

**TO AMENDED COMPLAINT**

**I. NOVEMBER 14, 2012**

ORDER SETING HEARING IN ASHVILLE AT 9:00 AM  
(NOTICE ISSUED AT 1.49 PM)

***Calls to Clark Cooper:***

11.14.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 9.33 PM – 5 seconds.

11.14.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 10.47 PM – 46 seconds.

11.15.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 4.47 PM – 1.10 minutes.

11.15.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 11.23 PM – 1.42 minutes.

11.16.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 4.50 PM – 5 seconds.

11.16.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 8.02 PM --42 seconds.

11.16.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 9.45 PM – 2.47 minutes.

***Calls to Claiborne Seier:***

11.14.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 2:03 AM – 1 minute.

11.15.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 2:29 PM – 16 seconds.

**II. NOVEMBER 18, 2012**

ALFRED SEIER DIES

***Calls to Clark Cooper:***

11.18.12: Gottier (205-410-1494) calls Cooper (205-871-0129) at 7.56 PM – 4 seconds.

11.18.12: Gottier (205-410-1494) calls Cooper (205-871-0129) at 8.12 PM – 46 seconds.

11.18.12: Gottier (205-410-1494) calls Cooper (205-871-0129) at 10.52 PM– **8.50 minutes.**

11.19.12: Gottier (205-410-1494) calls Cooper (205-871-0129) at 1.21 AM – 16 seconds.

11.19.12: Gottier (205-410-1494) calls Cooper (205-871-0129) at 8.08 PM – 1.13 minutes.

11.21.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 8.59 PM – 6 seconds.

11.21.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 10.21 PM – 10 seconds.

***Calls to Claiborne Seier:***

11.20.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 6:28 PM – 36 seconds.

11.22.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 3:37 PM – 21 seconds.

11.23.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 10:09 PM – 7 seconds.

11.23.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 11:03 PM – 9 seconds.

11.26.12: Gottier (205-410-1494) calls Seier (205-823-5501) at 7:40 PM – 5.28 minutes.

11.27.12: Gottier (205-410-1494) calls Seier (205-823-5501) at 8:39 PM – 19 seconds.

**III. DECEMBER 17, 2012**

BULLOCK MAKES DENTAL APPOINTMENT on December 17, 2012 *for* 12.19.12

*Calls before the appointment.*

***Calls to Claiborne Seier:***

12.6.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 6:54 PM – **7.38 minutes**.

12.10.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 11:27 PM – 1.09 minutes.

12.11.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 12.11 AM – 18 seconds.

12.11.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 6:07 PM – 1.55 minutes.

12.12.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 4:30 PM – 11 seconds.

12.13.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 6:50 PM – 26 seconds.

12.14.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 9:34 PM – 20 seconds.

12.15.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 12:36 AM – 18 seconds.

12.15.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 11:25 PM – 3 seconds.

12.16.12: Gottier (205-410-1494) calls Seier (205-823-7990) at 6:03 PM – **5.26 minutes**.

**12.16.12:** Gottier (205-410-1494) calls Seier (205-823-7990) at 7:26 PM – **1.54 minutes.**

**12.16.12:** Gottier (205-410-1494) calls Seier (205-823-7990) at 7:51 PM – 23 seconds.

***Calls to Clark Cooper:***

**12.15.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 4.33 PM – 22 seconds.

**12.15.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 5:00 PM– 1 second.

**12.15.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 5.23 PM– 5 seconds.

**12.15.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 5.23 PM– 17 seconds.

**12.15.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 10.38 AM– 3 seconds.

**12.18.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 3:40 PM – 30 seconds.

**12.18.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 10.30 PM – 37 seconds.

**12.18.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 11.55 – 4 seconds.

**12.18.12:** Gottier (205-410-1494) calls Cooper (205-226-8762) at 3.59 PM – 9 seconds.

**12.18.12:** Gottier (205-410-1494) calls Cooper (205-226-8762) at 8.11 PM – **1.02 minutes.**

**IV. DECEMBER 19, 2012**  
**BULLOCK-NEWSOME INCIDENT**  
*Approximately 7.30 AM*

***Calls to Clark Cooper:***

**12.19.12** Gottier (205-410-1494) calls Cooper (205-871-0129) at 12.53 PM– 19 seconds.

**12.19.12:** Gottier (205-410-1494) calls Cooper (205-871-0129) at 2.58 PM– **6.19 minutes.**

**12.19.12:** Gottier (205-410-1494) calls Cooper (205-226-8762) at 6.17 PM – **2.42 minutes.**

**12.19.12:** Gottier (205-410-1494) calls Cooper (205-226-8762) at 6.52 PM – 32 seconds.

**12.20.12:** Gottier (205-410-1494) calls Cooper (205-226-8762) at 11.43 PM – 43 seconds.

**12.21.12:** Gottier (205-410-1494) calls Cooper (205-226-8762) at 4.20 – 3 seconds.

**12.21.12:** Gottier (205-410-1494) calls Cooper (205-226-8762) at 11.20 PM – 3 seconds.

12.21.12: Gottier (205-410-1494) calls Cooper (205-226-8762) at 11.55 PM – 4 seconds.

**V. JANUARY 14, 2013**  
**BULLOCK SIGNS WARRANT AGAINST NEWSOME**

***Calls to Claiborne Seier:***

1.10.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 5:18 PM – 24 seconds.

1.11.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 6:35 PM – 35 seconds.

1.13.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 10.22 PM – 1.34 minutes.

1.13.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 10:56 PM – 3 minutes.

1.14.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 4:21 PM – 42 seconds.

1.15.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 3:28 PM – 44 seconds.

1.15.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 3:28 PM – **2.34 minutes**.

1.16.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 1:19 AM – 8 seconds.

1.16.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 2:42 AM – 1.19 minutes.

1.18.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 12.03 AM – **3.27 minutes**.

1.18.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 1 AM – 36 seconds.

1.19.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 9.29 PM – 4 seconds.

***Calls to Clark Cooper:***

1.11.13 Gottier (205-410-1494) calls Cooper (205-871-0129) at 1.57 PM – **19.51 minutes**.

1.11.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 7.25 PM – **18.59 minutes**.

1.12.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 12.37 AM – 35 seconds.

1.12.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 5.29 PM – 34 seconds.

1.12.13.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 5.43 PM – 3 seconds.

1.12.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 5.44 PM – 31 seconds

1.13.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 10.59 PM – 1.23 minutes.

- 1.14.13**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9:53 PM– 27 seconds
- 1.15.13**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9:44 PM– **15.32 minutes**.
- 1.17.13**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 12:53 PM– **5.26 minutes**.
- 1.21.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 5:19 PM – 4 seconds.
- 1.21.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 5:44 PM – 2.22 minutes.
- 1.22.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 5:48 PM – 4 seconds.
- 1.22.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 9:31 PM – 8 seconds.
- 1.23.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 8:23 – **12.51 minutes**.

**VI. MAY 2, 2013**  
**NEWSOME ARRESTED**  
*Approximately 9.30 A.M.*

***Calls to Clark Cooper:***

- 5.1.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 8:53 PM – 3.11 minutes.
- 5.1.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 9:17 PM – 4 seconds.
- 5.1.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 9:21 PM – 1.21 minutes.
- 5.2.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 1:59 PM – 5 seconds.
- 5.2.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 2:01 PM – 23 seconds.
- 5.2.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 2:09 PM – 46 seconds.
- 5.2.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 2:17 PM – **15.37 minutes**.
- 5.2.13**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9:19 PM – 1 minute.
- 5.3.13**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 12:48 AM– 1 minute.
- 5.3.13**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 12:57 – 59 seconds.
- 5.3.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 5:57 PM – 1.11 minutes.
- 5.3.13**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 6:23 PM – 47 seconds.

5.3.13: Gottier (205-410-1494) calls Cooper (205-226-8762) at 8:01 PM – 1.47 minutes.

5.3.13: Gottier (205-410-1494) calls Cooper (205-226-8762) at 8:24 PM – 4 seconds.

***Calls to Claiborne Seier:***

5.1.13. Gottier (205-410-1494) calls Seier (205-823-7990) at 12.11 a.m. – 20 seconds.

5.1.13 Gottier (205-410-1494) calls Seier (205-823-7990) at 7:43 PM – 55 seconds.

5.2.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 4:10 PM – 29 seconds.

5.2.13: Gottier (205-410-1494) calls Seier (205-823-7990) at 7:43 PM – 56 seconds.

***Calls to John Bullock***

05.03.13: Gottier (205-410-1494) calls Bullock (205-542-2390) at 11:45 PM – 42 seconds.

