

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS

In re:	§	CHAPTER 11
	§	
COBALT INTERNATIONAL ENERGY	§	Case No. 17-36709 (MI)
INC, <i>et al</i>	§	(Jointly Administered)
Reorganized Debtors	§	
	§	

SPRING BRANCH INDEPENDENT SCHOOL DISTRICT AND THE CITY OF HOUSTON’S  
REQUEST FOR PRODUCTION OF DOCUMENTS

To: Nader Tavakoli, Plan Administrator, by and through his attorneys of record, Shari L. Heyen and David R. Eastlake, Greenberg Traurig, LLP, 1000 Louisiana Street, Suite 1700, Houston, Texas 77002.

In accordance with FED. R. CIV. P. 26 and 34, and FED. R. BANKR. P 7026 and 7034 , Spring Branch Independent School District and the City of Houston (the “School and City”) by and through the undersigned counsel, hereby request that Plan Administrator to produce documents to Owen M. Sonik, Counsel for Spring Branch Independent School District and the City of Houston, 1235 North Loop West, Suite 600, Houston, Texas 77008, for inspection and copying the documents described below within thirty (30) days of service of this First Request for Production (“Request”). You are instructed to refer to the “DEFINITIONS” AND “INSTRUCTIONS” sections of this Request in preparing your responses.

**DEFINITIONS**

The following terms have the following meanings, unless the context requires otherwise:

“**DOCUMENT**” or “**DOCUMENTS**” means all materials within the full scope of FED. R. CIV. P. 34 and FED. R. BANKR. P. 7034 including but not limited to: all writings and recordings, including the original and non-identical copies, whether different from the original by reason of any notation made on such copies or otherwise (including but with limitation to,



email and attachments, correspondence, memoranda, notes, diaries, minutes, statistics, letters, telegrams, minutes, contracts, reports, studies, checks, statements, tags, labels, invoices, brochures, periodicals, receipts, returns, summaries, pamphlets, books, interoffice and intraoffice communications, offers, notations of any sort of conversations, working papers, applications, permits, file wrappers, indices, telephone calls, meetings or printouts, teletypes, telefax, invoices, worksheets, and all drafts, alterations, modifications, changes, and amendments of any of the foregoing) graphic or aural representations of any kind (including without limitation, photographs, charts, microfiche, microfilm, videotape, recordings, motion pictures, plans, drawings, surveys), and electronic, mechanical, magnetic, optical, or electric records or representations of any kind (including without limitation, computer files and programs, tapes, cassettes, discs, recordings), including metadata.

**“RENDITION”** means any Documents filed with the Harris County Appraisal District pursuant to Section 22.01 of the Texas Property Tax Code on or about April 9, 2018.

**“CORRECTION MOTION”** means any Documents filed with the Harris County Appraisal District pursuant to Section 25.25(d) of the Texas Property Tax Code on or about January 31, 2019.

**“DEBTOR”** means the Debtors, the Reorganized Debtors<sup>1</sup>, or the Plan Administrator.

### **INSTRUCTIONS**

A. The Documents sought by this Request shall include all documents within your possession, custody, control, or access, or within the possession, custody, control, or access of any of your agents, officers, employees, attorneys, or investigators (including investigators of an

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<sup>1</sup> The Reorganized Debtors in these Chapter 11 cases are Cobalt International Energy, Inc., Cobalt International Energy GP, LLC, Cobalt International Energy, L.P., Cobalt GOM LLC, Cobalt GOM #1 LLC, and Cobalt GOM #2 LLC..

attorney), or any person acting as your representative or on your behalf, including, but not limited to, any otherwise independent attorney, accountant, or consultant.

B. This Request is continuing in nature, and if you or your agents or representatives acquire additional Documents regarding this Request, all such subsequently acquired Documents should be made available to counsel for Spring Branch Independent School District and the City of Houston.

C. The Documents shall be produced as they are kept in the usual course of business or shall be organized and labeled to correspond with the categories of this Request.

D. The production of Documents and files and other sources shall be performed in such a manner as to ensure that the file or other source from which a Document is obtained may be identified.

E. If any Document is withheld from production under a claim of privilege or other exemption from discovery (collectively "Privilege"), state the name and title or person invoking the Privilege. If applicable, state whether the Privilege is being invoked pursuant to an order delegating authority to invoke the Privilege. With respect to Documents withheld, state the title and nature of the Document, and furnish a list signed by the attorney of record giving the following information with respect to each Document withheld:

1. the name and title of the author and/or sender and the name and title of the recipient;
2. the date of the Document's origination;
3. the name of each person or persons (other than stenographic or clerical assistants) participating in the preparation of the Document;

4. the name and position, if any, of each person to whom the contents of the Document has heretofore been communicated by copy, exhibition, reading, or substantial summarization;
5. a statement of the specific basis on which Privilege is claimed and whether or not the subject matter of the contents of the Document is limited to that basis; and
6. the identity and position, if any, of the person or persons supplying the attorney of record signing the list with the information requested in the subparagraph above.

