

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

APR - 7 2015

TIM RHODES
COURT CLERK

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Oklahoma Department of Securities)
ex rel. Irving L. Faught, Administrator,)
)
Plaintiff,)
vs.)
Bruce Scambler,)
)
Defendant.)

CJ-2014-1346

DEFENDANT'S REQUEST FOR PRODUCTION OF DOCUMENTS
TO PLAINTIFF OKLAHOMA DEPARTMENT OF SECURITIES

Pursuant to 12 O.S. Sections 3233 and 3234, Plaintiff submits the following Interrogatories and Requests for Production of Documents and Requests for Admissions to Defendant, Oklahoma Department of Securities to be responded to in writing and under oath and within the time provisions set forth herein.

The person making the answers and responses shall sign them, and a copy of the answers and responses, together with all objections, if any, shall be served upon the discovering party's counsel no later than thirty (30) days after the service of these interrogatories and requests for production of documents.

INSTRUCTIONS

You are requested to file within thirty (30) days a written response to request on the (attached Document Schedule) and to produce those original documents for inspection and copying to the attention of Bruce Scambler, 3555 N.W. 58th St., #1000 LMT West, Oklahoma City, OK 73112 where in

- A. Your written response shall state with respect to each item or category, that inspection-related activities will be permitted as requested, unless request is refused, in which event the reasons for refusal shall be stated. If the refusal relates to part of an item or category, that part shall be specified.
- B. In accordance, the documents shall be produced as they are covered in the usual state course of business, or you shall organize and label them to correspond with the categories in the request. Any and all documents shall be subject to supplemental open records requests.
- C. These requests shall encompass all items which were within your possession, custody or control from 1/1/2009 (date of Maurins first claimed contact) as claimed to current date and those which you may have given to others for safe

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keeping.

- D. These requests are continuing in character so as to require you to promptly amend or supplement your response if you obtain further material information.
- E. If in responding to these requests you encounter any ambiguity in construing any request, instruction or definition, set forth the matter deemed ambiguous in the construction used, in responding.
- F. Whenever a noun appears, it should be construed either to be singular or plural in order to bring within the scope of these discovery requests any information which may otherwise be construed to be outside their scope.
- G. "And" as well as "or" shall be construed disjunctively or conjunctively in order to bring within the scope of these discovery requests any information which might otherwise be construed to be outside their scope.
- H. You are requested to furnish all information and documents available to you, your attorneys, investigators, or any other persons acting on your behalf and not merely information and documents which you personally possess. If you cannot respond in full after exercising due diligence to secure the information or documents requested, respond to the extent possible and specify your inability to respond to the remainder.
- I. In the event your answer to a discovery request is "not known" or any similar phrase or answer, explain in detail all efforts made by you, your attorneys, or representatives to obtain the information or documents responsive to such request.
- J. If the answer to any discovery request or subpart thereof is "not within your personal knowledge" then identify each person to whom the answer is a matter of personal knowledge as the question seeks to track down the end knowing person.
- K. If you lack knowledge or information sufficient to answer a discovery request in full, answer all portions that you can and state your lack of knowledge or information with respect to those portions you cannot answer.
- L. If you withhold any information from your answer to any discovery request or part thereof for any reason or claim of privilege, state the nature of the information so withheld, the subject matter thereof, the reason you are withholding such

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information, the basis for any claim of privilege, and the name and address of any persons having knowledge of the information so withheld.

- M. With respect to any document which you seek to withhold on a claim of privilege, state as to each such document;
- (i) The name of the sender of the document;
 - (ii) The name of the author of the document;
 - (iii) The name(s) of the person(s) to whom the originals or copies were sent;
 - (iv) A brief description of the nature and subject matter of the document;
 - (v) The date of the document;
 - (vi) The current custodian of the document; and
 - (vii) The basis of your claim of privilege.
- N. You are hereby requested to supplement your responses if you or any person acting on your behalf obtains information which renders your prior responses incorrect, incomplete, or misleading, or if you or any person acting on your behalf discovers additional information or documents pertaining to your prior responses. Such supplemental responses shall be served seasonably but in any case within fifteen (15) days after you receive such information or documents.
- O. Pursuant to 12 Okla. Stat. § 3234 (2001), unless the documents identified as responsive are produced as kept in the ordinary course of business, you must organize and label the documents produced to correspond to the particular interrogatory and/or document production request to which it is responsive.
- P. The statements set forth in the Requests for Admission are posed to be either "admitted." or "denied." However, if any matter cannot be admitted or denied in its entirety, specify so much of it as is admitted and qualify or deny the remainder. If objection is made to any Request for Admission, or if a matter cannot be truthfully admitted or denied, the reasons therefore shall be set forth in detail.

