EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
1463759-WE - 1 - Texas
Department of Transportation Crash Records L&R

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator OF the Estate of WYNDELL GREENE, SR., et al

vs.

TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et al

CIVIL ACTION NO. 3-11CV0207-N

AFFIDAVIT TEXAS DEPARTMENT OF TRANSPORTATION – CRASH RECORDS SECTION

RECORDS/PHOTOGRAPHS PERTAINING TO: DATE OF CRASH 05/28/2010 IN KAUFAMAN COUNTY.
Before me, the undersigned authority personally appeared ONY mall who by me, being duly sworn, deposed as follows:
"My name is On , I am over 18 years of age, of sound mind, capable of making this affidavit, and personally acquainted with the facts stated herein.
I am the CUSTODIAN OF RECORDS FOR: Texas Department of Transportation - Austin - Crash Records - P.O. Box 12879, Austin, Texas 78711.
Attached hereto are pages of records. These records are true and correct copies of the accident report authorized by law to be recorded with the Department of Transportation and actually filed and recorded with the Department of Transportation.
Affiant (CVSTODIAN OF RECORDS)
SUBSCRIBED AND SWORN TO BEFORE ME on this the 8 day of August, 20 11.
NOTARY PUBLIC IN AND FOR THE
ASPIA MASSIE OF ANDLESS STATE OF LOCAL
Notary Tolytout Bond My Commission expires 10/31/2011 My Commission Expres OCT . 24 . 2011

Order No. 01-46099-001

This is to certify that I, Tony Small, am employed by the Texas Department of Transportation (Department); that I am the Custodian of Motor Vehicle Crash Records for such Department; that the attached is a true and correct copy of the peace officer's report filed with the Department referred to in the attached request with the crash date of May 28, 2010, which occurred in Kaufman County; that the investigations of motor vehicle crashes by peace officers are authorized by law; that this Texas Peace Officer's Crash Report is required by law to be completed and filed with this Department; that this report sets forth matters observed pursuant to duty imposed by law as to which matters there was a duty to report, or factual findings resulting from an investigation made pursuant to authority granted by law.

Tony Small

Director, Crash Records Section

Don Small

P.O. Box 149349

Austin, Texas 78714

(512) 486-5780



IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the	§	
Surviving parent of WYNDELL GREENE, SR.,	§	
WILLIAM GREENE, as the Administrator	§	
Of the Estate of WYNDELL GREENE, SR., et al	§	CIVIL ACTION NO. 3-11CV0207-N
vs.	§	
TOYOTA MOTOR CORPORATION, TOYOTA	§	
MOTOR MANUFACTURING NORTH AMERICA et al	8	

NOTICE OF INTENTION FOR PRODUCTION OF DOCUMENTS

TO: ALL PARTIES BY AND THROUGH THEIR ATTORNEY(S) OF RECORD AS PROVIDED IN THE ATTACHED SERVICE LIST.

You will take notice that fourteen (14) days after the service hereof, the custodian of records for:

TEXAS DEPARTMENT OF TRANSPORTATION - CRASH RECORDS (Accident Records) P.O. BOX 12879 AUSTIN, TX 78711

Shall receive a Subpoena to produce documents on or before 08/08/2011, or any other agreed upon time and/or place, before a Notary Public for:

Written Deposition Service, LLC 1750 Valley View Lane Suite 210 Dallas, TX 75234

or its designated agent, to be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rules 34 & 45, Federal Rules of Civil Procedure, that the authorized officer shall issue a Subpoena Duces Tecum and cause it to be served on the witness to produce any and all records as described on the attached Exhibit(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, and to turn all such records over to the authorized officer so that photographic reproductions of the same may be made and attached.

Order No. 01-46099

Respectfully Submitted,

David P. Stone SBA # 00785061

Bowman & Brooke, LLP

2711 N. Haskell Avenue, Ste 650

Dallas, TX 75204

(972) 616-1700 Fax (214) 824-3098

Attorney for Defendant

CERTIFICATE OF SERVICE

I certify, as authorized agent for the attorney of record, David P. Stone, that a true and exact copy of foregoing Notice of Intention For the Production of Documents was served to all attorneys of record in the above-styled and numbered matter, said service being effected in the following manner:

CERTIFIED MAIL/RETURN RECEIPT REQUESTED	
HAND DELIVERY	
TELECOPY	
OVERNIGHT/NEXT DAY DELIVERY VIA LONE STAR OR UPS	
E-MAIL	
DATED: 7 20 11 Williams	

SERVED TO ALL PARTIES LISTED BELOW:

Ollie Greene, et al vs. Toyota Motor Corporation, et al

ATTORNEYS OF RECORD

Aubrey Pittman
The Pittman Law Firm
100 Crescent Court, Suite 700
Dallas, TX 75201 (214) 459-3454 Fax (214) 853-5912
Attorney for Plaintiff

Daryl K. Washington Law Office of Daryl K. Washington 325 St. Paul, Suite 1975 Dallas, TX 75201 (214) 880-4883 Fax (214) 880-4885 Attorney for Plaintiff

ATTACHMENT

ANY AND ALL RECORDS INCLUDING BUT NOT LIMITED TO ACCIDENT REPORTS, CITATIONS, INVESTIGATIVE FILES, PHOTOGRAPHS, OFFICERS' NOTES, WITNESS STATEMENTS, PAPERS, FILES AND ANY OTHER THINGS IN WRITING PERTAINING TO AN ACCIDENT WHICH OCCURRED ON 5/28/10 INVOLVING WYNDELL GREENE, SR., LAKEYSHA GREENE, WYNDELL GREENE, II AND WESLEIGH GREENE

United States District Court

FOR THE WESTERN DISTRICT OF TEXAS **AUSTIN DIVISION**

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et

SUBPOENA IN A CIVIL CASE

Civil Action Number: 3-11CV0207-N *Pending in the U.S. District Court for the Northern District of Texas, Dallas Division

TEXAS DEPARTMENT OF TRANSPORTATION - CRASH RECORDS

TO: Custodian of Records for:	TEXAS DEPARTMENT OF TRANSI P.O. BOX 12879 AUSTIN, TX 78711 (512) 486-5780	PORTATION - CRASH RECORDS
YOU ARE COMMANDED to a to testify in the above case.	appear in the United States District Court at	the place, date, and time specified below
PLACE OF TESTIMONY		COURTROOM
		DÂTE AND TIME
YOU ARE COMMANDED to app deposition in the above case.	pear at the place, date, and time specified b	pelow to testify at the taking of a
PLACE OF DEPOSITION		DATE AND TIME
the place, date, and time specified	produce and permit inspection and copyind below (list documents or objects): ANY AND TOGRAPHS, OFFICERS' NOTES, WITNESS STATEMENTS, PAPERS WING WYNDELL GREENE, SR., LAKEYSHA GREENE, WYNDELL G	ALL RECORDS INCLUDING BUT NOT LIMITED TO ACCIDENT FILES AND ANY OTHER THINGS IN WRITING PERTAINING TO
PLACE		DATE AND TIME
	.O. BOX 12879 USTIN, TX 78711	AT 10:00 A.M. ON 08/08/2011
YOU ARE COMMANDED to	permit inspection of the following premise	s at the date and time specified below.
PREMISES		DATE AND TIME
more officers directors or managi	rty to this suit that is subpoenaed for the tal ing agents, or other persons who consent to ers on which the person will testify. Federa	o testify on its behalf, and may set forth, for
ISSUING OFFICER SIGNATURE AND TITLE (INDICATE STATE OF THE STATE OF TH	Attorney for Defendant	7/20/11
David P. Stone	NUMBER	
Bowman & Brooke, LLP (17) 2711 N. Haskell Avenue, Ste 650, D	(U) Pallas, TX 75204 (972) 616-1700	

		DROOF OF OFFINIOE
		PROOF OF SERVICE
	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE
	1	DECLARATION OF SERVER
ı declare under penalty contained in the Proof of	of perjury under the Service is true and c	laws of the United States of America that the foregoing information correct.
Executed on		
D	ATE	SIGNATURE OF SERVER
		ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Subdivisions (c), (d) and (e), as amended on December 1, 2006:

- (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.
- (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 on behalf of 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's fee.
- (2) (A) A person commanded to produce and permit inspection, copying, testing, or sampling of designated electronically stored information, books, papers, documents 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.
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection, copying, testing, or sampling may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to producing any or all of the designated materials or inspection of the premises or to produce electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect, copy, test or sample 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, inspection, copying, testing, or sampling. Such an order to compel shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection, copying, testing, or sampling commanded.
- (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it
 - (I) fails to allow reasonable time for compliance;
 - (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person,
 - except that, subject to the provisions of clauses (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;
 - (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or
 - (iv) subjects a person to undue burden.
- (B) If a subpoena
 - requires disclosure of a trade secret or other confidential research, development, or commercial information, or
 - (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
 - (iii) requires a person who is not a party or an officer of a party to incur substantial expense 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.

(d) DUTIES IN RESPONDING TO SUBPOENA.

- (1) (A) 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.
- (B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably usable.
- (C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.
- (D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.
- (2)(A) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trail-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.
- (B) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.
- (e) CONTEMPT. Failure of any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena issued. An adequate cause for failure to obey exists when a subpoena purports to require a nonparty to attend or produce at a place not within the limits provided by clause (ii) of subparagraph (c)(3)(A).

	AUG 0 2 2010!	COPY FROM CUSTODIAL FILE
 Li	Law Enforcement and TxDOT Use Only [X]FATAL [X]CMV SCHOOL BUS RAILROAD MAB [X]SUPPLEMENT SCHOOL ZO	Total
i	Texas Peace Officer's Crash Report (Form CR-3 1/1/2010) Mail to Texas Denartment of Transportation, Crash Records, P.O. Box 149349, Austin, TX 787	
A	Refer to Attached Code Sheet for Numbered Fields * These fields are required on all additional sheets submitted for this crash (ex.: additional ver	
	*Crash Date (MM/DD/YYYY) 0, 5, 2, 8, /2, 0, 1, 0 (24HRMM) 1, 8, 2, 5, ID	Local Use
,	*County Kaufman	Outside City Limit
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COPY FROM CUSTODIAL FILE Law Enforcement and TxDOT Use Only

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Γ	Unit Num.	4	5 Uni Desc		Parked Vehicle	Hit and Run	LP State	TX	LP Num.				VIN	1 , N	, X,	B, I	₹, 3	, 0,	E, C) 6					
	Veh. Year	, 2,	0,0	6 Ve		Veh. Make	TOY	OTA				Veh. Mode		ROLI					Body yle	P4		Emerg	re, EM: ency (E ve if ch	xplain in	,
	8 DL/I Type	D	1 DL Sta	ID TX	OL/ID Num.	10300	685		9 DL Class	C 10 Cl End.	^{DL} 96		11 Re	DL A			(MM/	DD/ Y	YYY)						
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٧S	E	Su.	o at				Last, Fi					2	. Ag	<u>\</u>	×	ject.	estr.	19 Airbag	20 Helmet	<u>5</u>	ي ني	Alc. Result	ga .;	ut ut	Category
ERSO	Person Num.	12 Prsn. Type	Positi		Enter Drive	er or Prima	ry Perso	n for this	Unit on	first line		27.	Severity	15 Ethnicity	16 Sex	17 Eject.	18 Restr.	19 A	20 H	21 Sol.	22 Aic. Spec.	Aic.	23 Drug Spec.		Cate
R, & P	1	1	1										B 4		1	1	1	3	97	N	96		96	97	97
VEHICLE, DRIVER, & PERSONS	2	2	3										B 1		2	1	1	3	97	N				cohol ar	
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VEHI			$oldsymbol{\bot}$											<u></u>	<u> </u>										[
		wner essee		r/Lessee & Address										Δ	RLIN	IGT:	ON 7	ΓEXA	AS		,	I			
	Proof Fin. R		Yes	Expired	i	2	Fin. Re	esp.		STA	TE FAF	RM.		Fin. F											5
	Fin. R	esp.		<u>'</u>	_k		27	Vehicle					D - F	27 V	ehicle [Damag	je		_		_		ehicle ventorie	Y X	
	Phone			(81	7) 478-987		Dar	nage Ra	ating 1 owed		<u>6</u> ,		D5					100	<u>ا لـ</u>	1 74	. 200		veritorie	<u>, </u>	<u> </u>

										C()PY I	ROM	CUS.	<u>ro</u> dia		SI e
w Enforce		TxDOT Use OI	NLY.	se ID				Tx	DOT Crash						Page L	L _{of} _6
Unit Num.	Prsn. Num,		Taken	То	A CONTRACTOR OF THE STATE OF TH			Taker	Ву				of Death DD/YYYY)		Time of (24HF	
3	1		PARKLAND	DALLAS			AIR-E	VAC GI	REENVI	LLE	<u> </u>	_/	/\		LL	
INJURED/KILLED	2		ME OFFICE	E DALLAS			AND	ERSON	-CLAYT	ON	0.	<u>5,/_2,8</u>	0، 2، ار	1 0	1,9	0 0
3 BD/Kg	3		ME OFFICE	E DALLAS			AND	ERSON	-CLAYT	ON	_0_	5,/_2,8	<u>/2/0</u>	1 0 1	1,9,	0,0
3	4		ME OFFICE	E DALLAS			AND	ERSON	-CLAYT	ON	0,	5,/ <u>2,8</u>	_/ <u>2_0</u>	1 0	1,9,	0 0
4	1		BAYLOR (ETN			LL	_/	_/		L_1,_1	,_,
4	2		BAYLOR I					ETN	1C		L .1	/	_/		L	
Unit Num.	Prsn. Num.						Charg	e						Citatio	on/Referenc	e Num.

	Damag	ed Property O	other Than Vehicl	les			Own	ier's Name					Owner's	s Address		
Unit			TRA	ANSPORTING				28 Veh.	129	Carrier	lc	arrier ID				
Num. Carrier's		10,001+ LBS		ARDOUS MAT	ERIAL	9+ C	apacity	Oper.		Туре	N	um.				
Corp. Na	21	100				Pirmary	Addr.	azMat	I			32		azMat		
30 Rdwy. Access	Veh Type	. 🗀 a	GVW GVWR		HazMat Released	Ye	Cla	ess	HazMat ID Num.			HazMai Class) Num.	ـــالـــــــــــــــــــــــــــــــــ	-11-
33 Cargo Body Styl		Trailer 1 Un		RGVW			. 34 Typ	Trir. De	Trailer 2	Unit Num.		RGVV	/ }	1 1 1	34 Trir. Type	
Sequence Of Events	e 25 Soc		35 Seq.			35 Seq. :			35 Seq. 4	l		otal um, Axles	The system becomes	Total Num.	Tires	
1 3	6 Contrib	uting Factors Contributing	s (Investigator's	Opinion) łave Contrib.		cle Defe		vestigator's	o Opinion) e Contrib.	38			al and Roa	adway Cond		44
SNOITIONS			, , , , , , , , , , , , , , , , , , ,	ide dominio.	Ĭ		-			Weather	1	Entering Roads	Roadway Type	Roadway Alignment	Surface Condition	Traffic
00																
- '	' !		's Narrative Opini h Additional Shee							F	ield Dia	agram -	Not to S	cale		
Unit	#4 cam		al rest facing			he cei	nter	- India Nort		A						
			turned to th	_			of	L		BJ						
			Pushing Uni ox on the le					į								
	-	_	n to the rear							m-1	FINA	A REST	OF AL	L UNITS		
			of Unit #3. Th the north, U		•					A			0	_ •		
nortl	h. The f	ront seat p	passenger ir	n Unit #3 w	vas part	ly eje	cted		<u> </u>		_					
			the impacts n Unit #3 im				nt	1								
right	passen	ger slamn	ned against	the rear o	f Unit #	6. Uni	it #3					-				
			ider Unit #6 left, Unit #3													
seat	passen	ger had co	ome to a fina	al rest twis	sted on	the ri	ght									
			nit #3. Unit # nit #5. Unit #					~		A ===		H				
	of the t	-		o sastanie	a aanna	00 10	•									
																····
Time Not (24HRMit Invest. [Comp. [8 2 7	How DPS	S Dispatch				Time A (24HRI		1, 8, 4	_0 Rep	ort Date MDD/YYYY)	0,6	129	1/201	1,0
Invest. [Comp. [X Yes In	vestigator ame (Printed)								. —	. —		ID Num.		11097	
ORI .				*Agency					X DPS				Distric	et/ LL F	P ₁ 1 ₁ A ₁	0.6

COPY FROM CUSTODIAL FILE

	aw Enforcement and TXDOT Use Only FATAL X CMV
í L	Texas Peace Officer's Crash Report (Form CR-3 1/1/2010) Mail to: Texas Department of Transportation, Crash Records, P.O. Box 149349, Auslin, TX 78714 Questions? Call (512)486-5780 Refer to Attached Code Sheet for Numbered Fields * These fields are required on all additional sheets submitted for this crash (ex.: additional vehicles, occupants, injured, etc.).
	*Crash Date (MM/DD/YYYY) 0 5 / 2 8 / 2 0 1 0 *Crash Time (24HRMM) 1 8 2 5 ID Use
	*County Kaufman *City [X] Outsi
IDENTIFICATION AND LOCATION	In your pointion, did this crash result in at least \$1,000 [X] Yes Latitude Longitude
0070	damage to any one person's property? No (decimal degrees) 3, 2, 4, 0, 1, 3, 0 (decimal degrees) 9, 6, 0, 8, 8, 9, ROAD ON WHICH CRASH OCCURRED
ONAN	*1 Rdwy. IH Hwy. 20 2 Rdwy. 1 Block 3 Street Street Name Suffix
FICATI	Crash Occurred on a Private Drive or Road/Private Property/Parking Lot Toll Lane Speed Limit 65 Const. Yes Zone X No Present No Desc.
DENTI	INTERSECTING ROAD, OR IF CRASH NOT AT INTERSECTION, NEAREST ROAD OR REFERENCE MARKER At Yes I Rdwy. Hwy. 2 Rdwy. Block 3 Street Street 4 Street
	Int. XNo Sys. Num. Part Num. Prefix Name Suffix
	Ref. Marker 0.4 Num. Num.
	Unit 5 Sunit 1 Parked Hit and LP State MS Num. A164904 VIN 1 F, U, J, A, 6, C, V, 3, 5, D
	Ven. Year , 2 , 0 , 0 , 5 , Color WHI Wake FREIGHTLINER Wen. TT Style TT Emergency (Explain in Normalive if checked)
	Type 2 State AL Num. Class 98 End. 98 I N Rest. 98 (MM/I/DD/YYYYY)
	City, State, ZIP)
SONS	17 Person 18 P
8 PEI	1 1 1 1 97 97 N 96 96 97 9
IEHICLE, DRIVER, & PERSONS	Not Applicable - Alcohol and
CLE, D	Drug Results are only reported for Driver/Primary Prison for each Unit.
VEH	[X]Owner Owner/Lessee
	Lessee Name & Address GULFPORT M:
	Proof of XYes Expired 28 Fin. Fin. Resp. No Exempt Resp. Type 2 Fin. Resp. Num. Fin. Resp. Num. 27 Vehicle 27 Vehicle Damage Vehicle Yes
	Phone Num. (228) 863-5362 Damage Rating 1
	Towed by N/A To N/A To N/A III III III III III III III III III I
	Num. 6 Desc. 6 Vehicle Run State IN Num. VIN 1, S, 1, 2, E, 9, 5, 3, 2, 4, E, Pol., Fire, EMS on
	8 DL/ID DL/ID 9 DL 10 CDL 11 DL DOB / /
	Type State Num. Class End. Rest. (MM/DD/YYYY) L L L Address (Street,
Ŝ	City, State, ZIP)
ERSOF	Name: Tast' High Name: Tast'
R, & PI	
VEHICLE, DRIVER, & PERSONS	Not Applicable - Alcohol and Drug Results are only reporte
IICLE,	for Driver/Primary Person for each Unit.
VEh	[X]Owner Owner/Lessee
	Lessee Name & Address Fin Resp. Fin Resp.
	Fln. Resp. No Exempt Resp. Type A Name VANLINER INS CO Num.
	Phone Num. (228) 863-5362 Damage Rating 16
	Towed by N/A To N/A

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RALBEST V	For Roy I Blinds	THE STATE OF	188 6
∞ ∞ n n	A R. V. V. A. V. R. V. V. R. V. V. R. V. V. R. V	MARKET BERKER P	4 g g gaze .
/4	и и и Суппи		B Strate Course

		nforcem CR-3 1/		TxDOT Use	e ONLY.	C	ase ID				TxE	OT Crash 1	D					Page L 6	5_of 6_
		Unit Num.	Prsn. Num.			Take	en To				Taken	Ву				of Death DD/YYYY)		Time of (24HF	
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		Init	Prsn.	<u> </u>					Cł	narge				<u> </u>			Citatio	n/Reference	e Num.
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			Damag	ed Propert	y Other T	han Vehi	cles		(Owner's	Name				~	Owner	s Address		
MAG																			
DA																			ļ
1	Unit Nun	n.	5 X	10,001+ L	BS.		ANSPORTING ZARDOUS MAT	TERIAL	9+ Capac		28 Veh. Oper,		Carrier ype		arrier ID Ium.		10435	97	
		rier's p. Nam	е						Carrier's Pirmary Add	ir.					GU	LFPOR	T MS		
CMV		Rdwy. ess	1 31 Veh	. 9	RGVW	. 5. 2	0,0,0,	HazMat Release	Yes 3	2 HazM Class	- 1	HazMat ID Num.	1 11		32 HazMa		azMal) Num.		
		Cargo	<u>IType</u> 3	Trailer 1	Unit	6	RGVW	.		Num. 34 Trir	1	Trailer 2	Unit		Class			34 Trir.	
		y Style uence	T		Num.	T	X GVWR L	6 5	r	Туре			Num.	ĮT	otal		Total	Type	10
		vents	35 Sec		13 ors (Inve	35 Sec	g. 2 s Opinion)	37 Ve	35 Seq. 3 hicle Defects	(Inves	tigator's	35 Seq. 4 Opinion)			lum. Axles nvironment	5 tal and Roa	Num. T		18
RS &	SNOL	Unit No		Contribut			Have Contrib.		ontributing		May Have		38 Weather	39 Light	40 Entering	41 Roadway	42 Roadway	43 Surface	44 Traffic
FACTORS	CONDITIONS	5			-								cond.	Cond.	Roads	Туре	Alignment	Condition	Control
-	0	6		Investigat	tor's Narr	ative Opi	nion of What Ha	ppened		<u> </u>			<u> </u>	ald Di		Not to C	l l		
				(Att	ach Addit	ional She	ets If Necessar	у)	.,		Indica	4.		eiu Di	agram -	INUL IU S	icale		
			•				from the bid in the figl				North								
	#	6. Th	e othe	er part w	vas in t	he roa	adway on th	ie wes	t side of										
							arks from th area of first	_		n									
AM	L	Jnit #	1 and	#3 was	very vi	sible. /	Also very vi	sible w	as the			DIAG	DANA 0	N DAC	SE 2 AND	D DACE	- 4		
MAGE							he path tha : Unit #3 tui					DIAG	RAW O	N PAC	3E 2 AN	D PAGE	: 4		
AND [İŧ	mpac	ted Ur	nit #6 wa	as also	clearl	y visible as	were t	he skid										
NARRATIVE AND DIAGRAM							nent was givenarks on the												
ARRI	L	Jnit#	6 indi	cate tha	t traffi	c was i	not stopped	d at the	e time of										
<							ustained an ed in the re												
	С	ame	to a fii	nal rest	facing	south	east on the	south	side of										
Н							final rest fa final rest fa			·									
				ic lane.	o outil		,	J. 1. B. C.											
Ä		e Notifi	ed , 1 .	8,2,	7 How Notifie	, DP	S Dispatch				Time Arr		8,4,	O Rep	oort Date M/DD/YYYY)	, 0, 6	/ 2 9	1, 2, 0,	1,0,
	Inve		Yes In	vestigator	INOUIIE	u 			M/mb		(24HRM	vi)	- ا) (INIIA	mountity)	ID	<u> </u>	1.1097	
VEST	ODI	np.	3.14	ame (Print	-,			•				/ DDC				Num.			
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Rating 1

(601) 544-8703

Buster's

Phone Num

Cowed

Forney

Inventoried

COPY FROM CUSTODIAL FILE.

		nforcen CR-3 1/		TXDOT Use ONLY.	Case ID			TxE	OT Crash ID)			a		Page _2	2 of 6
1.0		Unit	Prsn.		Taken To			Taken	Ву	Alaman aran aran aran aran aran aran aran			of Death DD/YYYY)		Time of	Death
-		Num.	Num									/ (MINI	ן דדדוטכ ו		(241)10	avity)
		_1	1	Renaissai	nce Hospital Terr	ell		ETM	IC .		<u> </u>	<u>l' </u>			<u> </u>	
NO.	177										<u>L_L</u>	_'			<u> </u>	
SITIO	ED/K											/	/		LL.	
DISPOSITION OF	INJURED/KILLED				-						1 1	1/1	$J_1 = I$	11	<u> </u>	
7	=						······································	·				./.	./			
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SES										•						
CHARGE												,				
					· · · · · · · · · · · · · · · · · · ·									1		
H			Damag	ged Property Other Tha	ın Vehicles	***************************************	Own	er's Name					Owner's	Address		
MAGE									,							
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-	Uni	t	1 [X]	10,001+ LBS.	TRANSPORTING		9+ Capacity	28 Veh.		arrier	1 1	arrier ID				
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	Nai		31			Pir	rmary Addr.					32				
SW.		Rdwy. ess	1 Veh.		8,0,0,0,0,	HazMat L Released F	Yes 32 Ha		HazMat ID Num.	1 11 .	1	HazMat		azMat ID um		
		Cargo	<u>Туре</u> 5	Trailor 1 Unit	g □RGVW			Trlr. 2	Trailer 2	Unit		RGW		1	34 Trir.	
		dy Style	7	Num.	X GVWR	3,6,3,	0 0 Typ	e -		Num.	IT.	otal		Total	Type Num.	
		quence Events	35 Sec		35 Seq. 2 18		Seq. 3		35 Seq. 4	,	N	um. Axles	5	Tires		18
S&	SNC	Unit N		Contributing	igator's Opinion) May Have Contrib.	37 Vehicle Contri	Defects (Inv	May Have		38	39	40	41	dway Condi 42	43	44
FACTORS &	טבום	1	2	2	72					Weather cond.	Light Cond.	Entering Roads	Roadway Type	Roadway Alignment	Surface Condition	Traffic Control
FĀ	Ś	2								1	1	97	2	1	1	11
	Γ				ive Opinion of What Hap	pened		T				agram -				
	П	nit #	1 and		onal Sheets (f Necessary) Nere traveling	east hou	und on	Indic Norti	493	. 1		Ŭ				
	l .			٠,	t #3 was travelin			INOIL								
7					etly in front of U											
					und IH 20 in from) were traveling											
					ont of Unit #4. D											
RAIV	h	olida	y wee	kend, there wa	s an extreamly	heavy vo	olume of						, A	口		
DIAC					nad begun to sk								_' _			
ANE					.,5-6 had slowed I that he was no						Unti	#4 📿		•		
NH.					e is evidence th						,,,, <u></u>				Uni	it #6
ARR	ta	ilking	on a	cellular phone	at the time of t	ne crash	. Unit			Un	it #3	 	K	3		
Z					and struck Unit					الله الله				zł .		
					It appears that Unit #3 t			Unit	#1 and #	‡2				3/1	<i>(</i>	
				-	ng the rear end v											-
					rear end came a									1-3		
	i				cross the inside	lane to	the					DIGRA	M CON	TINUED	ON PAG	E4
	in	side	shoul	der.												
α		ne Notif		8 2 7 How	DPS Dispatch			Time Ar		8,4,	0 Rep	ort Date	, 0 , 5	/ 2 8	/,2,0.	1, 0.
SATO		HRMM est. D		Vestigator Notified				(24HRM	IVI) L.		(WW	IDD/YYYY)	ID			
ESTIC			No N	ame (Printed)									Num.		11097	
N.	OR Nu	m. T	, X , D	P ₁ S ₁ 8 ₁ 6 ₁ 0	0, 0 *Agency		. –	Т	X DPS				District Area	H, F	1 1 A	0_6_

COPY FROM CUSTODIAL FILE

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Á	7.	Tora:			, *							Trans	portati Re	on, C	rash F Attac	Record	ls, P.O	. Box leet for	149349 r Numb	9, Aus bered	-3 1/1/2 stin, TX Fields dditiona	78714						30			P	age _	3,0	<u>6</u>
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≥	Ľ-	oun				ma							٠٠٠ [lane?		* Ci	ty													[X		utside y Limit
IDENTIFICATION AND LOCATION	dan	nag	e to a	ny on	e per	son's	prop	erty?	•	ast \$	61,00	[X] 00		Latitı (deci	ide mal de	egrees) _	3, 2) 	4 ,	0,1	, 3	_0,	Long (deci	itude mai de	grees)		, 9	, 6,	٥	8.	8,9	, 0,
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(CEC)	INT	ER:	SEC T		Rdw		IF C	RAS		TAI	INT		2 Rdv		EARE.	ST RC		R REF	EREN		IARKE Street	R	St	reet								Street		
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	Nur Veh Yea	٦.		De O	sc. 1 ,	6	Veh.		hicle Sl		Run Ve Ma		State TOY			Num.				Ve	eh. odel		INNI , ' '		۷, ۲	, ,	7 (Body yle	S۷		Pol., Fi Emerg Narrati	ency (f	Explair	in
	8 DI Typ	UID e		1 [L/ID State		DL	JID im.		Ì	1				9 I CI	DL ass		0 CDL nd.	96			11 D Rest				DOB (MM/	DD/ Y	-			Ivarraii	ve ii ci	ecked	
			s (State, Z									R	ISC	D,T.	×						Т.	Γ	1				O)	₩		T	Ħ	Τ.		
	Person	Num.	Type	13 Seat Position				Ei	nter D	river					Middle this U		first lir	1e			14 Injury Severity	Age	15 Ethnicity	16 Sex	17 Eject	18 Restr.	19 Airbag	20 Helmet	21 Sol.	22 Alc. Spec.	Alc. Result	23 Drug Spec.	24 Drug Result	25 Drug Category
	1	_	1	1																	Α	34	В	1	1	1	99	97	Ν	96		96	97	97
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	1]Ov	ner see			essee Addre	ss																											
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	-	Num.	Num.		PAR		DALLAS	sof toront		AIR-E	EVAC	GREE	NVIL	LE		/	الــــــــــــــــــــــــــــــــــــ		, (24/IP	(WIVI)
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		Cargo y Style		Trailer 1	Unit Num.		RGVW GVWR			34 Tyr	Trir. pe	Tr	ailer 2	Unit Num.		∏RGVM ∏GVWF		LL	34 Trir. Type	
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FACTORS &	CONDITIONS	3												Weather cond.	Light Cond.	Entering Roads	Roadway Type	Roadway Alignment	Surface Condition	Traffic Control
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COPY FROM CUSTODIAL FILE Law Enforcement and TxDOT Use Only SCHOOL ZONE [X]FATAL X CMV SCHOOL BUS RAILROAD MAB SUPPLEMENT Texas Peace Officer's Crash Report (Form CR-3 1/1/2010) Mail to: Texas Department of Transportation, Crash Records, P.O. Box 149349, Austin, TX 78714 Questions? Call (512)486-5780 Refer to Attached Code Sheet for Numbered Fields
These fields are required on all additional sheets submitted for this crash (ex.: additional vehicles, occupants, injured, etc.). Page _ 5 _ of _ 6 _ Local * Crash Time 1,8,2,5 5, 2, 8, 2, 0, 1, 0 Use (MM/DD/YYYY) (24HRMM) Outside *County City Limit Kaufman Name Name In your opinion, did this crash result in at least \$1,000 X Yes Longitude Latitude 0,8,8,9,0 No , 9, 6, damage to any one person's property? (decimal degrees) 4,0,1,3,0 (decimal degrees) ROAD ON WHICH CRASH OCCURRED 4 Street 3 Street 2 Rdwy *1 Rawy * Hwy IH Num. Suffix Part Num. Prefix Name Sys. Yes
No Crash Occurred on a Private Drive or Toli Road/ Const. Workers Yes Street 65 Road/Private Property/Parking Lot Toll Lane Desc. Limit Zone Present X No INTERSECTING ROAD, OR IF CRASH NOT AT INTERSECTION, NEAREST ROAD OR REFERENCE MARKER 4 Street Hwy. 3 Street Street Suffix No Sys. Part Num. Prefix Name RRX Distance from Int. or FT 3 Dir. From Int. Reference Street Ε 509 0.4 Num. Marker Desc Ref. Marker XMIor Ref. Marker Hit and 5 Unit Parked MS 5 1, F, U, J, A, 6, C, V, 3, 5 Veh. 7 Body Veh. 6 Veh. Veh. TT FREIGHTLINER TT Emergency (Explain in Narrative if checked) WHI 0,0 Make Color Year 98 10 CDL 9 DI 11 DL 8 DL/ID DIVID DL/ID 98 T N 2 AL98 End. State Num Class Rest. Address (Street City, State, ZIP Helmet 19 Airbag 15 Ethnicity 18 Restr. 23 Drug Spec. 24 Drug Result 25 Drug Category Name: Last, First, Middle 17 Eject 16 Sex 21 Sol. 22 Alc. Spec. Enter Driver or Primary Person for this Unit on first line Aic. 8 97 97 W Ν 96 96 1 1 46 97 97 Not Applicable - Alcohol and Drug Results are only reported for Driver/Primary Person for each Unit. X Owner Owner/Lessee Name & Addres Proof of XYes [Expired 26 Fin. Fin. Resp. Fin. Resp. Fin. Resp. Resp. Type Name VANLINER INS CO Num. 27 Vehicle Damage Damage Fin. Resp. 27 Vehicle Inventoried X No Rating 2 Phone Num (228) 863-5362 Rating 1 Towed N/A N/A Parked Vehicle Hit and 5 Unit 6 TN 1, S, 1, 2, E, 9, 5, 3, 2 6 Run State Veh. 7 Body 6 Veh. Veh. Veh. Emergency (Explain in Narrative if checked) STRI TR WHI 2,0,0, 4 Model Style Year 8 DUID DL/ID DL/ID 9 DL 10 CDL (MM/DD/ YYYY State Num Type Address (Street, City, State, ZIP) 9 Airbag 18 Restr. Person Num. 12 Prsn. Type Name: Last First Middle 17 Eject 16 Sex 21 Sol. DRIVER, & PERSON Enter Driver or Primary Person for this Unit on first line Not Applicable - Alcohol and Drug Results are only reported for Driver/Primary Person for each Unit. Owner/Lessee Lessee Proof of XYes Expired Fin. Resp. Fin. Resp. 26 Fin. Resp. Type VANLINER INS CO Fin. Resp. No Exempt Yes 27 Vehicle Damage 27 Vehicle Damage Vehicle Fin, Resp. B D 3 Rating 2 hone Num. (228) 863-5362 Rating 1 Towed N/A N/A