**VII. MAY 4, 2013**  
**COOPER E-MAIL TO HAMILTON**  
*First e-mail sent at 4.29 PM*

***Calls to Clark Cooper:***

5.4.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 8.13 PM– **1.53 minutes**.

5.4.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9.29 PM – 14 seconds.

5.4.13: Gottier (205-410-1494) calls Cooper (205-871-0129) 9.31 PM – **54 seconds**.

5.4.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9:39 PM – **3.02 minutes**.

5.4.13: Gottier (205-410-1494) calls Cooper (205-871-0129) at 10:12 PM– **1 minute**.

***Calls to Sharyn Lawson Seier or Carey Lawson (205 648-0914):<sup>1</sup>***

5.04.13: Gottier (205-410-1494) calls Alfred Seier's widow, Sharyn Lawson, or her son (205-648-0914), at 1.40 PM – **39.45 minutes**.

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<sup>1</sup> This number has registered both to Sharyn Lawson Seier and her son, Carey Lawson. The plaintiffs cannot determine with certainty the user of the phone on the dates shown.

**5.04.13**: Gottier (205-410-1494) calls Alfred Seier's widow, Sharyn Lawson, or her son (205-648-0914) at 2.21 PM – 49 seconds.

***Calls to Claiborne Seier:***

**5.4.13**: Gottier (205-410-1494) calls Seier (205-823-7990) at 3.20 PM – 50 seconds.

**VIII. JANUARY 14, 2015**

**THIS ACTION FILED**

*4:54 PM*

***Calls to Claiborne Seier:***

**01.13.15**: Gottier (205-410-1494) calls Seier (205-823-5501) at 7.27 PM – **12.27 minutes**.

**01.13.15**: Gottier (205-410-1494) calls Seier (205-823-5501) at 9:49 PM – 1.24 minutes.

**01.13.15**: Gottier (205-410-1494) calls Seier (205-823-5501) at 11.42 PM – 2.05 minutes.

***Calls to Clark Cooper:***

**1.13.15**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 5.15 PM – 1.08 minutes.

**1.15.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 12.48 AM – 19 seconds

**1.15.15**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 7:26 PM – 3 seconds.

**1.16.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 12.25 AM – 42 seconds.

**1.16.15**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 11:06 PM – 4 seconds

**1.16.15**: Gottier (205-410-1494) calls Cooper (205-226-8762) at 5:21 PM – 3 seconds.

**1.19.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 5:51 PM – 1.29 minutes.

**1.19.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 6.33 PM – 49 seconds.

**1.19.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 7.12 PM – 4 seconds

**1.19.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 7.14 PM – four seconds

**1.19.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 7.39 PM – 20 seconds

**1.19.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9.03 PM – 17 seconds.

**1.19.15**: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9.10 PM – 13 seconds.

1.19.15: Gottier (205-410-1494) calls Cooper (205-871-0129) at 9.11 PM– 11 seconds

1.21.15: Gottier (205-410-1494) calls Cooper (205-226-8762) at 4.07 PM – 48 seconds.

***Calls to Sharyn Lawson Seier or Carey Lawson (205 648-0914):***<sup>2</sup>

1.14.15: Gottier (205-410-1494) calls Alfred Seier's widow, Sharon Lawson or her son (205-648-0914), at 1.21 AM – **36.21** minutes.

1.22.15: Gottier (205-410-1494) calls Alfred Seier's widow, Sharon Lawson (205-648-0914), at 3.02 AM – 20 seconds.

1.22.15: Gottier (205-410-1494) calls Alfred Seier's widow, Sharon Lawson (205-648-0914), at 11.03 PM – 4 seconds.

1.23.15: Gottier (205-410-1494) calls Alfred Seier's widow, Sharon Lawson (205-648-0914), at 2.44 P.M – 47 seconds.

1.23.15: Gottier (205-410-1494) calls Alfred Seier's widow, Sharon Lawson (205-648-0914), at 7.50 – 20 seconds.

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<sup>2</sup> This number has been registered both to Sharyn Lawson Seier and her son, Carey Lawson. The plaintiffs cannot determine with certainty the user of the phone on the dates shown.



**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA**

BURT NEWSOME; and )  
NEWSOME LAW, LLC, )  
Plaintiffs )

v. )

) CIVIL CASE NO.: CV-2015-900190

CLARK ANDREW COOPER, )  
BALCH & BINGHAM, LLP; )  
JOHN W. BULLOCK, JR.; )  
CLAIBORNE PORTER SEIER; )  
DON GOTTIER )

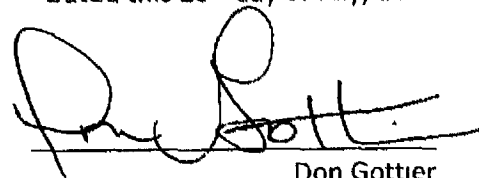
Defendants

**FILED IN OFFICE  
CIRCUIT CIVIL DIVISION  
JUL 20 2017  
ANNE-MARIE ADAMS  
CLERK**

**MOTION TO DISMISS**

Pursuant to the Alabama Rules of Civil Procedure, I, DON GOTTIER, Defendant hereby moves the Court to dismiss Plaintiff's Complaint with prejudice against me. The bases for this Motion are set forth in the accompanying Memorandum.

Dated this 20<sup>th</sup> day of July, 2017



Don Gottier  
195 Whippoorwill Lane  
Calera, AL 35040

COURT REPORT COPY

**EXHIBIT**  
tabbles  
1A

July 20, 2017

Circuit Court of Jefferson County, Alabama  
**Attention: Anne-Marie Adams, Clerk**  
716 N. Richard Arrington Blvd.  
Birmingham, AL 35203

Ms Adams

I am writing you regarding case number **CV-2015-900190**. My name is Don Gottier and I am a 76 year old grandfather who has lived in Calera, AL for the past 60 years. I've been married for 48 years to my wife and I have 8 grandchildren who are the center of my world. In addition, I survived a heart attack and subsequent open heart surgery 12 years ago and strive to keep my health in check.

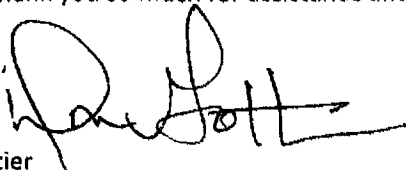
Unfortunately, I have been pulled into an existing civil lawsuit that claims I have conspired with individuals that I've never met or heard about to bring mental anguish to someone whom I have never known. This case was filed in **January 2015** and apparently is set to go to trial in **October 2017**. I was served papers on July 6th demanding that I respond in 30 days. I was made a party to this lawsuit purely from a **Google** search. Mr. Newsome is claiming that a particular cell phone number belongs to me through Verizon Wireless even though he has no phone records from Verizon or any other provider to support this. Actually, if he would have simply called Verizon wireless before he amended the lawsuit to include me, he would have been informed that it is not a valid number nor have I ever had an account with Verizon wireless. My daughter and son in law gathered all this information and shared it with Mr. Newsome however he is refusing to willingly drop the case against me as a co-conspirator. Instead, he has subpoenaed me to give a deposition on July 31<sup>st</sup>. I have also talked with the Calera Police Department and they have subpoenaed the records from Verizon with both concluding that this is an invalid number and it does not belong to me (police report is attached)

I am writing to request a meeting with the Judge so that I may explain what is happening to me and respectfully request that I be dismissed from this lawsuit with prejudice. I have never experienced anything like this and it is affecting my heart in such a way that I'm having to daily monitor my blood pressure and I visited my cardiologist for an unscheduled visit just this week. I am at a loss that someone can file a suit purely based on a Google search with no valid records to back it up. I am desperately trying to find someone to help me.

If I could have just 30 minutes of the Judge's time, I will bring the original police report clearly exonerating me of these charges and answer any questions. I have tried to reason with Mr. Newsome through my daughter and son in law however we are getting nowhere with him.

I can be reached at (205)541-9963 or [dgottier@bellsouth.net](mailto:dgottier@bellsouth.net) to arrange a time that is convenient for the Judge. Thank you so much for assistance and I look forward to hearing from you soon.