DEFINITIONS

As used in these requests, the following terms are to be interpreted in accordance with these definitions:

- a) The term "person" includes any individual, joint stock company, unincorporated association or society, municipal or other corporation, state, which agencies or political subdivisions, and court, or any other governmental entity.

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- b) The terms "you" or "your" include the persons to whom these requests are addressed, and all that person's state agents, state employees, such staff and or such witnesses and their representatives or attorneys.
- c) The terms, "document" or "documents" or (jointly singular or plural "document(s)) is used in its broadest sense and includes, but is not limited to, books, pamphlets, notebooks, correspondence, telegrams, files, file folders, notes, or tapes or sound recordings (or any transcript or other reproduction thereof) of any oral communication, meeting or conference, minutes of meetings, memoranda, interoffice and intra-office communications, studies, analyses, results of investigations, reviews, contracts, licenses, agreements, ledgers, books of account, vouchers, bank checks and drafts, bank statements, invoices, charge slips, tickets, receipts, statistical records, cost sheets, stenographers' notebooks, calendars, appointment books, diaries, time sheets or logs, telephone logs or records, maps, electronically stored data, e-mails, computer input data, computer output data, computer runs, worksheets, work papers, or other materials similar to any of the above. For examples of what are included, it covers all writings, drawings, graphs, charts, photographs, recordings, and any other data computations from which information can be obtained, translated, if necessary by (you), through detection devices, into reasonably usable form. "Document(s)" also includes provision of any written, typed, graphic, or printed matter in its entirety, including any addenda, supplements, amendments, revisions, exhibits, and appendices thereto, in its original form (or copies where originals are not available), together with any copies thereof bearing notations, memoranda, or other written information not on the original. The term "Document" as used herein, means an original (or an identical duplicate if the original is not available), and any non-identical copies (whether non-identical because of notes made on copies or attached comments, annotations, marks, transmission notations, or highlighting of any kind) of writings of every kind and description that are fixed and any form of physical media. Post-it, telephone message, telephone log, memorandum (including any memorandum or report of a meeting or conversation), book of account, ledger, invoice, diary, calendar, desk calendar, telex, telegram, cable, report, record, contract, agreement, study, handwritten note, file notation, data compilation, draft, working paper, chart, paper,

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print, laboratory record, drawing, sketch, graph, index, list, tape, map, photograph, film slides, microfilm, data sheet or data processing card, or any other written, recorded, transcribed, punched, taped, filmed or graphic matter, however produced or reproduced, which is in your possession, custody, or control, or which was, but is no longer, in your possession, custody or control. Documents also include the file, folder tabs, and labels appended to or containing any Documents.

- d) The term "occurrence" means the incident complained out in the Plaintiff's complaint or petition.
- e) The term "communication" as used herein, the term "communication(s)" means any oral utterance, written notation or statement of any nature whatsoever, by and to whomsoever made, including, but not limited to, correspondence, conversations, dialogues, discussions, interviews, consultations, agreements and other understandings between or among two or more persons.
- f) The term "Data" as used herein, the term "data" is equivalent to the term "electronic data" as defined herein.
- g) The term "Deleted File" as used herein, the term "deleted file" means any electronic data file that has been deleted from the electronic media on which it resided.
- h) The term "Electronic Data" as used herein, the term "electronic data" means the original (or identical duplicate when the original is not available), and any non-identical copies (whether non-identical because of notes made or attached comments, annotations, marks, transmission notations, or highlighting of any kind) of writings of every kind and description whether inscribed by mechanical, facsimile, electronic, magnetic, digital, or other means. Electronic data includes, by way of example only, computer programs (whether private, state, commercial or work-in-progress), programming notes or instructions, activity listings of electronic mail receipts and/or transmittals, output resulting from the use of any software program, including word processing documents, spreadsheets, database files, charts, graphs and outlines, electronic mail, operating systems, source code of all types, peripheral drivers, PIF files, batch files, ASCII files, and any and all miscellaneous files and/or file fragments, regardless of the media on which they reside and regardless of whether said electronic data exists in an active file, deleted

