

IN THE SUPERIOR COURT OF MUSCOGEE COUNTY  
STATE OF GEORGIA

GREGORY D. COUNTRYMAN, SR., )  
individually and as Elected Marshal of )  
Muscogee County, Georgia and, )  
VIVIAN BISHOP, individually and as )  
Elected Clerk of the Municipal Court of )  
Columbus, Georgia, )

Plaintiffs, )

v. )

COLUMBUS, GEORGIA, TERESA P. )  
TOMLINSON, individually and as Mayor, )  
JERRY "POPS" BARNES, individually )  
and as District 1 Councilor, GLENN )  
DAVIS, individually and as District 2 )  
Councilor, BRUCE HUFF, individually )  
and as District 3 Councilor, EVELYN )  
TURNER PUGH, individually and as )  
District 4 Councilor, MIKE BAKER, )  
individually and as District 5 Councilor, )  
GARY ALLEN, individually and as )  
District 6 Councilor, EVELYN "MIMI" )  
WOODSON, individually and as )  
District 7 Councilor, JUDY THOMAS, )  
individually and as District 9 Councilor, )  
and BERRY "SKIP" HENDERSON, )  
individually and as District 10 Councilor, )  
ISAIAH HUGLEY, individually and as )  
City Manager, PAMELA HODGE, )  
individually and as Finance Director, and )  
CLIFTON C. FAY, individually and as )  
City Attorney, )

Defendants. )

CIVIL ACTION FILE  
NO. SU14CV3468-94

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**DEFENDANTS' INTERROGATORIES**

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**COME NOW** Defendants in the above-styled case, and pursuant to the instruction of this Court, request that Plaintiffs, Marshal Gregory D. Countryman and Municipal Court Clerk

Vivian Bishop, answer under oath the following Interrogatories and that a copy of the answers be furnished via email (unless otherwise expressly agreed) to counsel for Defendants, no later than May 27, 2015.

NOTE A. When used in these Interrogatories, the term “Plaintiffs” refers to the named Plaintiffs, their agents, servants, employees, representatives, and others, who are in possession of or may have obtained information concerning the actions of the Plaintiffs.

NOTE B. The terms “individual,” “person,” or “personnel” mean, in the plural as well as singular, any person, corporation, firm, source of information, records or documents, which pertain to, relate to, or are relied upon to supply information requested by Interrogatories.

NOTE C. The term “identify” means to state in a manner suitable for use as a description in a subpoena or notice for deposition the name and present location of any individual person, corporation, firm, source of information, records, or documents which pertain to, relate to, or are relied upon to supply information requested by Interrogatories.

NOTE D. The terms “documents,” “documentation,” and “documented” refers to any written records, memoranda, correspondence, paper or tape recording, which may pertain to the subject of the Interrogatory.

NOTE E. “Defendant” means any Defendant named in the Complaint or any of their agents, employees, officers or representatives.

NOTE F. The term “identify” or “identity” when used in connection with any document, writing or paper means:

1. Describe in plain and concise language the contents of the writing.
2. The identity of the person or persons (as defined in Note E) who prepared, produced or generated the writing.
3. The reason or purpose for which the writing was made, prepared, produced or generated.

4. The date, or if not dated, the approximate date or time frame that the document was written, printed, published, or signed.
5. Identify the person, persons, or class of persons to whom the writing pertained.

In lieu of (1) through (5) above attach a copy of the writing to your answers to these interrogatories.

### **INTERROGATORIES**

In identifying persons or documents, Notes “E” and “F” are incorporated herein.

#### **INTERROGATORY NO. 1**

Identify each “unprecedented, unlawful and improper actions of the Mayor, City Manager and Finance Director,” which form the basis of the Plaintiffs’ mandamus claims.

#### **INTERROGATORY NO. 2**

Explain what you consider to be the difference between a “budget request” and a “budget.”

#### **INTERROGATORY NO. 3**

If you assert either Plaintiff is a municipality, county, consolidated government or other political subdivision, identify which one you are and the basis therefore.

#### **INTERROGATORY NO. 4**

If you believe you are an official charged with budget preparation and administration for the local government, cite the local law, charter provision, ordinance or resolution appointing you as such.

#### **INTERROGATORY NO. 5**

Must the Columbus Council appropriate to the Marshal or Municipal Clerk the entire amount they request in each fiscal year?

#### **INTERROGATORY NO. 6**

Describe the Mayor’s role in proposing and recommending the annual operating and capital budget (as set forth in Columbus Charter § 7-401, specifically including § 7-401(4)(c)) to Columbus Council as it relates to the Plaintiffs, and identify every circumstance wherein you believe the Mayor did not comply with these provisions.

**INTERROGATORY NO. 7**

Does Columbus Council have discretion to appropriate either greater or fewer dollars than the Mayor proposes for Plaintiffs' offices in any given fiscal year?

**INTERROGATORY NO. 8**

List the "essential and necessary functions" of each Plaintiff's office, which Plaintiffs urge require funding.

**INTERROGATORY NO. 9**

Please identify all witnesses which Plaintiffs expects to call at the scheduled mandamus hearing and provide the subject matter of their expected testimony.

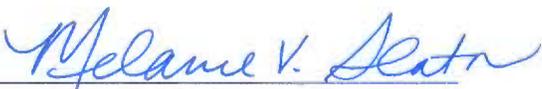
**INTERROGATORY NO. 10**

List the date, time, content and speaker of any alleged lie, untruth or misleading statement, which Plaintiffs contend any Defendant made related to the relief sought or contentions outlined in the Plaintiffs' Second Amended Complaint.

Respectfully submitted this 13<sup>th</sup> day of May, 2015.

**HATCHER, STUBBS, LAND,  
HOLLIS & ROTHSCHILD, LLP**

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Attorneys for Defendants

**CERTIFICATE OF SERVICE**

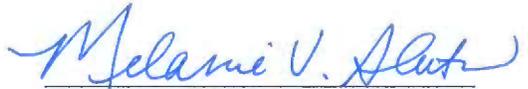
I hereby certify that I have this day served the foregoing **DEFENDANTS'**  
**INTERROGATORIES** via electronic mail, per agreement of counsel and the Court,  
addressed as follows:

Christopher D. Balch  
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Judge Hilton M. Fuller  
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This 13<sup>th</sup> day of May, 2015.

  
\_\_\_\_\_  
Attorney for Defendants