Sincerely,



Don Gottier



AlaFile E-Notice

01-CV-2015-900190.00

Judge: CAROLE C. SMITHERMAN

To: NEWSOME BURTON WHEELER  
burt@newsomelawllc.com

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## NOTICE OF CASE SETTING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

BURT W NEWSOME ET AL V. CLARK ANDREW COOPER ET AL  
01-CV-2015-900190.00

The following matter was SET FOR HEARING

**D005 GOTTIER DON**  
**MOTION TO DISMISS**

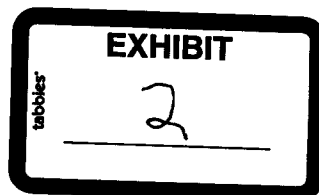
[Filer: PRO SE]

Hearing Date: 08/03/2017  
Hearing Time: 10:00:00 AM  
Location:

Notice Date: 7/31/2017 10:05:16 AM

ANNE-MARIE ADAMS  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
anne-marie.adams@alacourt.gov





ELECTRONICALLY FILED  
7/31/2017 3:36 PM  
01-CV-2015-900190.00  
CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
ANNE-MARIE ADAMS, CLERK

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA**

**BURT W. NEWSOME; and NEWSOME  
LAW, LLC** )

**Plaintiffs,** )

**v.** )

**CLARK ANDREW COOPER; BALCH &  
BINGHAM, LLP; JOHN W. BULLOCK,  
JR.; CLAIBORNE PORTER SEIER;** )

Fictitious Defendants 1-4 being the true and  
correct names of the named Defendants; )

Fictitious Defendants 5-15 being those  
individuals and/or entities who conspired with )

any of the named Defendants in the commission )

of the wrongs alleged herein and whose true and )

correct identities are currently unknown but will )

be substituted upon discovery; Fictitious )

Defendants 16- 26 being those individuals )

and/or entities who participated in or otherwise )

committed any of the wrongs alleged herein and )

whose true and correct identities are currently )

**Defendants.** )

**CASE NO.: 01-CV-2015-900190.00**

**HEARING: AUGUST 31, 2017 AT 11AM**

**DEFENDANT BALCH & BINGHAM, LLP'S AND CLARK ANDREW COOPER'S  
MOTION TO STRIKE AMENDED COMPLAINT OR  
MOTION TO DISMISS AMENDED COMPLAINT**

Defendants Balch and Bingham ("Balch") and Clark A. Cooper respectfully move this Court to strike the amended claims brought against Cooper and Balch in the Amended Complaint (doc. 1042) pursuant to Alabama Rule of Civil Procedure 12(f) or, alternatively, to dismiss the amended claims pursuant to Alabama Rule of Civil Procedure 12(b)(6) for failure to state a claim upon which relief can be granted and in support thereof states as follows:



1. Plaintiffs, Burt W. Newsome and Newsome Law, LLC, filed the original Complaint in this action on January 14, 2015.

2. Over two years later, Plaintiffs, Burt W. Newsome and Newsome Law, LLC, filed an Amended Complaint in this action on June 30, 2017 substituting Cooper for fictitious defendants 1, 5, and 16 named in the original Complaint, adding Cooper to claims alleged for Malicious Prosecution, Abuse of Process, False Imprisonment, Outrage/Intentional Infliction of Emotional Distress, and Conspiracy, Counts I-V. Court doc. 1042.

3. Plaintiffs specifically allege “[t]his amendment is based on telephone records the plaintiffs first received from AT&T by email on Friday, June 23, 2017.” *See* Amended Complaint, p. 1, fn. 1. In the Amended Complaint, Plaintiffs allege that Defendants John Bullock, Claiborne Seier, Clark Cooper, and Don Gottier, a newly named defendant, conspired “to achieve an unlawful purpose or a lawful purpose by unlawful means to engage in malicious prosecution and/or abuse or [sic] process and/or false imprisonment and/or outrage and/or intentional infliction of emotional distress” and that “[t]his conspiracy is evidence by – among other things – numerous telephone calls to Claiborne Seier, Clark Cooper, John Bullock, and non-party Sharon Lawson (the widow of Alfred Seier) or her son from Don Gottier (205-410-1494).” Amended Complaint, p. 11.

4. Plaintiffs further allege that Gottier called the defendants, including Clark Cooper, numerous times. *See* Amended Complaint, pgs. 11-12. Plaintiffs do not allege that any of the defendants ever called Gottier.

5. Therefore, the addition of Cooper to these counts is solely based on a Conspiracy theory involving this isolated phone number and nothing more. However, the Conspiracy count fails to state a claim on which relief can be granted because all facts known by the parties,

including plaintiff, establish that these defendants did not know each other and do not know this phone number. Also, the facts and evidence discovered in this case to date run contrary to Plaintiffs' assertions in the Amended Complaint, and establish that this phone number is a Verizon routing number, not assigned to any particular subscriber in the relevant time period.<sup>1</sup>

6. Mr. Gottier moved to dismiss this Amended Complaint against him on July 20, 2017 and stated that the phone number at issue, 205-410-1494, "is an invalid number and it does not belong to [him]" as was confirmed by the Calera Police Department. *See* Exhibit A – Don Gottier's Motion to Dismiss and Calera Police Department Letter, court doc. 1176.

7. Specifically, the Calera Police Department stated that after subpoenaing "Verizon to acquire more information pertaining to this phone number" the Department "received information from the subpoena coordinator with the Verizon Security Assistance Team" advising "that 205-410-1494 was actually a routing number." *See* Ex. A - Calera Police Department Letter. Detective Gilmore with the Calera Police Department went on to explain that "Routing numbers are used internally in Verizon's network when a caller is outside of their home area. There was no subscriber information associated with that number as it's not a phone number." *See id.* Further he noted, "A location routing number uses the format of a telephone number but actually represents an entire phone switch which routes multiple telephone numbers." *See id.* Detective Gilmore concluded that "Verizon confirmed that Donald Gottier is not associated with 205-410-1494 as it's not an actual phone number with Verizon." *See id.*

---

<sup>1</sup> Verizon Wireless' 30(b)(6) for the number 205-410-1494 was conducted on July 31, 2017. The transcript for this deposition is not yet available on the date of this motion, but the witness testified that this number is a Local Routing Number "LRN" used by Verizon and was not assigned to any particular person, including Don Gottier, or any other subscriber from 2007 through the present. The parties reserve the right to supplement this motion upon the receipt of the deposition transcript.

The use of a Local Routing Number is explained in the October 26, 2015 article attached at Ex. C.

8. Moreover, Don Gottier also executed an affidavit stating that he does not know Clark Cooper, Claiborne Seier, or John Bullock, and has had no connection with them in the past. *See* Exhibit B – Affidavit of Don Gottier which was attached to Defendant Claiborne Seier’s Response to Plaintiffs’ Motion to Recopen Depositions.

9. Gottier further stated that he “was also visited by an investigator who I later learned was hired by Burt Newsome [plaintiff], Mike Callahan, prior to being sued” and Gottier “relayed all of the above information to Mr. Callahan before the Amended Complaint was filed.” *See* Ex. B, ¶¶ 9-10. The “above information” included that Gottier had never used or had the number at issue and did not know the defendants.

10. After the lawsuit was filed against Gottier, the investigator texted Gottier apologizing stating “I am sorry you became entangled in this case. I did not see the suit against you coming. I am at the end of the dog’s tail. Burt is paying me but he does not own me. I am always looking for the truth. If you think there is any way I can help you give me a call. I wish you and your family all the best. Sincerely, Mike Callahan.” *See* Ex. B – text messages attached to Gottier Affidavit.

11. It is clear that the number at issue, 205-410-1494, does not and has never belonged to Don Gottier, nor does the number belong to anyone else. Rather, it is a routing number used internally within Verizon as a switch to route multiple telephone numbers. *See* Ex. A - Calera Police Department Letter.

12. Moreover, it is clear Plaintiffs had this information prior to filing this Amended Complaint, and therefore this information does not relate back to the original complaint. Cooper is now being added to claims that originally had nothing to do with him, and was never on notice

as to these additional claims. Plaintiff has further acknowledged that prior to this amendment he was not alleging Cooper had any involvement in Plaintiff's arrest.

13. The entire Amended Complaint is based on a falsity— a phone number that does not belong to **an particular person or entity, other than Verizon.** A Verizon representative has reported to officers in the course of an investigation that this phone number is a routing number used when **any Verizon number calls from outside of a particular service area.** In short, this number at issue is not owned by Don Gottier and does not connect any of the parties in this action.

14. Alabama Rule of Civil Procedure 12(f) provides: “[u]pon motion made by a party before responding to a pleading . . . , the court may order stricken from any pleading . . . any redundant, immaterial, impertinent, or scandalous matter.” Ala. R. Civ. P. 12(f). All references in the Amended Complaint to this phone number at issue are due to be stricken as immaterial, impertinent and scandalous since this number is not owned by Don Gottier. As such, all of the amended claims against Clark Cooper and Balch & Bingham likewise are due to be stricken since they solely rely on the phone number for support.