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FACTORS &	CONDITIONS	5			 							cond.	Cond.	Roads	Type	Alignment	Condition	Control
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Numbered Fields on the CR-3 Refer to the Numbered Lists on this Code Sheet. Each list includes the codes that may be entered on

Law Enforcement and TxDOT Use ONLY. Form CR-3CS 1/1/2010

the form and the description of each code. 3. Street Prefix. 4. Street Suffix 1. Roadway System 2. Roadway Part EXPY = Expressway AL = Alternate 1 = Main/Proper Lane Direction from Int. or IH = Interstate CT = Court ST = Street 2 = Service/Frontage Road SP = Spur US = US Highway Ref. Marker CIR = Circle SH = State Highway CR = County Road 3 = Entrance/On Ramp DR = Drive N = North PL = Place FM = Farm to Market PR = Park Road 4 = Exit/Off Ramp NE = Northeast AVE = Avenue PARK = Park BLVD = Boulevard PV = Private Road RR = Ranch Road 5 = Connector/Flyover E ≈ East PKWY = Parkway CV = Cove RC = Recreational Road 98 = Other (Explain in Narrative) RM = Ranch to Market SE = Southeast LR = Local Road/Street (Street, Road, Ave., LN = Lane BI = Business Interstate S = South Blvd., Pl., Trl., Beach, Alley, Boat Ramp, etc.) FWY = Freeway BU = Business US SW = Southwest HWY = Highway BS = Business State W = WestWAY = Way BF = Business FM NW = Northwest TRL = Trail SL = State Loop LOOP = Loop TL = Toll Road 8. Driver License/ID 6. Vehicle Color 7. Body Style
P2 = Passenger Car, 2-Door 5. Unit Description BGE = Beige PC = Police Car/Truck ONG = Orange Type = Motor Vehicle P4 = Passenger Car, 4-Door PM = Police Motorcycle PNK = Pink BI K = Black 1 = Driver License 2 ≈ Train TL = Trailer, Semi-Trailer, or Pole Trailer BLU = Blue PLE = Purple PK = Pickup 2 = Commercial Driver Lic. 3 = Pedalcyclist BRZ = Bronze RED = Red AM = Ambulance TR = Truck 4 = Pedestrian 3 = Occupational TT = Truck Tractor 4 = ID Card 5 = Motorized BRO = Brown SIL = Silver BU = Bus VN = Van SB = Yellow School Bus Conveyance CAM = Camouflage TAN = Tan 5 = Unlicensed TEA = Teal (green) 98 = Other (Explain in Narrative) FE = Farm Equipment CPR = Copper 98 = Other 6 = Towed/Trailer 99 = Linknown GLD = Gold TRQ = Turquoise (blue) 99 = Unknown 7 = Non-Contact GRY = Gray WHI = White MC = Motorcycle 98 = Other (Explain in GRN = Green YEL = Yellow SV = Sport Utility Vehicle Narrative) 98 = Other (Explain in MAR = Maroon Narrative) MUL = Multicolored 99 = Unknown 9. Driver License 10. Commercial Driver 11. Driver License Restrictions L = Vehicle w/o Air Brakes - Applies to T = Automatic Transmission License Endorsements A = With Corrective Lenses Class | Vehicles Requiring CDL U = Applicable Prosthetic Devices B = LOFS Age 21 or Over H = Hazardous Materials A = Class A V = Applicable Vehicle Devices M = CDL Intrastate Commerce Only C = Daytime Only AM = Class A and M N = Tank Vehicles W = Power Steering N = Ignition Interlock Required D = Not to Exceed 45 MPH B = Class B P = Passengers X = Vehicle Not to Exceed Class C O = Occ./Essent, Need DL-No CMV-E = No Expressway Driving BM = Class B and M S = School Bus Y = Valid TX Vision or Limb Waiver F = Must Hold Valid Learner Lic. to MM/DD/YY See Court Order T = Double/Triple Trailer C = Class C P = Stated on License Reg'd. G = TRC 545.424 Applies until MM/DD/YY CM = Class C and M X = Tank Vehicle with Z = Valid Fed. Vision or Limb Waiver Q = LOFS 21 or Over Vehicle Above HazMat H = Vehicle Not to Exceed 26,000 lbs GVWR M = Class M Reg'd. I = Motorcycle Not to Exceed 250 CC 5 = Unlicensed 5 = Unlicensed R = LOFS 21 or Over Vehicle Above 5 = Unlicensed 96 = None J = Licensed Motorcycle Operator Age 21 98 = Other/Out of State Class C 96 = None 98 = Other/Out of State or Over in Sight 99 = Unknown 98 = Other/Out of State S = Outside Rear View Mirror or K = Moped 99 = Unknown 99 = Unknown Hearing Aid 12. Person Type 13. Seat Position 14. Injury Severity 15. Ethnicity 16. Sex 17. Ejected 1 = Driver 10 = Cargo Area A = Incapacitating injury W = White 1 = Male 1 = No1 = Front Left 2 = Yes 2 = Passenger/Occupant 2 = Front Center 11 = Outside Vehicle B = Non-Incapacitating B = Black 2 = Female 3 = Yes, Partial H = Hispanic 99 = Unknown 3 = Front Right 13 = Other in Vehicle Iniury 3 = Pedalcyclist C = Possible Injury 97 = Not 4 = Second Seat Left 14 = Passenger in Bus A = Asian 4 = Pedestrian 5 = Driver of Motorcycle Type Vehicle 5 = Second Seat Center 16 = Pedestrian, Pedalcyclist, K = Killed I = Amer. Indian/ Applicable 6 = Second Seat Right or Motorized Conveyance N = Not Injured Alaskan Native 99 = Unknown 99 = Unknown 7 = Third Seat Left 98 = Other (Explain in 98 = OtherVehicle 99 = Unknown 98 = Other (Explain in Narrative) 8 = Third Seat Center Narrative) 99 = Unknown 9 = Third Seat Right 99 = Unknown 19. Airbaq 18. Restraint Used 7 = Child Booster Seat 27. Vehicle Damage Rating 1 = Not Deployed 1 = Shoulder and Lap Belt 96 = None 2 = Deployed, Front In most cases, enter in the format 2 = Shoulder Belt Only XX-ABC-Y, where 97 = Not Applicable 3 = Lap Belt Only 3 = Deployed, Side XX is the Direction of Force (1-12), 98 = Other (Explain in 4 = Child Seat, Facing Forward 4 = Deployed, Rear ABC is the Damage Description 2- or 3-Narrative) 5 = Deployed, Multiple 97 = Not Applicable 5 = Child Seat, Facing Rear letter code), 10 6 = Child Seat Unknown and Y is the Damage Severity (0-7) 99 = Unknown 20. Helmet Use 21. Solicitation 22. Alcohol Specimen Type RFQ In special cases, use: 1 = Not Worn Y = Solicit 1 = Breath VB-1 = vehicle burned, NOT due to 2 = Blood2 = Worn, Damaged N = No Solicit collision 3 = Urine 3 = Worn, Not Damaged VB-7 = vehicle catches fire due to the LD RD 4 = Worn, Unk. Damage 4 = Refused collision 96 = None 97 = Not Applicable TP-0 = top damage only 98 = Other (Explain in Narrative) 99 = Unknown if Worn VX-0 = undercarriage damage only RP MC-1 = motorcycle, moped, scooter, 25. Drug Category 23. Drug Specimen Type 2 = CNS Depressants 2 = Blood NA = Not Applicable (Farm Tractor, 3 = CNS Stimulants 3 = Urine etc.) 4 = Refused 4 = Hallucinogens R&T 96 = None 6 = Narcotic Analgesics 98 = Other (Explain in Narrative) 7 = Inhalants LBQ 9 10 2₃ RBQ 8 = Cannabis 24. Drug Test Result 10 = Disassociative Anesthetics 11 = Multiple Drugs (Explain in Narrative) 1 = Positive 2 = Negative 97 = Not Applicable 6 BC 98 = Other Drugs (Explain in Narrative) 97 = Not Applicable 99 = Unknown 99 = Unknown 26. Financial Responsibility Type = Liability Insurance Policy 5 = Certificate of Deposit with Comptroller 6 = Certificate of Deposit with County Judge 2 = Proof of Liability Insurance 7 = Certificate of Self-Insurance 3 = Insurance Binder 4 = Surety Bond

Texas Peace Officer's Crash Report – Code Sheet
Numbered Fields on the CR-3 Refer to the Numbered Lists on this Code Sheet. Each list includes the codes that may be entered on

Page 2 of 2
Law Enforcement and TxDOT Use ONLY.

e form and the description or 28. Vehicle Operation		er ID Type	30. Roadwa	v Access	31. Vehicle Tv	/pe	32. Hazardo	us Material Class Numb
1 = Interstate Commerce	1 = US DO		1 = Full Acces		1 = Passenger Ca		1 = Explosives	
2 = Intrastate Commerce	2 = TxDOT		2 = Partial Acc		2 = Light Truck	4 1	2 = Gases	
	3 = ICC/MC		3 = No Access		3 = Bus (9-15)		3 = Flammable	Liquids
3 = Not in Commerce	96 = None	,	- No Access	CONTROL	4 = Bus (>15)		4 = Flammable	
4 = Government		(Contain in Alessativa)				ruck 2 Aylon & Tiron		and Organic Peroxides
5 = Personal	as = Otner	(Explain in Narrative)	1			ruck 2 Axles 6 Tires		
		*				ruck 3 or More Axles		rials and Infectious Substance
					7 = Truck Trailer		7 = Radioactive	
	1				8 = Truck Tractor		8 = Corrosive I	
					9 = Tractor/Semi	Trailer	9 = Miscellane	ous Dangerous Goods
					10 = Tractor/Doub	ble Trailer		
•					11 = Tractor/Tripl	le Trailer		
					98 = Other (Expla			
		•			99 = Unknown He			
					So Cindiowillia	ouvy indon		
33. Cargo Body Style 1 = Bus (9-15)					34. Trailer Typ	ne		
4 = Due (0.45)	8 = Auto Tr	ansporter 15 =	Vehicle Towing	Another	1 = Full Trailer	20		
1 = Bus (9-15)	9 = Garbag			711011101				
2 = Bus (>15)					2 = Semi-Trailer			
3 = Van/Enclosed Box			Not Applicable		3 = Pole Trailer			
4 = Cargo Tank	11 = Pole		Other (Explain	n Narrative)				
5 = Flatbed	13 = Interm							
6 = Dump	14 = Loggir	ıg						
2 = Bus (>15) 3 = Van/Enclosed Box 4 = Cargo Tank 5 = Flatbed 6 = Dump 7 = Concrete Mixer	;							
	4				L		·····	
35. Sequence of Even		0 1 0-1	lalanı E	st Callus	47	- Collinion Involving A	nimal	,
1 = Non-Collision: Ran Off			ision: Equipmer	ıı railüre		= Collision Involving A		
2 = Non-Collision: Jackknif		10 = Non-Col				= Collision Involving F		
3 = Non-Collision: Overturn	Rollover		lision: Unknowr			= Collision With Work		
4 = Non-Collision: Downhill			Involving Pede			= Collision With Other		
5 = Non-Collision: Cargo L			Involving Motor			= Collision With Unknown		oject
6 = Non-Collision: Explosio			Involving Parke			= Other (Explain in Na	rrative)	
7 = Non-Collision: Separati			Involving Train				•	
7 - Non-Collision: Geparati B = Non-Collision: Cross M			Involving Peda	icvcle				
36. Factors and Condi	itions							
1 = Animal on Road - Dome		3:	3 = Failed to Yie	ld ROW Op	en Intersection	56 = Pa	rked without Lig	hts
2 = Animal on Road - Wild		34	4 = Failed to Yie	ld ROW - Pri	rate Drive		ssed in No Pass	
3 = Backed without Safety		3!	5 = Failed to Yie	ld ROW - Sto	p Sign	58 = Pa	ssed on Right S	houlder
4 = Changed Lane when Ur	neafa		6 = Failed to Yie				destrian FTYRC	
			7 = Failed to Yie				safe Speed	
14 = Disabled in Traffic Lan			B = Failed to Yie				eeding - (Over	l imit)
15 = Disregard Stop and Go			9 = Failed to Yie					(Explain in Narrative)
16 = Disregard Stop Sign of					ia sign			
17 = Disregard Turn Marks			D = Fatigued or					- Cut Corner on Left
18 = Disregard Warning Sig	ın at Constru		1 = Faulty Evasi				rned Improperly	
19 = Distraction in Vehicle			2 = Fire in Vehic				rned Improperly	
20 = Driver Inattention			3 = Fleeing or E				rned when Unsa	
21 = Drove Without Headlig			4 = Followed To				der Influence –	
22 = Failed to Control Spee			5 = Had Been D				der Influence –	
23 = Failed to Drive in Sing		4	3 = Handicappe	Driver (Expl	ain in Narrative)	69 = Wr	ong Side - App	roach or Intersection
24 = Falled to Give Half of			7 = III (Explain in		•		ong Side - Not	
25 = Failed to Heed Warnin			B = Impaired Vis		in Narrative)		ong Way - One	
.o - ; ansu to need yvalililit	e Oigii Cofoly		9 = Improper Sta				II/Mobile Phone	
26 = Failed to Pass to Left \$	Jailety L Cafaliii	- 50	0 = Load Not Se				ad Rage	
i = Falled to Pass to Right	Sarely		1 = Opened Doc		ane		au Raye ner (Explain in N	larrative)
8 = Falled to Signal or Gav	ve wrong Sig	naı 5				90 - Oli	e (Exhigin ii) i	ianalive)
29 = Failed to Stop at Prope	er Place	5	2 = Oversized V					
30 = Failed to Stop for Scho	ool Bus	5	3 = Overtake an					
26 = Failed to Pass to Left \$ 27 = Failed to Pass to Right 28 = Failed to Signal or Gav 29 = Failed to Stop at Prope 30 = Failed to Stop for Scho 31 = Failed to Stop for Train 32 = Failed to Yield ROW —	ו	5	4 = Parked and		srakes			
	Emergency	Vehicle 5	5 = Parked in Tr	aitic Lane				
7. Vehicle Defects		38. Weather Co	ndition	20 11	ht Condition		40 E	Intering Roads
Defective with the "		4 - Class	HAINAII					
= Detective or No Headla	nips	1 = Clear		1 = Day				ree Entering Roads - T
5 = Defective or No Headlar 5 = Defective or No Stop La 7 = Defective or No Tail Lar 8 = Defective or No Turn Si	mps	2 = Cloudy			, Not Lighted			ree Entering Roads – Y
= Defective or No Tail Lar	nps	3 = Rain			k, Lighted			ur Entering Roads
3 = Defective or No Turn Si	gnal Lamps	4 = Sleet/Hail			c, Unknown Lightin	ng		e Entering Roads
	Brakes	5 = Snow		5 = Daw				k Entering Roads
= Defective or No Trailer	e Brakes	6 = Fog		6 = Dus				affic Circle
9 = Defective or No Trailer I 10 = Defective or No Vehicl	chanism	7 = Blowing Sand/S	Snow		ner (Explain în Nar	rative)		overleaf
9 = Defective or No Trailer (10 = Defective or No Vehicl		8 = Severe Crossw	inds	· 99 = Un	known		97 = N	lot Applicable
9 = Defective or No Trailer (10 = Defective or No Vehict 11 = Defective Steering Me	S	98 = Other (Explain						other (Explain in Narrative)
 Defective or No Trailer if Defective or No Vehich Defective Steering Me Defective or Slick Tires 			/	+				,
Defective or No Trailer if Defective or No Vehicler Defective Steering Me Defective or Slick Tires Defective Trailer Hitch		99 = Unknown			· · · · · · · · · · · · · · · · · · ·			
9 = Defective or No Trailer to a Defective or No Vehict of the English of the Eng		99 = Unknown	·····			44. Traffic Control		
9 = Defective or No Trailer I 0 = Defective or No Vehict 11 = Defective Steering Me 12 = Defective or Slick Tires 13 = Defective Trailer Hitch 08 = Other (Explain in Narra			ment 43	Surface C	<u>ondition</u>	44. Hallic Control		11 = Center Stripe/Divider
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Defective or No Trailer I Defective or No Vehict Defective Steering Me Defective Steering Me Defective or Slick Tires Defective Trailer Hitch See Other (Explain in Narra Noadway Type Two-Way, Not Divided	ative)	99 = Unknown 42. Roadway Aligr 1 = Straight, Level	1 =	Dry		2 = Inoperative (Explai	n in Narrative)	12 = No Passing Zone
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9 - Defective or No Trailer I 10 = Defective or No Vehid 11 = Defective or Silck Tirer 12 = Defective or Silck Tirer 13 = Defective Trailer Hitch 13 = Defective Trailer Hitch 14 - Roadway Type 1 = Two-Way, Not Divided 2 = Two-Way, Divided, Unp 16 de Two-Way, Divided, Prot 16 de Two-Way, Divided, Prot 16 de Two-Way 16 de Two-Way 17 de Two-Way 18 e Two-Way 18 e Two-Way	rotected ected	99 = Unknown 42. Roadway Align 1 = Straight, Level 2 = Straight, Hillcrest 4 = Curve, Level 5 = Curve, Grade 6 = Curve, Hillcrest	1 = 2 = 3 = 4 = 5 = 6 = Narrative)	Dry Wet Standing Wa Snow Slush Ice Sand, Mud, I	ter Dirt	2 = Inoperative (Explai 3 = Officer 4 = Flagman 5 = Signal Light 6 = Flashing Red Light 7 = Flashing Yellow Lig	n in Narrative)	12 = No Passing Zone 13 = RR Gate/Signal 15 = Crosswalk 16 = Bike Lane

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4

Police Reports

1466081-WE - 1 - Texas

Department of Public Safety - Highway Patrol L&R

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator CIVIL ACTION NO. 3-11CV0207-N Of the Estate of WYNDELL GREENE, SR., et al TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et al

AFFIDAVIT
BEFORE ME, the undersigned authority personally appeared Branchon North
My name is BRANDIA NEGRI I am over 18 years of age, of sound mind, capable of making this affidavit, and personally acquainted with the facts therein stated and they are true and correct.
I am the custodian of records/tangible items of: TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL
The attached records and/or tangible items are part of this affidavit. These said records and/or tangible items are kept in the regular course of business, and it was the regular course of business of TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL, for an employee or representative of TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL, with personal knowledge of the act, event, condition, opinion or diagnosis recorded to make the memorandum or record or to transmit information thereof to be included in such memorandum or record; and the records and/or tangible items were made at or near the time of the act, event or condition recorded or reasonably soon thereafter.
The records and/or tangible items attached hereto are the originals or exact copies of the originals or are true copies of the microfiche on which the image of the original documents and/or tangible items have been transferred and nothing has been removed from the original file before making these copies.
THE RECORDS/TANGIBLE ITEMS ATTACHED HERETO ARE TRUE, CORRECT AND COMPLETE.
SWORN TO AND SUBSCRIBED before me on the
THE THE PARTY OF T

Order No. 01-46099-002

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al vs. TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et al	© © © © © © ©	CIVIL ACTION NO. 3-11CV0207-N
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NOTICE OF INTENTION FOR PRODUCTION OF DOCUMENTS

TO: ALL PARTIES BY AND THROUGH THEIR ATTORNEY(S) OF RECORD AS PROVIDED IN THE ATTACHED SERVICE LIST.

You will take notice that fourteen (14) days after the service hereof, the custodian of records for:

TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL (Investigative Files)
111 TEJAS DRIVE TERRELL, TX 75160-6567
KAUFMAN COUNTY SHERIFF'S OFFICE (Investigative Files)

KAUFMAN COUNTY DETENSION CENTER 1900 E. US HWY 175 KAUFMAN, TX 75142

Shall receive a Subpoena to produce documents on or before 08/08/2011, or any other agreed upon time and/or place, before a Notary Public for:

Written Deposition Service, LLC 1750 Valley View Lane Suite 210 Dallas, TX 75234

or its designated agent, to be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rules 34 & 45, Federal Rules of Civil Procedure, that the authorized officer shall issue a Subpoena Duces Tecum and cause it to be served on the witness to produce any and all records as described on the attached Exhibit(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, and to turn all such records over to the authorized officer so that photographic reproductions of the same may be made and attached.

Order No. 01-46099

Respectfully Submitted,

SBA # 00785061

Bowman & Brooke, LLP

2711 N. Haskell Avenue, Ste 650

Dallas, TX 75204

(972) 616-1700 Fax (214) 824-3098 Attorney for Defendant

CERTIFICATE OF SERVICE

I certify, as authorized agent for the attorney of record, David P. Stone, that a true and exact copy of foregoing Notice of Intention For the Production of Documents was served to all attorneys of record in the above-styled and numbered matter, said service being effected in the following manner:

CERTIFIED MAIL/RETURN RECEIPT REQUESTED	
HAND DELIVERY	
TELECOPY	
OVERNIGHT/NEXT DAY DELIVERY VIA LONE STAR OR UPS	
E-MAIL	
DATED: 7 20 1 BY:	~

SERVED TO ALL PARTIES LISTED BELOW:

Ollie Greene, et al vs. Toyota Motor Corporation, et al

ATTORNEYS OF RECORD

Aubrey Pittman
The Pittman Law Firm
100 Crescent Court, Suite 700
Dallas, TX 75201 (214) 459-3454 Fax (214) 853-5912
Attorney for Plaintiff

Daryl K. Washington Law Office of Daryl K. Washington 325 St. Paul, Suite 1975 Dallas, TX 75201 (214) 880-4883 Fax (214) 880-4885 Attorney for Plaintiff

ATTACHMENT

ANY AND ALL RECORDS, INCLUDING BUT NOT LIMITED TO, REPORTS OF CRIMINAL CHARGES, THE INVESTIGATIVE FILES, POLICE REPORTS, ACCIDENT REPORTS, INCIDENT REPORTS, ALL LOGS, LISTS AND CONTRACTS FOR ALL PERSONNEL ON THE SCENE OF THE ACCIDENT, DISPATCH LOGS, WITNESS STATEMENTS (WRITTEN OR ORAL), ANY AND ALL ACTUAL PRINT PHOTOGRAPHS AND ACTUAL NEGATIVES OF SUCH PHOTOGRAPHS (OR MAKE THE NEGATIVES AVAILABLE FOR SCANNING BY A REPRESENTATIVE OF THE FIRM, BOWMAN & BROOKE, LLP), VIDEOTAPES (INCLUDING IN-DASH VIDEOS FROM MOTOR VEHICLES), 911 TRANSCRIPT AND TAPE, DRAWINGS, MEASUREMENTS, INTERVIEWS, SUPPLEMENTAL REPORTS, OFFICER FIELD NOTES, E-MAIL TRANSMISSIONS, INCIDENT RECONSTRUCTIONS, INCLUDING BUT NOT LIMITED TO INCIDENT SCENE MEASUREMENTS. COORDINATES. CHARTS. DIAGRAMS. DRAWINGS, COMPLETED BY ANY OFFICER WHETHER AT THE SCENE OR IN A SUBSEQUENT INVESTIGATION OF THE INCIDENT, NOTES, PAPERS, FILES, MEMORANDA, ALL DOCUMENTS EXISTING IN ELECTRONIC OR MAGNETIC FORM, INCLUDING CORRESPONDENCE AND DIGITAL PHOTOGRAPHS AND ALL TANGIBLE THINGS IN THE POSSESSION, CUSTODY OR CONTROL OF THE SAID WITNESS AND EVERY SUCH RECORDS TO WHICH THE WITNESS MAY HAVE ACCESS PERTAINING TO AN ACCIDENT WHICH OCCURRED ON 5/28/10 IN KAUFMAN COUNTY INVOLVING WYNDELL GREENE, SR., LAKEYSHA GREENE, WYNDELL GREENE, II AND WESLEIGH GREENE

United States District Court

FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al

SUBPOENA IN A CIVIL CASE

vs.
TOYOTA MOTOR CORPORATION, TOYOTA
MOTOR MANUFACTURING NORTH AMERICA, et

Civil Action Number: 3-11CV0207-N

TO: Custodian of Records for:	TEXAS DEPARTMENT OF PUBLIC S. 111 TEJAS DRIVE TERRELL, TX 75160-6567 (972) 551-60	
YOU ARE COMMANDED to to testify in the above case.	appear in the United States District Court at th	e place, date, and time specified below
PLACE OF TESTIMONY		COURTROOM
		DATE AND TIME
YOU ARE COMMANDED to deposition in the above case.	appear at the place, date, and time specified	l below to testify at the taking of a
PLACE OF DEPOSITION		DATE AND TIME
the place, date, and time specifie charges, the investigative files, police reports, logs, witness statements (written or oral), any a a representative of the firm, bowman & brooke, supplemental reports, officer field notes, e-m coordinates, and/or drawings, completed by any consumers of the fermion of the present edge.	O produce and permit inspection and copying of delow (list documents or objects): Any and all reaccident reports, incident reports, all logs, lists and contracts ind all actual print photographs and actual negatives of such photolep, videotrapes (recluding in-hash videos from motor vehicles), spil all transmissions, inclident reconstructions, incliding but not limited from the fitted at the scene or in a subsequent investigation of the georgespondence and digital photographs and all transible things y have access pertaining to an accident which occurred on \$728/10 in (ccident on \$728/10 in \$728/10.	ECORDS, INCLUDING BUT NOT LIMITED TO, REPORTS OF CRIMINAL FOR ALL PERSONNEL ON THE SCENE OF THE ACCIDENT, DISPATCH DGRAPHS (OR MAKE THE NEGATIVES AVAILABLE FOR SCANNING BY TRANSCRIPT AND TAPE, DRAWINGS, MEASUREMENTS, INTERVIEWS, MITED TO INCIDENT SCENE DIAGRAMS, CHARTS, MEASUREMENTS, E INCIDENT, NOTES, PAPERS, RILES, MEMORANDA, ALL DOCUMENTS, IN THE POSSESSION. CUSTODY OR CONTROL OF THE SAID WITNESS
PLACE		DATE AND TIME
	111 TEJAS DRIVE FERRELL, TX 75160-6567	AT 10:00 A.M. ON 08/08/2011
YOU ARE COMMANDED	to permit inspection of the following premises a	at the date and time specified below.
PREMISES		DATE AND TIME
more officers, directors, or manage	arty to this suit that is subpoenaed for the takin ging agents, or other persons who consent to te ters on which the person will testify. Federal R	estify on its behalt, and may set forth, for
ISSUING OFFICER SIGNATURE AND TITLE (INDICAL STATE OF THE	Attorney for Defendant	7/20/11
David P. Stone		

Bowman & Brooke, LLP

2711 N. Haskell Avenue, Ste 650, Dallas, TX 75204 (972) 616-1700

		PROOF OF SERVICE
	DATE	PLACE
SERVED		
VED ON (PRINT NAME)		MANNER OF SERVICE
RVED BY (PRINT NAME)		TITLE
	D	ECLARATION OF SERVER
declare under penalty of ontained in the Proof of S	perjury under the la ervice is true and co	aws of the United States of America that the foregoing information orrect.
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Rule 45, Federal Rules of Civil Procedure, Subdivisions (c), (d) and (e), as amended on December 1, 2006:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(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 on behalf of 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's fee.

(2) (A) A person commanded to produce and permit inspection, copying, testing, or sampling of designated electronically stored information, books, papers, documents 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.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit

- inspection, copying, testing, or sampling may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to producing any or all of the designated materials or inspection of the premises – or to produce electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect, copy, test or sample 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, inspection, copying, testing, or sampling. Such an order to compel shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection, copying, testing, or sampling commanded.

 (3) (A) On timely motion, the court by which a subpoena was issued shall quash or
- modify the subpoena if it

(I) fails to allow reasonable time for compliance;

- (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person.
- except that, subject to the provisions of clauses (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:
- (iii) requires disclosure of privileged or other protected matter and no exception or
- (iv) subjects a person to undue burden.
- (B) If a subpoena
 - (I) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
 - (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
 - (iii) requires a person who is not a party or an officer of a party to incur substantial expense 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.

(d) DUTIES IN RESPONDING TO SUBPOENA.