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file or file fragment. Electronic data includes any and all items stored on computer memories, hard disks, floppy disks, CD-ROMs, removable media such as Zip disks, Jaz cartridges, "jump drives", Bernoulli Boxes and their equivalent, magnetic tapes of all types, microfiche, punched cards, punched tape, computer chips, Including but not limited to EPROM, PROM, RAM, and ROM, on or in any other vehicle for digital data storage and/or transmittal. The term electronic data also includes the file, folder tabs and/or containers and labels appended to, or associated with, any physical storage device associated with each original and/or copy.

- i) The term "Electronic Media" as used herein, the term "electronic media" means any magnetic or other storage media device used to record electronic data. Electronic media devices may include, but are not limited to, computer memories, hard drives, thumb drives, zip drives, hard disks, floppy disks, CD-ROM, other form of computer memory, removable media such as Bernoulli Boxes and their equivalent, magnetic tapes of all types, microfiche, punched cards, punched tape, computer chips, including, but not limited to EPROM, PROM, RAM, and ROM, or on or in any other vehicle for digital data storage and/or transmittal.
- j) The term "File Fragment" When used in this request, the term "file fragment" refers to any electronic data file that exists as a subset of an original active file. A file fragment may be active or deleted. The cause of fragmentation can include, but is not limited to the execution of ordinary file management routines such as the creation of new files over parts of previously deleted files, the creation of files on disks which do not have enough contiguous blocks to write the file from beginning to end, where the file has been split up between several sections of the disk (each piece a fragment). Other causes include manual intervention, electronic surges, and/or physical defects on electronic media.
- k) The term "Identify" when used in reference to any electronic data, means to state the software and/or operating system under which the data was created, title and author, the type of data (example: word processing document, spreadsheet, database, application program, etc), and all other means of identifying it with sufficient particularity to meet the requirements for its inclusion in a Request for Production pursuant to the Rules of Civil Procedure and/or the Oklahoma

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Discovery Code, and its present or last known location or custodian. If any such electronic data was, or no longer is, in the possession or subject to your control, state what disposition was made of it and the reason for such disposition.

- l) The term "Identification". As used herein, the term "identification," "identify," or "identity," when used in the following ways means
 - a. "Identify" with respect to a natural person, means to state the name, address, email and telephone number of such person and the name, address, and telephone number of the person's last known place of employment; the address, residential, business and/or cell phone telephone numbers, and last known business affiliation;
 - b. "Identify" with respect to an entity or partnership means to state the complete name of the entity, any acronym under which such entity functions, the present or last known address of the entity, and the identity of its principal officers(s); with respect to an
 - c. "Identify" with respect to a corporation, firm or other entity, requires you to state its full name and any names under which it does business, its form or organization (e.g., corporation, partnership, etc.), the address of its principal place of business;
 - d. "Identify" with respect to any oral communication. means to state whether such communication was in person, by telephone, or otherwise, list the date, place and persons present or involved, summarize the communication of each person, and identify and produce each document within your possession, custody, control, or knowledge which reports, summarizes, or in any way memorializes or refers to such oral communication. or the subject matter of anything discussed or considered in such oral communication; and
 - e. "Identify" with respect to acts, omissions, acts_ instances, incidents events, quantities, and locations, means to describe as specifically and as fully as possible. Such description should include the dates, places, times, and persons present or involved; state the transactions or occurrences which were part of, transpired in or related to the act, omission, fact, instance, incident, event, quantity, or location being identified; and identify each

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document within your possession, custody, control, or knowledge which reports, summarizes, or in any way memorializes or refer to such act, omission, fact, instance, incident, event, quantity, or location in reference to:

(1) a state officer or witness's business, requires you to state the full name or style under which the state officer or business is conducted, its business address or addresses, the type(s) of business in which it is engaged, the geographic areas in which it conducts any such business, and the identity of the person or persons who own, operate and control the business;