15. Alternatively, pursuant to Alabama Rule of Civil Procedure 12(b)(6), Plaintiff has failed to state a claim against Cooper and/or Balch on the basis that this routing number appears in phone records. That alone is meaningless and does not give rise to a cause of action. As Plaintiffs indicated in the Amended Complaint, the phone number is the entire basis for the Amended Complaint. Since the phone number is not owned by Don Gottier, but rather is a routing number, the amended claims alleged against Clark Cooper and Balch fail in their entirety.



16. In sum, the Amended Complaint is due to be dismissed or stricken against Clark Cooper and Balch.

Respectfully submitted this 31st day of July, 2017.

/s/ Kimberly L. Bell

One of the Attorneys for Clark Cooper and Balch & Bingham LLP

**OF COUNSEL:**

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Kimberly L. Bell  
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E-mail: [abaker@balch.com](mailto:abaker@balch.com)  
E-mail: [kclements@balch.com](mailto:kclements@balch.com)  
E-mail: [kbell@balch.com](mailto:kbell@balch.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on July 31, 2017 I filed a copy of the foregoing with the Clerk of the Court using the Alafile/E-File System which will automatically generate service on all parties to this action.

*/s/ Kimberly L. Bell* \_\_\_\_\_

Of Counsel



ELECTRONICALLY FILED  
8/2/2017 12:12 PM  
01-CV-2015-900190.00  
CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
ANNE-MARIE ADAMS, CLERK

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION**

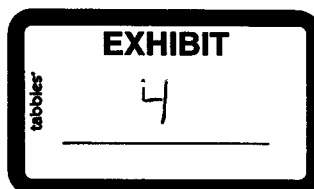
NEWSOME BURT W,	)	
NEWSOME LAW LLC,	)	
Plaintiffs,	)	
	)	
V.	)	Case No.: CV-2015-900190.00
	)	
COOPER CLARK ANDREW,	)	
BALCH & BINGHAM LLP,	)	
SEIER CLAIBORNE P,	)	
BULLOCK JOHN FRANKLIN JR.,	)	
ET AL,	)	
Defendants.	)	

**ORDER**

The Motion to Strike Amended Complaint or Motion to Dismiss Amended Complaint is hereby granted.

**DONE this 2<sup>nd</sup> day of August, 2017.**

/s/ CAROLE C. SMITHERMAN  
**CIRCUIT JUDGE**





ELECTRONICALLY FILED  
8/2/2017 11:38 AM  
01-CV-2015-900190.00  
CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
ANNE-MARIE ADAMS, CLERK

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION**

NEWSOME BURT W, )  
NEWSOME LAW LLC, )  
Plaintiffs, )

V. ) Case No.: CV-2015-900190.00

COOPER CLARK ANDREW, )  
BALCH & BINGHAM LLP, )  
SEIER CLAIBORNE P, )  
BULLOCK JOHN FRANKLIN JR, )  
ET AL, )  
Defendants. )

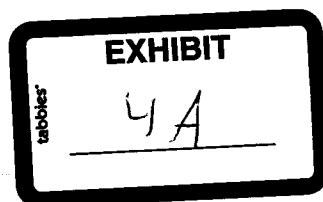
**ORDER**

This case is before the Court on Motion to Dismiss filed by Don Gottier and on the Motion to Strike filed by Plaintiff and Joinder in Motion to Strike.

Upon due consideration thereof, the Court hereby grants said Motion to Dismiss. All claims asserted against Defendant Don Gottier are hereby dismissed with prejudice. Costs of court incurred are taxed as paid.

**DONE this 2<sup>nd</sup> day of August, 2017.**

/s/ CAROLE C. SMITHERMAN  
**CIRCUIT JUDGE**



**Burt Newsome**

---

**From:** Baker, Allen <ABAKER@balch.com>  
**Sent:** Wednesday, August 02, 2017 2:42 PM  
**To:** 'Charles Brooks'  
**Cc:** Hill, Katie; Bell, Kimberly; 'Robby Ronnlund'; Burt Newsome  
**Subject:** RE: newsome v. Balch, et al

The Court has cancelled tomorrow's hearing.

**From:** Charles Brooks [mailto:thebrooksfirm2@yahoo.com]  
**Sent:** Wednesday, August 02, 2017 2:37 PM  
**To:** Baker, Allen  
**Cc:** Hill, Katie; Bell, Kimberly; 'Robby Ronnlund'; BURT@NEWSOMELAWLLC.COM  
**Subject:** Re: newsome v. Balch, et al

I must at this point to preserve any appellate issues raised without any discovery. Feel free to raise the issue tomorrow

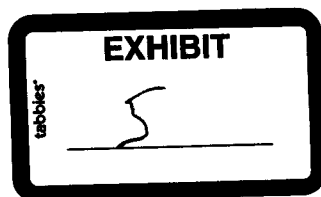
On Wednesday, August 2, 2017 1:08 PM, "Baker, Allen" <ABAKER@balch.com> wrote:

Charles---Since the Court has dismissed the amended complaint and the whole 410 phone number conspiracy claim with it, do you still intend to take the deposition of the Calera police/detective and Sharon Lawson and her kin?

**BALCH**  
 & BINGHAM LLP

S. Allen Baker Jr., Partner, Balch & Bingham LLP  
 1901 Sixth Avenue North • Suite 1500 • Birmingham, AL 35203-4642  
 t: (205) 226-3416 f: (205) 488-5880 e: [abaker@balch.com](mailto:abaker@balch.com)  
[www.balch.com](http://www.balch.com)

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**In the Matter Of:**

**BURT W. NEWSOME vs CLARK ANDREW COOPER**

CV-2015-900190.00

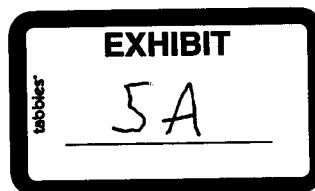
---

**VERIZON WIRELESS**

*July 31, 2017*

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*30(b)(6)*



**ESQUIRE**  
DEPOSITION SOLUTIONS

800.211.DEPO (3376)  
EsquireSolutions.com

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION  
CV-2015-900190.00

BURT W. NEWSOME; and  
NEWSOME LAW, LLC,

Plaintiff(s),

v.

CLARK ANDREW COOPER;  
BALCH & BINGHAM, LLP;  
JOHN W. BULLOCK, JR.;  
CLAIBORNE PORTER SEIER,

Defendant(s).

---

DEPOSITION UNDER ORAL EXAMINATION OF  
JASON FORMAN

DATE: JULY 31, 2017

REPORTED BY: CHARLENE FRIEDMAN, CCR, RPR, CRR

ESQUIRE DEPOSITION SOLUTIONS, LLC  
1384 Broadway - 19th Floor  
New York, New York 10018  
(212) 687-2010

JOB # J0626002

1                   TRANSCRIPT of the deposition of the  
2 witness, called for Oral Examination in the  
3 above-captioned matter, by and before CHARLENE FRIEDMAN,  
4 a Notary Public and Certified Court Reporter of the  
5 State of New Jersey, a Registered Professional Reporter,  
6 and a Certified Realtime Reporter, at REGUS, 90  
7 Washington Valley Road, Bedminster, New Jersey, on July  
8 31, 2017, commencing at approximately 9:15 in the  
9 morning.

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1 A Jason Forman, F-O-R-M-A-N.

2 Q Do you have a middle name, sir?

3 A Yes, Eric, E-R-I-C.

4 Q So Jason Eric Forman?

5 A Correct.

6 Q Okay. And what's your home  
7 address?

8 A I'm not giving you that.

9 Q Well, I mean, you're under oath  
10 here.

11 A There's no reason for you to have  
12 where I live, sir.

13 Q This is important stuff.

14 A There's no reason for you to have  
15 where I live, sir.

16 You can have my office address,  
17 which is 180 Washington Valley Road.

18 Q What city, state and zip?

19 A The city and state is the same as  
20 the one we're in now. It's Bedminster, New  
21 Jersey, B-E-D-M-I-N-S-T-E-R, and 07921 is the  
22 zip code.

23 Q What's your home phone number?

24 A I'm not giving you that, either. I  
25 can give you our office number.

1 Q What's your office number?

2 A It's (800)451-5242. You want to  
3 press option 1 twice and get the New Jersey  
4 office.

5 Q What's your Social Security number?

6 A I'm not giving you that, either.

7 Q Okay.

8 MR. NEWSOME: Let the record  
9 reflect he's refusing to answer questions as  
10 well, which is another reason that I object  
11 to this deposition.