- (1) (A) 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.
- (B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably usable.
- (C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.
- (D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery
- (2)(A) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trail-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.
- (B) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, any party that received the information of the data that the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.
- (e) CONTEMPT. Failure of any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena issued. An adequate cause for failure to obey exists when a subpoena purports to require a nonparty to attend or produce at a place not within the limits provided by clause (ii) of subparagraph (c)(3)(A)

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Γ		Unit Num.	Prsn. Num.		Taken To			Taker	ву				e of Death DD/YYYY)		Time of Death (24HRMM)						
l		3	1	PARKL	AND DALLAS		AIR-	EVAC GI	REENVIL	LE		/	_/	1 1 1	шш						
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EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
1473988-WE - 1 - Elmo
Volunteer Fire Department CRS Legals and Records

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al vs. TOYOTA MOTOR CORPORATION, TOYOTA	\$ \$ \$ \$ \$ \$ \$	CIVIL ACTION NO. 3-11CV0207-N
TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et al	\$ §	

OYOTA MOTOR CORPORATION, TOYOTA § OTOR MANUFACTURING NORTH AMERICA, et al §
AFFIDAVIT
BEFORE ME, the undersigned authority personally appeared who, being by me duly sworn, deposed as follows: My name is Bill Wynn first. I am over 18 years of age, of sound mind, capable of making this affidavit, and personally acquainted with the facts therein stated and they are true and correct.
I am the custodian of records/tangible items of: ELMO VOLUNTEER FIRE DEPARTMENT
The attached records and/or tangible items are part of this affidavit. These said records and/or tangible items are kept in the regular course of business, and it was the regular course of business of ELMO VOLUNTEER FIRE DEPARTMENT, for an employee or representative of ELMO VOLUNTEER FIRE DEPARTMENT, with personal knowledge of the act, event, condition, opinion or diagnosis recorded to make the memorandum or record or to transmit information thereof to be included in such memorandum or record; and the records and/or tangible items were made at or near the time of the act, event or condition recorded or reasonably soon thereafter.
The records and/or tangible items attached hereto are the originals or exact copies of the originals or are true copies of the microfiche on which the image of the original documents and/or tangible items have been transferred and nothing has been removed from the original file before making these copies.
THE RECORDS/TANGIBLE ITEMS ATTACHED HERETO ARE TRUE, CORRECT AND COMPLETE.
CUSTODIAN OF RECORD
SWORN TO AND SUBSCRIBED before me on the 18 day of 1,1915, 201.
RHONDA F. LASTER MY COMMISSION EXPIRES July 24, 2015 SIGNATURE OF NOTARY PUBLIC IN AND FOR THE STATE OF TX My Commission expires

Order No. **01-46099-007**

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the	§	
Surviving parent of WYNDELL GREENE, SR.,	§	
WILLIAM GREENE, as the Administrator	§	
Of the Estate of WYNDELL GREENE, SR., et al	§	CIVIL ACTION NO. 3-11CV0207-N
vs.	§	
TOYOTA MOTOR CORPORATION, TOYOTA	§	
MOTOR MANUFACTURING NORTH AMERICA, et al	§	

NOTICE OF INTENTION FOR PRODUCTION OF DOCUMENTS

TO: ALL PARTIES BY AND THROUGH THEIR ATTORNEY(S) OF RECORD AS PROVIDED IN THE ATTACHED SERVICE LIST.

You will take notice that fourteen (14) days after the service hereof, the custodian of records for:

ELMO VOLUNTEER FIRE DEPARTMENT (Client Record Scope)
12777 FM 2728 TERRELL, TX 75161
ABLE SPRINGS VOLUNTEER FIRE DEPARTMENT (Client Record Scope)
30108 FM 429 TERRELL, TX 75161

Shall receive a Subpoena to produce documents on or before 08/08/2011, or any other agreed upon time and/or place, before a Notary Public for:

Written Deposition Service, LLC 1750 Valley View Lane Suite 210 Dallas, TX 75234

or its designated agent, to be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rules 34 & 45, Federal Rules of Civil Procedure, that the authorized officer shall issue a Subpoena Duces Tecum and cause it to be served on the witness to produce any and all records as described on the attached Exhibit(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, and to turn all such records over to the authorized officer so that photographic reproductions of the same may be made and attached.

Order No. 01-46099

Respectfully Submitted,

SBA # 00785061

Bowman & Brooke, LLP

2711 N. Haskell Avenue, Ste 650

Dallas, TX 75204 (972) 616-1700 Fax (214) 824-3098 Attorney for Defendant

CERTIFICATE OF SERVICE

I certify, as authorized agent for the attorney of record, David P. Stone, that a true and exact copy of foregoing Notice of Intention For the Production of Documents was served to all attorneys of record in the above-styled and numbered matter, said service being effected in the following manner:

CERTIFIED MAIL/RETURN RECEIPT REQUESTED	
HAND DELIVERY	
TELECOPY	
OVERNIGHT/NEXT DAY DELIVERY VIA LONE STAR OR UPS	
E-MAIL	
DATED: 7/20/11 BY: Unday	\
ED TO ALL DADTIES LISTED DELOW	

SERVED TO ALL PARTIES LISTED BELOW:

Ollie Greene, et al vs. Toyota Motor Corporation, et al

ATTORNEYS OF RECORD

Aubrey Pittman
The Pittman Law Firm
100 Crescent Court, Suite 700
Dallas, TX 75201 (214) 459-3454 Fax (214) 853-5912
Attorney for Plaintiff

Daryl K. Washington Law Office of Daryl K. Washington 325 St. Paul, Suite 1975 Dallas, TX 75201 (214) 880-4883 Fax (214) 880-4885 Attorney for Plaintiff

ATTACHMENT

ANY AND ALL AMBULANCE/TRANSPORT RECORDS (EXCLUDING BILLING RECORDS), INCLUDING BUT NOT LIMITED TO, ACTIVITY REPORTS, FIRST RESPONDER RECORDS, DISPATCH REPORTS, RUN SHEETS, PATIENT INFORMATION SHEETS, AIR AMBULANCE REPORTS, MEDICAL FILES, PSYCHIATRIC AND PSYCHOLOGICAL RECORDS, INSURANCE CLAIMS FILED, TREATMENT NOTES, PHOTOGRAPHS, VIDEOS, PRESCRIPTIONS, X-RAY AND LABORATORY REPORTS, NARRATIVE REPORTS, DOCUMENTS, NOTES, CHARTS, MEMORANDUMS, SUPPLEMENTAL REPORTS, EMERGENCY RECORDS, CORRESPONDENCE, REPORTS, CALL SHEETS, EVERY SUCH RECORD INCLUDING THOSE EXISTING IN ELECTRONIC OR MAGNETIC FORM AND ALL OTHER DOCUMENTS IN THE POSSESSION, CUSTODY OR CONTROL OF THE SAID WITNESS PERTAINING TO AN ACCIDENT ON 5/28/10 INVOLVING WYNDELL GREENE, SR., LAKEYSHA GREENE, WYNDELL GREENE, II AND WESLEIGH GREENE

United States District Court

FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al vs.
TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et

SUBPOENA IN A CIVIL CASE

Civil Action Number: 3-11CV0207-N

TO:	Custodian of Records for:	ELMO VOLUNTEER FIRE DEPARTM 12777 FM 2728 TERRELL, TX 75161 (972) 563-2344	MENT
	YOU ARE COMMANDED to apstify in the above case.	pear in the United States District Court at the	ne place, date, and time specified below
	OF TESTIMONY		COURTROOM
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PLACE			DATE AND TIME
The o		77 FM 2728 RRELL, TX 75161	AT 10:00 A.M. ON 08/08/2011
	YOU ARE COMMANDED to I	permit inspection of the following premises a	at the date and time specified below.
PREMIS	SES		DATE AND TIME
more each	e officers, directors, or managing	to this suit that is subpoenaed for the taking agents, or other persons who consent to to so which the person will testify. Federal R	estify on its behalf, and may set forth, for
ISSUIN	G OFFICER SIGNATURE AND TITLE (INDICATE IF	ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
/	David Stone	Attorney for Defendant	7/20/11
	G OFFICER'S NAME, ADDRESS AND PHONE NUM d P. Stone	MBER	,
Bowi	man & Brooke, LLP N. Haskell Avenue, Ste 650 , Da	llas TX 75204 (972) 616-1700	

		PROOF OF SERVICE
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SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE
		DECLARATION OF SERVER
ı declare under penalty of contained in the Proof of So	f perjury under the ervice is true and c	aws of the United States of America that the foregoing information orrect.
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		ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Subdivisions (c), (d) and (e), as amended on December 1, 2006:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(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 on behalf of 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's fee.

(2) (A) A person commanded to produce and permit inspection, copying, testing, or sampling of designated electronically stored information, books, papers, documents 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.

- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection, copying, testing, or sampling may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to producing any or all of the designated materials or inspection of the premises or to produce electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect, copy, test or sample 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, inspection, copying, testing, or sampling. Such an order to compel shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection, copying, testing, or sampling commanded.
- (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(I) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person,

except that, subject to the provisions of clauses (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;

- (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or
 - (iv) subjects a person to undue burden.
- (B) If a subpoena
 - (I) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
 - (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
 - (iii) requires a person who is not a party or an officer of a party to incur substantial expense 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.

(d) DUTIES IN RESPONDING TO SUBPOENA.

- (1) (A) 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.
- (B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably usable.
- (C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.
- (D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2)(A) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trail-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.

- (B) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.
- (e) CONTEMPT. Failure of any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena issued. An adequate cause for failure to obey exists when a subpoena purports to require a nonparty to attend or produce at a place not within the limits provided by clause (ii) of subparagraph (c)(3)(A).

ATTACHMENT

ANY AND ALL AMBULANCE/TRANSPORT RECORDS (EXCLUDING BILLING RECORDS), INCLUDING BUT NOT LIMITED TO, ACTIVITY REPORTS, FIRST RESPONDER RECORDS, DISPATCH REPORTS, RUN SHEETS, PATIENT INFORMATION SHEETS, AIR AMBULANCE REPORTS, MEDICAL FILES, PSYCHIATRIC AND PSYCHOLOGICAL RECORDS, INSURANCE CLAIMS FILED, TREATMENT NOTES, PHOTOGRAPHS, VIDEOS, PRESCRIPTIONS, X-RAY AND LABORATORY REPORTS, NARRATIVE REPORTS, DOCUMENTS, NOTES, CHARTS, MEMORANDUMS, SUPPLEMENTAL REPORTS, EMERGENCY RECORDS, CORRESPONDENCE, REPORTS, CALL SHEETS, EVERY SUCH RECORD INCLUDING THOSE EXISTING IN ELECTRONIC OR MAGNETIC FORM AND ALL OTHER DOCUMENTS IN THE POSSESSION, CUSTODY OR CONTROL OF THE SAID WITNESS PERTAINING TO AN ACCIDENT ON 5/28/10 INVOLVING WYNDELL GREENE, SR., LAKEYSHA GREENE, WYNDELL GREENE, II AND WESLEIGH GREENE

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В	Location* Street address Intersection In front of Rear of Adjacent to Intersections	Number/Milepost Prefi	street	set or Highway Street Type Suffix TX 75118 -
С	Incident Type			Date & Times Midnight is 0000 E2 Shift & Alarms
Incid	2 Motor vehicle	Received *	Check be	boxes if are the as Alarm ALARM always required ARRIVAL required, unless canceled or did not arrive
-	Mutual aid receiv Automatic aid rec Mutual aid given Automatic aid giv Other aid given None	Their FDID Their State		Arrival * 05 28 2010 18:28:00 E3 CONTROLLED Optional, Except for wildland fires Controlled LAST UNIT CLEARED, required except for wildland fires Last Unit Cleared 05 29 2010 00:59:00 Special Study ID# Special Study Value
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Box if same				Position or rank	Assignment	Month Day Year
in charg	ge .					

NT404 05/28/2010 10-0000132

MM DD YYYY NT404 TX 5 28 2010	[001	Complete Narrative
---	-------	-----------------------

Narrative:

Four vehicle major MVA with three deaths, and four injuries one of witch is critical. Semi truck rear ended passenger car knocking it out of the way, car had three passengers all transported to baylor. The semi then hit a second car and knocked it into a second semi, causing the car to explode on impact, that car had four pass angers. The front seat passenger was ejected from the vehicle and on fire, she was DOA on are arrival, the two children in the back seat were dead and burned when we arrived, the driver was pulled from the wreckage with burns to the upper body by witness on scene. The driver of the first semi was also taking to area hospital to be checked out had minor injuries. Driver of the second semi had no injuries. We put the fire out and removed the bodies from the wreckage.

Elmo Vol Fire Dept NT404 05/28/2010 10-0000132

	MM DD EX 5 28 tate Incident Date	YYYY 2010] [001 Station		-0000132 nt Number *	000 Exposure *	Delete Change	NFIRS - 9 Apparatus or Resources
B Apparatus or * Resource	Check if same Month Da	as alarm date	Hour Min	Sent X	Number of * People	Use Check ONE box for eapparatus to indicatits main use at the incident.	ach te	ions Taken
1 ID [1 Type [11]	Arrival X 5	28 2010	18:26 18:28 00:59	X	[6]	Suppression KEMS Other	n .	
2 ID 3 I	Arrival X 5	28 2010	18:26 18:28 00:59	X	[0]	Suppression EMS Other	2	
3 ID [8 Type [16]	Arrival X 5	28 2010	18:26 18:28 00:59	X	<u> </u>	Suppression EMS Other	ı	
4 ID	Dispatch					Suppression EMS Other	1	
5 ID Type	Dispatch					Suppression EMS Other	1	
6 ID Type	Dispatch					Suppression EMS Other	1	
7 ID	Dispatch				LI	Suppression EMS Other	1	
8 ID L	Dispatch Clear Clear					Suppression EMS Other	1	
9 ID Type	Dispatch Dispatch Clear Dispatch				****	Suppression EMS Other	1	
Type of Apparatus								
Ground Fire Suppression Marine Equipment 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment Marine Equipment 51 Fire boat with pump 52 Boat, no pump 53 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other 91 Mobile command post 92 Chief officer car 93 HazMat unit							post	
21 Dozer or plow Medical & Rescue 94 Type 1 hand crew 22 Tractor 71 Rescue unit 95 Type 2 hand crew 24 Tanker or tender 72 Urban Search & rescue unit 99 Privately owned vehicle 20 Heavy equipment, other 73 High angle rescue unit 00 Other apparatus/resource Aircraft 75 BLS unit 41 Aircraft: fixed wing tanker 76 ALS unit NN None 42 Helitanker 70 Medical and rescue unit, other UU Undetermined							aw d vehicle	
43 Helicopter 40 Aircraft, other						NFIR	S-9 Revisi	ion 11/17/98

Elmo Vol Fire Dept NT404 05/28/2010 10-0000132

A	NT404	MM DD YYYY TX 5 28 2010 State * Incident Date *	001 Station		-0000132	Exposure *	Delete	FIRS - 10 Personnel
	Apparatus or Resource	Check if same as alarm date	Hours/mins	x	People app	Use ck ONE box for each aratus to indicate main use at the ident.	List up t	ns Taken o 4 actions apparatus personnel.
1	ID <u>1</u> Type <u>11</u>	Dispatch X 5 28 2010 Arrival X 5 28 2010 Clear 5 29 2010	0 18:28	Sent X	<u>[6]</u>	Suppression EMS Other		
	Personnel ID	Name	Rank or Grade	Attend X	Action Taken	Action Taken	Action Taken	Action Taken
006 007 012 017 037 046		Hunter, Mickey Crues, Roger Brumbelow, Randy Oswald, David RUSHING, GREG Oldaker, Charlie	FF CP FC LT PR	X X X X X				
2	ID 3	Arrival X 5 28 201	0 18:26 0 18:28 0 00:59	Sent X		Suppression LEMS Other		
	Personnel ID	Name	Rank or Grade	Attend X	Action Taken	Action Taken	Action Taken	Action Taken
3	ID 8	Arrival X 5 28 201	0	Sent X		Suppression LEMS Other		
	Personnel ID	Name	Rank or Grade	Attend X	Action Taken	Action Taken	Action Taken	Action Taken

NFIRS-10 Revision 11/17/98

NT404 05/28/2010 10-0000132

Responding | 001 | 5 28 [Incident Date NT404 TX | 2010 10-0000132 | 000 | Units/Personnel FDID Station Incident Number Exposure Notify Time Unit Enroute Time Arrival Time Cleared Time 18:26:00 18:26:00 18:28:00 00:59:00 1 E-1 Activity Role Position Staff ID\Staff Name Rank 006 Hunter, Mickey motor vechicle a Firefighter 007 Crues, Roger motor vechicle a Captain motor vechicle a Fire Chief Brumbelow, Randy D 012 motor vechicle a Lieutenant 017 Oswald, David E 037 RUSHING, GREG motor vechicle a Oldaker, Charlie motor vechicle a Probationar 046 18:26:00 18:28:00 00:59:00 3 E-2 18:26:00 Staff ID\Staff Name Activity Rank Position Role

18:26:00

Activity

18:26:00

Rank

18:28:00

Position

00:59:00

Role

Page 1 NT404 05/28/2010 10-0000132

Elmo Vol Fire Dept

8 BRUSH 1

Staff ID\Staff Name

NT404 TX	M DD 5 28 ↓ ident Date ★	YYYY 2010 001 10-000013 Station Incident Number		Responding Personnel
Staff ID\Staff Name	Unit	Activity Position	Rank PayScl	Hrs HrsPd Pts
006 Hunter, Mickey	1	MVA motor vechicle	FF	6.55 6.55 0.00
007 Crues, Roger	1	MVA motor vechicle	CP	6.55 6.55 0.00
012 Brumbelow, Randy D	1	MVA motor vechicle	FC	6.55 6.55 0.00
017 Oswald, David E	1	MVA motor vechicle	LT	6.55 6.55 0.00
037 RUSHING, GREG	1	MVA motor vechicle		6.55 6.55 0.00
046 Oldaker, Charlie	1	MVA motor vechicle	PR	6.55 6.55 0.00

Total Participants: 6 Total Personnel Hours: 39.30

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports

1473992-WE - 1 - Kaufman
County Sheriff's Office Investigative Legals and
Records

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the
Surviving parent of WYNDELL GREENE, SR.,
WILLIAM GREENE, as the Administrator
Of the Estate of WYNDELL GREENE, SR., et al
vs.
TOYOTA MOTOR CORPORATION, TOYOTA
MOTOR MANUFACTURING NORTH AMERICA, et al

S

CIVIL ACTION NO. 3-11CV0207-N

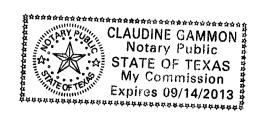
8

MOTOR MANUFACTURING NORTH AMERICA, et al

AFFIDAVIT

BEFORE ME, the undersigned authority personally appeared Robin Wing
who, being by me duly sworn, deposed as follows:
My name is
I am the custodian of records/tangible items of: KAUFMAN COUNTY SHERIFF'S OFFICE
The attached records and/or tangible items are part of this affidavit. These said records and/or tangible items are kept in the regular course of business, and it was the regular course of business of KAUFMAN COUNTY SHERIFF'S OFFICE, for an employee or representative of KAUFMAN COUNTY SHERIFF'S OFFICE, with personal knowledge of the act, event, condition, opinion or diagnosis recorded to make the memorandum or record or to transmit information thereof to be included in such memorandum or record; and the records and/or tangible items were made at or near the time of the act, event or condition recorded or reasonably soon thereafter.
The records and/or tangible items attached hereto are the originals or exact copies of the originals or are true copies of the microfiche on which the image of the original documents and/or tangible items have been transferred and nothing has been removed from the original file before making these copies.
THE RECORDS/TANGIBLE ITEMS ATTACHED HERETO ARE TRUE, CORRECT AND COMPLETE.
SWORN TO AND SUBSCRIBED before me on the 2 nd day of Queget, 20 11.
(landere/Sammon)
SIGNATURE OF NOTARY PUBLIC IN AND FOR THE STATE OF TX
My Commission expires 9/14/2613

Order No. 01-46099-005



IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the	§	
Surviving parent of WYNDELL GREENE, SR.,	§	
WILLIAM GREENE, as the Administrator	§ .	
Of the Estate of WYNDELL GREENE, SR., et al	§	CIVIL ACTION NO. 3-11CV0207-N
vs.	§	
TOYOTA MOTOR CORPORATION, TOYOTA	§	
MOTOR MANUFACTURING NORTH AMERICA, et al.	8	

NOTICE OF INTENTION FOR PRODUCTION OF DOCUMENTS

TO: ALL PARTIES BY AND THROUGH THEIR ATTORNEY(S) OF RECORD AS PROVIDED IN THE ATTACHED SERVICE LIST.

You will take notice that fourteen (14) days after the service hereof, the custodian of records for:

TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL (Investigative Files)

111 TEJAS DRIVE TERRELL, TX 75160-6567

KAUFMAN COUNTY SHERIFF'S OFFICE (Investigative Files)

KAUFMAN COUNTY DETENSION CENTER 1900 E. US HWY 175 KAUFMAN, TX 75142

Shall receive a Subpoena to produce documents on or before 08/08/2011, or any other agreed upon time and/or place, before a Notary Public for:

Written Deposition Service, LLC 1750 Valley View Lane Suite 210 Dallas, TX 75234

or its designated agent, to be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rules 34 & 45, Federal Rules of Civil Procedure, that the authorized officer shall issue a Subpoena Duces Tecum and cause it to be served on the witness to produce any and all records as described on the attached Exhibit(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, and to turn all such records over to the authorized officer so that photographic reproductions of the same may be made and attached.

Order No. 01-46099

Respectfully Submitted, SBA # 00785061 Bowman & Brooke, LLP 2711 N. Haskell Avenue, Ste 650 **Dallas, TX 75204** (972) 616-1700 Fax (214) 824-3098 Attorney for Defendant

CERTIFICATE OF SERVICE

I certify, as authorized agent for the attorney of record, David P. Stone, that a true and exact copy of foregoing Notice of Intention For the Production of Documents was served to all attorneys of record in the above-styled and numbered matter, said service being effected in the following manner:

CERTIFIED MAIL/RETURN RECEIPT REQUESTED	
HAND DELIVERY	
TELECOPY	
OVERNIGHT/NEXT DAY DELIVERY VIA LONE STAR OR UPS	
E-MAIL	
DATED: 720 BY:	<u> </u>

SERVED TO ALL PARTIES LISTED BELOW:

Ollie Greene, et al vs. Toyota Motor Corporation, et al

ATTORNEYS OF RECORD

Aubrey Pittman
The Pittman Law Firm
100 Crescent Court, Suite 700
Dallas, TX 75201 (214) 459-3454 Fax (214) 853-5912
Attorney for Plaintiff

Daryl K. Washington Law Office of Daryl K. Washington 325 St. Paul, Suite 1975 Dallas, TX 75201 (214) 880-4883 Fax (214) 880-4885 Attorney for Plaintiff

United States District Court

FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al vs.

SUBPOENA IN A CIVIL CASE

TOYOTA MOTOR CORPORATION, TOYOTA
MOTOR MANUFACTURING NORTH AMERICA, et

Civil Action Number: 3-11CV0207-N

TO: Custodian of Records for:	KAUFMAN COUNTY SHERIFF'S OFI KAUFMAN COUNTY DETENSION CI KAUFMAN, TX 75142 (972) 932-3094	
YOU ARE COMMANDED to app to testify in the above case.	pear in the United States District Court at th	ne place, date, and time specified below
PLACE OF TESTIMONY		COURTROOM
		DATE AND TIME
YOU ARE COMMANDED to ap deposition in the above case.	ppear at the place, date, and time specified	below to testify at the taking of a
PLACE OF DEPOSITION		DATE AND TIME
the place, date, and time specified b charges, the investigative files, police reports, accidings, witness statements (written or oral), any and a representative of the firm, bowman & brooke, lle), supplemental reports, officer field notes, e-mail toodbinates, and/or drawings, completed by any officer field in the transition of magnetic form, including of the charge of the plant of the company of the charge of the plant of the charge of the plant of the charge of the plant of the p	roduce and permit inspection and copying opelow (list documents or objects): Any and all reder reports, incident reports, all logs, lists and contracts lactual print protocyaphs and actual negatives of such photo videotapes (including in-dash videos from motor vehicles), 911 ransmissions, incident reconstructions, including but not library with the actual reconstructions, including but not library with the actual reconstructions including but not library with a subsequent investigation of the remaining and all tangible thing we access pertaining to an accident which occurred on \$128/10 in	RECORDS, INCLUDING BUT NOT LIMITED TO, REPORTS OF CRIMINAL FOR ALL PERSONNEL ON THE SCENE OF THE ACCIDENT, DISPATCH OGRAPHS (OR MAKE THE NEGATIVES AVAILABLE FOR SCANNING BY TRANSCRIPT AND TAPP, DRAWINGS, MEASUREMENTS, INTERVIEWS, MITED TO INCIDENT SCENE DIAGRAMS, CHARTS, MEASUREMENTS, HE INCIDENT, NOTES, PAPERS, FILES, MEMORANDA, ALL DOCUMENTS IN THE POSSESSION, CUSTODY OR CONTROL OF THE SAID WITNESS
PLACE		DATE AND TIME
	0 E. US HWY 175 UFMAN, TX 75142	AT 10:00 A.M. ON 08/08/2011
YOU ARE COMMANDED to p	permit inspection of the following premises a	at the date and time specified below.
PREMISES		DATE AND TIME
more officers, directors, or managing	to this suit that is subpoenaed for the taking agents, or other persons who consent to to on which the person will testify. Federal F	estify on its behalf, and may set forth, for
ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUM	Attorney for Plaintiff or Defendant) Attorney for Defendant	7/20/11
David P. Stone Bowman & Brooke, LLP 2711 N. Haskell Avenue, Ste 650, Dal	llas, TX 75204 (972) 616-1700	

PROOF OF SERVICE						
	DATE	PLACE	KNUFMAN Co Sheriffs Office			
	7-25-11		1900 E. US Huy 175			
SERVED			KANFMAN CO Shearth GREE 1900 E. U.S Huy 173 KANFMAN TX 75142			
SERVED ON (PRINT			WANTER OF GETTIGE			
			HAND Delivery			
			184NO Deliving			
SERVED BY (PRINT INAIVIE)			TITLE			
Ton,	P. ExtuN		process Server			
	DECLARA	TION O	F SERVER			

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

7.25.11 Executed on

ADDRESS OF SERVER

SACHSE, TX

Rule 45, Federal Rules of Civil Procedure, Subdivisions (c), (d) and (e), as amended on December 1, 2006

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(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 on behalf of 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's fee.

(2) (A) A person commanded to produce and permit inspection, copying, testing, or sampling of designated electronically stored information, books, papers, documents 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.

 (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection, copying, testing, or sampling may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to producing any or all of the designated materials or inspection of the premises – or to produce electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect, copy, test or sample 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, inspection, copying, testing, or sampling. Such an order to compel shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection, copying, testing, or sampling commanded.
- (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(I) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person,

except that, subject to the provisions of clauses (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:

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) If a subpoena

- (I) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
- 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

(iii) requires a person who is not a party or an officer of a party to incur substantial expense 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.

(d) DUTIES IN RESPONDING TO SUBPOENA.

- (1) (A) 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.
- (B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably
- (C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.
- (D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the

(2)(A) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trail-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.

- (B) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.
- (e) CONTEMPT. Failure of any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena issued. An adequate cause for failure to obey exists when a subpoena purports to require a nonparty to attend or produce at a place not within the limits provided by clause (ii) of subparagraph (c)(3)(A).

ATTACHMENT

ANY AND ALL RECORDS, INCLUDING BUT NOT LIMITED TO, REPORTS OF CRIMINAL CHARGES, THE INVESTIGATIVE FILES, POLICE REPORTS, ACCIDENT REPORTS, INCIDENT REPORTS, ALL LOGS, LISTS AND CONTRACTS FOR ALL PERSONNEL ON THE SCENE OF THE ACCIDENT, DISPATCH LOGS, WITNESS STATEMENTS (WRITTEN OR ORAL), ANY AND ALL ACTUAL PRINT PHOTOGRAPHS AND ACTUAL NEGATIVES OF SUCH PHOTOGRAPHS (OR MAKE THE NEGATIVES AVAILABLE FOR SCANNING BY A REPRESENTATIVE OF THE FIRM, BOWMAN & BROOKE, LLP), VIDEOTAPES (INCLUDING IN-DASH VIDEOS FROM MOTOR VEHICLES), 911 TRANSCRIPT AND TAPE, DRAWINGS, MEASUREMENTS, INTERVIEWS, SUPPLEMENTAL REPORTS, OFFICER FIELD NOTES, E-MAIL TRANSMISSIONS, INCIDENT RECONSTRUCTIONS, INCLUDING BUT NOT LIMITED TO INCIDENT SCENE CHARTS. MEASUREMENTS, COORDINATES, DIAGRAMS. DRAWINGS, COMPLETED BY ANY OFFICER WHETHER AT THE SCENE OR IN A SUBSEQUENT INVESTIGATION OF THE INCIDENT, NOTES, PAPERS, FILES, MEMORANDA. ALL DOCUMENTS EXISTING IN ELECTRONIC OR MAGNETIC FORM. INCLUDING CORRESPONDENCE AND DIGITAL PHOTOGRAPHS AND ALL TANGIBLE THINGS IN THE POSSESSION, CUSTODY OR CONTROL OF THE SAID WITNESS AND EVERY SUCH RECORDS TO WHICH THE WITNESS MAY HAVE ACCESS PERTAINING TO AN ACCIDENT WHICH OCCURRED ON 5/28/10 IN KAUFMAN COUNTY INVOLVING WYNDELL GREENE, SR., LAKEYSHA GREENE, WYNDELL GREENE, II AND WESLEIGH GREENE

Kaufman County Sheriff's Office 1900 E Hwy 175 Kaufman , TX 75142

Call Taker		CFS Report	_		
KMATHES-3894		CFS # - 10-3717	3		
Base Informatio	n				
Call When 05/28/2010) 18:25:05 Cr	eate When 05/28/2010 18:25:38 Disp	osition CLEAR		
ocation of Occur	rence				
	509, KAUFMAN CO	YTNUC		Route	
Landmark		ESN	Map Grid	Primary	5500
ocation of Caller					
Address	3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3				
Caller Name T-MC	BILE USA, INC.	Caller Phone	How	Received 911	
Cross Street High		Cross St	reet Low		InProgress
From-To Directions				Priority	
			Lave	,	
EMS		Fire	Law		
Law Tract	Area	District	Grid	Work Area	
EMS Dispatch Level		Fire Dispatch Level	Law Dispatch Le	vel	
Call Disciplines	E,F,L,	Assigned Disciplines E,F,L,O,	Assigned Discipl	ines NP E,F,L,O,	
Dispositions					
Disposition		Assigno	ed When	User	
CLEAR		05/29/2	010 03:00	LBOOZER	
Call Types					
Call Type		Assigned When	User		InActive
ACCIDENT		05/28/2010 18:27	LMILLIGAN		
ACCIDENT				geral en en en en en en en en en en en en en	
Unit Times					
Unit	Department	When	Status Notes		User
5500	EFD	05/28/2010 18:26:50	DISPATCHED		KMATHES
122	KCSO	05/28/2010 18:27:23	DISPATCHED		LMILLIGAN
122	KCSO	05/28/2010 18:27:27	ENROUTE	•	LMILLIGAN
175	KCSO	05/28/2010 18:28:01	DISPATCHED		LMILLIGAN
175	KCSO	05/28/2010 18:28:07	ENROUTE		LMILLIGAN
5500	EFD	05/28/2010 18:28:14	ENROUTE		KMATHES
1161	DPS	05/28/2010 18:29:20	DISPATCHED		LMILLIGAN
6100	CMFD	05/28/2010 18:29:42	DISPATCHED		KMATHES
5500	EFD	05/28/2010 18:29:49	ON SCENE		KMATHES
177	KCSO	05/28/2010 18:30:35	DISPATCHED		LMILLIGAN
177	KCSO	05/28/2010 18:30:39	ENROUTE		LMILLIGAN
175	KCSO	05/28/2010 18:31:24	ADD OFFICER NO	TE AUTH PER 23	LMILLIGAN
122	KCSO	05/28/2010 18:32:02	ADD OFFICER NO	TE AUTH PER 23	LMILLIGAN
930	EMS	05/28/2010 18:33:14	DISPATCHED		KMATHES
930	EMS	05/28/2010 18:33:18	ENROUTE		KMATHES
6100	CMFD	05/28/2010 18:33:20	ENROUTE		KMATHES
1161	DPS	05/28/2010 18:33:47	ENROUTE		LMILLIGAN
170 .	KCSO	05/28/2010 18:34:08	DISPATCHED		LMILLIGAN
CAD Report 44	7030	Page 1 Of 4		7/28/2	2011 20:42

