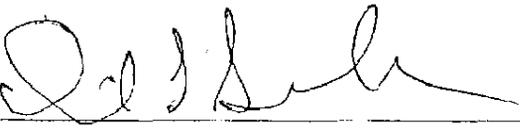
REQUEST FOR PRODUCTION NO. 18: All documents evidencing any loans made by any person or financial institution to you at any time for which there is an outstanding balance, including the payment or payoff status of each.

RESPONSE TO REQUEST FOR PRODUCTION NO. 18: Robert M. Sullins,

6006 Murray Lane, Brentwood, TN 37027, owes Donald R. DePriest approximately \$500,000. See Agency Agreement attached as Exhibit "H".

Respectfully submitted,

DONALD R. DEPRIEST

BY: 
DAVID L. SANDERS, MSB #6442

OF COUNSEL:

**MITCHELL, McNUTT & SAMS, P.A.
POST OFFICE BOX 1366
COLUMBUS, MS 39703
(662)328-2316**

CERTIFICATE OF SERVICE

I, the undersigned, **DAVID L. SANDERS**, do hereby certify that I have this day mailed, postage prepaid, U.S. Mail, a true and correct copy of the foregoing **DEFENDANT, DONALD R. DEPRIEST'S, ANSWERS AND RESPONSES TO PLAINTIFF'S POST-JUDGMENT INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS** to:

Clarence Webster, III, Esq.
Bradley Arant Boult Cummings LLP
P. O. Box 1789
Jackson, MS 39215-1789

So certified on this the 3rd day of June, 2010



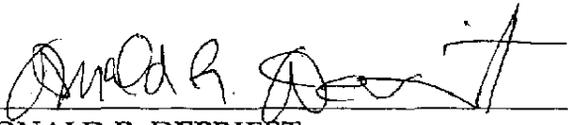
DAVID L. SANDERS

STATE OF MISSISSIPPI
COUNTY OF LOWNDES

AFFIDAVIT

I, Donald R. DePriest, after being first duly sworn according to law, do hereby make oath and affirm that I have read the foregoing Answers to Interrogatories, and that they are true and correct to the best of my knowledge, information and belief.

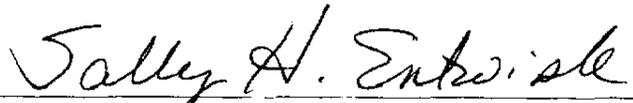
DePriest's statements herein contradict what has been told to the FCC and show further affiliates and relevant information not properly disclosed to the FCC.



DONALD R. DEPRIEST

SWORN TO AND SUBSCRIBED BEFORE ME this the 3rd day of June, 2010.





NOTARY PUBLIC