12 Q But what's the exact address of  
13 where you're physically located right now?

14 A 90 Washington Valley -- 90  
15 Washington Valley Road.

16 Q Is it somewhere that Verizon  
17 typically does depositions across the street  
18 from its office?

19 A Yes, correct.

20 Q And what's your educational  
21 background?

22 A I have a degree in criminal  
23 justice.

24 Q And where did you get that from,  
25 sir?

1           A       I'm -- you're asking a whole lot of  
2       personal information, and it's not relevant  
3       to what we're doing here.

4           I'm here to testify to records.  
5       I'm not giving you my resume. It's  
6       unnecessary.

7           Q       Your technical background is  
8       relevant to the case and to what you're  
9       testifying about.

10          A       I have been -- I have been a  
11       custodian of records for Verizon Wireless  
12       since 2003.

13          Q       Where did you get your degree from,  
14       sir?

15          A       I'm not answering any more personal  
16       questions. If you have records about the  
17       case, if you have questions about my office,  
18       I'll be happy to answer them.

19                   I'm not here to answer personal  
20       questions about my personal background. I'm  
21       not an expert witness in that capacity.

22          Q       What -- what training -- what  
23       additional training do you have in analyzing  
24       phone records and in technology in your  
25       criminal justice degree, sir?

1 Q No, hold on a second. I'm not  
2 finished.

3 A Okay.

4 Q Did you ever research if  
5 (205)410-1494 could have been a Verizon  
6 burner phone number?

7 A I did not. This is the first I'm  
8 hearing of it.

9 If you let me go find out what's  
10 going on, I need to make a phone call. I'm  
11 not at my desk at my computer where I can do  
12 research.

13 You're giving me new information,  
14 and I have to go check on it.

15 Q Okay. I'm going to ask you one  
16 more thing before you do that.

17 A Sure.

18 Q I want you to do that, but I want  
19 to ask you one more thing.

20 A Sure.

21 Q The information that we have is  
22 that the Calera, Alabama Police Department --  
23 I amended my complaint and brought in a  
24 defendant by the name of Don Gottier, I'll  
25 represent that to you, in June of 2017, and

1 records, and that's it.

2 Q Do you have something called  
3 "Confidential Report" at the top?

4 A I do not.

5 MR. SCHULMAN: Can you hold them up  
6 for us, please, Jason?

7 THE WITNESS: So I have this page  
8 here.

9 Q That's the one I want to talk about  
10 right there, the one that you just held up.

11 It says, "Confidential Report," on  
12 it?

13 A But this is not Verizon Wireless  
14 information. This is typed on letterhead  
15 that's not produced by us.

16 So I don't know what this is.

17 Q Right. That's not what I'm asking  
18 you.

19 It says, "(205)410-1494." It says  
20 that it was a Verizon number that was  
21 disconnected. It was a prepaid cell phone  
22 owned by Don Gottier, Jr. in Calera, Alabama.

23 THE WITNESS: Todd?

24 MR. SCHULMAN: Mr. Newsome, I think  
25 based on his question, he said he has no



800.211.DEPO (3376)

1 basis to dispute or not dispute.

FRONT

ALABAMA UNIFORM INCIDENT/OFFENSE REPORT



ELECTRONICALLY FILED

7/28/2017 11:12 AM

01-CV-2015-900190.00

CIRCUIT COURT OF

JEFFERSON COUNTY, ALABAMA ANNE-MARIE ADAMS, CLERK

1 ORI # AL0690100 2 Date of Report 07/03/17 3 Time of Report 16:00:00 4 Incident Type Report Offense Supplement 5 Supplement Data 6 Age 2

8 Agency Name CALERA PD 9 Sector SOUTH

10 Type of Incident or Offense Felony Misdemeanor Attempted Completed IDENTITY THEFT 11 Degree (Circle) 1 2 3 12 UCR Code 2602 13 State Code/Local Ordinance 13A-8-192

14 Type of Incident or Offense Felony Misdemeanor Attempted Completed 15 Degree (Circle) 1 2 3 16 UCR Code 17 State Code/Local Ordinance 18 Place of Occurrence WHIPPOORWILL LN CALERA, AL 35040 19 Sex M 20 Race W 21 Ethnicity Non Hispanic 22 Multiple Victims LE Officer 23 Age 76

24 Offender Suspected of Using Alcohol Drugs Computer Equipment 25 Juvenile Gang Adult Gang None/Unknown 26 Hate Bias Yes No 27 Bias Code 29 Point of Entry Door Window 30 Method of Entry Forcible Attempted Forcible No Force 31 Local Use 32 Lighting Natural Moon Artificial Exterior Unknown 33 Weather Clear Cloudy Rain Fog Snow Hail Unknown 34 Location Type Terminal Bank Bar Church Commercial Construction Conv Store Dept Store 01 Terminal 02 Bank 03 Bar 04 Church 05 Commercial 06 Construction 07 Conv Store 08 Dept Store 09 Drug Store 10 Field/Woods 11 Govt/Public Building 12 Supermarket 13 Highway/Street 14 Hotel/Motel 15 Jail/Prison 16 Lake/Waterway 17 Liquor Store 18 Parking Lot/Garage 19 Storage Facility 20 Residence/Home 21 Restaurant 22 School/College 23 Service/Gas Station 24 Specialty Store 25 Other/Unknown

35 Occurred from MM/DD/YY 11/14/12 36 Time of Event 21:33:00 37 Day of Week T 38 Occurred to MM/DD/YY 01/14/15 39 Time of Event 14:44:00 40 Day of Week T 41 # Premises Entered (Burglary) 42 Type Criminal Activity B Buying/Receiving C Cultivating/Manu D Distributing/Selling E Exploiting Children O Operating/Promoting P Possessing/Concealing T Transporting/Importing U Using/Consuming 43 Victim Type Individual Business Financial (Bank) Government Religious Org S Society

Table with 4 columns: 44 Loss Code, 45 Property Code, 46 Qty, 47 Property Description. Includes entry for IDENTITY theft with a value of \$0.00.

Table with 4 columns: Loss Code, Property Code, 07 Computer, 16 Household Goods, 25 Purse/Wallet, 34 Structure - Storage, 08 Consumables, 17 Jewelry, 26 Radios/TV/VCR, 35 Structure - Other, 09 Credit Card, 18 Livestock, 27 Recordings, 36 Tools - Power/Hand, 10 Drugs, 19 Merchandise, 28 RV's, 37 Trucks, 11 Drug Equip, 20 Money, 29 Structure - Single Occupancy, 38 Vehicle Parts/Accessories, 12 Farm Equip, 21 Negotiable Instrument, 30 Structure - Other Dwelling, 39 Watercraft, 13 Firearms, 22 Non-negotiable Instru, 31 Structure - Other Commercial, 77 Other, 14 Gambling Equipment, 23 Office Equipment, 32 Structure - Industrial/Manufacturing, 15 Heavy Construction, 24 Other Motor Vehicle, 33 Structure - Public/Community

50 Stolen Vehicle Only Area Stolen Business Residence Rural 51 Ownership verified by Tag Receipt Title Bill of Sale Other 52 Veh. Categories Recovered Stolen Suspect's Vehicle Victim's Vehicle Abandoned Unauthorized Use 53 Vehicle Year 54 Vehicle Make 55 Vehicle Model 56 Number Veh 57 Vehicle Description 58 Vehicle Style 59 Vehicle Color Top Bottom 60 License 61 LST 62 LIY 63 Tag Color 64 Vehicle VIN Number 65 Warrant Warrant Number Yes No 66 Stolen in your jurisdiction? Yes No Where? 67 Recovered in your jurisdiction? Yes No Where?

