

**IN THE UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF ALABAMA
 MIDDLE DIVISION**

GARY WAYNE WRIGHT, II)	
)	
Plaintiff,)	
)	
v.)	CIVIL CASE NO.
)	4:22-cv-00615-SGC
MARSHALL COUNTY, ALABAMA,)	
et.al)	
Defendants.)	

DEFENDANT’S INITIAL DISCLOSURES

COMES NOW Marshall County, Alabama and Sheriff Phil Sims, in his official capacity, Defendants in the above referenced matter, and pursuant to Rule 26(a)(1) and Rule 26(a)(2) of the Federal Rules of Civil Procedure, provides the following information:

A. WITNESSES

The following is a list of the name and, if known, address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support their defenses, unless solely for impeachment, identifying the subjects of the information.¹

1. Gary Wayne Wright, II, Plaintiff

¹ Except for Plaintiff, all witnesses listed may be reached C/O the undersigned counsel.

Subject of Knowledge: Plaintiff is expected to have knowledge regarding his claims and the alleged harm/damages.

2. Commissioner James Hutcheson, Chair
C/O Webb McNeill Walker P.C.

Subject of Knowledge: Commissioner Hutcheson has knowledge of the passage of the Resolution, including the circumstances that led to the Resolution.

3. Commissioner Ronny Shumate, District 1
C/O Webb McNeill Walker P.C.

Subject of Knowledge: Commissioner Shumate has knowledge of the passage of the Resolution, including the circumstances that led to the Resolution.

4. Commissioner Rick Watson, District 2
C/O Webb McNeill Walker P.C.

Subject of Knowledge: Commissioner Watson has knowledge the passage of the Resolution, including the circumstances that led to the Resolution

5. Commissioner Lee Sims, District 3
C/O Webb McNeill Walker P.C.

Subject of Knowledge: Commissioner Sims has knowledge of the passage of the Resolution, including the circumstances that led to the Resolution

6. Commissioner Joey Baker, District 4
C/O Webb McNeill Walker P.C.

Subject of Knowledge: Commissioner Baker has knowledge of the passage of the Resolution, including the circumstances that led to the Resolution.

7. Sheriff Phil Sims
C/O Webb McNeill Walker P.C.

Subject of Knowledge: Sheriff Sims has knowledge of enforcement of the Resolution and the circumstances that led to the Resolution.

B. DOCUMENTS

All documents currently in its possession, custody or control that may be used by Defendants (other than solely for impeachment purposes) to support their contentions with respect to any significant factual issues in this case will be provided electronically and/or made available to Plaintiffs for inspection and copying, specifically including:

1) A signed copy of the Resolution (which is hereby provided contemporaneously with these Disclosures);

2) Certified copies of the Minutes of December 9, 2020 (currently located at the Marshall County Commission office);

3) Requests for Permits made under the Resolution (currently located at the Marshall County Commission office)

The Defendants maintain the right to supplement this disclosure as discovery proceeds.

C. DAMAGES

Computation of Damages – Not Applicable.

D. INSURANCE

Defendant does not have any liability insurance policies in effect that cover this action. Defendant participates in a liability self-insurance fund which provides coverage in this lawsuit, within the limits and exclusions provided. The Coverage Document and Declarations in effect at the time of this claim will be made available for inspection and copying at a mutually convenient time.

Respectfully submitted this the 18th day of April, 2023.

/s/Jamie H. Kidd Frawley

JAMIE H. KIDD FRAWLEY (ASB-7661-M76H)

Attorney for Defendant

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CERTIFICATE OF SERVICE

I hereby certify that on this the 18th day of April, 2023, I have filed the foregoing electronically, and also provided this document via electronic mail as follows:

Gary Wayne Wright II (*pro se*)

103 Mayberry Lane

Arab, AL 35016

Gary@gary-wright.com

s/Jamie H. Kidd Frawley

OF COUNSEL