
UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

R.J. Zayed, in his Capacity as Court-Appointed
Receiver for Trevor G. Cook et al.,

Petitioner,

v.

Case No: 11-cv-01042 SRN/FLN

David Buysse, Steven and Pamela Cheney,
Walter Defiel, John Dzik, Terry Frahm,
Steven and Jenene Fredell, William Harris,
Michael and Jennifer Heise,
Michael and Cynthia Hillesheim, Larry Hopfenspirger,
Steven Kautzman, James McIntosh,
George and Karen Morrisset, Reynold Sundstrom, and
Dot Anderson,

Respondents.

**RECEIVER'S MOTION TO COMPEL DISCOVERY RELATED TO HIS
CLAIMS AGAINST CERTAIN RESPONDENTS**

Pursuant to Rule 37(a) of the Federal Rules of Civil Procedure, the Receiver hereby moves this Court to compel Respondents Steven and Pamela Cheney, David Buysse, Walter Defiel, Steven and Jenene Fredell, Michael Heise, Michael and Cynthia Hillesheim, Larry Hopfenspirger, Steven Kautzman, James McIntosh, George and Karen Morisset, Terry Frahm, and Reynold Sundstrom ("the Respondents") to:

- (1) respond to Interrogatories Nos. 5, 9, 10, 11, 12, 14, 19 and 20 as requested in the Receiver's Memorandum Of Law In Support Of Its Motion To Compel, within seven days of this Court's Order;

- (2) produce all documents responsive to Requests for Production 7, 8, 9, and 12, as requested in the Receiver's Memorandum Of Law In Support Of Its Motion To Compel, within seven days of this Court's Order; and
- (3) respond to Interrogatory No. 9 to provide information related to each Respondent's disposal of the funds he or she received from the Ponzi scheme, as well as produce supporting documents, in response to Request for Production No. 5, as requested in the Receiver's Memorandum Of Law In Support Of Its Motion To Compel, within seven days of this Court's Order.

This motion is based on the files, records, and proceedings herein, including this Motion, the Receiver's Notice of Motion, the Receiver's Memorandum of Law, the supporting Declaration of Peter M. Kohlhepp, dated October 17, 2011, and accompanying exhibits, as well as the argument of counsel at hearing and all other submissions and proceedings had in this case. A Proposed Order granting this Motion has been e-mailed to the Court's chambers.

Dated: October 17, 2011

Respectfully submitted,

s/ Peter M. Kohlhepp

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