(2) a document, requires you to state the number of pages and the nature of the document (e.g., letter or memorandum), its title, its date, the name or names of its author(s) and recipient(s), the substance thereof, and its present location and custodian; "Identify" with respect to a document means to state the form of the document or writing, the date of its preparation, the author, recorder or sender, each addressee or recipient, its subject matter, and the name and address of any person presently having custody or control of the same or a copy thereof. With respect to any document or writing which was, but is no longer, within your possession, custody, or control, state what disposition was made of it, and any information you have as to its present location and its content and substance if known to you. If you wish, you may produce any document in lieu of identifying it, provided you designate, with respect to each such document furnished, the number of the interrogatory or interrogatories to which such document is responsive;

(3) a communication, requires you, if any part of the communication was written, to identify the document or documents which refer to or evidence the communication, and, to the extent that the communication was non-

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written, to identify the persons participating in the communication and to state the date, manner, place and substance of the communication;

(4) a meeting or conference, requires you to state the date of the meeting or conference, the place of the meeting or conference, the full name and present or last known position, business affiliation and residential address of each person attending the meeting or conference;

m) The term "Identification" when used as relating to "identification of circumstances," has the following meaning;

- (a) describe in sufficient detail the substance of the transaction, occurrences and events which make up or constitute the circumstances referred to;
- (b) name each and every person who participated in or was present at the transaction, occurrences and events referred to in (a), above; and,
- (c) describe any documents as defined herein which memorialize or constitute a record of the transaction, occurrences and events referred to in (a) above.
- (d) a telephonic conversation, requires you to state the full name, business affiliation and business address at the time, present or last known position and business affiliation and residential address of each party to the telephonic conversation, the location of each such party at the time the telephonic conversation took place, which of the parties initiated the telephonic call, and when such telephonic conversation took place; and,
- (e) any oral conversation other than a telephonic conversation requires you to state when such conversation took place and the full name and present or last known position and business affiliation and residential address of each person to such conversation.

n) The term "Natural Adversary" as used herein, the term "you," "your" or "yourself" refers to the Defendant, each of Defendant's agents, representatives (as defined

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below) and attorneys, and each person acting or purporting to act on said Defendant's behalf.

- o) The term "Network" as used herein, the term "network" means any hardware and/or software combination that connects two or more computers together and which allows the computers to share and/or transfer data between them. For the purposes of this definition, the connection between or among the microcomputers need not be either physical or direct, i.e., wireless networks, and sharing and/or transferring data via indirect routes utilizing modems and phone company facilities. There need not be a central file or data server nor a central network operating system in place, i.e., peer-to-peer networks and networks utilizing a mainframe host to facilitate data transfer.
- p) The term "person" as used herein, the term "person(s)" means any natural individual in any capacity whatsoever or any entity or organization, including divisions, departments and other units therein, and shall include, but not be limited to, a public or private corporation, partnership, joint venture, voluntary or unincorporated association, organization, proprietorship, trust, estate, governmental agency, commission, bureau or department.
- q) The term Physical media includes, but is not limited to, magnetic media (including but not limited to hard disks, floppy disks, compact disks, and magnetic tapes of any kind), computer memory, hard drives, thumb drives, zip drives, other form of computer memory, optical media, magneto-optical media, and other physical media on which notation or marking of any kind can be affixed. Documents include medium upon which intelligence or information can be written, printed, recorded, or retrieved, and includes, without limitation, the original and each copy, regardless of origin and location, of any book, pamphlet, periodical, letter, inter-office communication,
- r) The term "Representative" as used herein, the term "representative" means any and all past or present agents, servants, independent contractors, employees, officers, directors, management personnel, administrative personnel, attorneys, consultants or other persons acting or purporting to act on behalf of the party in question.
- s) The term "Rotation" as used herein, the term "rotation" means any plan, policy or

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scheme that involves the re-use of an electronic media device after it has been used for backup, archival or other electronic data storage purposes, particularly if such re-use results in the alteration and/or destruction of the electronic data residing on the device prior to its re-use.