Call Taker		CFS Report		
KMATHES-3894		CFS # - 10-3717	3	
170	KCSO	05/28/2010 18:34:11	ENROUTE	LMILLIGAN
170	KCSO	05/28/2010 18:36:00	ADD OFFICER NOTE EMERGENCY TRAFFIC	LMILLIGAN
122	KCSO	05/28/2010 18:36:11	ON SCENE	LMILLIGAN
5500	EFD	05/28/2010 18:36:44	ADD OFFICER NOTE ENGINE 1 ON SCENE	KMATHES
1161	DPS	05/28/2010 18:37:17	ON SCENE	LMILLIGAN
123	KCSO	05/28/2010 18:37:58	DISPATCHED	LMILLIGAN
123	KCSO	05/28/2010 18:38:01	ENROUTE	LMILLIGAN
175	KCSO	05/28/2010 18:38:16	ON SCENE	LMILLIGAN
50	KCSO	05/28/2010 18:39:29	DISPATCHED	LMILLIGAN
50	KCSO	05/28/2010 18:39:32	ENROUTE	LMILLIGAN
1161	DPS	05/28/2010 18:42:11	ADD OFFICER NOTE CONTACT WILLS POINT EMS FOR MORE UNITS	LMILLIGAN
175	KCSO	05/28/2010 18:42:22	ENROUTE	LMILLIGAN
177	KCSO	05/28/2010 18:44:37	ON SCENE	LMILLIGAN
1161	DPS	05/28/2010 18:45:24	ADD OFFICER NOTE NOTIFY JP	LMILLIGAN
6100	CMFD	05/28/2010 18:46:02	ADD OFFICER NOTE ENGINE 2	KMATHES
50 177	KCSO KCSO	05/28/2010 18:46:26 05/28/2010 18:47:12	ON SCENE OUT W 122 ADD OFFICER NOTE SHUTTING DOWN	LMILLIGAN LMILLIGAN
170	KCSO	05/28/2010 18:51:00	HIRAM EXIT ADD OFFICER NOTE OPEN CHANNEL PER 23	LMILLIGAN
175	KCSO	05/28/2010 18:52:32	ON SCENE	LMILLIGAN
170	KÇSO	05/28/2010 18:52:35	ON SCENE	LMILLIGAN
6100	CMFD	05/28/2010 19:01:46	ON SCENE	KMATHES
123	KCSO	05/28/2010 19:02:20	ON SCENE 429 AT 20	LMILLIGAN
6100	CMFD	05/28/2010 19:06:12	ADD OFFICER NOTE ENGINE 2 ON SCENE 1838	KMATHES
1161	DPS	05/28/2010 19:13:23	ADD OFFICER NOTE PER 1161 DO NOT SEND 18 WHEELERS WITH LOW BEDS TOWARD 80 AND THE RAIL ROAD TRUSSELS	LMILLIGAN
6100	CMFD	05/28/2010 19:14:25	ADD OFFICER NOTE COLLEGE MOUND UNITS ON SCENE 1828	KMATHES
1161	DPS	05/28/2010 19:15:53	ADD OFFICER NOTE ONLINE WITH JP	LMILLIGAN
5500	EFD	05/28/2010 19:20:50	ADD OFFICER NOTE BRUSH 1 ENRTE FOR FIRE REHAB	
23	KCSO	05/28/2010 19:33:47	DISPATCHED	LMILLIGAN
23	KCSO	05/28/2010 19:33:50	ON SCENE	LMILLIGAN
122 23	KCSO KCSO	05/28/2010 19:35:36 05/28/2010 19:36:19	ADD OFFICER NOTE OUT W/ 50 ADD OFFICER NOTE ALL UNITS AT	LMILLIGAN LMILLIGAN
470	KCSO	05/28/2010 19:50:21	429, OPEN 20 EXIT THE TRAFFIC AT HIRAM BLOCK EB ON RAMP AT 20 CLEAR	LMILLIGAN
170 122	KCSO	05/28/2010 19:50:24	CLEAR	LMILLIGAN
23	KCSO	05/28/2010 19:51:58	ADD OFFICER NOTE NEED A FREE DEP TO HIRAM AT CR 125 TO DIVERT	LMILLIGAN
50	KCSO	05/28/2010 19:52:27	TRAFFIC ADD OFFICER NOTE GOING TO CR 125	LMILLIGAN
1025	DPS	05/28/2010 20:22:02	DISPATCHED	LMILLIGAN
1025	DPS	05/28/2010 20:22:07	ON SCENE	LMILLIGAN
1025	DPS	05/28/2010 20:22:24	ADD OFFICER NOTE NOTIFY TX DOT 20 WILL BE SHUT FOR A MIN OF 3 HRS	LMILLIGAN
122	KCSO	05/28/2010 20:28:06	DISPATCHED	LMILLIGAN
170	KCSO	05/28/2010 20:28:10	DISPATCHED	LMILLIGAN
170	KCSO	05/28/2010 20:28:14	ON SCENE	LMILLIGAN
CAD Report 44		Page 2 Of 4	7/28/20	11 20:42

Call Taker CMATHES-3894		CFS Report CFS # - 10-3717	3	
122	KCSO	05/28/2010 20:28:22	ON SCENE	LMILLIGAN
50	KCSO	05/28/2010 20:34:40	CLEAR	LMILLIGAN
177	KCSO	05/28/2010 20:45:42	CLEAR	LMILLIGAN
170	KCSO	05/28/2010 21:26:04	CLEAR	LMILLIGAN
1025	DPS	05/28/2010 22:39:27	ADD OFFICER NOTE GET NEXT 10-51	LBOOZER
930	EMS	05/28/2010 23:17:42	CLEAR	KMATHES
170	KCSO	05/29/2010 00:16:01	DISPATCHED	LBOOZER
123	KCSO	05/29/2010 00:17:59	CLEAR	LBOOZER
171	KCSO	05/29/2010 00:36:26	DISPATCHED	LBOOZER
171	KCSO	05/29/2010 00:36:30	CLEAR	LBOOZER
6100	CMFD	05/29/2010 00:59:01	CLEAR	KMATHES
5500	EFD	05/29/2010 00:59:31	CLEAR	KMATHES
23	KCSO	05/29/2010 02:25:40	CLEAR	KMATHES
170	KCSO	05/29/2010 02:26:28	CLEAR	KMATHES
122	KCSO	05/29/2010 02:26:33	CLEAR	KMATHES
175	KCSO	05/29/2010 02:26:37	CLEAR	KMATHES
1025	DPS	05/29/2010 03:00:22	CLEAR	LBOOZER
1161	DPS	05/29/2010 03:00:22	CLEAR	LBOOZER

1161 DP	S 05/29/2010 03:	:00:22 CLEAR	LBOOZER
Incident Locations			
Address: 120 @, KAUFMAN		User	: KMATHES
XCoor (Longitude):	YCoor (Latitude):	When:	05/28/2010 18:25:38
Address: EB 120 @ 509, KAUF	TRAANI	User	: LMILLIGAN
	YCoor (Latitude):	When:	05/28/2010 18:26:25
XCoor (Longitude):	·		
Address: EB I20 @ 509, KAUF			: LMILLIGAN
XCoor (Longitude):	YCoor (Latitude):	When:	05/28/2010 18:26:33
Vehicle Information			
Name:	OLN:	State: TX Sex:	Race: DOB:
Person Description:		Туре:	Unit:
Tag: 83438T Tag State:	MS Tag Year: Tag Type: TL	Searched Consented	When: 05/28/2010 22:39
Make/Model/Year/Color/VIN/Des	sc: ////		
Name:	OLN:	State: TX Sex:	Race: DOB:
Person Description:		Туре:	Unit:
Tag: BM7K816 Tag State:	TX Tag Year: Tag Type:	Searched Consented	When: 05/29/2010 00:38
Make/Model/Year/Color/VIN/Des	sc: TOYT / 4RUNNER / / / /		
Name:	OLN:	State: TX Sex:	Race: DOB:
Person Description:		Type:	Unit:
•	TX Tag Year: Tag Type:	Searched Consented	When: 05/29/2010 00:38
Make/Model/Year/Color/VIN/Des			
Notes			
LMILLIGAN 05/28/2010 18:27:51 DPS NOTIFIED			
KMATHES 05/28/2010 18:33:44 NEED HIGHWAY SHUT DOWN F	M 429 AT 120		

KMATHES 05/28/2010 18:35:13

CAD Report 44

Page 3 Of 4

7/28/2011 20:42

Call Taker

KMATHES-3894

CFS Report CFS # - 10-37173

NOTIFIED 5503 THAT TWO CHILDREN TRAPPED IN VEH ON FIRE

KMATHES 05/28/2010 18:35:23

COMBINE ENRIE TOO

LBOOZER 05/28/2010 18:35:47

1 EJECTED 1 JUST OUT OF THE BURNING 1 BURNED AND ONE IN THE VEHICLE 3 DEATHS 2 CHILDREN IN THE BURNING VEHICLE

KMATHES 05/28/2010 18:35:56 **TOLD 6101 TO CALL DISPATCH**

KMATHES 05/28/2010 18:37:18

5503 STATED WE HAVE 3 FATALITIES 3 CRITICAL 3

KMATHES 05/28/2010 18:38:33

AIR EVAC ENRTE, TX DOT NOTIFIED

AHOSIER 05/28/2010 18:40:33

ASHLEY OLIVER W/FOX 4 NEWS 214-720-3155

AHOSIER 05/28/2010 18:45:34

STEPHAN W/CHANNEL 5 817-654-6314

AHOSIER 05/28/2010 18:45:50

PAT LANEY CONTACTED

KMATHES 05/28/2010 18:46:43

CLOSING DOWN WEST SIDE OF 120 TO LAND HELICOPTER

LBOOZER 05/28/2010 18:47:44

JUDGE ADAMS NOTIFIED

AHOSIER 05/28/2010 18:58:16

GARY W/CHANNEL 8 214-977-6213

KMATHES 05/28/2010 19:03:13

TONYA EISERER WITH DALLAS MORNING NEWS 817 228 3514

KMATHES 05/28/2010 19:06:01

ENGINE 2 ON SCENE AT 1838

KMATHES 05/28/2010 19:13:15

COLLEGE MOUND ON SCENE 1828

AHOSIER 05/28/2010 19:15:15

PETER W/KRLD 214-525-7460

AHOSIER 05/28/2010 19:23:06

GAVE PAT TROOPER BARKLEY'S CELL NUMBER 469-853-6378

KMATHES 05/28/2010 19:29:03

AIR EVAC ON WAY TO PMH

AHOSIER 05/28/2010 20:28:42

CHAPLIN TO BE CONTACTED IF TROOPER BARKLEY NEEDS HIM FOR FAMILY 214-632-9663

LBOOZER 05/28/2010 20:35:42

JENN NAV TECH TRAFFIC 214-631-7601

LBOOZER 05/28/2010 20:39:19

KIMBERLY WITH METRO 214-596-2320

KMATHES 05/28/2010 20:51:06

STEVE JACKSON WITH CBS 19 OUT OF TYLER 903 581 2211

LBOOZER 05/28/2010 20:54:13

ALEX CLEAR CHANNEL 214-866-8888

Wrecker(s)

Date/Time: 05/28/2010 22:39 User: **LMILLIGAN**

Company Name: BUSTERS WRECKER

Tag: 83438T

Description: 2008 UTL FS2 TL

Notes:

Date/Time: 05/29/2010 00:40 User:

KMATHES

Company Name: B & V TOWING

Description: TOYATA 4 RUNNER

Notes:

Company Name: FULLERS WRECKER

KMATHES

Tag: 368KKR

Description: 2006 TOYOTA UCS 4DR

Notes:

CAD Report 44

Of Page

7/28/2011 20:42

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
1549467-WE - 1 - Texas
Department of Public Safety
(updated) - Highway Patrol
Legals & Records

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

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OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al vs.

CIVIL ACTION NO. 3-11CV0207-N

TOYOTA MOTOR CORPORATION, TOYOTA
MOTOR MANUFACTURING NORTH AMERICA, et al

AFFIDAVIT

BEFORE ME, the undersigned authority personally who, being by me duly swor	appeared 2cnnellHicknun n, deposed as follows:
My name is 2ennell Hill of making this affidavit, and personally acquainted with the fa	On am over 18 years of age, of sound mind, capable acts therein stated and they are true and correct.
I am the custodian of records/tangible items of:	TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL
The attached records and/or tangible items are paitems are kept in the regular course of business, and DEPARTMENT OF PUBLIC SAFETY - HIGHWAY POEPARTMENT OF PUBLIC SAFETY - HIGHWAY I condition, opinion or diagnosis recorded to make the memor included in such memorandum or record; and the records an act, event or condition recorded or reasonably soon thereafter	ATROL, for an employee of representative of the AAS PATROL, with personal knowledge of the act, event, and or record or to transmit information thereof to be addor tangible items were made at or near the time of the
The records and/or tangible items attached hereto true copies of the microfiche on which the image of the transferred and nothing has been removed from the original in	are the originals or exact copies of the originals or are e original documents and/or tangible items have been file before making these copies.
THE RECORDS/TANGIBLE ITEMS ATTAC	CHED HERETO ARE TRUE, CORRECT AND
2	HICKMON STODIAN OF RECORD
SWORN TO AND SUBSCRIBED before me on the	ne 31 day of October, 2011.
SIGNATURE OF NOT My Commission expires_	7/13/12
Order No. 01-46099-002	WASONIAL VERSION OF TEASURE OF TE

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the
Surviving parent of WYNDELL GREENE, SR.,
WILLIAM GREENE, as the Administrator
Of the Estate of WYNDELL GREENE, SR., et al
vs.
TOYOTA MOTOR CORPORATION, TOYOTA
MOTOR MANUFACTURING NORTH AMERICA, et al

S
CIVIL ACTION NO. 3-11CV0207-N

S
MOTOR MANUFACTURING NORTH AMERICA, et al

NOTICE OF INTENTION FOR PRODUCTION OF DOCUMENTS

TO: ALL PARTIES BY AND THROUGH THEIR ATTORNEY(S) OF RECORD AS PROVIDED IN THE ATTACHED SERVICE LIST.

You will take notice that fourteen (14) days after the service hereof, the custodian of records for:

TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL (Investigative Files)
111 TEJAS DRIVE TERRELL, TX 75160-6567
KAUFMAN COUNTY SHERIFF'S OFFICE (Investigative Files)

KAUFMAN COUNTY DETENSION CENTER 1900 E. US HWY 175 KAUFMAN, TX 75142

Shall receive a Subpoena to produce documents on or before 08/08/2011, or any other agreed upon time and/or place, before a Notary Public for:

Written Deposition Service, LLC 1750 Valley View Lane Suite 210 Dallas, TX 75234

or its designated agent, to be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rules 34 & 45, Federal Rules of Civil Procedure, that the authorized officer shall issue a Subpoena Duces Tecum and cause it to be served on the witness to produce any and all records as described on the attached Exhibit(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, and to turn all such records over to the authorized officer so that photographic reproductions of the same may be made and attached.

Order No. 01-46099

David P. Stone
SBA # 00785061
Bowman & Brooke, LLP
2711 N. Haskell Avenue, Ste 650
Dallas, TX 75204
(972) 616-1700 Fax (214) 824-3098
Attorney for Defendant

CERTIFICATE OF SERVICE

I certify, as authorized agent for the attorney of record, David P. Stone, that a true and exact copy of foregoing Notice of Intention For the Production of Documents was served to all attorneys of record in the above-styled and numbered matter, said service being effected in the following manner:

CERTIFIED MAIL/RETURN RECEIPT REQUESTED	
HAND DELIVERY	
TELECOPY	
OVERNIGHT/NEXT DAY DELIVERY VIA LONE STAR OR UPS	
E-MAIL	
DATED: 7/20/11 BY:	`

SERVED TO ALL PARTIES LISTED BELOW:

Ollie Greene, et al vs. Toyota Motor Corporation, et al

ATTORNEYS OF RECORD

Aubrey Pittman
The Pittman Law Firm
100 Crescent Court, Suite 700
Dallas, TX 75201 (214) 459-3454 Fax (214) 853-5912
Attorney for Plaintiff

Daryl K. Washington Law Office of Daryl K. Washington 325 St. Paul, Suite 1975 Dallas, TX 75201 (214) 880-4883 Fax (214) 880-4885 Attorney for Plaintiff

ATTACHMENT

ANY AND ALL RECORDS, INCLUDING BUT NOT LIMITED TO, REPORTS OF CRIMINAL CHARGES, THE INVESTIGATIVE FILES, POLICE REPORTS, ACCIDENT REPORTS, INCIDENT REPORTS, ALL LOGS, LISTS AND CONTRACTS FOR ALL PERSONNEL ON THE SCENE OF THE ACCIDENT, DISPATCH LOGS, WITNESS STATEMENTS (WRITTEN OR ORAL), ANY AND ALL ACTUAL PRINT PHOTOGRAPHS AND ACTUAL NEGATIVES OF SUCH PHOTOGRAPHS (OR MAKE THE NEGATIVES AVAILABLE FOR SCANNING BY A REPRESENTATIVE OF THE FIRM, BOWMAN & BROOKE, LLP), VIDEOTAPES (INCLUDING IN-DASH VIDEOS FROM MOTOR VEHICLES), 911 TRANSCRIPT AND TAPE, DRAWINGS, MEASUREMENTS, INTERVIEWS, SUPPLEMENTAL REPORTS, OFFICER FIELD NOTES, E-MAIL TRANSMISSIONS, INCIDENT RECONSTRUCTIONS, INCLUDING BUT NOT LIMITED TO INCIDENT SCENE DIAGRAMS. CHARTS, MEASUREMENTS, COORDINATES, AND/OR DRAWINGS, COMPLETED BY ANY OFFICER WHETHER AT THE SCENE OR IN A SUBSEQUENT INVESTIGATION OF THE INCIDENT, NOTES, PAPERS, FILES, MEMORANDA, ALL DOCUMENTS EXISTING IN ELECTRONIC OR MAGNETIC FORM, INCLUDING CORRESPONDENCE AND DIGITAL PHOTOGRAPHS AND ALL TANGIBLE THINGS IN THE POSSESSION, CUSTODY OR CONTROL OF THE SAID WITNESS AND EVERY SUCH RECORDS TO WHICH THE WITNESS MAY HAVE ACCESS PERTAINING TO AN ACCIDENT WHICH OCCURRED ON 5/28/10 IN KAUFMAN COUNTY INVOLVING WYNDELL GREENE, SR., LAKEYSHA GREENE, WYNDELL GREENE, II AND WESLEIGH GREENE

United States District Court

FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al vs.
TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et

SUBPOENA IN A CIVIL CASE

Civil Action Number: 3-11CV0207-N

TO:	Custodian of Records for:	TEXAS DEPARTMENT OF PUBLIC SAFETY - HIGHWAY PATROL 111 TEJAS DRIVE TERRELL, TX 75160-6567 (972) 551-6010	
	YOU ARE COMMANDED to tify in the above case.	o appear in the United States District Cour	t at the place, date, and time specified below
PLACE C	OF TESTIMONY		COURTROOM
			DATE AND TIME
denos	YOU ARE COMMANDED sition in the above case.	to appear at the place, date, and time spec	cified below to testify at the taking of a
***************************************	OF DEPOSITION		DATE AND TIME
CHARGES LOGS, WI A REPRES SUPPLEM COORDIN EXISTING AND EYES	ace, date, and time specific, the investigative files, police report these statements (written or oral), any entails, of the firm, bowman & brook entail reports, officer field notes, eates, and/or brawings, completed by an in the terming or magnetic form, including the states.	ed below (list documents or objects): Any Ai s, accident reports, incident reports, all logs, lists and con and all actual print piotographs and actual nigativities of su e, i.i.p., videotapps (including in-basil videos from motor vieid mail transmissions, incident reconstructions, including but o eppiere whether at the scens or in a subsequent investigati ing correspondence and digital photographs and all tanglish av have access pertaining to an accident which occurred on	Dying of the following documents or objects at ND ALL RECORDS, INCLUDING BUT NOT LIMITED TO, REPORTS OF CRIMINAL STRACTS FOR ALL PERSONNEL ON THE SCENE OF THE ACCIDENT, DISPATULICH PHOTOGRAPHS (OR MAKE THE NEGATIVES AVAILABLE POR SCANNING BY CLESS) 911 TRANSCRIPT AND TAPE, DEAWINGS, MEASUREMENTS, INTERVIEWS, PROT LIMITED TO INCIDENT SCENE DIAGRAMS, CHARTS, MEASUREMENTS, FOR OF THE INCIDENT, NOTES, PAPERS, FILES, MEMORANDA, ALL DOCUMENTS LE THINGS IN THE POSSESSION, CUSTODY OR CONTROL OF THE SAID WITNESS IS 528/10 IN KAUFMAN COUNTY INVOLVING WYNDELL GREENE, SR., LAKEYSHA
PLACE			DATE AND TIME
The o	ffice of the custodian:	111 TEJAS DRIVE TERRELL, TX 75160-6567	AT 10:00 A.M. ON 08/08/2011
	YOU ARE COMMANDED	to permit inspection of the following prem	ises at the date and time specified below.
PREMISE	E\$	A CONTRACTOR OF THE CONTRACTOR	DATE AND TIME
more each	Any organization not a pofficers, directors, or mana person designated, the ma	party to this suit that is subpoenaed for the ging agents, or other persons who conser tters on which the person will testify. Fede	taking of a deposition shall designate one or to testify on its behalf, and may set forth, for eral Rules of Civil Procedure, 30(b) (6).
		ATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
	David Sto	Attorney for Defenda	nnt 7/20/11
,	GOFFICER'S NAME. ADDRESS AND PHON	ENUMBER	
Bown	nan & Brooke, LLP (🖊) Dallas, TX 75204 (972) 616-1700	

		PROOF OF SERVICE
	DATE	PLACE
SERVED		
ERVED ON (PRINT NAME)		MANNER OF SERVICE
ERVED BY (PRINT NAME)		TITLE
,		DECLARATION OF SERVER
I declare under penalty contained in the Proof of S	of perjury under the	laws of the United States of America that the foregoing information
contained in the Proof of S	of perjury under the	laws of the United States of America that the foregoing information
ontained in the Proof of S	of perjury under the Service is true and c	laws of the United States of America that the foregoing information
contained in the Proof of Sexecuted on	of perjury under the Service is true and c	laws of the United States of America that the foregoing information correct.
executed on the Proof of Secuted on	of perjury under the Service is true and c	laws of the United States of America that the foregoing information correct.
contained in the Proof of Sexecuted on	of perjury under the Service is true and c	laws of the United States of America that the foregoing information correct.

Rule 45, Federal Rules of Civil Procedure, Subdivisions (c), (d) and (e), as amended on

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(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 on behalf of 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's fee.

(2) (A) A person commanded to produce and permit inspection, copying, testing, or

sampling of designated electronically stored information, books, papers, documents 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.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit

inspection, copying, testing, or sampling may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to producing any or all of the designated materials or inspection of the premises - or to produce entry of all of the designated that the form of forms requested. If objection is made, the party serving the subposna shall not be entitled to inspect, copy, test or sample 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, person commanded to produce, move at any time of an order to compet healt protect any person who is not a party or an officer of a party from significant expense resulting from the inspection, copying, testing, or sampling commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or

modify the subpoena if it

(i) fails to allow reasonable time for compliance;
(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or

regularly transacts business in person, except that, subject to the provisions of clauses (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;

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) If a subpoena

- (I) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
- (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

 (iii) requires a person who is not a party or an officer of a party to incur substantial expense 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.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) (A) 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.

(B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subponen must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably

(C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.

information in more than one form.

(D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quesh, the person from whom discovery is sought must show that the Information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the

(2)(A) When information subject to a subpoena is withheld on a claim that is privileged or

(2)(A) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trail-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.

(B) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.

(e) CONTEMPT. Failure of any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena issued. An adequate cause for failure to obey exists when a subpoena purports to require a nonparty to attend or produce at a place not within the limits provided by clause (ii) of subparagraph (c)(3)(A).

DATE		TIME 6/20 PM. PLACE	-1-live-at_		
1,_					
the statement to	•		1.D		, who has identi
I am giving this statement to_					•
Right hand Side SAW 14 SAMAIL DUT of Sight SAN Skiving of on the Then RAM PASS to Vannes Muself &	be used against me lawyer present to aclawyer appointed to a lawyer appointed to the lawyer appointed to the lawyer appointed to the lawyer appointed to the lawyer appointed to the lawyer appointed to the lawyer appointed to the lawyer appointed to the lawyer appointed to a lawyer appo	at my trial; that any statemen dvise me prior to and during advise me prior to and during have and do hereby knowin by statement to the aforemen	any questioning; that any questioning; that any questioning and any questioning and any questioning and any questioned person of my person or persons we as 1-20 I Put Viscus Mikrotto I Put Viscus Mikrotto I Put I Put I Put I Put I Put I Put I Put I Put I I Put I P	that I have the total I have the voluntarily way own free will homsoever: Moser to the Side Side Side Side Side Side Side Sid	ive the above e and without an
Sept & helped h	in out after	nany men	trud to p	oull his	n ort
Gest & helped h	in out after	a cover up 19	trud to p	gentle	n ort Highway
Sept & helped h	in out after	nany men	trud to p	oull his ganke	n ent
Gegt G helped h	in out after	nany men	trud to p	oull his	n ent
Sept & helped h	in out after	nany men	trud to p	oull his ganke	n ent
Gegt G helped h	in out after	nany men	trud to p	oull his	n ent
Sept & helped h	in out after	nany men	trud to p	oull his	n ent
hegt g helped h	in out after	nany men	trud to p	oull his	n ent
Sept & helped h	in out after	nany men	trud to p	oull his	n ent
Sept & helped h	in out after	nany men	trud to p	oull his	n ent
Sept & helped h	in out after	e cover up 13	trud to p	oull his	n ent
Sept & helped h	in out after	e cover up 13	trud to p	oull his	n ert
Sept & helped h	in out after	e cover up 13	trud to p	oull his	n ent
Segt & helped h	in out after	e cover up 13	trud to p	oull his	n ent
Sent & helped h	in out after	e cover up 13	Heid to p	oull his	n est.
e read this statement consisting of	in out offe	e cover up 13	trud to p	oull his	n est.
e read this statement consisting of	in out offe	e cover up 13	Heid to p	oull his	n erst Highway
e read this statement consisting of	of are true and correc	page(s), each page	of which bears my sign	oull his	n erst Highway
e read this statement consisting of	of are true and correc	e cover up 13	of which bears my sign	oull his	n erst Highway
re read this statement consisting of and statements contained herein	ofSignature of	page(s), each page of person maxing@oiuntary state	of which bears my sign	oull his	n erst Highway
re read this statement consisting of	of	page(s), each page of person making@oiuntary state arnings were given by and	of which bears my sign	oull his	n erst Highway
e read this statement consisting of	of	page(s), each page of person maxing@oiuntary state	of which bears my sign	oull his	n erst Highway

DATE May 28	NR 2010 TIME 6:25 PM. PLACE TH20 Mile 509.
<u> </u>	
I am giving this statement to $\frac{\sum_{i}^{y}}{\sum_{j}^{y}}$	exter Barkley 1.D. 11097, who has identified
himself as a Trooper Pe	ace Office
	have the following rights: that I have the right to remain silent and not make any statement at all; used against me at my trial; that any statement I make may be used as evidence against me in court; used against me at my trial; that any statement I make may be used as evidence against me in court;
	ver present to advise me prior to and during any questioning; that if I am unable to employ a law- ver appointed to advise me prior to and during any questioning and that I have the right to terminate
the interview at any time.	
plained rights and I do make the promises or offers of leniency or favo	the statement, I have and do hereby knowingly, intelligently, and voluntarily waive the above exfollowing voluntary statement to the aforementioned person of my own free will and without any ors, and without compulsion or persuasion by any person or persons whomsoever:
As I was traveling	
Black Car S'Kd	from the passing lane on the east Bond Side
	1x. the 1509 Mile Marker into the Center Median.
faceing West Rond as	of then the Black Car Come to a Stop. I then
naticed the rear	of a ciatheen wheeler and or Simi true R that
Was dramaticly Slow	
notices a Ballo	f fire in the Slow lane that appeared to Be
a veichle I ther	noticed a eighteen Wheeler andor Sim, faceing
Cost Dorked in +	he Slower lane Side east Bound for ditena
I then Called 91	I and Informed proper athorites to the Seen
of the sett acciden	
	page(s), each page of which bears my signature, and I do affirm that all
<u>I have read this statement consisting of</u> facts and statements contained herein are	
facts and statements contained never an	
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	The above warnings were given by and
•	this voluntary statement was taken by
Wilness	(This must be one and the same person as named above)

DATE 5-28-10	. 19 . TIME (p. 20)	M. PLACE	Property of the Control of the Contr	
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To protect the privacy of individuals, NHTSA does not make medical records available to the public without authorization. For this reason, documents falling into this category have not been included in this complaint record.

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
1604417-WE - 1 - College
Mound Volunteer Fire
Department Legals and Records

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the
Surviving parent of WYNDELL GREENE, SR.,
WILLIAM GREENE, as the Administrator
Of the Estate of WYNDELL GREENE, SR., et al
vs.

TOYOTA MOTOR CORPORATION, TOYOTA
MOTOR MANUFACTURING NORTH AMERICA, et al

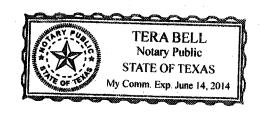
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CIVIL ACTION NO. 3-11CV0207-N

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MOTOR MANUFACTURING NORTH AMERICA, et al
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	AFFIDAVIT
BEFORE ME,	the undersigned authority personally appeared
My name is of making this affidavit,	Joshua L Phillips I am over 18 years of age, of sound mind, capable, and personally acquainted with the facts therein stated and they are true and correct.
I am the cu	ustodian of records/tangible items of: COLLEGE MOUND VOLUNTEER FIRE DEPARTMENT
items are kept in the re VOLUNTEER FIRE VOLUNTEER FIRE I recorded to make the m	records and/or tangible items are part of this affidavit. These said records and/or tangible igular course of business, and it was the regular course of business of COLLEGE MOUND DEPARTMENT, for an employee or representative of COLLEGE MOUND DEPARTMENT, with personal knowledge of the act, event, condition, opinion or diagnosis nemorandum or record or to transmit information thereof to be included in such memorandum rds and/or tangible items were made at or near the time of the act, event or condition recorded reafter.
true copies of the mic	nd/or tangible items attached hereto are the originals or exact copies of the originals or are crofiche on which the image of the original documents and/or tangible items have been
transferred and nothing	has been removed from the original file before making these copies.
	has been removed from the original file before making these copies. RDS/TANGIBLE ITEMS ATTACHED HERETO ARE TRUE, CORRECT AND CUSTOPIAN OF RECORD

Order No. 01-46099-010



My Commission expires 6-14

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the	§	
Surviving parent of WYNDELL GREENE, SR.,	§	
WILLIAM GREENE, as the Administrator	§	
Of the Estate of WYNDELL GREENE, SR., et al	§	CIVIL ACTION NO. 3-11CV0207-N
VS.	§	
TOYOTA MOTOR CORPORATION, TOYOTA	§	
MOTOR MANUFACTURING NORTH AMERICA, et al.	8	

NOTICE OF INTENTION FOR PRODUCTION OF DOCUMENTS

TO: ALL PARTIES BY AND THROUGH THEIR ATTORNEY(S) OF RECORD AS PROVIDED IN THE ATTACHED SERVICE LIST.

You will take notice that fourteen (14) days after the service hereof, the custodian of records for:

COLLEGE MOUND VOLUNTEER FIRE DEPARTMENT (Client Record Scope) 11119 CR 133 TERRELL, TX 75160

Shall receive a Subpoena to produce documents on or before 12/27/2011, or any other agreed upon time and/or place, before a Notary Public for:

Written Deposition Service, LLC 1750 Valley View Lane Suite 210 Dallas, TX 75234

or its designated agent, to be used in evidence upon the trial of the above-styled and numbered cause pending in the above named court. Notice is further given that request is hereby made as authorized under Rules 34 & 45, Federal Rules of Civil Procedure, that the authorized officer shall issue a Subpoena Duces Tecum and cause it to be served on the witness to produce any and all records as described on the attached Exhibit(s) and/or Subpoena(s) and any other such record in the possession, custody or control of the said witness, and every such record to which the witness may have access, and to turn all such records over to the authorized officer so that photographic reproductions of the same may be made and attached.