68 Case # 69 SFX 70 Case # 71 SFX 72 Case # 73 SFX 74 Case Status Pending Inactive Closed 75 Multiple Cases Closed Listed Above Multiple Cases Closed Listed On Supplement 76 Entered NCIC/ACJIC Yes No 77 Case Disposition 1 Cleared by Arrest (Juvenile) 2 Cleared by Arrest (Adult) 3 Unfounded 4 Exceptional Clearance 5 Administratively Cleared 78 Exceptional Clearance (Circle One) A Suspect/Offender Dead B Prosecution Declined / Other Prosecution C Extradition Denied D Victim Refused to Cooperate E Juvenile (No Custody) F Death of Victim 79 Reporting Officer GILMORE, A 133 Officer ID Number 80 Assisting Officer Officer ID Number 81 Supervisor Approval Officer ID Number 82 Watch Commander Officer ID Number

EXHIBIT 6

BACK

THIS SIDE OF FORM IS CONFIDENTIAL UNLESS RELEASED AT THE DISCRETION OF THE CHIEF LAW ENFORCEMENT OFFICER

<b>Incident/Offense Report - Continued</b>		83 Date of Report (MM/DD/YY) 07/03/17	84 Time of Report 16:00:00	AM <input type="checkbox"/>	PM <input type="checkbox"/>	MIL <input checked="" type="checkbox"/>	85 Agency Case Number 2 0 1 7 0 1 8 9 7 ( 0 )				86 Suffix	87 <input checked="" type="checkbox"/> Offender Suspect <input type="checkbox"/> Missing Person <input type="checkbox"/> Check if Multiple
88 Reported By (Last, First, Middle Name) <input checked="" type="checkbox"/> Victim Or		89 Suffix		90 <input checked="" type="checkbox"/> Resident <input type="checkbox"/> Non-Resident		91 Home Phone		92 Work Phone		93 Other Phone		
94 Victim # 000	95 Victim (Last, First, Middle Name) GOTTIER, DONALD ROBERT		96 Suffix	97 Address (Street, City, State, Zip) 195 WHIPPOORWILL LN CALERA, AL 35040		98 Home Phone 205-668-0313		99 Work Phone		100 Other Phone 205-541-9963		
101 Employer/School SELF EMPLOYED		102 Occupation NA		103 Address (Street, City, State, Zip) 195 WHIPPOORWILL LN CALERA AL 35040		104 Work Phone		105 Other Phone				
106 Sex <input checked="" type="checkbox"/> M <input type="checkbox"/> F	107 Race <input checked="" type="checkbox"/> W <input type="checkbox"/> B	Language <input checked="" type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other	108	109 HGT 508	110 WGT 170	111 Date of Birth 10/16/40	112 Age 76	113 Victim SSN ***-**-****		114 Complainant SSN ***-**-****		
<input type="checkbox"/> Multiple Victims <input type="checkbox"/> LE Officer		115 <input checked="" type="checkbox"/> Other NON HISPANIC	116 Ethnicity <input type="checkbox"/> Hispanic <input type="checkbox"/> Other	117 Injury <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	118 Offender Known to victim? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		119 Victim was? (Explain Relationship.)		225 Relationship Code			
121 Weapons Used <input type="checkbox"/> Firearm <input type="checkbox"/> Knife		<input type="checkbox"/> Hands, Fist, Feet, Voice, etc. <input type="checkbox"/> Other Dangerous		122 Description of Weapons/Firearms/Tools Used in Offense Describe		<input type="checkbox"/> Handgun <input type="checkbox"/> Rifle <input type="checkbox"/> Shotgun <input type="checkbox"/> Unknown						
123 Place of Occurrence (Enter exact street address here.) 195 WHIPPOORWILL LN CALERA AL 35040		124 Type Injury N None B Broken Bones		I Internal Injury L Severe Laceration O Other Major Injury		M Minor Injury T Loss of Teeth U Unconscious		125 Sector SOUTH				
126 Circumstances: Homicide & Assault		127 Location: Rape		128 Assault <input type="checkbox"/> Simple <input type="checkbox"/> Aggravated		129 Treatment for Assault? <input type="checkbox"/> Yes <input type="checkbox"/> No		130 Verify for Rape Exam? <input type="checkbox"/> Yes <input type="checkbox"/> No		131 Treatment for Rape? <input type="checkbox"/> Yes <input type="checkbox"/> No		
132 Off # 1	133 Name (Last, First, Middle) UNKNOWN,		134 SFX	135 Alias		136 Social Security #		137 Race <input type="checkbox"/> W <input type="checkbox"/> B	138 Sex <input type="checkbox"/> M <input type="checkbox"/> F	139 Date of Birth	140 Age	
141 Address (Street, City, State, Zip)		142 HGT		143 WGT		144 Ethnicity <input checked="" type="checkbox"/> Other		145 Language <input type="checkbox"/> Spanish <input type="checkbox"/> Other				
143 Probable Destination		147 Eye		148 Hair		149 Complexion		150 Armed <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Weapon		
151 Clothing		152 <input type="checkbox"/> Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations		153 <input type="checkbox"/> Arrested <input type="checkbox"/> Wanted		154 Off #		155 Name (Last, First, Middle)		156 SFX		
157 Alias		158 Social Security #		159 Race <input type="checkbox"/> W <input type="checkbox"/> B		160 Sex <input type="checkbox"/> M <input type="checkbox"/> F		161 Date of Birth		162 Age		
163 Address (Street, City, State, Zip)		164 HGT		165 WGT		166 Ethnicity <input type="checkbox"/> Other		167 Language <input type="checkbox"/> Spanish <input type="checkbox"/> Other				
168 Probable Destination		169 Eye		170 Hair		171 Complexion		172 Armed <input type="checkbox"/> Yes <input type="checkbox"/> No		Weapon		
173 Clothing		174 <input type="checkbox"/> Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations		175 <input type="checkbox"/> Arrested <input type="checkbox"/> Wanted		176 Name (Last, First, Middle)		177 Sex <input type="checkbox"/> M <input type="checkbox"/> F		178 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I		
179 Date of Birth		180 Address		181 Home		182 Work		183 Other				
184		185 Sex <input type="checkbox"/> M <input type="checkbox"/> F		186 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I		187		188		189 Home		
190 Work		191 Other		192		193 Sex <input type="checkbox"/> M <input type="checkbox"/> F		194 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I		195		
196		197 Home		198 Work		199 Other		200 Witness # 1 SSN		201 Witness # 2 SSN		
202 Witness # 3 SSN		203		204 Continued on Supplement <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		205 Assisting Agency ORI		206 Assisting Agency Case Number		207 SFX		
208 Warrant <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		209 Add. Cases Closed Narrative <input type="checkbox"/> Y <input type="checkbox"/> N		210		211 Local Use		212 State Use				
I hereby affirm that I have read this report and that all the information given by me is correct to the best of my knowledge. I will assume full responsibility for notifying the agency if any stolen property or missing person herein reported is returned.												
Signature												

VICTIM INFORMATION

SUSPECT INFORMATION

WITNESSES

NARRATIVE

# ALABAMA UNIFORM INCIDENT/OFFENSE REPORT SUPPLEMENT

OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION

1 ORI # A L 0 5 9 0 1 0 0		2 Agency Name CALERA PD		3 Date and Time of Report 07/17/17 09:54:00		4 Case # 2 0 1 7 0 1 8 9 7 ( 1 )		5 SFX				
EVENT	6 Victim's Name (Original Report)				7 Original Offense Date 7/3/2017 4:00:00 PM		8 Type Report <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Follow-Up					
	9 Original Incident/Offense IDENTITY THEFT				10 UCR Code 2 8 0 2		11 State Code/Local Ordinance 13A-8-192					
	12 New Incident/Offense Additional Information				13 UCR Code		14 State Code/Local Ordinance					
	15 Has an Arrest Been Made? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		16 Date of Arrest		17 Has a Warrant Been Obtained? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Warrant #		18 Date of Warrant		19 Prior Premise Year Weapon			
20 Name: <input type="checkbox"/> Defendant <input type="checkbox"/> Suspect				21 Name: <input type="checkbox"/> Defendant <input type="checkbox"/> Suspect								
Race 1 W 3 A 1 Hispanic 2 B 4 I 2 Other		Ethnicity		Sex 1 M 2 F		DOB		Age				
Race 1 W 3 A 1 Hispanic 2 B 4 I 2 Other		Ethnicity		Sex 1 M 2 F		DOB		Age				
DOLLAR VALUE	22 Local Use		24 Aircraft		25 Alcohol		26 Autos		27 Bicycles		28 Buses	
	23 State Use											
	29 Clothes/Furs		30 Computer Hardware/Software		31 Consumables		32 Credit/Debit Cards		33 Drugs/Narcotics		34 Drugs/Narcotics Equipment	
	35 Farm Equipment		36 Firearms		37 Gambling Equipment		38 Heavy Construction/Industrial Eq		39 Household Goods		40 Jewelry/Precious Metals	
	41 Livestock		42 Merchandise		43 Money		44 Negotiable Instruments		45 Non-negotiable Instruments		46 Office Equipment	
	47 Other Motor Vehicle		48 Purses/Handbags/Wallets		49 Radios/TV/VCR		50 Recordings/Audio/Visual		51 Recreational Vehicles		52 Structure - Single Occupancy Dwelling	
	53 Structure - Other Dwelling		54 Structure - Other Commercial		55 Structure - Industrial/Manufacturing		56 Structure - Public/Community		57 Structure - Storage		58 Structure - Other	
	59 Tools		60 Trucks		61 Vehicle Parts/Accessories		62 Watercraft		63 Other			
	64 Motor Veh. Stolen in your Jurisdiction? Only Required for 24xx UCR Code		Where? <input type="checkbox"/> N <input checked="" type="checkbox"/> Y		65 Recovered in Your Jurisdiction? Where? <input type="checkbox"/> N <input checked="" type="checkbox"/> Y							
	66 Case #		67 SFX 68 Case #		69 SFX 70 Case #		71 SFX 72		Additional Cases Closed Narrative		<input type="checkbox"/> Y <input type="checkbox"/> N	
	73 Case Status <input type="checkbox"/> Pending <input type="checkbox"/> Inactive <input checked="" type="checkbox"/> Closed		74 Case Disposition 1 Cleared by Arrest (Juvenile) 2 Cleared by Arrest (Adult) 3 Unfounded 4 Exceptional Clearance 5 Administratively Closed		Exceptional Clearance (Circle One) A Suspect/Offender Deed B Prosecution Declined/Other Prosecution C Extradition Denied D Victim Refused to Cooperate E Juvenile (No Custody) F Death of Victim		75 Reporting Officer GILMORE, A		76 Assisting Officer		ID # 133	
	77 Supervisor Approval		ID # 178 Watch Cmdr		ID #		ID #					

