

IN THE CIRCUIT COURT OF THE 17<sup>th</sup> JUDICIAL CIRCUIT  
IN AND FOR BROWARD COUNTY, FLORIDA

POMPANO SENIOR SQUADRON FLYING CLUB, INC.  
(aka POMPANO BEACH FLYING CLUB)

Plaintiff/Counter-Defendant,  
and

Case No.: CACE 20-005993  
Division (8)

CARL L. KENNEDY

Defendant/Counter-Plaintiff.

**DEFENDANT/COUNTER-PLAINTIFF'S**  
**THIRD REQUEST FOR PRODUCTION OF DOCUMENTS**

CARL L. KENNEDY, II, Defendant/Counter-Plaintiff, requests pursuant to Rule 1.350 of the Florida Rules of Civil Procedure, that Plaintiff/Counter-Defendant, POMPANO SENIOR SQUADRON FLYING CLUB, produce to me the following items for copying and inspection the originals or exact copies of all of the documents, 30 days from the date hereof, at 2929 S. Ocean Blvd., #510, Boca Raton, FL 33432.

Plaintiff/Counter-Defendant should comply with the mandates of Florida Rules of Procedure 1.350, which provide in pertinent part as follows:

Rule 1.350(b): "The party to whom the request is directed shall file a written response within 30 days after service of the request.... For each item or category the response shall state that inspection and related activities will be permitted as requested unless the request is objected to, in which event the reasons for the objection shall be stated. If an objection is made to part of an item or category, the part shall be specified. When producing documents, the producing party shall either produce them as they are kept in the usual course of business or shall identify them to correspond with the categories in the request."

The following items requested should be construed with the preliminary definitions set forth below:

A. Unless otherwise indicated, the term "documents" shall mean the original (and any copy with notations or addenda not on the original) of any written, printed, typed, photocopied, photographic, and recorded matter of any kind or character, and any recorded material, however produced or reproduced, including without limiting the generality of the foregoing, all drafts, contracts, diaries, appointment books, calendars, desk pads, correspondence, communications, telegrams, teletypes, memoranda, notes, studies, reports, minutes of meetings, invoices, credits, debits, transcripts, inventories, drawings, graphs, charts, photographs, films, microfilms, slides,

magnetic and electronic recordings, sound recordings, lists, minutes, checks and entries in books of account relating or in any way referring to the subject matter of this request.

B. Where a particular document is described, e.g., agreement, minutes, etc., such description shall be deemed to include any and all drafts of such documents.

C. If any document requested herein is not produced due to a claim of privilege, each such document should be identified by date, number of pages, author, recipients, and the nature of the privilege so claimed.

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With respect to the allegation contained in paragraph #3 of Plaintiff's Motion to Appoint Special Magistrate" filed March 25, 2021, in which it is alleged that Plaintiff has "unturned over \$340,000 of unaccounted for monies" (hereinafter called "AUFM"), provide the following:

1. All documents showing any component of which the AUFM is comprised.
2. All documents showing each and any portion of every component of which the AUFM is comprised.
3. All documents which show or contain reference to the AUFM, including but not limited to checks, receipts, invoices, contracts, journals, ledgers, spreadsheets, notes, statements, books, correspondence, records and agreements.
4. All documents upon which all individuals who identified, determined, designated, declared or represented any monies to be "unaccounted for", relied in making such identification, determination, designation, declaration or representation.
5. All documents in which the existence of the AUFM is shown to currently exist or to have ever existed.

I hereby certify that on the 8<sup>th</sup> day of May, 2021, I sent a copy of the foregoing via the Florida e-portal to Edward Holodak, Esquire at pleadings@holodakpa.com.

BY:

/s/ Carl L. Kennedy, II  
Carl L. Kennedy, II  
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304-552-0206  
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