F. If you at any time had possession or control of a Document called for under this Request, and if such Document has been lost, destroyed, or is not presently in your possession or control, you shall describe the Document, the date of its loss, destruction, purge, or separation from possession or control, and the circumstances surrounding its loss, destruction, purge or separation from possession or control.

#### **REQUEST FOR PRODUCTION**

1. All Renditions relating to Harris County Appraisal District account numbers 2163136, 2080312, and 2293922 filed by or on behalf of the Debtors or Reorganized Debtors by J. Joseph Consulting, Inc. or any other agent of the Debtors with the Harris County Appraisal District for tax years 2017 and 2018.
2. All Correction Motions relating to Harris County Appraisal District account numbers 2163136, 2080312, and 2293922 filed by or on behalf of the Debtors or Reorganized Debtors by J. Joseph Consulting, Inc. or any other agent of the Debtors with the Harris County Appraisal District for tax years 2017 and 2018.

3. Any and all Documents regarding tangible personal property owned by the Debtor that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, and 13460 Lockwood Road, Houston, Texas 77044, on January 1, 2018.
4. Any and all Documents regarding the sale of any tangible personal property owned by the Debtor on January 1, 2018, that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, or 13460 Lockwood Road, Houston, Texas 77044, on or after January 1, 2018.
5. Any and all receipts issued by the Debtor for the sale of any tangible personal property, owned by the Debtors on January 1, 2018, that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, or 13460 Lockwood Road, Houston, Texas 77044, on or after January 1, 2018.
6. Any and all invoices for the sale of any tangible personal property owned by the Debtor on January 1, 2018, that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, or 13460 Lockwood Road, Houston, Texas 77044, on or after January 1, 2018.
7. Any and all Documents regarding tangible personal property now owned by the Debtor in Harris County, Texas.
8. Any and all Documents regarding the location of tangible personal property now owned by the Debtor in Harris County, Texas.
9. Any and all checks regarding the payment of all or part of the 2018 taxes on Harris County Appraisal District account numbers 2163136, 2080312, and 2293922 to Spring Branch ISD, City of Houston, or Sheldon Independent School District.

10. Any and all Documents regarding agreements between the Debtor or the Reorganized Debtor and any other person or entity for the marketing and sale of any tangible personal property owned by the Debtor that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, or 13460 Lockwood Road, Houston, Texas 77044 on or after January 1, 2018.

11. Any and all Documentation showing the value of tangible personal property of the Debtor was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, or 13460 Lockwood Road, Houston, Texas 77044 on or after January 1, 2018.

12. Any and all Documents regarding bids for the purchase of tangible personal property of the Debtor that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, or 13460 Lockwood Road, Houston, Texas 77044 on or after January 1, 2018.

13. Any and all Documents regarding bids for the removal of tangible personal property of the Debtor that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024 on or after January 1, 2018.

14. Any and all Documents of the Debtors, Reorganized Debtors, or the Plan Administrator, reporting the result of sales of tangible personal property of the Debtor that was located at 920 Memorial City Way, Suite 100, Houston, Texas 77024, 10222 Sheldon Road, Houston, Texas 77049, or 13460 Lockwood Road, Houston, Texas 77044 on or after January 1, 2018.

Respectfully submitted,

PERDUE, BRANDON, FIELDER, COLLINS & MOTT, L.L.P.  
Attorneys for the Certain Texas Taxing Authorities  
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Houston, Texas 77008  
(713) 862-1860 (phone)  
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/s/ Owen M. Sonik  
Owen M. Sonik  
Texas State Bar No. 18847250

Certificate of Service

I hereby certify that this 21<sup>st</sup> day of February, 2019, I caused a true and correct copy of the above and foregoing Spring Branch Independent School District and City of Houston's Request for the Production of Documents to be served upon the following parties by the following means.

**COUNSEL FOR NADER TAVAKOLI as PLAN ADMINISTRATOR**

David R. Eastlake, whose email address is: [eastlake@gtlaw.com](mailto:eastlake@gtlaw.com)  
Shari L. Heyen, whose email address is: [heyens@gtlaw.com](mailto:heyens@gtlaw.com)

**UNITED STATES TRUSTEE**

Hector Duran, Jr., whose email address is: [Hector.Duran.Jr@usdoj.gov](mailto:Hector.Duran.Jr@usdoj.gov)  
Stephen D. Statham, whose email address is: [stephen.statham@usdoj.gov](mailto:stephen.statham@usdoj.gov)

/s/ Owen M. Sonik  
Owen M. Sonik