- t) The term "Support" as used herein, the term "support" means any help or assistance provided to a user of a computer by another individual, either in an official job capacity or not. Such help or assistance may take the form of but is not limited to, answering questions, in person or via mechanical means, direct intervention, training, software troubleshooting, hardware troubleshooting, programming, systems consulting, maintenance, and repair and/or user forums. Providers of support may be employees, contractors and/or other third-party providers.
- u) The term "Subject issuer or issuer" as used herein, means any and all company matters relating to Cantex (or Arkose) whether documents, real property rights or interests in any portion of the company

INTERROGATORIES

INTERROGATORY NO. 1: Identify by name, residence address and residence telephone number; along with the state business address and state business contact cell telephone number of each and every person answering and/or assisting in answering these interrogatories, requests for production and requests for admissions submitted simultaneously herewith.

INTERROGATORY NO. 2: Identify by name, residence address and residence telephone number; along with the state or home or business address and telephone cell number (there must be sufficient detail to contact the person to set up depositions) of each and every person who has knowledge or who you believe to have knowledge of the matters alleged in the pleadings or answers herein, and any and all matters leading up to the pleading from 1/1/2002, including but not limited to all witnesses, or persons providing affidavits, or all persons having filed complaints or supplied information as well as all attorneys, CPA's, accountants and any others contacted or communicated with to date, or intended to be communicated with up to date of trial.

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INTERROGATORY NO. 3: Identify by name, residence address and residence cell telephone number; along with the state business address and state business or cell telephone number of all persons (there must be sufficient detail to contact the person to set up depositions) whom you believe to have knowledge of any facts supporting any detail of items in the petition or providing answers or affidavits to this petition and action, including all affiants and any others having knowledge in support of DOS claims in this petition.

INTERROGATORY NO. 4: For each respective witness which you have so far names, or may intend to call call to testify at trial, state their respective name and address and current contact telephone number and the substance in detail, not mere conclusions, to which each witness will testify.

INTERROGATORY NO. 5: Please identify each person you have consulted in this matter or that you may call, intend to call upon trial of this action as expert witness at trial, please state their respective name and address and current contact telephone number and the substance in detail, not mere conclusions, to which each witness or expert witness will testify to in the opinion of the expert.

INTERROGATORY NO. 6: please state each and every fact and relevant document which tends to support, that defendant had “an issuer under his control” and whether the document to be provided will be an “original”, or a sworn document in the possession of the witness or affiant for the relevant time.

INTERROGATORY NO.7 state each and every fact and relevant document which tends to support, that defendant was actually in Oklahoma at the time specified to be discussing company business in relation to any alleged offers or securities for each and every claimed act contrary to the order..

INTERROGATORY NO. 10 for the issuance of the order in 2009, state each and every fact, and provide the relevant document which would show that defendant did anything in regard to the Oklahoma securities laws of the time than operate an Oklahoma bank account and

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try to acquire 5 oil wells in Oklahoma.

INTERROGATORY NO. 11 State each and every fact which tends to support the defendant engaged in an act, practice, or course of business that materially aided any violation of a rule adopted or an order issued from 2009 to date.

INTERROGATORY NO. 12 State each and every fact which tends to support the defendant engaged in an act, practice, or course of business that was dishonest or unethical practice from 2009 to date.

INTERROGATORY NO. 13 State each and every fact or reason which tends to support that Scambler as defendant offered or issued stock of Cantex to an Oklahoma resident in the period 1/5/2011 to 3/1/2014.

INTERROGATORY NO. 14 State each and every fact or reason which tends to support that defendant had control of issuer including:

- i) **Stock Control:** how defendant had dealings with the stock Transfer Agent of Cantex, prior to November 3, 2010.
- ii) **Executive Control:** how defendant had any executive authority absent an employment contract until January
- iii) **Director Appointment:** how defendant had any executive authority absent a letter of appointment
- iv) **Professional Consulting** how defendant had any executive authority absent engagement letter for his services.
- v) **Stock Ownership:** how defendant had any majority voting powers given Scambler held no stock in Cantex, and Scambler was in possession of no stock certificates)
- vi) **Voting Control:** how defendant had any majority voting powers given Scambler did not control any vote of shareholders
- vii) **Board Vote control:** how defendant had any majority voting powers given Scambler was in a minority on the board
- viii) **Records Control** how defendant had any control given Scambler did not have

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possession or sight of the quick books, invoices, records and did not hold the check book or the accounts.