TYPE OR PRINT IN BLACK INK ONLY



OFFICER'S WORK PRODUCT MAY NOT BE PUBLIC INFORMATION

ADDITIONAL INCIDENT/OFFENSE  
NARRATIVE CONTINUED

79 Date and Time of Arrest	AM	80 Case #	81 SFX
	PM	2 0 1 7 0 1 8 9 7 ( 1 )	
82 Type Report	1. Continuation		<input checked="" type="checkbox"/> 2. Follow-Up

NARRATIVE

On July 6, 2017 I, Detective Gilmore, had a subpoena completed and sent to Verizon to acquire more information pertaining to the Verizon phone number 205-410-1494. On July 14, 2017 I received information from Verizon in response to the subpoena. I spoke with Mallory Peterson, the Subpoena Coordinator with the Verizon Security Assistance Team. I was informed that the number 205-410-1494 was not a Verizon Wireless phone number but in fact a routing number. Routing numbers are used internally on Verizon's network when a caller is outside of their home area. As a result, there's no subscriber information attached to this number because it's not an actual phone number.

A location routing number uses the format of a telephone number but actually represents an entire phone switch which routes multiple telephone numbers.

At this time, it is unknown how Donald Gottler's name has come up in the lawsuit. There was a concern that the number 205-410-1494 was a Verizon Wireless phone number opened fraudulently in his name, making him a victim of identity theft. Mr. Gottler has called Verizon and inquired about the phone number and has requested to cancel it. Verizon advised Mr. Gottler that the phone number didn't exist and his name was not attached to it. In addition, Verizon has confirmed that this was not a phone number at all. There are no facts or evidence to support that Mr. Gottler was a victim of identity theft in relation to this phone number as it does not exist. This case will be closed.

NARRATIVE

NARRATIVE

Continued on Additional Supplement



Hey Det. Gilmore,

Sorry for that. The attachment is just a copy of the request you sent. The number requested is actually a routing number. They're used internally on our network when a caller is outside of their home area, so there's no subscriber associated with them.

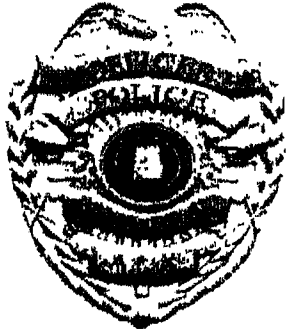
Let me know if you have any questions.

Thanks!

Mallory Peterson  
Subpoena Coordinator  
Verizon Security Assistance Team  
180 Washington Valley Road  
Bedminster, NJ 07921  
Phone: 1-800-451-5242, option 1  
Fax: 888-667-0028

**CALERA POLICE DEPARTMENT**

10947 HIGHWAY 25  
POST OFFICE BOX 730  
CALERA, ALABAMA 35040



SEAN LEMLEY  
Police Chief

I am Detective Gilmore with the Calera Police Department. There was a concern that Donald Gottier's name was used to open a Verizon Wireless phone number (205-410-1494). A subpoena was sent to Verizon to acquire more information pertaining to this phone number.

In response, I received information from the subpoena coordinator with the Verizon Security Assistance Team. I was advised that 205-410-1494 was actually a routing number. Routing numbers are used internally in Verizon's network when a caller is outside of their home area. There was no subscriber information associated with that number as it's not a phone number. Verizon confirmed that Donald Gottier is not associated with 205-410-1494 as it's not an actual phone number with Verizon.

A location routing number uses the format of a telephone number but actually represents an entire phone switch which routes multiple telephone numbers.

*Seal*

State of Alabama Unified Judicial System Form C-13 (front) Rev. 6/07	<b>ORDER TO APPEAR (SUBPOENA)</b>	Case <b>CV-</b>	<b>ELECTRONICALLY FILED</b> 7/13/2017 5:23 PM 01-CV-2015-900190.00 CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA ANNE-MARIE ADAMS, CLERK
--	---------------------------------------	--------------------	--

IN THE CIRCUIT COURT OF JEFFERSON ALABAMA  
 (Circuit, District, or Municipal) (Name of County or Municipality)

State of Alabama  
 Municipality of \_\_\_\_\_  
 BURT W NEWSOME ET AL V. CLARK ANDREW COOPER ET AL

(For Juvenile cases only):  
 In the Matter of \_\_\_\_\_, a child

VERIZON WIRELESS SERVICE, LLC  
  
 % CT CORPORATION SYSTEM  
 2 N JACKSON ST, STE 605  
 MONTGOMERY, AL 36104

- A. Issued at the request of :
1.  Plaintiff/State
  2.  Defendant
  3.  Grand Jury
- B. Special Instructions you are ordered to :
1.  Appear at trial/hearing
  2.  Produce records or documents see attached schedule(s)
  3.  Appear at deposition
  4.  Other \_\_\_\_\_

You may contact: BURTON WHEELER NEWSOME P.O. Box 382753 Birmingham, AL 35238 (205) 747-1970

YOU ARE ORDERED TO APPEAR to give testimony before the court or by deposition; and/or produce and permit inspection and copying of books, documents, or tangible things; and/or permit inspection of premises as stated below until otherwise excused. Failure to obey this subpoena may be deemed a contempt of court from which the subpoena was issued.

DATE 07/28/2017 05:00 PM  
 ROOM \_\_\_\_\_  
 ADDRESS 194 Narrows Drive  
Suite 103  
BIRMINGHAM, AL 35242

**ADDITIONAL INSTRUCTIONS**  
 Any inspection or production of documents or records must be completed within 15 days  
 See Attached Schedule A

DATE ISSUED 7/13/2017  
  
/s/ ANNE-MARIE ADAMS  
 Signature of Court Clerk Deputy Clerk Initials

TO ANY SHERIFF OF THE STATE OF ALABAMA OR ANY AUTHORIZED PERSON You are ordered to serve this order on the above named person and make return to this court.