Order No. 01-46099

Respectfully Submitted, SBA # 00785061 Bowman & Brooke, LLP 2711 N. Haskell Avenue, Ste 650 **Dallas, TX 75204** (972) 616-1700 Fax (972) 616-1701 **Attorney for Defendant**

CERTIFICATE OF SERVICE

I certify, as authorized agent for the attorney of record, David P. Stone, that a true and exact copy of foregoing Notice of Intention For the Production of Documents was served to all attorneys of record in the above-styled and numbered matter, said service being effected in the following manner:

CERTIFIED MAIL/RETURN RECEIPT REQUESTED	
HAND DELIVERY	
TELECOPY	
OVERNIGHT/NEXT DAY DELIVERY VIA LONE STAR OR UPS	
E-MAIL	
DATED: 12511	
BY:	

SERVED TO ALL PARTIES LISTED BELOW:

Ollie Greene, et al vs. Toyota Motor Corporation, et al

ATTORNEYS OF RECORD

Patrick J. Fitzgerald Howry Breen & Herman, L.L.P. 1900 Pearl Street Austin, TX 78705 (512) 474-7300 Fax (512) 474-8557 Attorney for Defendant

John S. Kenefick MacDonald Devin, P.C. 1201 Elm Street, Suite 3800 Dallas, TX 75270 (214) 744-3300 Fax (214) 747-0942 Attorney for Defendant

S. Todd Parks Walters, Balido & Crain, L.L.P. 900 Jackson Street, Ste. 600 Dallas, TX 75202 (214) 749-4805 Fax (214) 760-1670 Attorney for Defendant

Aubrey Pittman
The Pittman Law Firm
100 Crescent Court, Suite 700
Dallas, TX 75201 (214) 459-3454 Fax (214) 853-5912
Attorney for Plaintiff

Michael P. Sharp Fee, Smith, Sharp & Vitullo, L.L.P. 13155 Noel Road, Suite 1000 Dallas, TX 75240 (972) 934-9100 Fax (972) 934-9200 Attorney for Defendant

Daryl K. Washington Law Office of Daryl K. Washington 325 St. Paul, Suite 1975 Dallas, TX 75201 (214) 880-4883 Fax (469) 718-0380 Attorney for Plaintiff

United States District Court

FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OLLIE GREENE, Individually and as the Surviving parent of WYNDELL GREENE, SR., WILLIAM GREENE, as the Administrator Of the Estate of WYNDELL GREENE, SR., et al vs.

SUBPOENA IN A CIVIL CASE

TOYOTA MOTOR CORPORATION, TOYOTA MOTOR MANUFACTURING NORTH AMERICA, et al

Civil Action Number: 3-11CV0207-N

aı			
TO:	Custodian of Records for:	COLLEGE MOUND VOLUNTEER FIR 11119 CR 133 TERRELL, TX 75160 (972) 551-1401	RE DEPARTMENT
	YOU ARE COMMANDED to app stify in the above case.	ear in the United States District Court at th	e place, date, and time specified below
	OF TESTIMONY		COURTROOM .
			DATE AND TIME
depo	YOU ARE COMMANDED to apposition in the above case.	pear at the place, date, and time specified	below to testify at the taking of a
PLACE	OF DEPOSITION		DATE AND TIME
REPOR PHOTO INCLUI	place, date, and time specified be tts, first responder records, dispatch graphs, videos, documents, notes, chard ding those existing in electronic or ma	oduce and permit inspection and copying of elow (list documents or objects): Any and all reports, run sheets, incident reports, air ambut is, memorandums, supplemental reports, correspondenetic form and all other documents in the possyyndell greene, sr., lakeysha greene, wyndell green	RECORDS, INCLUDING BUT NOT LIMITED TO, ACTIVITY ANCE REPORTS, CLAIMS FILED, TREATMENT NOTES, OPENCE REPORTS, CALL SHEETS, EVERY SUCH RECORD ESSION, CUSTODY OR CONTROL OF THE SAID WITNESS
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The		9 CR 133 RELL, TX 75160	AT 10:00 A.M. ON 12/27/2011
	YOU ARE COMMANDED to pe	ermit inspection of the following premises a	at the date and time specified below.
PREMIS	SES		DATE AND TIME
more each	e officers, directors, or managing	to this suit that is subpoenaed for the takin agents, or other persons who consent to te on which the person will testify. Federal R	estify on its behalf, and may set forth, for
ISSUIN	IG OFFICER SIGNATURE AND TITLE (INDICATE IF A	TTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
	Mil Stone	Attorney for Defendant	12/8/11
Davi Bow	id P. Stone man & Brooke, LLP N. Haskell Avenue, Ste 650, Dalla		

		PROOF OF SERVICE
	DATE	PLACE
SERVED		
ERVED ON (PRINT NAME)		MANNER OF SERVICE
ERVED BY (PRINT NAME)		TITLE
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		DECLARATION OF SERVER
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Rule 45. Federal Rules of Civil Procedure, Subdivisions (c), (d) and (e), as amended on December 1, 2006:

- (c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.
- (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 on behalf of 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's fee
- (2) (A) A person commanded to produce and permit inspection, copying, testing, or sampling of designated electronically stored information, books, papers, documents 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.
- (B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection, copying, testing, or sampling may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to producing any or all of the designated materials or inspection of the premises – or to produce electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect, copy, test or sample 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, inspection, copying, testing, or sampling. Such an order to compel shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection, copying, testing, or sampling commanded.
- (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it
 - (I) fails to allow reasonable time for compliance;
 - (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person,
 - except that, subject to the provisions of clauses (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;
 - (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or
 - (iv) subjects a person to undue burden.
- (B) If a subpoena
 - (I) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
 - 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
 - (iii) requires a person who is not a party or an officer of a party to incur substantial expense 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.

(d) DUTIES IN RESPONDING TO SUBPOENA.

- (1) (A) 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.
- (B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably
- (C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.
- (D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the
- discovery.
 (2)(A) When information subject to a subpoena is withheld on a claim that is privileged or subject to protection as trail-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.
- (B) If information is produced in response to a subpoena that is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The person who produced the information must preserve the information until the claim is resolved.
- (e) CONTEMPT. Failure of any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena issued. An adequate cause for failure to obey exists when a subpoena purports to require a nonparty to attend or produce at a place not within the limits provided by clause (ii) of subparagraph (c)(3)(A).

COLLEGE MOUND FIRE/RESCUE

INCIDENT REPORT FORM

RUN# 95	REPORT	DATE 5/21/2010	INCII	DENT DATE	5/28/10	
	•	IME INFORMATION				
PAGED ENROUT	(24 hour time)	CLEARED	Т	OTAL	
18:28 18:31		B:37	20:21	1 HI	R 53 MIN	
RESPONDING UNIT NUM		UAD-1 (pick from list		ENGINE-2	(pick from list) (pick from list)	
FIRE DISTRICT # THREE		CUE-1 (pick from list FED WATER USAGE	0	GALLON		
(pick from LOCATION OF INCIDENT:	list) E/B IH 20 @ 509 M.I	vi.				
SUBJECT(S) NAME :						
TYPE OF EMERGENCY :	M.V.A.		(pick	from list)		
DESCRIPTION OF FIRE:	VEHICLE FIRE					
MATERIAL BURNED :	VEHICLE					
SUSP. POINT OF ORIGIN:	N/A					
PROP. DAMAGE LOSS :	N/A					
ASSISTING AGENCIES :		XAS EMS, KSO & DPS				
		y 1828 hours, CMFD was p	aged to assist Elmo	FD on a multi-v	ehicle accident	
CMFD E-2 which time children we vehicle. C	and R-1 responded to ti E-2 crew assisted Elmo re located deceased wit MFD assisted Elmo FD i	ren trapped inside. Elmo F he scene at approximately in FD in fighting the fire and of thin the vehicle and one adulin extricating the two children 20:21 hours, without any fu	1831 hours and arriv clearing the scene o alt female was found on for the Medical Ex	ved at approxima f any hazards. T I deceased outsid	ately 1837, at wo small de of the burned	
*		#6104 M				
		9-2				
	······································					•
-		UNIT #1				
YEARMAKE	MODEL		VIN #			
OWNERS NAME :	·· · · · · · · · · · · · · · · · · · ·		. PHO	NE #		
ADDRESS :						
INS. CO. NAME:		POLICY#	РНО	NE # N/A		
		UNIT #2				
YEARMAKE	MODEL	LICENSE #	VIN #	#		
OWNERS NAME :			. PHO	NE #		
ADDRESS :			 	· · · · · · · · · · · · · · · · · · ·		
INS. CO. NAME:	· · · · · · · · · · · · · · · · · · ·	POLICY#	PHO	NE #		
	RES	PONDING PERSONNEL				
 ☐ 6101 JOSH PH ☐ 6104 JOE MAL ☐ 6105 DAVID S ☐ 6106 JASON L ☐ 6115 GRANT E ☐ 6116 TERRY V 	DDOX FANFIELD ENGACHER BERNDT ANSICKLE	☑ 6122 ☑ 6124 □ 6131	JOHN AUTHER: SHANE LECRO TREY STORY ANDREW HAMF GEORGE TARB	Y RICK		ERED INTO
G118 HAYLEE G119 CLINT M					. 45	EREUNGRA
NUMBER OF RESPONDERS	:5	-			EN!	REPHODA
					B	1

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
29-Hazardous Materials
Incident Report



The Leader in Nationwide 24-Hour Emergency Management For Emergency Only: 1-800-579-2872

ENVIRONMENTAL

June 10, 2010

Sent Certified Mail No. 7008 0500 0001 2607 2703

Texas Commission on Environmental Quality 2309 Gravel Drive Ft. Worth, Texas 76118-6951

RE: DIESEL FUEL AND MOTOR OIL RELEASE-INITIAL REPORT



WILLS POINT, TEXAS

CES PROJECT NO.
TX DEQ CONFIRMATION NO.:

EM100356S3 20101588

To Whom it May Concern:

Enclosed is a copy of the Hazardous Materials Incident Report for the diesel fuel and motor oil release at the above-referenced location. A final report will be submitted to your office in the near future.

appreciate your assistance in this matter. If you have any questions regarding this project, please do not hesitate to contact me at (972) 378-7343.

Respectfully,

Cuha Emergency Services, L.C.

Chris Leney, CHMM Director of Operations

Cc.

Cura Emergency Services, L.C. 6205 Chapel Hill Boulevard, Suite 100 Plano, Texas 75093 Ph. (972) 378-7333 Fax (972) 378-6789

T T	三股公路形 型		B #		
Ha	zard	OHIG	Via	Arı	2 6
Variation (V)	A Providence of	- V - NO	17161		ans
5146					
OMERS OF	Incid	lant	\mathbf{D}_{α}		C 18 H
1640	THER	ıtnı	T/G!	JULI	1. Box
Standard Co.			10 M	2.3. 推构等	名中于国际

Client File No.:

A. Incident Informatio	n:	Incident Mana	ger: Chris Leney
Project No.: EM1003569	S3 Project Nam		
Date of Loss:	5/28/2010 Tin	ne Loss Occured:	06:30 PM CDT
Date Reported to CES:	6/1/2010 Tin	ne Reported to CES	: <u>04:40 PM CDT</u>
Person Reporting:			Phone:
Driver:	Tra	ctor #:	Trailer #:
Incident Location Contac	t:		Phone:
Incident Location: I-20 Ea			
City: Wills Point	County: Kaufr	nan	State: TX_
release of diesel fuel and m	e saddle fuel tanks and eng otor oil.	ne compartment were	
	oil/grass	□ concrete □ o	ther
Water affected: \square s	urface 🗆 groundwater	r 🗹 none 🗆 o	ther
Sensitive Receptor Impact No sensitive receptors were		is incident.	

B. Chemical	Infor	mation
-------------	-------	--------

B. Chemical Information	Client File No.:				
	Reportable Quantity	Reported Volume	Actual* Volume	Gal/ Lbs	
Chemical: diesel fuel, 3, 1993	25	125	125	Gals_	
Chemical: motor oil, 3, UN 1270		8	8	<u>Gals</u>	
Chemical:					

Health & Safety:

Site N	Ionitoring (if applicable):	PPE:			
□ Va	por Concentration (ppm): unmetered	☐ Level A	☐ Level C		
☐ Av	ailable Oxygen (%): ambient	☐ Level B	✓ Level D		
\Box LE	L Exceeded	☐ MSDS Attached			
Site Special Precations: No special precautions were noted for this site.					
Site Condi	tion:				
There were	fatalities and injuries due to the collision, and the	e highway was closed	for several hours.		
Injuries:	Explain: No injuries or fatalities that were a direct resul	t of the released materi	al were reported.		

Emergency Response: D.

Initial Emergency Actions:
The local police, state troopers, and fire department responded to the incident to assist the injured and
establish traffic control. Fuller Environmental was called to the site to address the released diesel fuel. The
crew from Fuller deployed absorbents onto the roadway to contain the spilled fuel, and collected the spent
crew from runer deproyed absorbents onto the roadway to contain the spilled rue, and collected the spent
absorbents. The crew scheduled to return to excavate the impacted soils.

^{*}Unless specified in the Incident Description section, the "Actual Volume" is an estimate, based on the observations of the CES subcontractor.

Project No.: EM100356S3

		ENTITO STORE
E.	Corrective Actions:	Client File No.:

Corrective Actions:			
On May 29th, 2010 the crew from Fuller retrapproximately 30 cubic yards of impacted so olfactory evidence of diesel fuel remained on June 1, 2010 Cura Emergency Services was regulatory interaction. CES discussed the infor the disposal, and prepared the initial rep	il was removed. A site, The soils we retained to assist cident with TCEG	t the conclusion of the e stockpiled onsite per with the remaining ta	excavation, no visual or nding disposal approval. On sks including disposal and
F. Responsible Party Information:			
Responsible Party			
Contact	Title:		Send report
Address		Phone:	
City: Columbia State: MS	Zi	x:	

Incident Report (Cont.)		Project No.: EM100356S3
		Client File No.:
G. Regulatory Agencies:		
☑ Reportable Spill (check if yes)		
Explain.: The RQ was exceeded and the TC	CEQ was notified	
Region 4 - Texas Commission on Environ	amental Quality	
Contact P		Contact Date: <u>5/29/2010</u>
Address:	Phone:	Contact Time: 12:46 PM
City: Fort Worth	State: TX	fax
Report Required Confirmation	n No.: 20101588	
Note: Report made prior to CES involvement	ent	

Incident Report (Cont.)

Project No.: _	EM100356S3
Client File No	· .:

H. Disposal Facilities:

Waste Facility: Pleasant Oaks Landfill					
Contact Person:					
Address: 3031 FM 3417	7		-		
City: Mt. Pleasant	State: TX	Zip: 75456-			
Phone: (903) 577-3100	Ext:	Fax:	****		
E-mail:		Website:			
Disposal Date: <u>6/2/2010</u>	Amoun	t: 30 cubic yards	Disposal Documents Attached		

Incident Report (Cont.)

Project No.: _	EM100356S3
Client File No.	. :

I. Contractors:

Company: Fuller Environmental Services				
Contact Person : Jay Fuller				
Address: 19499 I-20 Service Rd.	Phone: (903) 567-6911			
City: Canton State: TX Zip: 75103-	Fax: (903) 567-6811			
E-mail:				

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
30-DOT Post MVA Inspection report

Incar TXDPS C	<u>omme</u> r	CIAL VE	HICLE E	NFORCE	EMENT	Level
				10-05-2	23:25	1.]
		(2)	PACT			
HWY: (1) IH-0020 IN	KAUFHAR	CO. (46	7-513)		MET	509
CAMES.						
NOTE TO MOTOR CA	ARRIER:	TRC Cha	apter 64	4 requires	the Motor (Carrier to
execute the certification of Public Safety, Motor	n at the a	end and re	etum this	s report to	Texas Dep	artment
78773-0001 within fifte	en (15)	Jays.	7/90 v i "			
DI# 502109040	DOT#: 823 	13	1824	IAL)⊙[*ē: =-	
OPERATOR Address						
NOTE TO DRIVER: T	his repor	t must be	furnishe	ed to the r	notor carrie	whose
name appears on this					HIJA 🗀	
ACCIDENT TE	s ⊠ %0		UPIED		☑ S⊌	TE
T TT VOLV 434	CO# :::	PEATE		VIN V4NC9GH	on anglig Projektys	-32.003fe2
2 ST UTIL 723			1 1	UYFS2484		
Amles:X (9200)		(3000)	0)	0 (119	50) -	
-0 (1190: GROSS WSIGHT:	U)	63.05	n geat	ir weig	HT:	0
RG WT #1 80,000	- 151	VWP. #1			 	U
RG WT #2		VWE. 82	80,000	,	Ļ	
NOP INOP	INOP	1	0 1/2			
_ · - · - · · · · · · · · · · · · · · ·	Axel 3	Axel 1	Axel 5	Avel	6 Amel 7	2:41 3
L NOP NOP	NOP	0 1/2	1 1/2 	ì		i
TICKET VIOL. CITE		ATIONS I	ISCOVE	RED POST		
393.11	2		DISP	A:00		
DEFECTIVE SIDE MAR		- left	rear	·		Ì
392.9(a)	2	Yos	В	Yes		
LOAD BOT SECURED S.	AFELY -	shifted	load /	partial	load loss	from
393.209 (d)	1	Yes	В	Yes		
STEERING SYSTEM CO.					steering	
393.67	1	Yes	B	Yes		
DEFECTIVE LIQUID F	UEL TARE to hold	fuel L	INE/VIS	IBLE LEA	K - fuel l	ines
. 393.24(Б)	1 1	Yes	В	Yos	, 	
393.24(b)	P (#) -	right -		-	, . .	
DEFECTIVE HEAD LAM		Yes	B	Yes	İ	
393.48(A)	1	Yes	В	Yes	· · · <u>-</u>	
DEFECTIVE BRAKE	exle 1 :	ight -	no sir	supply,	sir hoses	
393.48(A)	1	Yes	В	Yes		
DEFECTIVE BRAKE	exle 1 1	eft - n	o air s	upply, a	ir hoses	
393.48(X)	1	Yes	ь	Eo Y		
DEFECTIVE BRAKE -			no air	supply		
393.48(A)	1	Yes	6	Yes		1
DEFECTIVE BRAKE	exic 2 1	eft - n	air s	upply Yes		
DEFECTIVE BRAKE -		<u> </u>		L	ł	
393 49/51	1 1		Т в г	l Vac		

DEFECTIVE HEAD LAMP (#) - right - missing
393.24(b) 1 Yes B Yes
DEFECTIVE HEAD LAMP (#) - left - missing
393.48(A) 1 Yes B Yes
DEFECTIVE BRAKE - exle 1 right - no air supply, air hoses
ruptured
393.48(A) 1 Yes B Yes
DEFECTIVE BRAKE - axle 1 left - no air supply, air hoses ruptured
393.48(A) 1 Yes B Yes
DEFECTIVE BRAKE - axle 2 right - no air supply
393.48(A) 1 Yes B Yes
DEFECTIVE BRAKE - axle 2 left - no air supply
DEFECTIVE BRAKE - axle 3 right - no mir supply
393.48(A) 1 Yes B Yes
DEFECTIVE BRAKE - axle 3 left - no air supply
393.207(f) 1 Yes B Yes
AIR SUSPENSION PRESSURE LOSS - axle 1 left air bag ruptured
393.207(f) 1 Yes B Yes
AIR SUSPENSION PRESSURE LOSS - axle 1 right air bag deflated
393,207(f) 1 Yes B Yes
AIR SUSPERSION PRESSURE LOSS - axle 2 left air bag deflated
393.207(f) 1 Yes B Yes
AIR SUSPENSION PRESSURE LOSS - axle 2 right air bag deflated
393.207(f) 1 Yes B Yes
AIR SUSPENSION PRESSURE LOSS - axle 3 left air bag deflated
393.207(f) 1 Yes B Yes
AIR SUSPENSION PRESSURE LOSS - axle 3 right air bag deflated
393.207(a) 1 Yes B Yes
IMPROPER AXLE POSITION PART-BROKEN/LOOSE/MISSING - main leaf support spring ? All cracked 8 u-bolt connection
393.75(a) (3) 1 Yes B Yes
TIRE-FLAT - exle 1 right flat
393.207(f) 2 Yes
AIR SUSPENSION PRESSURE LOSS - mix line between exles 4.5
ruptured
2 Yes
DEFECTIVE TIRE - axle 5 left inside - inside sidewall out
393.61(a) 1 Yes
INADEQUATE/MISSING TRUCK SIDE WINDOWS - left window shattered
out by crash
393.203(a) 1 Yes
CAB DOOR BROKEN/MISSING - left door bent - does not open
393.114 1 Yes
HO/IMPROPER FRONT END STRUCTURE - missing
393.60(C) 1 Yes
DAMAGED/DISCOLORED WINDSHIELD - severely cracked, left side
pushed out from cab
393.9 1 Yes

DEFECTIVE TURN SIGNAL LAMP (#) - front right - missing			
393.9 1 Yes			
DEFECTIVE TURN SIGNAL LAMP (#) - front left - missing			
393 . 11 1 Yes			
DEFECTIVE ID LAMP (FRONT/REAR) - front right			
393.11 1 Yes			
DEFECTIVE ID LAMP (FRONT/REAR) - front center			
393.11 1 Yes			
DEFECTIVE ID LAMP (FRONT/REAR) - front left			
393.11 1 Yes			
NO/DEFECTIVE CLEARANCE LAMP - front right			
393.11 1 Yes			
NO/DEFECTIVE CLEARANCE LAMP - front left			
393.9 1 Yes			
DEFECTIVE TURN SIGNAL LAMP (#) - rear right			
393.9 1 Yes			
DEFECTIVE TURN SIGNAL LAMP (#) - rest left			
393.25(£) 1 Yes			
DEFECTIVE STOP LAMP (#) - right			
393.25(f) 1 Yes			
DEFECTIVE STOP LAMP (#) - left			
393.11 1 Yes			
ARY TAIL LAMP VIOLATION-BOT MOTORCYCLE - right			
393.11 1 Yes			
ANY TAIL LAMP VIOLATION-NOT MOTORCYCLE - left			
393.78 1 Yes			
DEFECTIVE WINDSKIELD WIPER - left and right inoperable			
393.79 1 Yos			
DEFECTIVE DEFROSTER - inoperable			
393.81 1 Yes			
ODS A. Repaired at Scene / Catained Spec. Auth. V. Wohlman			
DISPOSITIONS 3. Toward/Escotted to Repair Service D. Ockey C. Stivez 602			
SEAL B'S REMOVED: DESC. SEA. B: INSTALLED			
Shipping#:0400538660			
Commedity: BUILDING MATERIALS			
Grizani GRAND PRAIRIE, TX			
Desti HARAHAM, LA			
INSPECTED BY: DOWNERSTON OF THE TABLE C BAUGHMAN 09848 1 A 02			
Trooper Commence: TIME COMPLETED 2:30AM			
2008, 2008 - inspection due to fatality accident involving above vehicle			
VEHICLE OUT OF SERVICE NOTICE			
VEHICLE Furnished to authority contained in TRC Chapter 644 I becard declare fout of Service the vehicle/s with defects followed by "year in			
the Out of Service column of this report. By person shall revive the out of service stickers applied to these vehicles or operate such vehicles			
initial the out of service defects have been appealed and the vehicles have			
Reen tempored to made operating condition, or proper operating submitty has been obtained.			
To obtain a TXDOT Motor Carrier Insurance Certificate or Single State			

www.fmcsa.dot.gov/factsfigs/formspubs.htm. To obtain IFTA information contact the State of Texas Comptrollers Office at 1-800-252-1383 or visit their website at www.window.state.tx.us/taxinforfuels/fifta.html. Cut here and return the below portion to Motor Carrier Bureau, after it's been completed. Incar TXDPS COMMERCIAL VEHICLE ENFORCEMENT DATE: 2010-05-28 23:25 ANY ENTRIES IN THE VIOLATIONS' SECTION OF DRIVER'S COPY, WHERE THERE IS 'YES" IN THE TICKET BOX,		
Administration at 1-800-832-5660 or visit their website at www.mrcsa.dot.gov/factsfgs/formspubs.htm. To obtain IFTA information contect the State of Texas Comptoilers Office at 1-800-252-1383 or visit their website at www.window.state.k.u.sdaxinforfuels/fifta.html. Cut here and return the below portion to Motor Carrier Bureau, after it's been completed. Incar. TXDPS COMMERCIAL VEHICLE ENFORCEMENT LEATER 2010-05-26 23:25 1 ANY ENTRIES IN THE VIOLATIONS' SECTION OF DRIVER'S COPY, WHERE THERE IS "YES" IN THE TICKET BOX, INDICATES CHARGES FILED AGAINST THE DRIVER. THIS WILL REQUIRE CONTACTING THE JUDGE FOR APPROPRIATE DISPOSITION. CERTIFICATION OF REPAIRMAN I CERTIFY THAT THE REQUIRED REPAIRS SHOWN IN THE "OUT OF SERVICE" COLUMN ON THIS CERTIFICATE HAVE BEEN SATISFACTORILY COMPLETED. SIGNATURE OF REPAIRMAN: NAME OF SHOP (GARAGE): REPAIR WORK COMPLETED DATE: TIME: Motor Carrier Certification of action taken CERTIFY THAT ALL VIOLATIONS NOTED UPON THIS REPORT HAVE BEEN CORRECTED AND ACTION HAS BEEN TAKEN TO ASSURE COMPLIANCE WITH THE MOTOR CARRIER SAFETY REGULATIONS INSOFAR AS THEY ARE APPLICABLE TO MOTOR CARRIERS AND DRIVERS. Signature of Carrier Official: TITLE: DATE: ATTENTION DRIVER: This report must be furnished to the motor carrier whose name appears on this report that he furnished to the motor carrier whose name appears on this report and return this report to: Texas Department of Public Safety PO BOX 4087 AUSTIN TX 78773-0521	1-800-299-1700 or visit their websit	le at <u>www.dot.state.tx.us</u> .
To obtain IFTA information contact the State of Texas Comptrollers Office at 1-800-252-1383 or visit their website at www.window.state.br.us/as/info/tuels/file.html. Cut here and return the below portion to Motor Carrier Bureau, after it's been completed. Incas TXDPS COMMERCIAL VEHICLE ENFORCEMENT DATE: 2010-05-26 23:25 ANY ENTRIES IN THE VIOLATIONS' SECTION OF DRIVER'S COPY, WHERE THERE IS "YES" IN THE TICKET BOX, INDICATES CHARGES FILED AGAINST THE DRIVER. THIS WILL REQUIRE CONTACTING THE JUDGE FOR APPROPRIATE DISPOSITION. CERTIFICATION OF REPAIRMAN I CERTIFY THAT THE REQUIRED REPAIRS SHOWN IN THE "OUT OF SERVICE" COLUMN ON THIS CERTIFICATE HAVE BEEN SATISFACTORILY COMPLETED. SIGNATURE OF REPAIRMAN: NAME OF SHOP (GARAGE): REPAIR WORK COMPLETED DATE: TIME: Motor Carrier Certification of action taken CERTIFY THAT ALL VIOLATIONS NOTED UPON THIS REPORT HAVE BEEN CORRECTED AND ACTION HAS BEEN TAKEN TO ASSURE COMPLIANCE WITH THE MOTOR CARRIER SAFETY REGULATIONS INSOFAR AS THEY ARE APPLICABLE TO MOTOR CARRIERS AND DRIVERS. Signature of Carrier Official: TITLE: DATE: ATTENTION DRIVER: This report must be furnished to the motor carrier whose name appears on this report. TRC Chapter 644, Revised Statutes, requires the Motor Carrier to execute the above certification. MOTOR CARRIER BUREAU and return this report to: Texas Department of Public Safety PO BOX 4087 AUSTIN TX 78773-0521	Administration at 1-800-832	2-5660 or visit their website at
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AUSTIN TX 78773-0521	TRC Chapter 644, Revised Statute	
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393.9 1 Yes	TRC Chapter 644, Revised Statute the above certification.	MOTOR CARRIER BUREAU Texas Department of Public Safety PO BOX 4087
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00143 Greene v. Toyota EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports

35-Farmers Insurance claim status letter to



National Document Center P.O. Box 268992 Oklahoma City, OK 73126-8992

claimsdocuments@farmersinsurance.com Fax: 877-217-1389 Toll Free: 800 - HelpPoint

06/15/2010

Wyndell Greene 7015 Collinwick Dr Frisco, TX 75035

Our Insured: Policy #: Loss Date:

Claim #:

05/28/2010 099 SUB

Dear Wyndell Greene:

Your claim has been received by Farmers Texas County Mutual Insurance Company Subrogation Department. We will be seeking reimbursement from the other party for the portion of our payments for which they are responsible. We will also be including your deductible in the amount we attempt to recover. If you have already received your deductible or if you receive your deductible from the other party at any time please let us know.

Your policy gives us the right to pursue collection from the responsible party for any payment made by Farmers Texas County Mutual Insurance Company. You may be entitled to pursue the other party for any loss sustained which is not covered by your policy, but you should not sign any releases nor accept any payment from any other party without contacting us first. These actions could jeopardize our chance of recovery.

The recovery process varies with each claim and may take up to a year or longer. Our ability to recover, and the speed with which we are able to do so, will depend on the strength of the available evidence and the willingness of the other insurance company to pay our claim. If the other insurance company does not agree to pay our claim, we may, at our sole discretion, pursue our claim through the available legal channels. This may significantly increase the time it takes to resolve the matter. We may contact you periodically during the recovery process for additional information.

It is possible that you will not receive full or even partial reimbursement of your deductible if the other insurance company fails to cooperate with our collection attempts or if we find it necessary to incur expenses or legal fees to collect your deductible. If we are unsuccessful in the recovery attempt, Farmers Texas County Mutual Insurance Company will pay all expenses and legal fees that Farmers Texas County Mutual Insurance Company incurs during our recovery efforts.

Please notify me immediately with any new information that may assist us in our recovery efforts against the responsible party. If you are represented by an attorney, please provide Farmers Texas County Mutual Insurance Company with your attorney's information and we will forward any future correspondence unless otherwise directed. Questions about the adjustment of your claim, including additional payments, should be directed to your Claims Representative.

We appreciate your patience and cooperation while we attempt collections from the responsible party.

Sincerely, Farmers Texas County Mutual Insurance Company

Luis Amezquita Auto Subrogation Representative 630-907-6954

luis.amezquita@farmersinsurance.com

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
36-Farmers Insurance
subrogation records and
photographs



National Document Center P.O. Box 268992 Oklahoma City, OK 73126-8992

claimsdocuments@farmersinsurance.com

Fax: 877-217-1389 Toll Free: 800 - HelpPoint

06/15/2010

Great West Insurance Attn: Dan Firschein Po Box 5408 Arlington, TX 76005

Our Insured:

Our Claim #:

Date of Loss:

Your Insured:

Your Claim #:

Deductible Amount:

Loss of Use Amount: Total Amount Owed: 05/28/2010

Forest Products Trans Llc

\$1,000.00

0.00 pending

Dear Dan Firschein:

Our investigation has established that the above loss was caused by the negligence of your insured. Our insured's vehicle was rendered a total loss. When sold, we will forward support for the total amount owed and disposition of salvage.

Be aware that no partial payment to Farmers Texas County Mutual Insurance Company that is less than the full amount claimed herein will be considered in any way an acceptance of benefits, a novation or an accord and satisfaction of this claim without the express written release of our claim executed by an individual who identifies himself/herself as a member of our subrogation department. Therefore, our legal rights to enforce collection on the remaining amount of the claim shall not be waived or estopped due to a partial payment by you or someone acting on your behalf.

Sincerely,

Farmers Texas County Mutual Insurance Company

Luis Amezquita

Auto Subrogation Representative

630-907-6954

luis.amezquita@farmersinsurance.com

CRN PhotoWizard

Page 1 of 6









CRN PhotoWizard

Page 2 of 6









Page 3 of 6









Page 4 of 6









Page 5 of 6









Page 6 of 6









CCC VALUESCOPE Claim Services Farmers Texas County Mutual Insurance Co. Market Report

Report Reference Number: 43648678 Claim reference: Loss Incident Date: 05/28/2010 Insured: Policy No

Adjuster: Murray, Chris USW#: CRM58 Date Submitted: 06/07/2010 Owner:

Appraiser: MURRAY, CHRIS

Introduction

Farmers Texas County Mutual Insurance Co. has conducted an inspection of your 2010 Toyota 4Runner 4X2 Sr5 4 door Sports Utility located in Frisco, TX. The inspection information was then used to conduct research in your local market to determine the market value of your vehicle.