- ix) **Purchasing control:** how defendant had any control given Scambler had no access to the check book or banking.
- x) **Press Release control:** how defendant had any control of this news given Scambler had none.

REQUESTS FOR PRODUCTION

Please provide all documents supporting, discussing and/or concerning the claims contained in your Answer, and subsequent replies and any affidavits including specifically but not limited to:

- 1 REQUEST FOR PRODUCTION NO. <1.>: please provide a certified copy (or certified copies if multiple documents) of any agreements, contracts or other written understandings, or documents or other evidence in any form, electronic or data or paper you have been provided to date including but not limited to:
 - a. Any correspondence or letters or documents to or from any director, president or other employee of Cantex including any correspondence or letters or documents
 - b. Any correspondence or letters or documents to or from any affiant, or other witness or their representative or any agreements contracts or other written understandings between any affiant, witness and/or employee of the company Cantex (or Arkose) and Oklahoma Department of Securitie (ex rel. Irving L. Faught, Administrator) and/or any state employees or staff.
 - c. All documents on the files relating to CJ-2014-1346.
- 2 REQUEST FOR PRODUCTION NO. <2.>: please provide copies of all documents and responses and internal correspondence from the initial opening of the case file to date relating to order issued June 11, 2009 under Section 1-604 of the Act, said Administrative Order ("C&D Order") in which Defendant was ordered to cease and desist from engaging in violations of the Act or doing any act in furtherance thereof.

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- 3 REQUEST FOR PRODUCTION NO. <3.>: please provide copies of all correspondence since the issuance of the Order on July 11, 2009, regarding Defendant, and any other investor, complainant or other correspondent, including any and all documents relating to any cause to interview Harvey Bryant, together with any and all documents regarding Harvey Bryant to the extent not issued or provided above.
- 4 REQUEST FOR PRODUCTION NO. <4.>: please provide copies of all correspondence or documents or other evidence that show that Defendant was "in control of" as of 08/12/2010 through to 01/01/2011. Including in this response the following, and state "we do not have" if you do not have any such document or evidence
- a. Regarding "Stock Control" provide any evidence that defendant had dealings or access to the account with the stock Transfer Agent of Cantex, prior to November 3, 2010.
 - b. Regarding Executive Control: provide any evidence that defendant had any executive authority over Cantex absent an engagement letter or employment contract effective January 2011
 - c. Regarding Director Appointment, provide any evidence that defendant had any executive authority of Cantex absent a letter of appointment
 - d. Regarding Professional Consulting provide any evidence that defendant had any executive authority absent engagement letter for his services.
 - e. Regarding Stock Ownership: provide any evidence that defendant had any majority voting powers given Scambler held no stock in Cantex, and Scambler was in possession of no stock certificates)
 - f. Regarding Voting Control: provide any evidence that defendant had any majority voting powers given Scambler did not control any vote of shareholders
 - g. Regarding Board Vote control: provide any evidence that defendant had any majority voting powers given Scambler was in a minority on the board
 - h. Regarding Records Control provide any evidence that defendant had any control given Scambler did not have possession or sight of the quick books, invoices, records and did not hold the check book or the accounts.
 - i. Regarding Purchasing control: provide any evidence that defendant had any control given Scambler had no access to the check book or banking.

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- j. Regarding Press Release control: provide any evidence that defendant had any control of this news given Scambler had no access to Market wire.