**RETURN ON SERVICE**

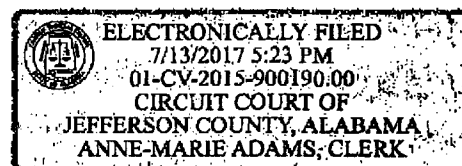
I Certify that I personally Delivered a copy of this order to \_\_\_\_\_ on \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Signature and Title of Server

(For Criminal cases only)  
 Served By Mail  
 Date Mailed \_\_\_\_\_  
 \_\_\_\_\_  
 Sheriff Deputy Sheriff



Form C-13 (back) Rev. 1/88	ORDER TO APPEAR (SUBPOENA)
<p><b>NOTICE</b></p> <p>With respect to a subpoena which seeks only a production of documents or tangible things or an inspection of premises, as provided in Ala. R.Civ.P. 45(a)(3)(C), the production documents or tangible things or the inspection of premises pursuant to this subpoena shall take place where the documents or tangible things are regularly kept or at some other reasonable place designated by the recipient of this subpoena. As recipient of this subpoena, you have the option to deliver or mail legible copies of the documents or things to the party causing issuance of this subpoena, and the preparation of copies may be conditioned on the payment in advance of the reasonable cost of making such copies. Other parties involved in this lawsuit have the right to be present at the time of the production or inspection. The recipient of this subpoena has the right to object to the production or inspection at any time prior to the date of production or inspection set forth in this subpoena. See Ala. R.Civ.P. 45(c)(2)(B), which is set out below.</p>	
<p>Rule 45, Ala. R.Civ.P., Paragraphs (c) &amp; (d)</p>	
<p>(c) Protection of person subject to subpoenas.</p>	
<p>(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court from which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney fee.</p>	
<p>(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, document or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.</p>	
<p>(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying at any time before the time specified for compliance may serve upon the party or attorney designed in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. "Serve" as used herein means mailing to the party or attorney. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expenses resulting from the inspection and copying commanded.</p>	
<p>(3)(A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it</p>	
<p>(i) fails to allow reasonable time for compliance;</p>	
<p>(ii) requires a resident of this state who is not a party or an officer of a party to travel to a place more than one hundred (100) miles from the place where that person resides, is employed or regularly transacts business in person, or requires a nonresident of this state who is not a party or an officer of a party to travel to a place within this state more than one hundred (100) miles from the place of service or, where separate from the place of service, more than one hundred (100) miles from the place where that person is employed or regularly transacts business in person, except that, subject to the provision of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or</p>	
<p>(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or</p>	
<p>(iv) subjects a person to undue burden.</p>	
<p>(B) If a subpoena</p>	
<p>(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or</p>	
<p>(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or</p>	
<p>(iii) requires a person who is not a party or an officer of a party to incur substantial expenses to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.</p>	
<p>(d) Duties in responding to subpoena.</p>	
<p>(1) A Person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.</p>	
<p>(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.</p>	

DOCUMENT 1127

**ATTACHMENT TO SUBPOENA****SCHEDULE A**

Any and all records of the following information in connection with the phone number,  
**(205) 410-1494,**

1. Originating and Terminating phone numbers of all phone calls
2. Originating and Terminating phone numbers of all text messages
3. Longitude/Latitude and/or any and all locational information of all calls, text messages, and data history, including but not limited to any GPS coordinates and cell tower locations
4. Certified copies of any and all agreements with the Subscriber
5. Any and all records of Subscriber's information, including but not limited to billing address, mailing address, physical address, e-mail address, any other associated phone numbers
6. Any and all records of payments on the account

during the time frame of:

- \*November 11, 2012~November 25, 2012
- \*December 12, 2012 ~ December 26, 2012
- \*January 21, 2013~February 4, 2013
- \*April 25, 2013 ~ May 9, 2013
- \*January 7, 2015 ~ January 21, 2015

7. Any and all information of cell tower location for any and all calls, text messages and data usage during the last 3 months of service that 205-410-1494 was in use
8. Originating and terminating phone number of all phone calls for the last 3 months of service that 205-410-1494 was in use.



Verizon Security Subpoena Compliance  
180 Washington Valley Road  
Bedminster, NJ 07921  
PHONE: 800-451-5242 | FAX: 888-667-0028

July 20, 2017

NEWSOME LAW  
194 NARROWS DRIVE, SUITE 103  
BIRMINGHAM, AL 35242

Verizon Case #: 170163749  
Docket / File #: 01-CV-2015-900190.00  
Target: 205-410-1494

\*\*Note from Verizon Legal Compliance: A reasonably diligent search of our files revealed no documents, records or other materials responsive to the legal request, based upon the information provided.

\*\* Some of the records that you requested no longer exist because they are beyond Verizon's period of retention.

Text messages detail (SMS and MMS) and call detail are available for 1 rolling calendar year only.

\*\*Data usage information is only available for 1 rolling calendar year.

\*\*Tower location information is only available for 1 rolling calendar year.

\*\*Emails are not maintained by Verizon Wireless and would have to be requested through the customers email account provider.

\*Please note there is an associated processing fee of \$75 per hour, plus shipping.

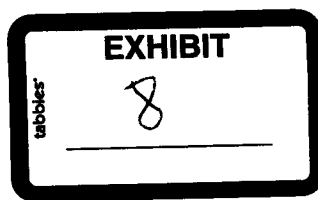
Sincerely,  
Stephen Z.  
Coordinator-Verizon Security Subpoena Compliance



**AFFIDAVIT OF DON GOTTIER**

Don Gottier who, after being duly sworn, deposes and says as follows:

1. My name is Don Gottier. I am over the age of nineteen years, and I have personal knowledge of the facts asserted herein.
2. I live in Calera, Alabama. I understand that I have been named in a lawsuit by Burt Newsome. I have read the allegations of the Amended Complaint that added me as a Defendant to that lawsuit case and I am familiar with them.
3. I understand that the Amended Complaint alleges that I was part of a conspiracy with Clark Cooper, Claiborne Seier, and John Bullock to "stage" an incident and "set up" Burt Newsome for the crime of menacing.
4. I do not know Clark Cooper, Claiborne Seier, or John Bullock, and I have had no connection to them in the past.
5. I also do not know Burt Newsome, and I have had no connection with him in the past (although I learned after I was sued that he had represented my son-in-law in a collection matter for his business).
6. I had nothing to do with anything related to Burt Newsome's incident with John Bullock or any other conduct on December 19, 2012. I am totally innocent of the charges brought against me in the Amended Complaint.
7. I also understand that the Amended Complaint attempts to tie me to Cooper, Seier and Bullock through a Verizon phone number, 205-410-1494. I have not had Verizon cell phone service of any kind in many, many years (probably at least 10), and I have never used or had the number 205-410-1494.



**Exhibit A**

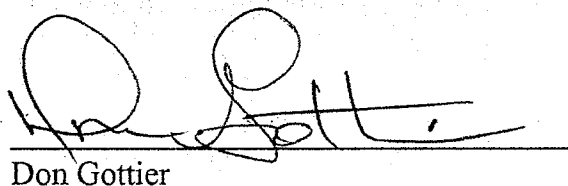
8. This 205-410-1494 number has been associated with rampant fraud and I do not know how my name came to be associated with it. I have been visited by the FBI in connection with a homicide and the Calera Police Department in connection with an incident of "SWATting" associated with the number in the past. I have been totally cleared in those incidents. I have requested documents related to those incidents, but have not yet received them

9. I was also visited by an investigator who I later learned was hired by Burt Newsome, Mike Callahan, prior to being sued.

10. I relayed all of the above information to Mr. Callahan before the Amended Complaint was filed.

11. After I was sued, I had some additional contact with Mr. Callahan. Copies of our text messages are attached.

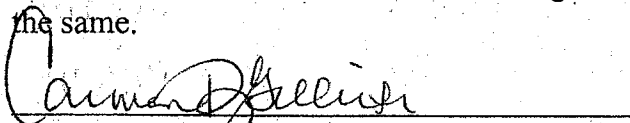
Further affiant sayeth not.



Don Gottier

STATE OF ALABAMA )  
COUNTY OF SHELBY )

On this the 12<sup>th</sup> day of July, 2017, before me a Notary Public, within and for said County and State, personally appeared Don Gottier, to me known to be the identical person described in and who executed the foregoing instrument and acknowledged that the same is true, and that after reading the same or having the same read to him, and with a full understanding of the terms and the effect thereof, executed the same.



NOTARY PUBLIC

My Commission Expires: 8-6-17

**Burt Newsome**

---

**From:** Kevin Weber <thewebers05@gmail.com>  
**Sent:** Tuesday, July 04, 2017 8:52 PM  
**To:** Burt Newsome  
**Subject:** Don Gottier lawsuit

Good evening Mr. Newsome,

I am writing with regards to the recent lawsuit against my father, Don Gottier. After reviewing the suit yesterday, the crutch of the suit against my dad is that a particular cell phone number; 205-410-1494 is supposedly registered to him. We took basic steps and called Verizon Wireless to ask if this particular number was ever tied to Don Gottier in any way. Not only were we told that this number has never been issued by Verizon, we were also informed that this particular number is tied to a scam ring.

The glaring fact is that my father, Don Gottier is in no way associated with this particular phone number nor has he ever had this number registered to him legally. In addition, my father is a 76 year old heart patient who is on a fixed income. The receipt of this unfounded lawsuit has caused him extreme duress including skyrocketing his already precarious blood pressure. We respectfully request that the suit against Don Gottier be withdrawn with prejudice within 7 days from the receipt of this email.

If you are in need of any further information, I can be reached at (205)966-6685 or my husband, Kevin Weber can be reached at (205)966-3161. Thank you for your understanding and we eagerly await your response.

Regards,

Audra Gottier Weber