The local market value of your vehicle was defined by the Zip code 75035 --Frisco, TX

The recommended settlement amount based on the loss vehicle description provided by Farmers Texas County Mutual Insurance Co. is \$26,800.00

Section Title: Vehicle Valuation Summary VINguard Vehicle Identification VINguard VIN Vehicle History Local Market Definition

Valuation Methodology Vehicle Condition

Comparable Vehicles Detail Vehicle Model Information NHTSA Vehicle Recall Appraisal and Valuation Notes Section Contents:

Market Valuation with components Vehicle configuration information Vehicle history research Local market basis Method used to evaluate the vehicle Vehicle's pre-accident condition Comparable vehicles located in market Characteristics of the loss vehicle type NHTSA recall notices Log notes for this file

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

----- Vehicle Valuation Summary

LOCAL MARKET VALUE

Local Market Value \$ 26,800.00 \$ 26,800.00 Pre-tax amount

Vehicular Sales tax License/fees (if applicable)

Adjusted vehicle valuation amount

\$ 26,800.00

------ Vehicle Valuation Allowances

Compared to the typical vehicle in the marketplace your vehicle's value was affected by these factors:

Odometer 3,500 TP - Trailering Package

These allowances illustrate factors that influence the settlement amount when compared to a typical vehicle. The typical vehicle is a vehicle of the same year, make, and model as the loss vehicle, including average mileage, and all standard and predominant equipment.

In cases where a standard or predominant option is superceded by a replacement or upgrade, a corresponding addition will appear for the option to reflect this.

```
The vehicle valuation allowances also reflect proper deductions for all
standard or predominant equipment not present on the loss vehicle.
 These allowances are illustrative only. The actual Local Market Value is
calculated entirely from comparable vehicles with adjustments to reflect the
loss vehicle configuration.
DESCRIPTION
               OPTION
           3,500
Odometer
Vehicle equipment:
    Std AT - Automatic Transmission
    Std OD - Overdrive
            PO - Positraction
    Std
            PS - Power Steering
    Std
    Std
            PB - Power Brakes
            PW - Power Windows
    Std
            PL - Power Locks
    Std
            PM - Power Mirrors
    Std
            PT - Power Trunk/Gate Release
    Std
           AC - Air Conditioning
    Std
  Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5
         ------ Vehicle Description (continued) -----
    Std
            RD - Rear Defogger
    Std
            IW - Intermittent Wipers
    Std
            TW - Tilt Wheel
           TL - Telescopic Wheel
    Std
    Std
            CC - Cruise Control
            KE - Keyless Entry
    Std
    Std
            CN - Console/Storage
    Rptd
            IB - On Board Computer
            MC - Message Center
    Std
           CS - Cloth Seats
RL - Reclining/Lounge Seats
    Std
    Rptd
           BS - Bucket Seats
AM - AM Radio
    Std
    Std
    Std
            FM - FM Radio
            ST - Stereo
    Std
            SE - Search/Seek
    Std
    Std
            CD - CD Player
           M3 - Auxiliary Audio Connection
    Std
    Rptd
            EQ - Equalizer
            AW - Aluminum/Alloy Wheels
    Std
    Rptd
            KW - Locking Wheels
            AG - Drivers Side Air Bag
    Std
    Std
            RG - Passenger Air Bag
            XG - Front Side Impact Air Bags
    Std
    Std
            DG - Head/Curtain Air Bags
    Std
            PJ - Parking Sensors
    Std
            AB - Anti-Lock Brakes (4)
            DB - 4-Wheel Disc Brakes
    Std
            TX - Traction Control
    Std
            T1 - Stability Control
    Std
    Std
            RR - Luggage/Roof Rack
    Std
            WP - Rear Window Wiper
    Rptd
            IP - Clearcoat Paint
            SL - Rear Spoiler
    Std
            FL - Fog Lamps
    Std
    Std
            DT - Privacy Glass
            DM - Dual Mirrors
    Std
            HM - Heated Mirrors
```

MX - Signal Integrated Mirrors

Std

Rptd SB - Rear Step Bumper Rotd TP - Trailering Package ----- VINguard Vehicle Identification -----VIN: JTEZU5JR9A5 Insurer Description VINguard Analysis Year 2010 2010 Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5 ======= VINguard Vehicle Identification (continued) ======== Make Toyota Toyota 4Runner 4X2 Sr5 Model 4Runner 4X2 Sr5/Limited ZU5JR ZU5JR Body style 4d Utv 4d Utv Engine 6-4.01-Fi 6-4.01-Fi Trans Automatic Transmission Overdrive Restraints AIR BAGS (DRIVER+PASS.) Air Bags (Dr.+Pass.+Side) Curb Weight 4,295 Odometer 3500 This vehicle was assembled in JAPAN ======== VINguard VIN Vehicle History ========= VINguard has decoded this VIN without any errors. ******************************* * WARNING - VINguard has detected prior event(s) in this vehicle's history. * Please review the information detailed below. * ISO Vehicle History: Number of times reported to ISO: 1 ISO's file number: H0167929524 Activity reported: Property & Casualty 05/28/2010 Insurance company: Farmers Insurance Exchange Phone: (800) 435-7764 Claim number: 101614301618 ------ AutoCheck Vehicle History Report ------AutoCheck Vehicle History Report Experian Automotive Report Run Date: 06/08/2010 | N = No Problem Found | Y = Problem Found | I = Information Found TITLE CHECK THIS VEHICLE CHECKS OUT. AutoCheck database for this 2010 TOYOTA 4RUNNER 4X2 SR5 (JTEZU5JR9A5000911) shows no historical events that indicate a significant automotive problem. These problems can indicate past automotive damage or warnings associated with the vehicle title. Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5 - AutoCheck Vehicle History Report (continued) --

Problems Checked Results Found

Abandoned N No Abandoned Record(s) Found
Damaged N No Damaged Record(s) Found
Fire Damage Record Found
Grey Market N No Grey Market Record Found
Hail Damage N No Hail Damage Record Found
Insurance Loss N No Insurance Loss Record Found
Junk N No Junk Record(s) Found
Rebuilt N No Rebuilt Record(s) Found
Salvage N No Salvage Record(s) Found

PROBLEM CHECK

THIS VEHICLE CHECKS OUT. AutoCheck database for this 2010 TOYOTA 4RUNNER 4X2 SR5 (JTEZU5JR9A5000911) shows no historical events that indicate a significant automotive problem. These problems can indicate past automotive damage or warnings associated with the vehicle title.

Problems Checked Results Found

NHTSA Crash Test Vehicle N No NHTSA Crash Test Vehicle Record(s) Found

Frame Damage N No Frame Damage Record(s) Found Major Damage Incident N No Major Damage Record(s) Found

Manufacturer buyback/lemon N No Manufacturer Buyback/lemon Record(s) Found

Odometer Problem N No Odometer Problem Record(s) Found
Recycled N No Recycled Record(s) Found
Salvage Auction N No Salvage Auction Record(s) Found
Water Damage N No Water Damage Record(s) Found

ODOMETER CHECK THIS VEHICLE CHECKS OUT. For this 2010 TOYOTA 4RUNNER 4X2 SR5 (JTEZU5JR9A5000911) no indication of odometer rollback or tampering was found. AutoCheck determines odometer rollbacks by searching for records that indicate odometer readings less than a previously reported value. Other odometer events can report events of tampering, or possible odometer

breakage.

Date Reported Odometer Reading

2010-01-31 2010-02-16

Mollecer Readil

5

VEHICLE INFORMATION

THIS VEHICLE CHECKS OUT. AutoCheck database for this 2010 TOYOTA 4RUNNER 4X2 SR5 (JTEZU5JR9A5000911) shows no historical events that indicate a significant automotive problem. These problems can indicate past automotive damage or warnings associated with the vehicle title.

Problems Checked Results Found

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

----- AutoCheck Vehicle History Report (continued)

Accident N No Accident Record(s) Found
Corrected Title N No Corrected Title Record(s) Found
Driver Education N No Driver Education Record(s) Found
Duplicate Title N No Duplicate Title Record(s) Found

Emissions Safety Inspection N No Emissions Safety Inspection Record(s) Found

Lease N No Lease Record(s) Found
Lien N No Lien Record(s) Found
Livery Use N No Livery Use Record(s) Found
Sovernment Use N No Government Use Record(s) Found
N No Police Use Record(s) Found
N No Fleet Record(s) Found
N No Fleet Record(s) Found

Rental N No Rental Record(s) Found

Fleet and/or Lease N No Fleet and/or Lease Record(s) Found Fleet and/or Rental N No Fleet and/or Rental Record(s) Found

Repossessed N No Repossessed Record(s) Found
Taxi Use N No Taxi Use Record(s) Found
Theft N No Theft Record(s) Found

FULL HISTORY

Below are the historical events for this vehicle listed in chronological order.

Report Run Date: 06/08/2010

 Event
 Event
 Odometer
 Data
 Event

 Date
 Location
 Reading
 Source
 Detail

 2010-01-31
 TX
 00000000
 Motor Vehicle
 Dept
 REGISTRATION EVENT/RENEWAL

 2010-02-16
 TX
 5
 Motor Vehicle
 Dept
 TITLE

AutoCheck Vehicle History Report Terms and Conditions:
Experian's Reports are compiled from multiple sources. It is not always
possible for Experian to obtain complete discrepancy information on all
vehicles; therefore, there may be other title brands, odometer readings or
discrepancies that apply to a vehicle that are not reflected on that vehicle's
Report. Experian searches data from additional sources where possible, but all
discrepancies may not be reflected on the Report.

These Reports are based on information supplied to Experian by external sources believed to be reliable, BUT NO RESPONSIBILITY IS ASSUMED BY EXPERIAN OR ITS AGENTS FOR ERRORS, INACCURACIES OR OMISSIONS. THE REPORTS ARE PROVIDED STRICTLY ON AN 'AS IS WHERE IS' BASIS, AND EXPERIAN FURTHER EXPRESSLY DISCLAIMS ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE REGARDING THIS REPORT.

Experian shall not be liable for any delay or failure to provide an accurate report if and to the extent which such delay or failure is caused by events beyond the reasonable control of Experian, including, without limitation, 'acts of God', terrorism, or public enemies, labor disputes, equipment malfunctions, material or component shortages, supplier failures, embargoes, rationing, acts of local, state or national governments, or public agencies, utility or communication failures or delays, fire, earthquakes, flood, epidemics, riots and strikes.

These terms and the relationship between you and Experian shall be governed by the laws of the State of Illinois (USA) without regard to its conflict of laws provisions. You and Experian agree to submit to the personal and exclusive jurisdiction of the courts located within the county of Cook, Illinois.

The local market value for your 2010 Toyota 4Runner 4X2 Sr5 4 Door Sport Utility Vehicle was defined by ZIP code 75035 -- Frisco, Tx. Adjacent markets were also searched as secondary sources to locate comparable vehicles. Details of the specific markets searched follow.

The state of Texas is composed of 21 distinct local markets. The following 4 zones were used in the preparation of this CCC Valuescope Market Report.

Dallas, TX - Primary local market vehicle database. In this market, CCC maintains a database of 10,161 inspected dealer vehicles located at 36 dealerships, and 142,865 dealer advertised, and 5,987 privately advertised vehicles taken from 28 local papers or magazines.

Ft. Worth, TX - Secondary local market vehicle database. In this market, CCC maintains a database of 4,124 inspected dealer vehicles located at 15 dealerships, and 81,420 dealer advertised, and 2,676 privately advertised vehicles taken from 15 local papers or magazines.

Waco, TX - Third local market vehicle database. In this market, CCC maintains a database of 2,495 inspected dealer vehicles located at 11 dealerships, and 15,379 dealer advertised, and 1,003 privately advertised vehicles taken from 9 local papers or magazines.

Longview/Tyler, TX - Fourth local market vehicle database. In this market, CCC maintains a database of 3,197 inspected dealer vehicles located at 17 dealerships, and 15,703 dealer advertised, and 1,511 privately advertised vehicles taken from 15 local papers or magazines.

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

From these 4 local markets, comparable vehicles were selected based on the year, make, model, body style, and engine configuration of your vehicle. Adjustments were made to the value of each comparable vehicle to compensate for differences in year, model, body style, engine configuration, packages, options, and mileage.

For your vehicle's CCC Valuescope Market Report, CCC identified 1 advertised vehicle as comparable to your vehicle, and used their values to determine the Local Market Value.

Vehicles are determined to be comparable to the loss vehicle based on:

- * Nearness to the loss vehicle's primary garage location
- * Similarity of model, equipment, and odometer
- * Precision of the data (inspected versus advertised)

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

This CCC Valuescope Market Report was prepared for Farmers Texas County Mutual Insurance Co. by CCC Information Services Inc. CCC has been preparing market reports for the insurance industry since 1981. CCC physically inspects vehicles for sale at vehicle dealerships in the local markets, and subscribes to local newspapers and automotive publications in these markets. CCC maintains vehicle databases containing these inspected dealership vehicles along with the dealer and private party advertised vehicle information.

When Farmers Texas County Mutual Insurance Co. requests a CCC Valuescope Market Report from CCC, they provide CCC the VIN (Vehicle Identification Number) of the loss vehicle. Decoding this VIN identifies the exact vehicle for which the local market value will be done. See the VINguard Vehicle Identification section.

Farmers Texas County Mutual Insurance Co. also provides CCC the vehicle owner's Zip code. This identifies the local market that will be used to determine the market value. See the Local Market Definition section.

Finally, Farmers Texas County Mutual Insurance Co. provides CCC with the configuration of the loss vehicle including equipment, odometer, condition,

maintenance, etc. This information is the starting point for determining the local market value.

The Local Market Value is the value of the loss vehicle, and includes condition, mileage, packages, and all equipment. The method used to determine the Local Market Value on current year vehicles involves finding new vehicles for sale at the time of the valuation. After the Adjusted Value for each comparable vehicle is calculated, the Local Market Value is determined.

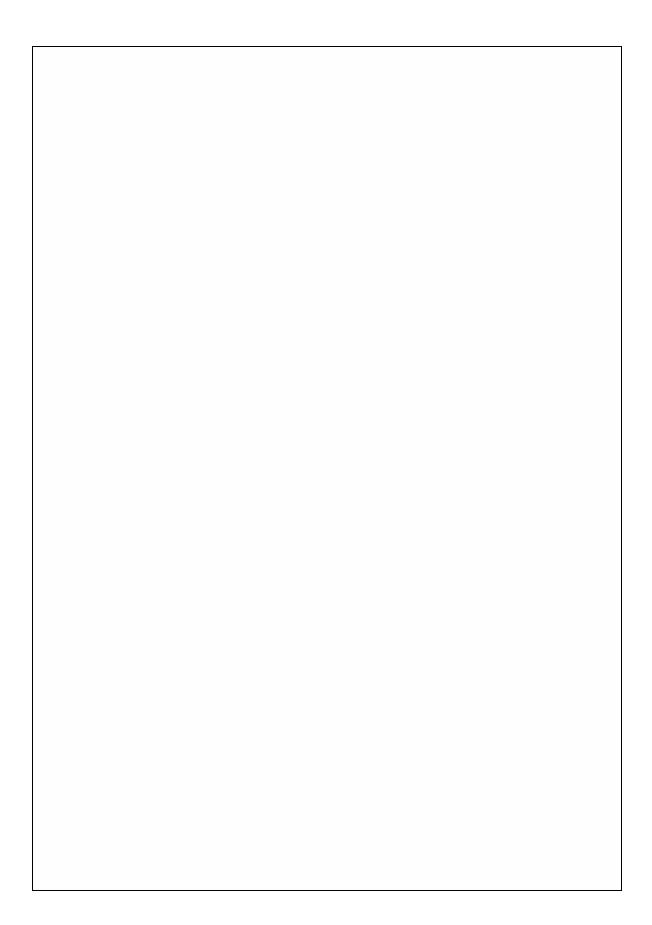
Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

------ Vehicle Condition -----

Farmers Texas County Mutual Insurance Co. uses Condition Inspection Guidelines to determine the condition of key components of the loss vehicle. These guidelines are specific to geographic location, year, and vehicle type. The guidelines describe physical characteristics for each of the vehicle components. Based on these guidelines, Farmers Texas County Mutual Insurance Co. determined the condition of the vehicle prior to the loss.

Category	Condition	Adjustments
INTERIOR		**
Seats	Normal wear	\$0
CR Comments:	NORMAL DUE TO TOTAL BURN.	
Carpets	Normal wear	\$0
CR Comments:	NORMAL DUE TO TOTAL BURN.	
Dashboard	Normal wear	\$0
CR Comments:	NORMAL DUE TO TOTAL BURN.	
Headliner	Normal wear	\$0
CR Comments:	NORMAL DUE TO TOTAL BURN.	
EXTERIOR Sheet Metal	Normal wear	\$0
CR Comments:	NORMAL DUE TO TOTAL BURN.	
Trim	Normal wear	\$0
CR Comments:	NORMAL DUE TO TOTAL BURN.	
Paint	Normal wear	\$0
CR Comments:	NORMAL DUE TO TOTAL BURN.	
Glass	Normal wear	\$0
CR Comments:	ALL OF THE GLASS IS GONE D	UE TO THE ACCIDENT AND BURN.
MECHANICAL Engine	Normal wear	\$0

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5



Category Condition Adjustments

CR Comments: NORMAL AS THE VEHICLE BURNED AND I COULD NOT GET THE H

OOD OPENED.

Transmission Normal wear \$0

CR Comments: NORMAL AS THE VEHICLE BURNED AND I COULD NOT GET THE H

OOD OPENED.

TIRES

Front Tires Dealer ready \$0

CR Comments: THE FRONT TIRES HAVE 9/32" OF TREAD LEFT.

Rear Tires Dealer ready \$0

CR Comments: THE RIGHT REAR TIRE HAS 8/32" OF TREAD LEFT.

Total Adjustments: \$0

 The Condition Inspection Guidelines provide information based on vehicle age, vehicle type, and geographic location. Your vehicle has been identified as being located in the Southwest region as a newer truck.

* The Condition Inspection Guidelines, and all dollar adjustments, are determined by surveys, inspections, and interviews with dealerships across the United States.

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

------ Comparable Vehicles Detail

The local market comparable vehicles are compared to the loss vehicle, and adjustments are made for differences in equipment, odometer, model, etc. The Price, Asking Price, Take Price or List Price displayed below (as applicable) may differ from the advertised price where CCC obtains different price information from the seller. The Adjusted Value represents the price of the comparable configured exactly as the loss vehicle.

Loss Vehicle | Dealer Vehicle 2010 Toyota |2010 Toyota 4runner 4x2 Sr5 |4runner 4x2 Sr5 4d Utv |4d Utv 6-4.01-Fi Auto Trans-OD |Auto Trans-OD AM/FM Stereo Seek |AM/FM Stereo Seek With Compact Disk |With Compact Disk |Auxiliary Audio | Connection Auxiliary Audio Connection Equalizer Anti-Lock Brakes |Anti-Lock Brakes (4) (4) Air Conditioning Air Conditioning Drivers Side Air |Drivers Side Air Bag Bag Aluminum/Alloy |Aluminum/Alloy Wheels Wheels

Cruise Control |Cruise Control |Head/Curtain Air Head/Curtain Air Bags Bags Privacy Glass |Privacy Glass Fog Lamps |Fog Lamps Heated Mirrors | Heated Mirrors Keyless Entry Keyless Entry Message Center Signal Integrated |Message Center |Signal Integrated Mirrors Mirrors Parking Sensors |Parking Sensors Power Locks |Power Locks Power Mirrors | Power Mirrors Positraction Positraction |Power Windows |Rear Defogger Power Windows Rear Defogger Passenger Air Bag | Passenger Air Bag Luggage/Roof Rack |Luggage/Roof Rack Telescopic Wheel |Telescopic Wheel Tilt Wheel |Tilt Wheel Traction Control |Traction Control Stability Control | Stability Control

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

----- Comparable Vehicles Detail (continued) -----

Loss Vehicle | Dealer Vehicle

Front Side Impact | Front Side Impact Air Bags | Air Bags

Trailering Package*|Power Driver Seat* | Power Passenger | Seat*

Miles: 3,500 | 2

Pub Date 6/08/2010

Adjustments

Model/Year - 588 Options - 300 Mileage - 1,120 Adjusted Value \$ 26,792

- * List Price is the sticker price of the vehicle. Take Price is the amount for which the vehicle can be purchased as defined by the contact at each dealer.
- * Option adjustments are made in comparison to the typical vehicle. Typical vehicle options that are not present are enclosed in parentheses.
- * The baseline is defined as the condition of the typical vehicle on the road. Baseline adjustments are made when a comparable vehicle condition varies from that of a typical vehicle.
- * All dollar adjustments are determined by surveys, inspections, and interviews with dealerships across the United States.

- * Note that some comparable vehicles that were recently available in the local market may no longer be available.
- * The Price, Asking Price, Take Price or List Price displayed above (as applicable) may differ from the advertised price where CCC obtains different price information from the seller.

Valuation request: 43648678 (continued) 2010 TOYO 4RUNNER 4X2 SR5

NO REBATES AVAILABLE.
Included in our backup are similar models to the loss vehicle.
Proper adjustments were made for this valuation.

Proper adjustments were made for this valuation. \$588 MODEL ADJUSTMENT FOR PREMIUM CARPET SET AND VEHICLE SHIELD PACKAGE.

Any person who knowingly presents a false or fraudulent insurance claim for the payment of a loss may be guilty of a crime and may be subject to fines and confinement in state prison.

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Various aspects of our Market Report are covered by one or more pending patent applications.

The trade names and/or trademarks used herein are owned by their respective trademark owners.

1016143016-1-8 OYONO 6M2

FARMERS TEXAS COUNTY MUTUAL INS CO COLLIN CREEK CLAIMS SERVICE CENTER HELPPOINT CLAIMS SERVICES BY FARMERS FOR SUPPLEMENTS PLEASE CALL 1 (800) 282-7033 (800) 435-7764

ESTIMATE OF RECORD

WRITTEN BY: CHRIS MURRAY 06/08/2010 03:49 PM ADJUSTER: CHRIS MURRAY (214) 562-9805

INSURED: OWNER: ADDRESS: FRISCO, TX EVENING: OTHER:

CLAIM POLICY DATE OF LOSS: 05/28/2010 AT 06:30 PM TYPE OF LOSS: MD

POINT OF IMPACT: 22. TOTAL BURN

30 DAYS TO REPAIR

INSPECT B&V WRECKER LOCATION: 900 E MOORE TERREL, TX 75160

DAY: (972)524-8846 OTHER

TILT WHEEL

FACILITY: LICENSE #

REAR DEFOGGER

2010 TOYO 4RUNNER 4X2 SR5 6-4.0L-FI 4D UTV SILVER INT: VIN: JTEZU5JR9A5 LIC: TX PROD DATE: AIR CONDITIONING CRUISE CONTROL KEYLESS ENTRY ON BOARD COMPUTER PRIVACY GLASS FOG LAMPS CLEAR COAT PAINT POWER WINDOWS

HEATED MIRRORS

TRACTION CONTROL

STEREO

CD PLAYER

REPAIR UNKNOWN

TELESCOPIC WHEEL REAR WINDOW WIPER MESSAGE CENTER CONSOLE/STORAGE REAR SPOILER POWER STEERING POWER LOCKS AM RADIO SEARCH/SEEK AUXILIARY AUDIO CONNECTIO ANTI-LOCK BRAKES (4)
PASSENGER AIR BAG HEAD/CURTAIN AIR BAGS DRIVER AIR BAG PASSENGER AIR BAG FRONT SIDE IMPACT AIR BAG 4 WHEEL DISC BRAKES STABILITY CONTROL

EQUALIZER POSITRACTION CLOTH SEATS RECLINE/LOUNGE SEATS REAR STEP BUMPER POWER TRUNK/GATE RELEASE AUTOMATIC TRANSMISSION

INTERMITTENT WIPERS

PARKING SENSORS

LUGGAGE/ROOF RACK

SIGNAL INTEGRATED MIRRORS

DUAL MIRRORS

POWER BRAKES

FM RADIO

POWER MIRRORS

ODOMETER: 3500

BUCKET SEATS TRAILERING PACKAGE OVERDRIVE ALUMINUM/ALLOY WHEELS

LOCKING WHEELS

NO. DESCRIPTION OTY EXT. PRICE LABOR PAINT 1.# TOTAL LOSS-BURN 0.00 0.0 0.0 SUBTOTALS ==>

1

1016143016-1-8 0Y0N06M2

ESTIMATE OF RECORD 2010 TOYO 4RUNNER 4X2 SR5 6-4.0L-FI 4D UTV SILVER INT:

PARTS		0.00
TOTAL COST OF REPAIRS	\$	0.00
ADJUSTMENTS: DEDUCTIBLE	1	000.00
TOTAL ADJUSTMENTS NET COST OF REPAIRS		000.00

FARMERS' NON-OEM SHEET METAL PARTS WARRANTY

WHEN YOU HAVE YOUR VEHICLE REPAIRED AFTER AN ACCIDENT AND THE REPAIR ESTIMATE INCLUDES THE USE OF CERTAIN NON-OEM SHEET METAL CRASH PARTS (PARTS NOT MADE BY OR FOR YOUR VEHICLE'S ORIGINAL MANUFACTURER), FARMERS WILL STAND BEHIND THOSE PARTS FOR AS LONG AS YOU OWN THE VEHICLE. IF A SUPPLIER OF A PART LISTED IN YOUR REPAIR ESTIMATE OR THE SHOP THAT PERFORMED THE REPAIRS ON YOUR VEHICLE IS UNABLE TO RESOLVE A LEGITIMATE COMPLAINT ABOUT THE QUALITY OF THE NON-OEM SHEET METAL PARTS USED IN THE REPAIR, WE WILL MAKE EVERY EFFORT TO SEE THAT THE PROBLEM IS CORRECTED.

PARTS COVERED BY THIS WARRANTY ARE LIMITED TO HOODS, FENDERS, DOOR SHELLS, TRUCK BEDS, BOX SIDES, TAILGATES, LIFT GATES, QUARTER PANELS, REAR OUTER PANELS, BODY SIDE PANELS, TRUNK LIDS AND DECK LIDS.

FOR ASSISTANCE, CONTACT YOUR NEAREST FARMERS CLAIMS OFFICE OR AGENT.

DISCLAIMER

THIS WARRANTY AND ANY REPRESENTATIONS MADE HEREIN ARE NON-TRANSFERABLE AND ITS BENEFITS EXTEND ONLY TO THE PARTY OWNING THE VEHICLE AT THE TIME OF THE REPAIR. IT IS NOT PART OF YOUR INSURANCE POLICY AND DOES NOT CONSTITUTE AN EXTENSION OF COVERAGE THEREUNDER.

ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT INSURANCE CLAIM FOR THE PAYMENT OF A LOSS MAY BE GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN STATE PRISON.

1016143016-1-8 0Y0N06M2

ESTIMATE OF RECORD
2010 TOYO 4RUNNER 4X2 SR5 6-4.0L-F1 4D UTV SILVER INT:

TO EXPEDITE THE HANDLING OF ANY SUPPLEMENTAL DAMAGES CLAIMED, PEASE HAVE THE APPROXIMATE AMOUNT OF ADDITIONAL DAMAGES AVAILABLE WHEN YOU CALL 1 (800) 282-7033. POTENTIALLY, A REINSPECTION MAY BE CONDUCTED WITHIN HOURS OF YOUR CALL. ALL SUPLLEMENTS MUST BE APPROVED BY A CLAIMS REPRESENTATIVE BEFORE REPAIRS ARE COMPLETED.

ESTIMATE	REVIEWED	WITH.		
STIMMIE	MEATEMED	MITTHE		

*THIS IS NOT AN AUTHORIZATION TO REPAIR, MOREOVER, WE MUST HAVE THE OPTION TO INSPECT AND APPROVE OF ANY SUPPLEMENTAL DAMAGES PRIOR TO REPAIR.

**IF, AFTER WE HAVE AUTHORIZED REPAIR, YOU FAIL TO PRESENT THIS ESTIMATE TO THE REPAIR FACILITY PRIOR TO THE START OF REPAIRS, YOU MAY INCUR ANY ADDITIONAL EXPENSE.

"IF THE ABOVE ESTIMATE INCLUDES A NAPA PART PRICE, THE REPAIR FACILITY MUST COMPLETE A ONE TIME SET UP WITH THEIR LOCAL NAPA RETAILER IN ORDER TO RECEIVE THE SPECIAL "FARMERS PREFERRED PARTS PROGRAM" PRICING. TO ACCOMPLISH SET UP, CONTACT YOUR LOCAL NAPA RETAILER AND ASK THEM TO INSERT BILLING CODE NUMBER 9066 INTO YOUR CUSTOMER BILLING PROFILE. THE 9066 CODE WILL ENABLE YOUR REPAIR FACILITY TO RECEIVE SPECIAL PRICING ON ALL NAPA PARTS AND/OR SUPPLIES PURCHASED. IF YOU DO NOT ALREADY HAVE A LOCAL NAPA RETAILER ACCOUNT, PLEASE CALL 1-800-LET-NAPA FOR YOUR NEAREST NAPA LOCATION."

1016143016-1-8 0Y0N06M2

ESTIMATE OF RECORD 2010 TOYO 4RUNNER 4X2 SR5 6-4.0L-FI 4D UTV SILVER INT:

ESTIMATE BASED ON MOTOR CRASH ESTIMATING GUIDE. UNLESS OTHERWISE NOTED ALL ITEMS ARE DERIVED FROM THE GUIDE ARM8418, CCC DATA DATE 05/03/2010, AND THE PARTS SELECTED ARE OEM-PARTS MANUFACTURED BY THE VEHICLES ORIGINAL EQUIPMENT MANUFACTURER. OEM PARTS ARE AVAILABLE AT OE/VEHICLE DEALERSHIPS. OPT OEM (OPTIONAL OEM) OR ALT OEM (ALTERNATIVE OEM) PARTS ARE OEM PARTS THAT MAY BE PROVIDED BY OR THROUGH ALTERNATE SOURCES OTHER THAN THE OEM VEHICLE DEALERSHIPS. OPT OEM OR ALT OEM PARTS MAY REFLECT SOME SPECIFIC, SPECIAL, OR UNIQUE PRICING OR DISCOUNT. OPT OEM OR ALT OEM PARTS MAY INCLUDE "BLEMISHED" PARTS PROVIDED BY OEM'S THROUGH OEM VEHICLE DEALERSHIPS. ASTERISK (*) OR DOUBLE ASTERISK (**) INDICATES THAT THE PARTS AND/OR LABOR INFORMATION PROVIDED BY MOTOR MAY HAVE BEEN MODIFIED OR MAY HAVE COME FROM AN ALTERNATE DATA SOURCE. TILDE SIGN (~) ITEMS INDICATE MOTOR NOT-INCLUDED LABOR OPERATIONS. NON-ORIGINAL EQUIPMENT MANUFACTURER AFTERMARKET PARTS ARE DESCRIBED AS AM, QUAL REPL PARTS OR COMP REPL PARTS WHICH STANDS FOR COMPETITIVE REPLACEMENT PARTS. USED PARTS ARE DESCRIBED AS LKQ, QUAL RECY PARTS, RCY, OR USED. RECONDITIONED PARTS ARE DESCRIBED AS RECOND. RECORED PARTS ARE DESCRIBED AS RECORE. NAGS PART NUMBERS AND BENCHMARK PRICES ARE PROVIDED BY NATIONAL AUTO GLASS SPECIFICATIONS. LABOR OPERATION TIMES LISTED ON THE LINE WITH THE NAGS INFORMATION ARE MOTOR SUGGESTED LABOR OPERATION NAGS LABOR OPERATION TIMES ARE NOT INCLUDED. POUND SIGN (#) ITEMS INDICATE MANUAL ENTRIES. SOME 2010 VEHICLES CONTAIN MINOR CHANGES FROM THE PREVIOUS YEAR. FOR THOSE VEHICLES, PRIOR TO RECEIVING UPDATED DATA FROM THE VEHICLE MANUFACTURER, LABOR AND PARTS DATA FROM THE PREVIOUS YEAR MAY BE USED. THE PATHWAYS ESTIMATOR HAS A COMPLETE LIST OF APPLICABLE VEHICLES. PARTS NUMBERS AND PRICES SHOULD BE CONFIRMED WITH THE LOCAL DEALERSHIP.

CCC PATHWAYS - A PRODUCT OF CCC INFORMATION SERVICES INC.