- 5 REQUEST FOR PRODUCTION NO. <5.>: please provide copies of all correspondence or documents in your possession that show that CanTex's principal office was located in Oklahoma City as of 08/12/2010 through to 01/01/2011.
- 6 REQUEST FOR PRODUCTION NO. <6.>: please provide copies of all correspondence or documents to show that "Sales" for consideration of the CanTex Stock were made in Oklahoma to employees of CanTex
- 7 REQUEST FOR PRODUCTION NO. <7.>: please provide copies of all correspondence or documents to show that Defendant offered and/or sold shares of the CanTex Stock to investors residing outside of this state.
- 8 REQUEST FOR PRODUCTION NO. <8.>: please provide copies of all correspondence or documents that show any involvement of defendant in regard to the claims as made in the Petition unless provided in response above.
- 9 REQUEST FOR PRODUCTION NO. <9.>: Provide all documentation or communication with reference to provide copies of all documents upon which any expert witness or other witness you intend to call at trial relied to form an opinion and copies of all written reports of each person whom you expect to call as an expert witness at trial.
- 10 REQUEST FOR PRODUCTION NO. <10.>: Provide copies of the most recent resume or curriculum vitae of each expert whom you expect to call as an expert witness at trial.
- 11 REQUEST FOR PRODUCTION NO. <11.>: Provide copies of all notes, correspondence, bills, invoices, diagrams, photographs, or other documents prepared or reviewed by each person whom you expect to call as an expert witness at trial.
- 12 REQUEST FOR PRODUCTION NO. <12.>: Provide copies of all written, recorded, or signed statements of any party, including the Plaintiff, Defendant, witnesses, investigators, or agent, representative or employee of the parties concerning the subject matter of this action.
- 13 REQUEST FOR PRODUCTION NO. <13.>: Provide copies of all photographs, videotapes or audio tapes, diagrams, surveys or other graphic representations of information concerning the subject matter of this action, or property.

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- 14 REQUEST FOR PRODUCTION NO. <14.>: Provide copies of any documents identified in any manner which will be presented as evidence in this case.
- 15 REQUEST FOR PRODUCTION NO. <15.>: Provide copies of any documents received pursuant to a subpoena request.
- 16 REQUEST FOR PRODUCTION NO. <16.>: Provide copies of any document prepared during the regular course of state business as a result of the claims complained of in the lawsuit.
- 17 REQUEST FOR PRODUCTION NO. <17.>: Provide copies of any treaties, standards in the industry, legal authority, rule, case, statute, or code that will be relied upon in the prosecution of this case.
- 18 REQUEST FOR PRODUCTION NO. <18.>: Provide copies of any other documents, electronic files, copies of files, file fragments, notes of conversations, all billing records of lawyers, all detailed telephone bill records or any other thing, not already provided above, which in any way relates to defendant, or any company or entity associated with him, which plaintiff has in its possession, irrespective of whether at this time it may or may not be used in trial, treaties, standards in the industry, legal authority, rule, case, statute, or code that will be relied upon in the prosecution of this case.

REQUEST FOR ADMISSIONS

REQUEST FOR ADMISSION NO. 1: Admit that plaintiff has no basis as plead to allege that the claimed "act(s) of defendants constituted "a dishonest or unethical practice" under § 1-603 A. ¹

REQUEST FOR ADMISSION NO. 2: Admit that the acts of defendant as claimed in the petition were not acts, practice, or course of business that materially aided a violation of the securities acts or a rule adopted or order issued under this act or a dishonest or unethical practice. ²

REQUEST FOR ADMISSION NO. 3: Admit that the defendant, (at the time of the alleged offers and sales of the CanTex Stock August 12th, 2010 to Nov 2, 2010) was

¹ (If you do not admit provide your evidence to the contrary as requested above).

² If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

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not "in control" of the issuer ².

REQUEST FOR ADMISSION NO. 4: Admit that defendant has not engaged in an act, practice, or course of business that is contrary to said order between

(i) June 11, 2009 and Aug 12, 2010

(ii) January 5, 2011 and March 2014 ²

REQUEST FOR ADMISSION NO. 5: Admit that defendant has not engaged in an act, practice, or course of business that is contrary to said order between November 3, 2010 and January 4, 2011. ² Further if you deny said, specify what specific act you refer to and how the defendant was in control of said act.

REQUEST FOR ADMISSION NO. 6: Admit that the plaintiff through its staff met with Mr Harvey Bryant after his resignation 1/31/2011 and before his death, but did not raise any matter with him constituting a commencement of any DOS action or other administrative procedure. ²

REQUEST FOR ADMISSION NO. 7: Admit that the plaintiff through its staff met or corresponded with other Cantex related persons after 1/1/2011, but did not raise any matter with them or Cantex constituting a commencement of any OK DOS action or other administrative procedure. ²

REQUEST FOR ADMISSION NO. 8: Admit that the plaintiff is not in possession of any certified or sworn upon copies of any Cantex documents, and has was not in possession of such prior to the commencement of the MFSJ. ²

