

IN THE CIRCUIT COURT OF THE 15TH  
JUDICIAL CIRCUIT IN AND FOR PALM  
BEACH COUNTY, FLORIDA

CIVIL DIVISION

STATE OF FLORIDA,  
OFFICE OF FINANCIAL REGULATION,

CASE NO.: 50-2021-CA-008718-XXXX-MB

Plaintiff,

vs.

NATIONAL SENIOR INSURANCE, INC.  
D/B/A SEEMAN HOLTZ, *et al.*,

Defendants.

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**REQUEST FOR PRODUCTION**

**PROPOUNDING PARTY:** MARSHAL SEEMAN

**RESPONDING PARTY:** SEEMAN HOLTZ PROPERTY AND CASUALTY, LLC

**SET NO:** One

**DATE:** August 08, 2022

Propounding Party, MARSHAL SEEMAN, by and through undersigned counsel and pursuant to Fla. R. Civ. P. 1.350, hereby requests the Responding Party produce and make available for inspection and/or duplication, in response to each numbered paragraph, all documents or items specified herein which are in its possession, custody or control or in the possession, custody or control of its agents, accountants or attorneys.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy has been filed, served and furnished to

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via the Florida Courts e-Filing Portal this 8<sup>th</sup> day of August 2022.

/s/ Scott Alan Orth, Esq.  
**SCOTT ALAN ORTH, ESQ.**  
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## INSTRUCTIONS/DEFINITIONS

1. “Document” means any written or graphic matter or other means of preserving thought or expression, and all tangible things from which information can be processed or transcribed, including the originals and non-identical copies, whether different from the original by reasons of any notation made on such copy or otherwise, including, but not limited to, correspondence, memoranda, notes, messages, letters, telegrams, teletype, telefax, bulletins or other communications, memoranda or notes of interoffice and interoffice telephone calls, diaries, chronological data, minutes, books, reports, charts, ledgers, invoices, worksheets, receipts, returns, computer printouts, prospectuses, financial statements, schedules, affidavits, contracts, cancelled checks, deposit slips, banks statements, wire transfer receipts and confirmations, transcripts, statistics, surveys, magazine or newspaper articles, releases (and any and all drafts, alterations and modifications, changes and amendments of any of the foregoing), graphics or oral records or representations of any kind, including without limitation, photographs, charts, graphics, microfiche, microfilm, videotape, recordings, motion pictures, and electronic, mechanical, electric, or chemical recordings or representations of any kind (including without limitation, tapes, cassettes, disks, recordings), as well as any medium of expressions, fixed and in tangible form.
2. “Communication” means any oral or written statement, dialogue, colloquialism, discussion, conversation or agreement.
3. The term “any and all documents” means every document or group of documents or communications as above defined known to you, and every such document or communication which can be located or discovered by reasonably diligent effort.
4. The term “you,” “your” or “SHPC” means SEEMAN HOLTZ PROPERTY AND CASUALTY LLC and its employees, agents, representatives, attorneys.
5. The words “related to” mean concerning, respecting, referring to, summarizing, digesting, reflecting, establishing, tending to establish, tending not to establish, evidencing, connected with, commenting on, responding to, disagreeing with, showing, describing, analyzing, representing, including, as well as, embodying, constituting and comprising.
6. As used herein, the singular and masculine form of nouns and pronouns shall embrace, and be read and applied as, the plural or feminine or neuter, as circumstances may make appropriate.
7. The term “identify” means the following:
  - a. When used to reference a person (including but not limited to a witness) it means to set forth the following information:
    - i. name;
    - ii. last known address; and

- iii. last known telephone number.
  - b. When used to reference a document, it means to set forth the following information:
    - i. its date;
    - ii. its author;
    - iii. its number, if applicable;
    - iv. the addressee; if applicable;
    - v. its substance; the identify of each custodian; and
    - vi. its location.
  - c. When used to reference an agreement, it means to set forth the following information:
    - i. the identity of the parties to the agreement;
    - ii. the date and term of the agreement; and
    - iii. a description of whether or not the agreement has been reduced to written form.
- 8. If you decline to produce any document on the basis of any privilege known in the law, you are requested to provide to Propounding Party, at or prior to the designated time for Production, the following written information pertaining to each such document:
  - a. its date or, if not dated, the date it was prepared or received;
  - b. the type of document (*e.g.*, letter, memorandum, telegram, chart, photograph, reproduction, etc.);
  - c. its author and the author's business and residence addresses;
  - d. its present location;
  - e. the identity and business and residence addresses of the person in custody;
  - f. a general description of its contents;
  - g. the number of pages thereof;
  - h. the identity of each person who received or was shown the original or a copy, and the relationship of the person to any part to this litigation;
  - i. whether the document contains or relates to facts or opinions, or both; and
  - j. the exact nature of the privilege claimed.
- 9. This request for production of documents is continuing and you are requested to supplement your responses hereto. If after producing the Documents, you become aware of any further Documents responsive to this Request, you are required to immediately produce such additional Documents without further request or Order of Court.

## **DOCUMENTS TO BE PRODUCED**

1. All of the emails located on the email server used by or in control of SHPC to and/or from anyone from and/or to or copied to:
  - a. Marshal Seeman;
  - b. Brian Schwartz;
  - c. Eric Holtz.
2. Any and all emails from Brian Casey to anyone at SHPC from January 1, 2019 through June 30, 2021.
3. Any and all documents reflecting communications and correspondence with other persons at Locke Lord from January 1, 2019 through June 30, 2021.