1016143016-1-8 0Y0N06M2

ESTIMATE OF RECORD

2010 TOYO 4RUNNER 4X2 SR5 6-4.0L-FI 4D UTV SILVER INT:

ALTERNATE PARTS USAGE

AFTERMARKET PARTS

AFTERMARKET SELECTION METHOD: AUTOMATICALLY LIST

NO. OF TIMES USER WAS NOTIFIED THAT AN AFTERMARKET PART WAS AVAILABLE: 0

NO. OF AFTERMARKET PARTS THAT APPEAR IN THE FINAL ESTIMATE: 0

OPTIONAL OEM PARTS

OPTIONAL OEM SELECTION METHOD: AUTOMATICALLY LIST

NO. OF TIMES USER WAS NOTIFIED THAT AN OPTIONAL OEM PART WAS AVAILABLE: 0

NO. OF OPTIONAL OEM PARTS THAT APPEAR IN THE FINAL ESTIMATE: 0

RECONDITIONED PARTS

RECONDITIONED SELECTION METHOD: AUTOMATICALLY LIST

NO. OF TIMES USER WAS NOTIFIED THAT A RECONDITIONED PART WAS AVAILABLE: 0

NO. OF RECONDITIONED PARTS THAT APPEAR IN THE FINAL ESTIMATE: 0

RECYCLED PARTS

NO. OF TIMES USER WAS NOTIFIED THAT A RECYCLED PART WAS AVAILABLE: 0

NO. OF RECYCLED PARTS THAT APPEAR IN THE FINAL ESTIMATE:

0



National Document Center P.O. Box 268992 Oklahoma City, OK 73126-8992 claimsdocuments@farmersinsurance.com Fax: 877-217-1389

Insured:
Policy Number:
Loss Date: 5/28/2010

Total Loss Settlement

Vehicle Information:

Year:	2010	Serial Number/Trailer ID:	
Make:	TOYOTA	VIN:	JTEZU5JR9A5
Model:	4 RUNNER SR5	Inspected VIN:	JTEZU5JR9A5
Mileage:	3500	Boat Registration:	

Settlement Detail:

Valuation Method:	CCC	Valuation Id:	43648678
Valuation Amount:	\$26,800.00	Salvage Bid:	\$0.00
Adjustment (+/-):	\$0.00	Sales Tax:	\$1,675.00
Actual Cash Value:	\$26,800.00	Lien:	\$32,539.85
Lic/Transfer Fee:	\$33.00	Residual Debt:	\$5,031.85
Other Fee:	\$0.00		
Deductible:	\$1,000.00	Customer Due:	\$0.00
Salvage Value:	\$0.00	Mortgagee Due:	\$27,508.00
Additional Details:	Evaluation Adjustments per (CCC	
	-		
Net Total:	\$27,508.00		

Dates:

Unit Assigned:	6/2/2010
Reported to NICB:	
Assigned to Salvage Pool:	6/10/2010
Settled:	6/10/2010
TL Packet Sent To Owner:	6/10/2010
TL Packed Recd From Owner:	
Title/Paperwork Sent To Vender:	



National Document Center P.O. Box 268992 Oklahoma City, OK 73126-8992 claimsdocuments@farmersinsurance.com

Fax: 877-217-1389

Payment Log

Account Number:
Date of Loss: 5/28/20
Insured's Name:
Claim Number:



Unit Type	Claim Unit	Date Issued	Payee	Check Number	Payment Amount
MD	1016143016-1-8	6/14/2010	TQI EXCHANGE, LLC	5332216523	\$27,508.00
Payment Total:					\$27,508.00
Total Amount:					\$27,508.00

EA12-005
TOYOTA
2/15/2013

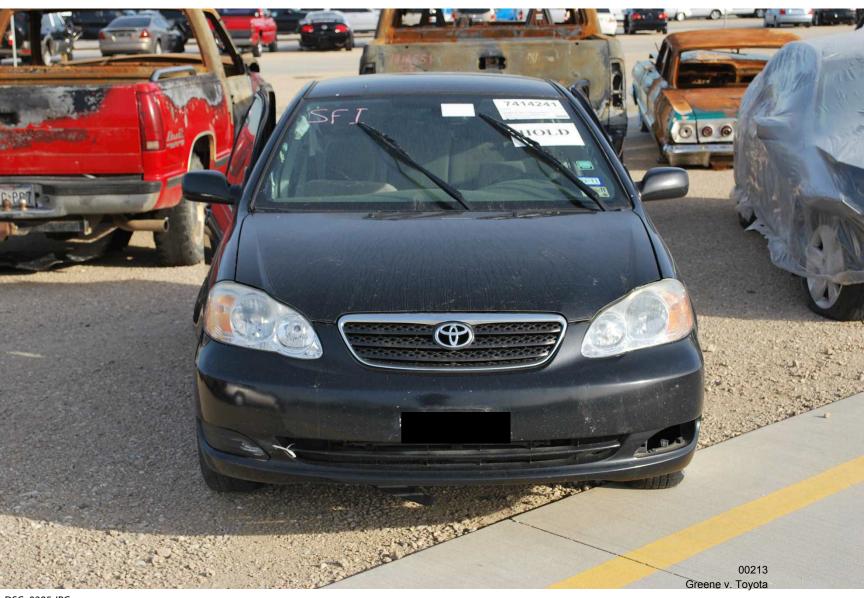
Attachment-Response 4
Police Reports
42-2006 Corolla TRA photos