REQUEST FOR ADMISSION NO. 9: Admit that the plaintiff has (i) no recordings of conversations made taken without defendants prior knowledge in their possession; (ii) no phone line tap recordings in their possession (iii) no other illicit items in their possession, (iv) no stolen or misappropriated company documents or files relating to any of these matters in their possession

REQUEST FOR ADMISSION NO. 10: Admit that the plaintiff has no other pending actions or matters relating to the June 11, 2009, (Section 1-604 of the Act),

To: Plaintiff: Oklahoma Department of Securities

administrative order ("C&D Order") other than those plead in the petition in this case. If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

REQUEST FOR ADMISSION NO. 11: Admit that the plaintiff has no evidence of any breaches by offer or sale of securities of the C&D Order by defendant other than as detailed in the time period 8/12/2010 to 10/31/2010. If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

REQUEST FOR ADMISSION NO. 12: Admit that the plaintiff is limited to a fine of \$5,000 for a single violation. If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

REQUEST FOR ADMISSION NO. 13: Admit that the plaintiff is limited to showing breach of the C&D Order to instances where the defendant was "in control" If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

REQUEST FOR ADMISSION NO. 14: Admit that the plaintiff would not have a claim for a breach of the C&D Order in instances where the defendant was not "in control" If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

REQUEST FOR ADMISSION NO. 15: Admit that the plaintiff does not have evidence to support any claim for a breach of the C&D Order by defendant in the period 8/12/2010 to 10/31/2010 as the defendant was not "in control" of the issuer. If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

REQUEST FOR ADMISSION NO. 16: Admit that the plaintiff does not have evidence to support any claim for a breach of the C&D Order in the period 3/11/2010 to 1/31/2011 as the defendant was still not "in control" of the issuer and Harvey Bryant was President. If you deny said, state how and upon what evidence you so deny and detail as requested providing such under production of documents.

To: Plaintiff: Oklahoma Department of Securities

REQUEST FOR ADMISSION NO. 17: Admit that (other than the one sale to Mr Bearer) the plaintiff does not have other evidence to support any claim for a breach of the C&D Order by a sale of Cantex stock in the period 8/12/2010 to 3/31/2014.

REQUEST FOR ADMISSION NO. 18: Admit that (other than the one sale to Mr Bearer) the plaintiff does not have any other evidence to support any claimed offer made was concluded with a sale of Cantex stock and receipt of funds.

REQUEST FOR ADMISSION NO. 19: Admit that (other than the one sale to Mr Bearer) the plaintiff does not have any claim or action pending regarding offers made by Harvey Bryant as Cantex President that would indicate Cantex stock offers by him were contrary to the Oklahoma Securities laws of the time.

REQUEST FOR ADMISSION NO. 20: Admit that the plaintiff was not made aware by Mr Trace Maurin, prior to its action that (i) Mr Maurin would be re-gaining control of Cantex as a result of the plaintiffs actions, and that (ii) Plaintiff was owed over \$300,000 by Cantex; (iii) Mr Maurin was selling his own family owned project as President of Cantex before Scambler gained control of Cantex

The person making the answers and responses shall sign them, and a copy of the answers and responses, and verify under oath that the answers are truthful, together with all objections, if any, shall be served upon the discovering party's counsel no later than thirty (30) days after the service of these interrogatories and requests for production of documents.

Respectfully Submitted,



Bruce Scambler, pro se Defendant
3555 N.W. 58th St., #1000 LMT West
Oklahoma City, OK 73112
(Tel 405 608 2700)

To: Plaintiff: Oklahoma Department of Securities

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the 7th day of April 2015, a true and correct copy of the above and foregoing DEFENDANT'S REQUEST FOR PRODUCTION OF DOCUMENTS TO PLAINTIFF OKLAHOMA DEPARTMENT OF SECURITIES was mailed with postage prepaid thereon, addressed to

Amanda Cornmesser (OBA No. 20044)
Terra Shamas Bonnell (OBA No. 20838)
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City,
Oklahoma 73102

Telephone: (405) 280-7700

Fax: (405) 280-7742

A handwritten signature in black ink, appearing to read "Bruce Scambler", is written over a horizontal line.

Bruce Scambler, pro se
Defendant
3555 N.W. 58th St., #1000
Land Mark Towers West
Oklahoma City,
OK 73112
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