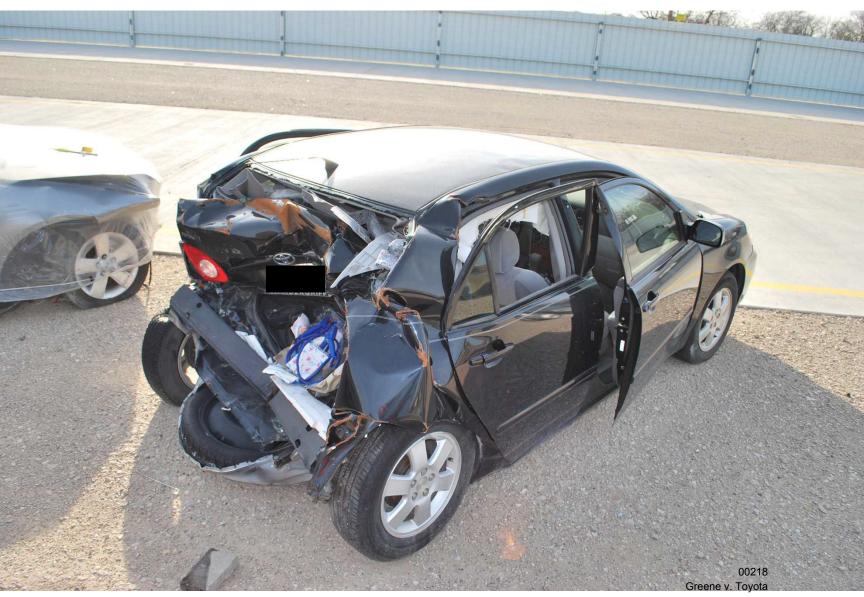






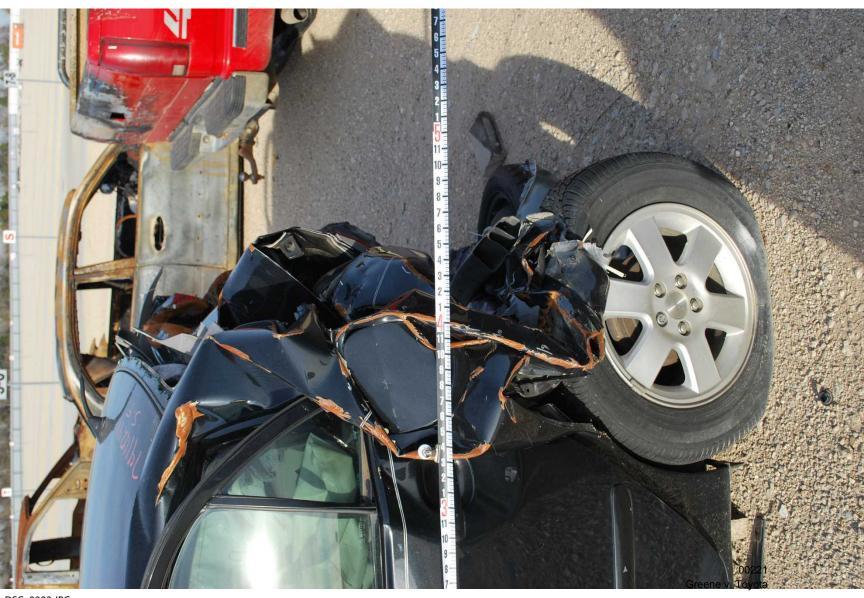


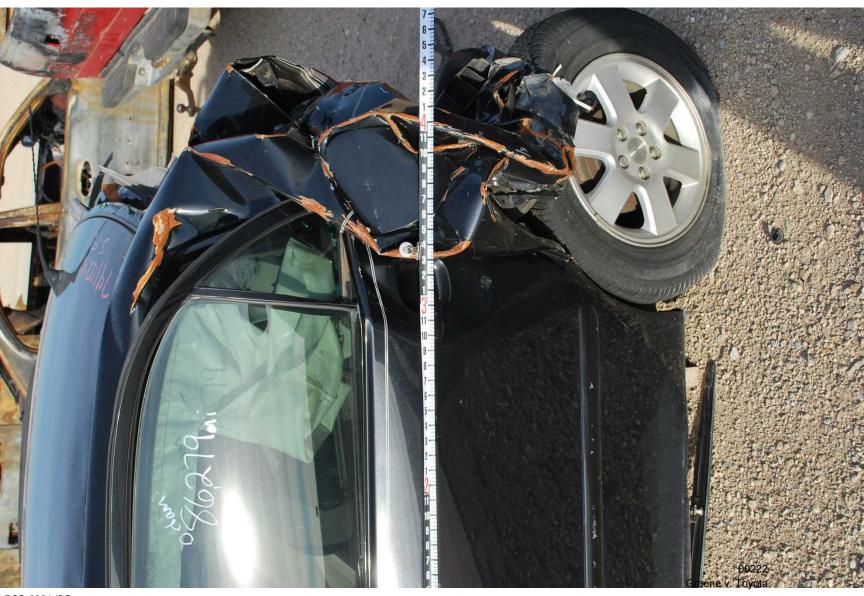


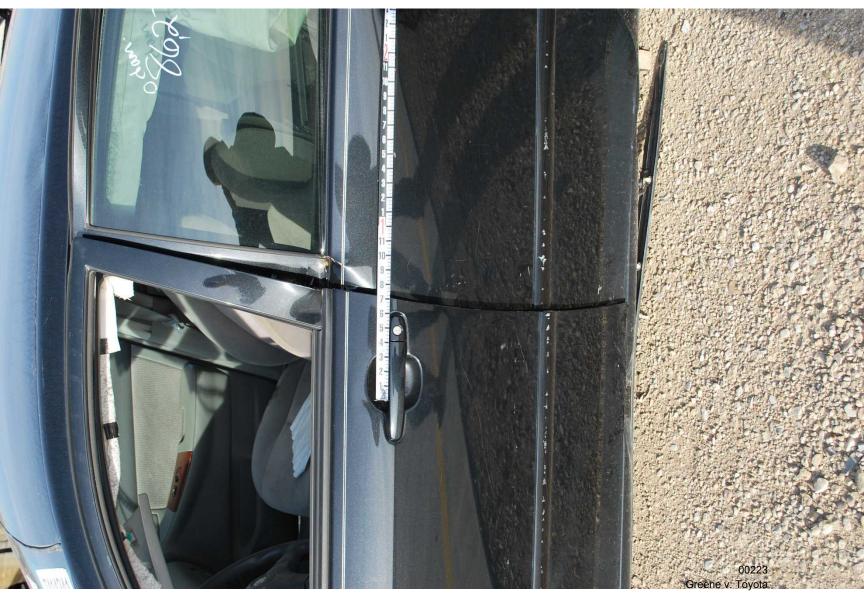


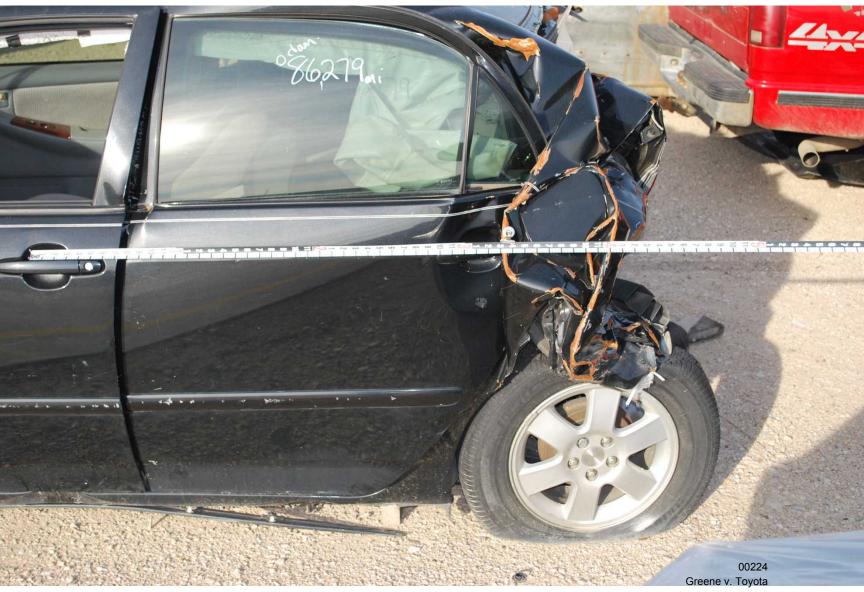






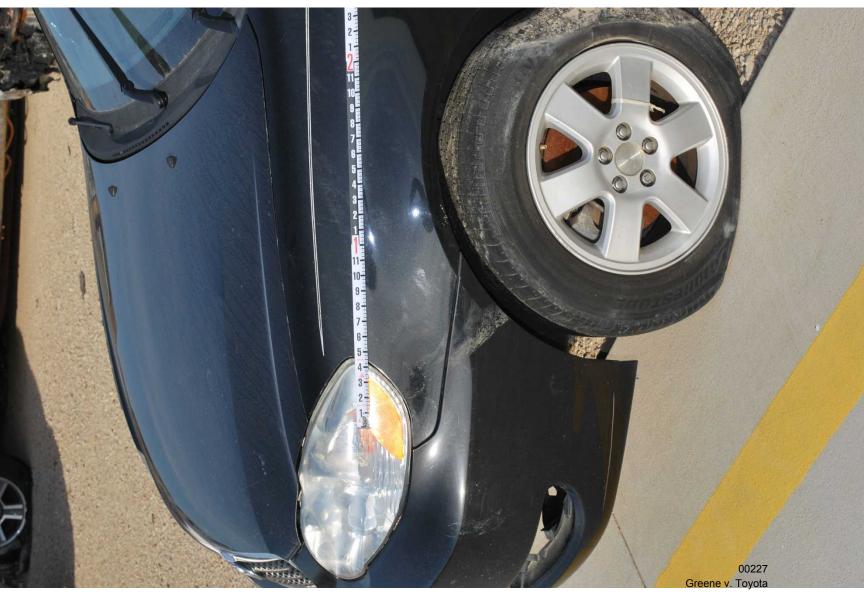


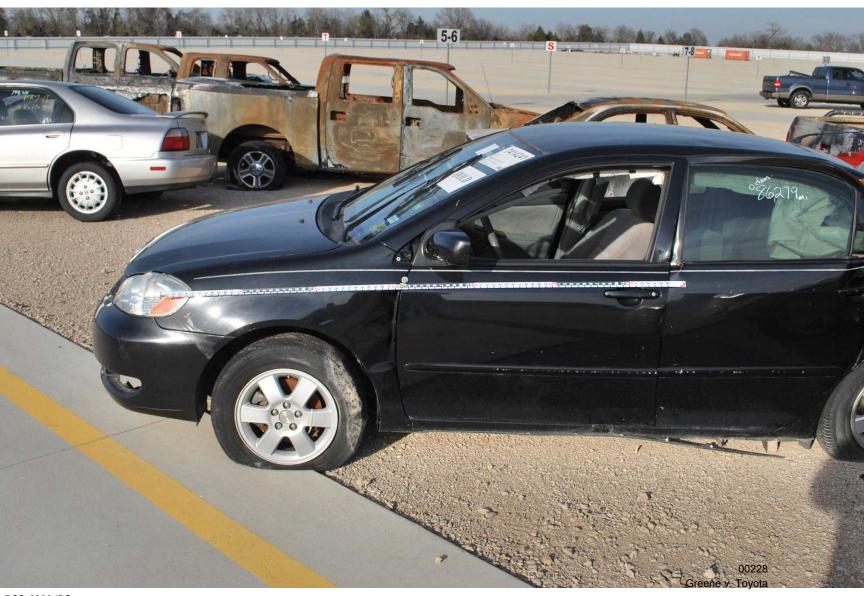


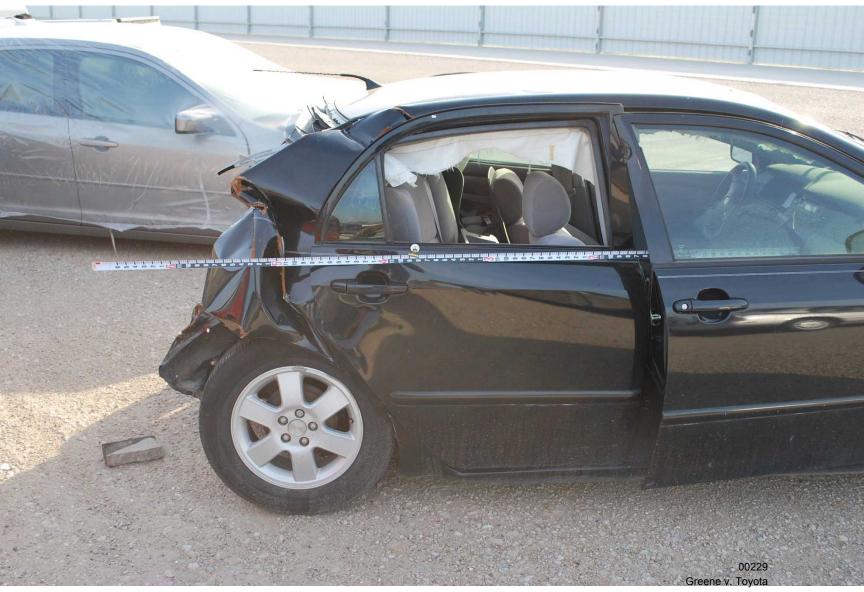


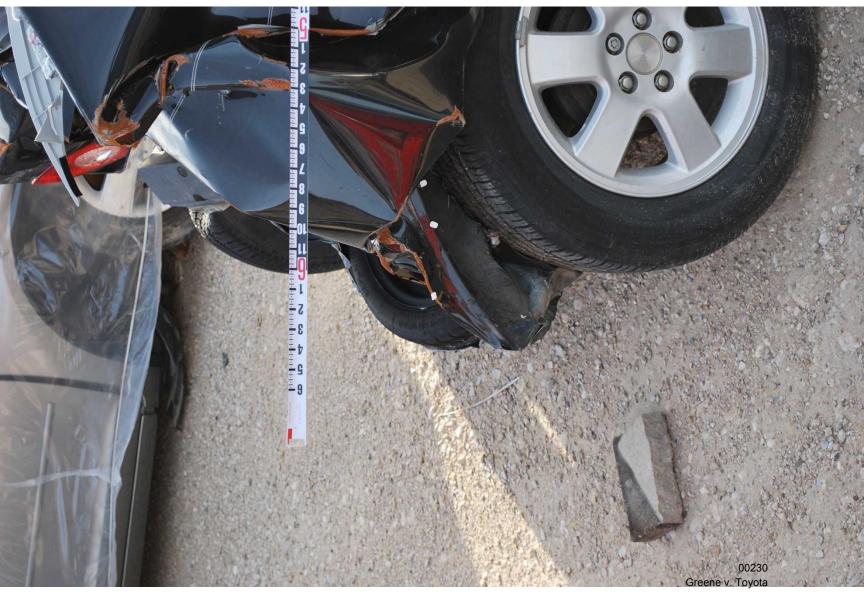


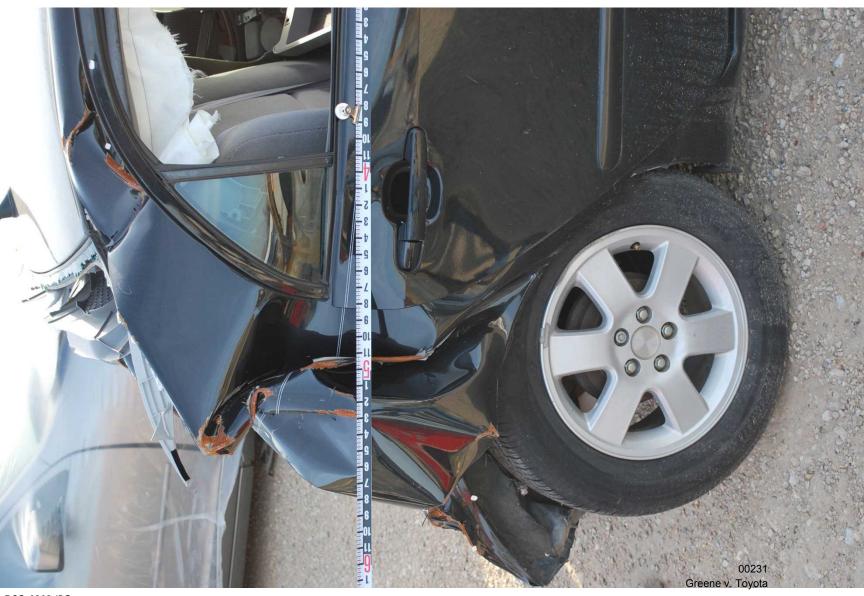




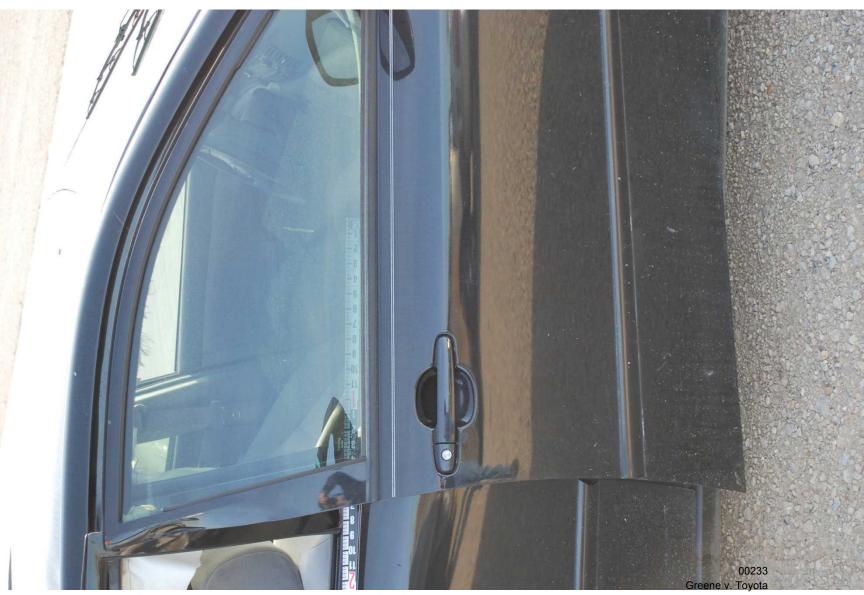




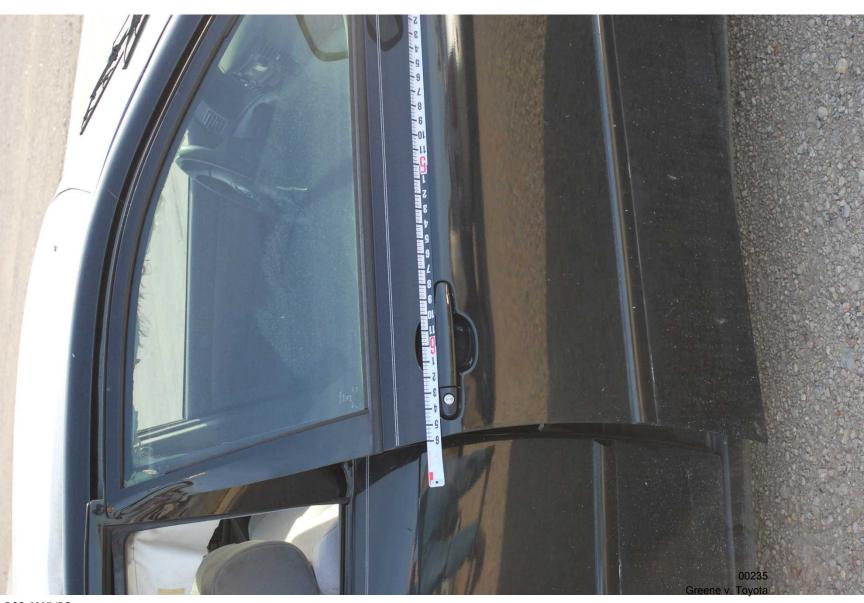




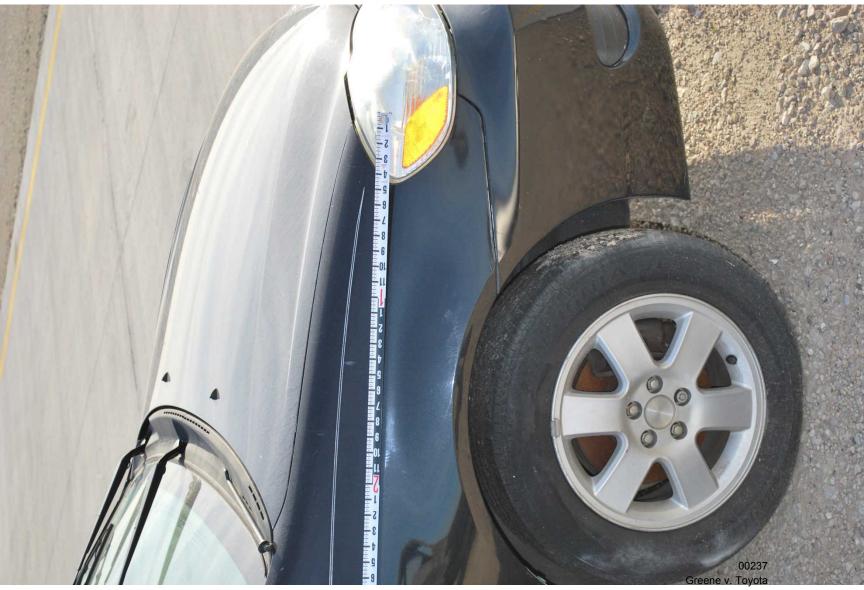






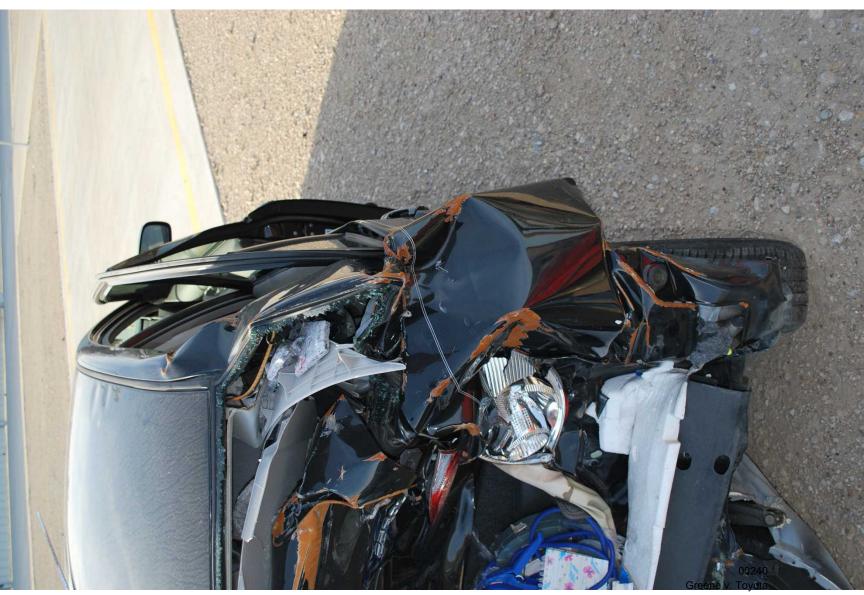


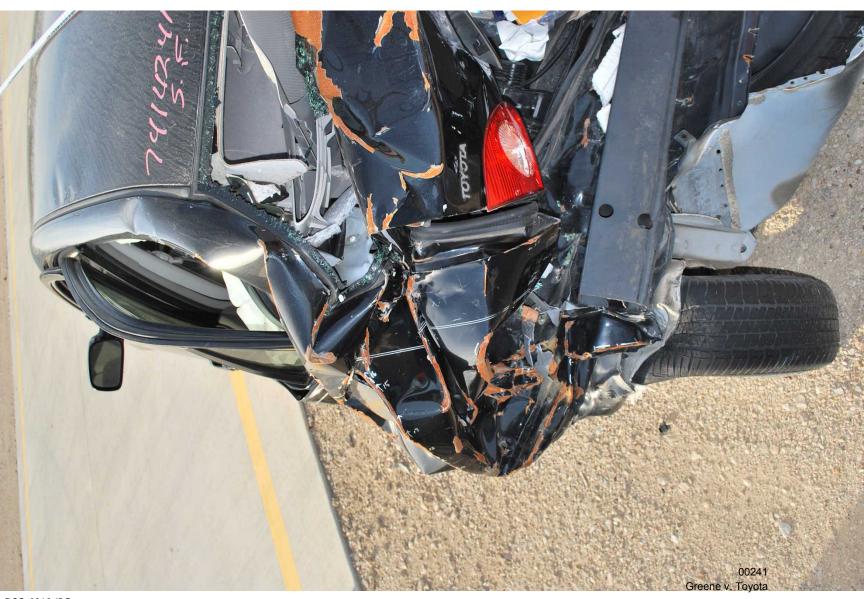


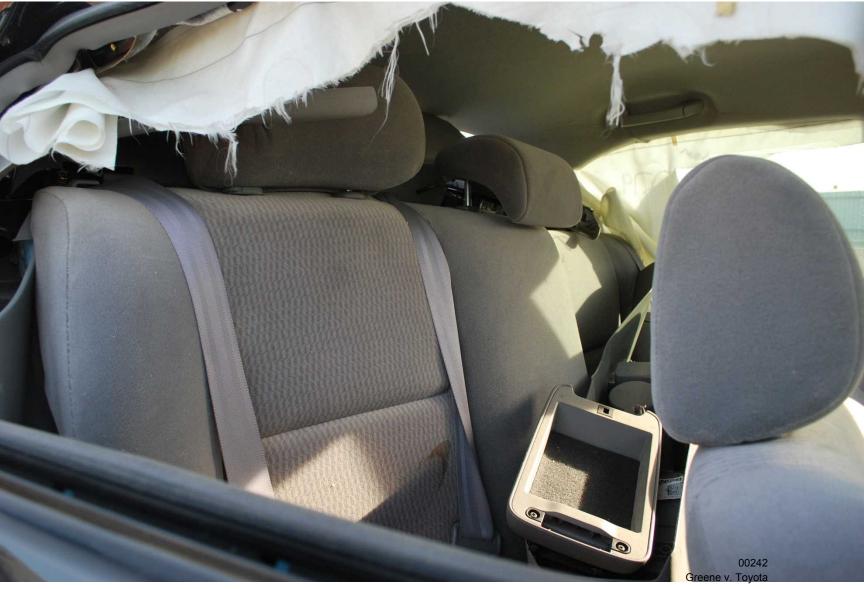


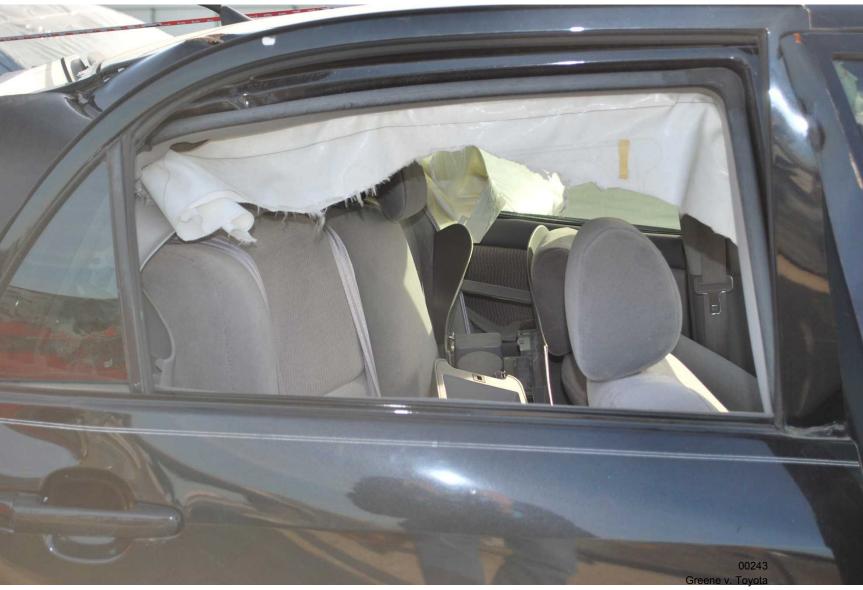


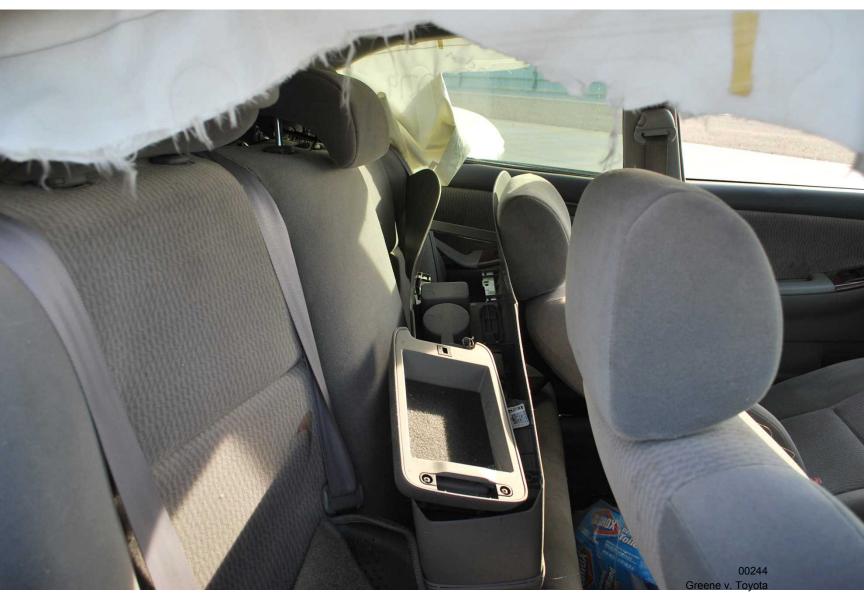


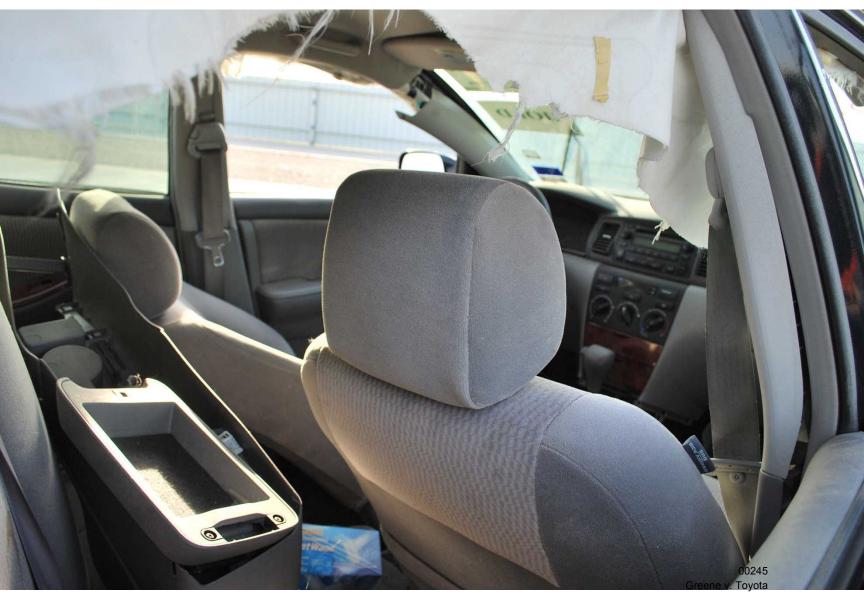




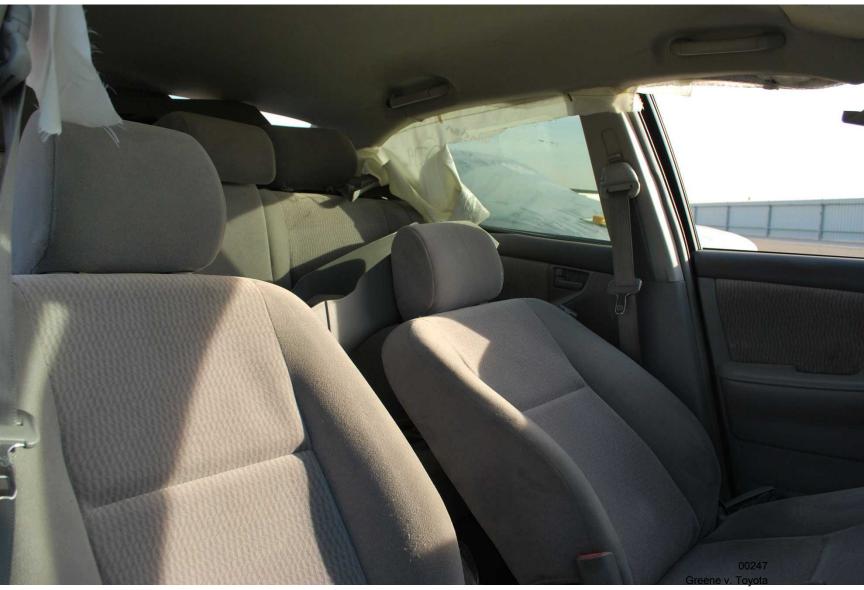


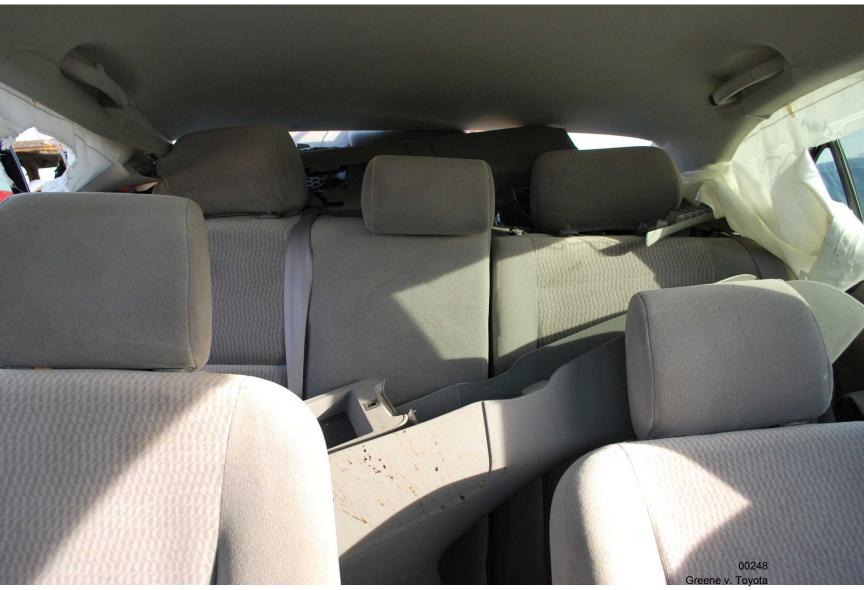








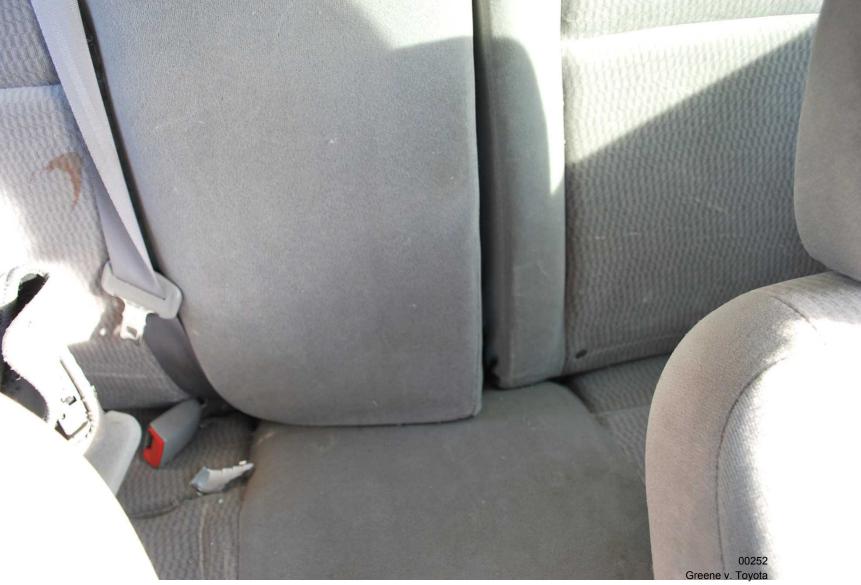








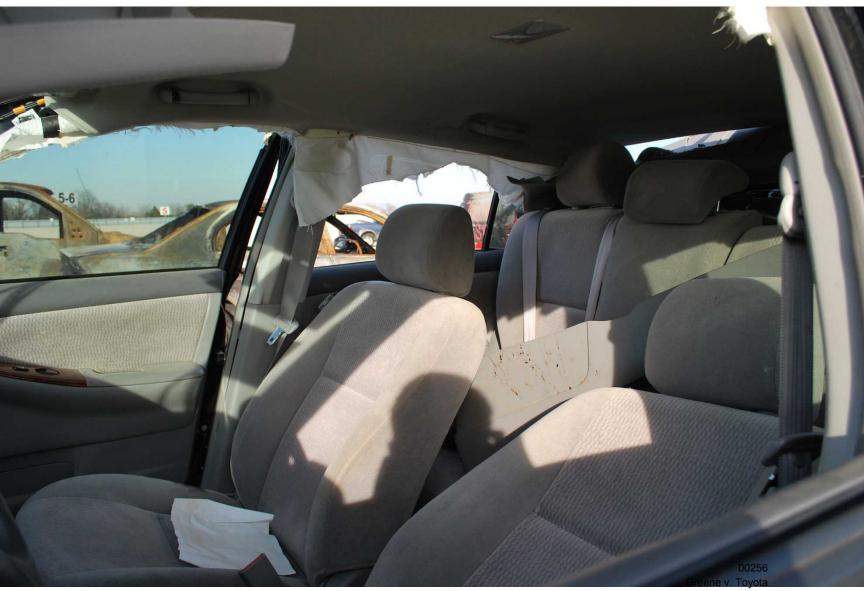






















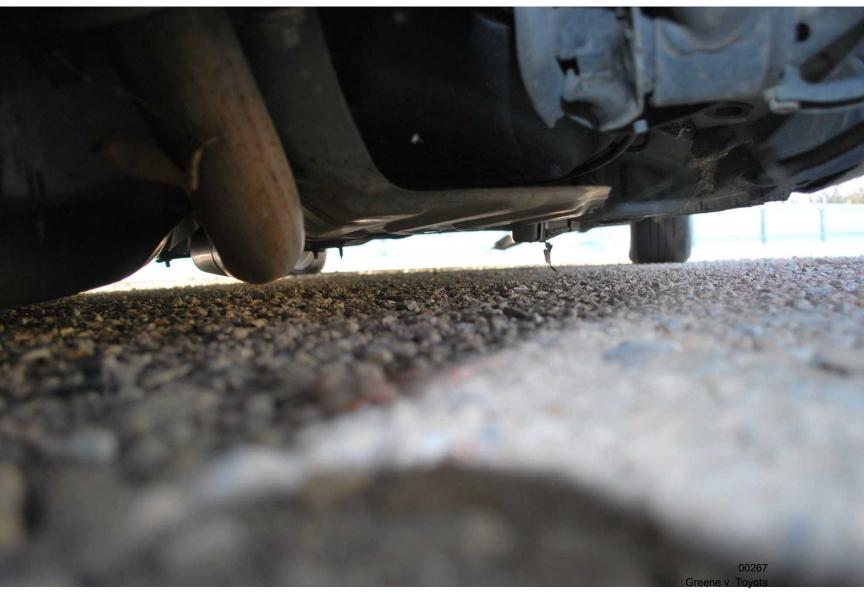




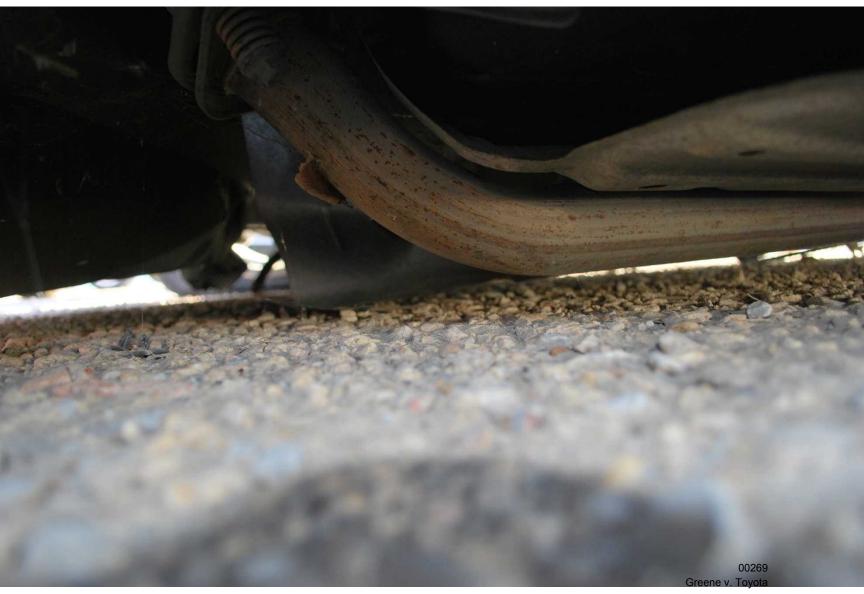


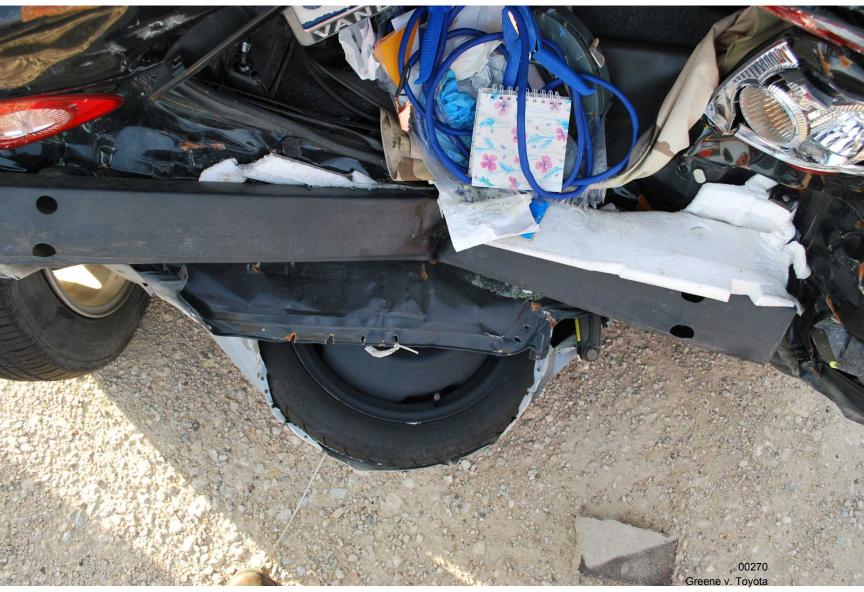








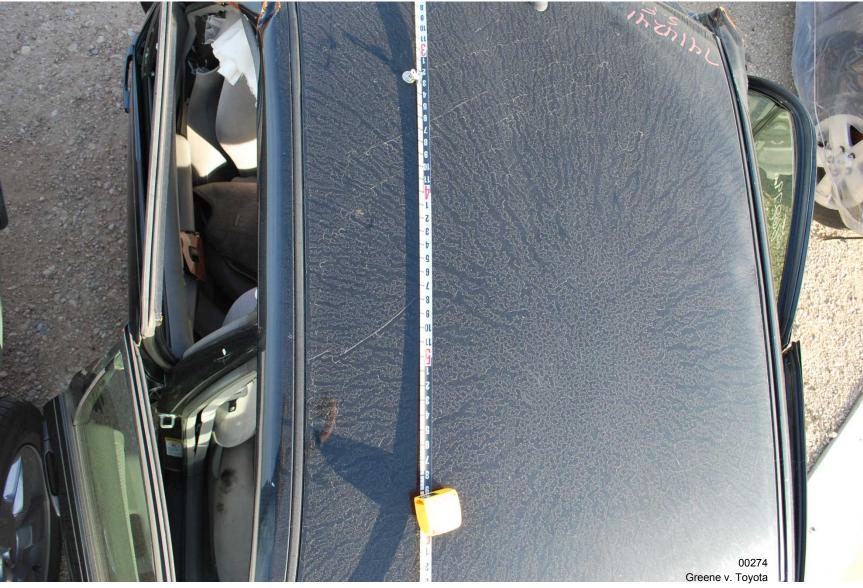




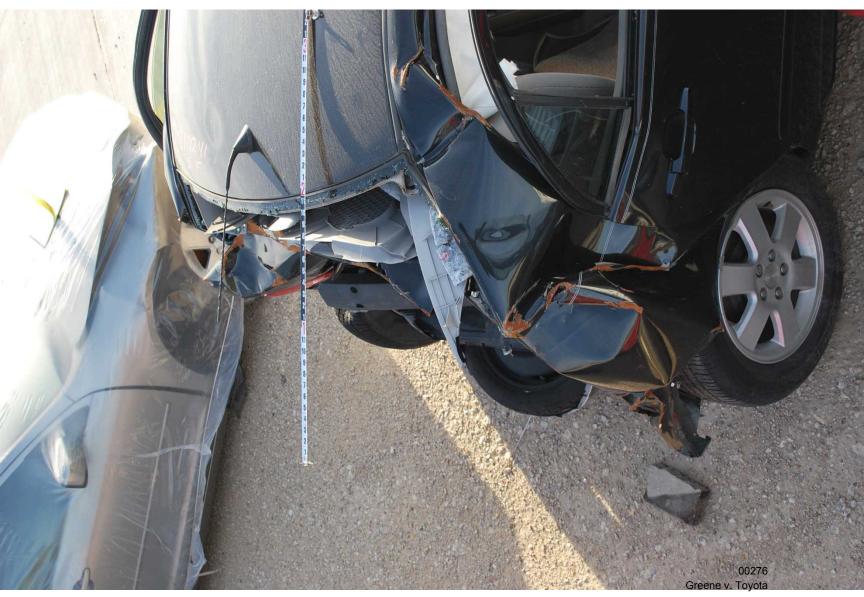


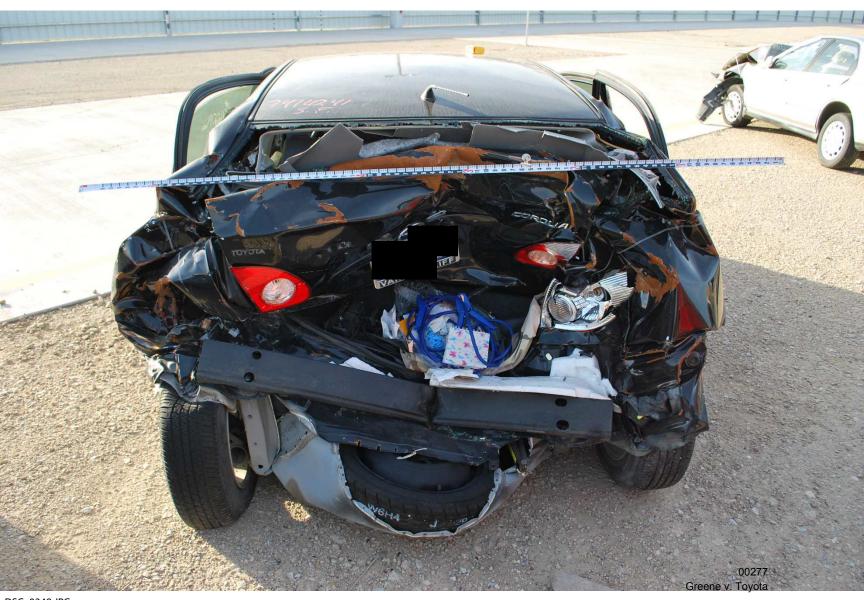










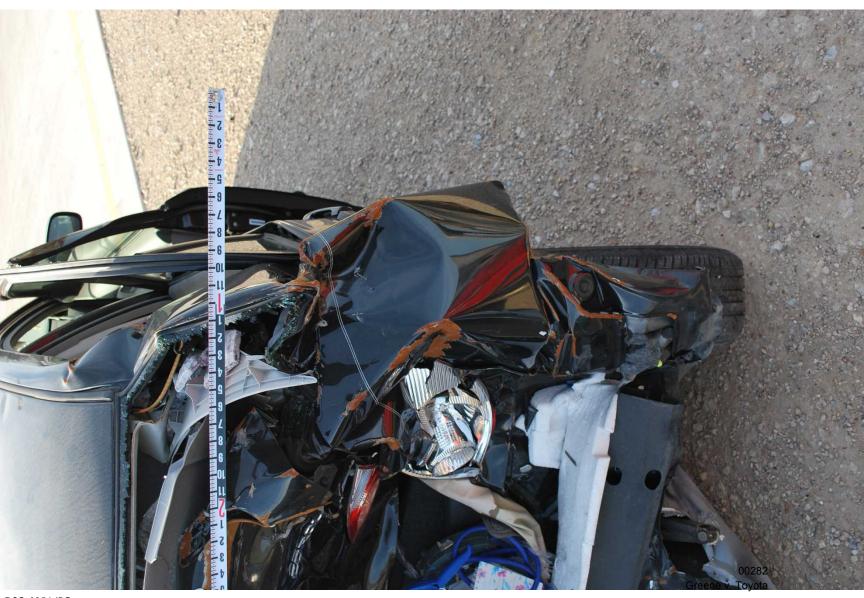




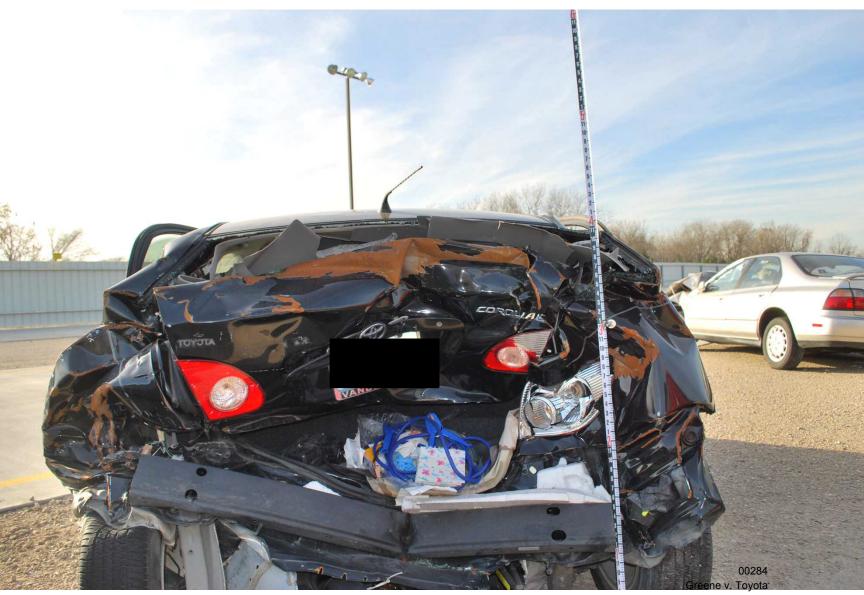


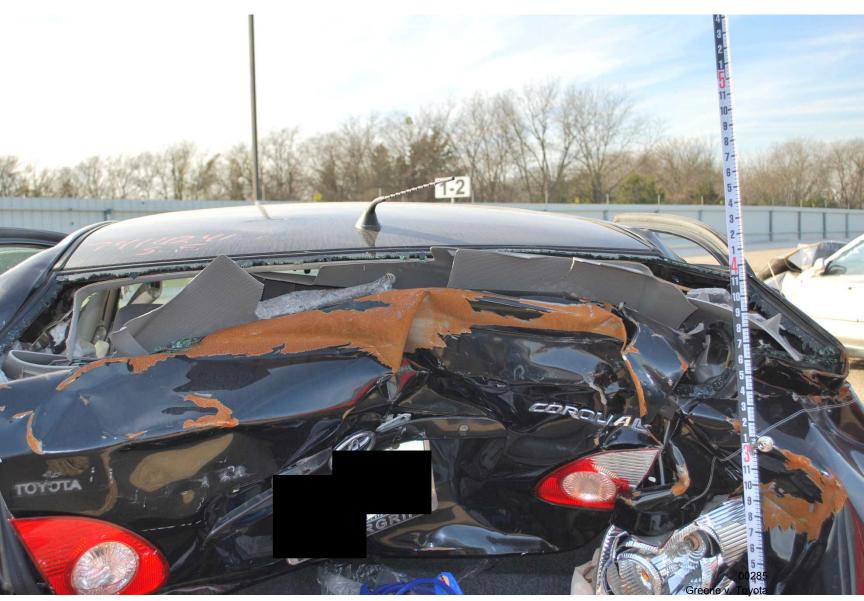




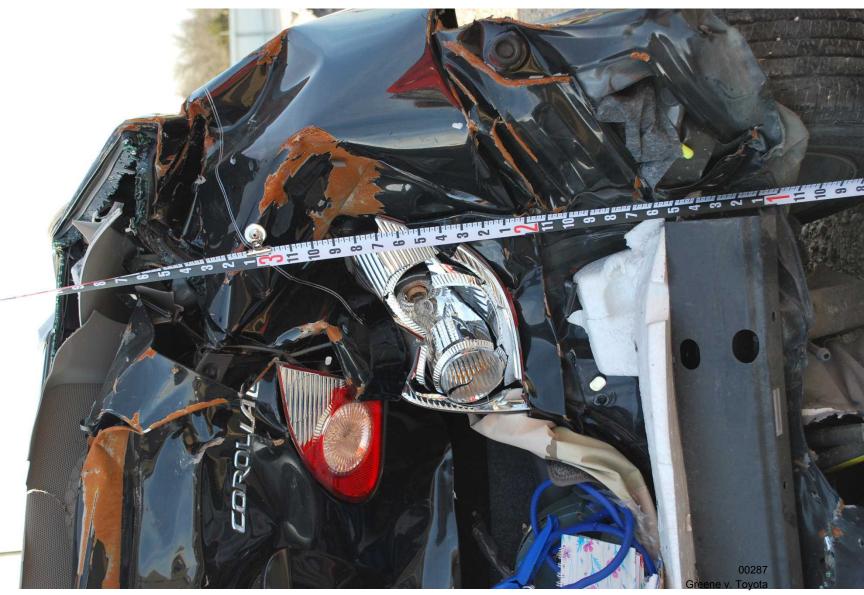












EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
43-2006 Corolla salvage pool
photographs























EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports

44-Forest Products - Crash Site



Crash Site 001.JPG



Crash Site 002.JPG



Crash Site 003.JPG



Crash Site 004.JPG



Crash Site 005.JPG



Crash Site 006.JPG



Crash Site 007.JPG



Crash Site 008.JPG



Crash Site 009.JPG



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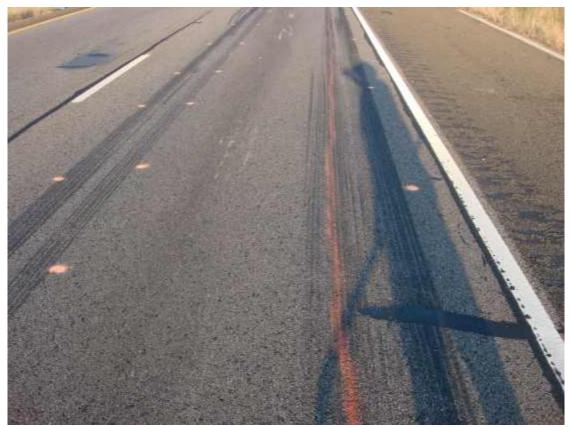
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Crash Site 066.JPG



Crash Site 067.JPG

EA12-005
TOYOTA
2/15/2013

Attachment-Response 4
Police Reports
Greene, Ollie 694373-694378

JUN-09-2010 08:41 From:	To:2148612154	P.1/6
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LEW Enforcement and TXDOT Use Only X FATAL	NT ACTIVE Num 6 Num 6 Num Prens 1	9 TXDOT Cresh ID
Texas Peace Officer's Crush Repo Med to: Texas Department of Transportation. Crush Records, P.O. Box Refer to Attached Code Sheat in Those (legts are required on all additional streets submitted for this	149349 Austin, TX 78714 Questions? Gall (512)486-6789	Page _ 1 , ol _ 6
*Cresh Date (MM/DDYYY) 0.5/2.8/2.0.1.0 (24HRMM) 1.8.2	Local	
*Gounty Kaufman *c		City Limit
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Bys. IH Num. 20 Pent 1 Num. Num.	Prafix Nama Yas Workers Yos Strapt	Guffix
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R At Yos 1 Rdwy Hwy 2 Rdwy Block Num.	3 Straet Straet Profix Name	4 Street Suffix
Distance from Int. or 0.4 ST 3 Dir. From Int. Ref Marker 509	Street RRX Num.	
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Typo 2 DL/ID MS DL/ID Num PDL/ID State MS DL/ID Num PDL/ID Class 98 Grad	98 11 DL 98 DOB (MM/DD/YYYY)	
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	B 40 B 1 1 1 97 97 N 96	
\$ T	Dru	ot Applicable - Alcohol and lig Results are only reported Driver/Primary Parson for
		anch Unit
Cwner/Lessee Lessee Name & Address		
Proof of X Yes Expired 26 Fin. Resp. Norma GREAT WEST	CASUALTY Num	
Fin Rosp Phone Num. (601) 544-8703 27 Vehicle Damage 1, 2, -	27 Vehicle Damage Roting 2	Vehicle X Yes
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Year 2 0 0 8 Color BLN Make OTILITY 6 DL/ID DL/ID DL/ID 6 DL 10 CDL	Model CST Styla CDS Styla	Narrelive if checked)
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X Dwner		
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Fin Resp. 27 Vehicle Duringo Phone Num (601) 544-8703 Reting 1	V B - 1 Ruling 2	Vehicle X Yes Inventoriod No

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T	·		Investigate (Atta				Nacossan					Indice	te		Field	Diag	rom -	Not to S	Scale	•		
ī	Jnit#	4 came	to a fir	nal re	st faci	ing	mostly	south	in th	е		North	10	Ť								
1	ente	media	n. Unit	#1 th	en tur	med	to the	right	in the	untor	. 1											
19	directi	on of th	ne outsi ere was	ge sn s e st	orage	bo	x on the	e left	#3 CO	of Unit	t											
1	#2, tha	at stora	ge box	caug	ht on	to t	he rear	of U	nit #3	and					C1	LAIA	DEC.	Γ QF AL	LLIN	UTR		
3	oulled	metal	from th y 90 de	e rea	r of U	nit i	#3. The	at imp	act sp	OUC				E	l. 171	IVAL	KEG	1 01 VE		1110		
DAGRAM	acing	onean	y so de The fro	grees nt se	at pas	e m	nger in	Unit #	3 was	S	-			V	,							
2 r	partly	ejected	at son	те ро	int du	ring	the im	pacts	lead	ing up		-	-									
W .	o Uni	t #3 str	iking Ur Lpasser	nit #6.	Whe	n U	nit #3 i	mpac	ted U	nit#6	,										- em == '~ ~	
MARRATIVE.	ne tro t6. Ur	ont right	r passei ien beg	an to	fold u	ned	er Unit	#6 CE	using	the	1								• E	=		
11	oof o	f Unit #	3 to per	al up	and to	o th	e left. l	Jnit #	3 ther	1				=		-			==		-	
1	xploc	led. Th	e front	seat p	Dasse	nge	or had o	come	to a f	inal Init#	5						-					
	est tw	visied o	n the rig stop, Th	ere v	vas no	o de	mage	to Un	it #5.	Unit	٦			•		-	1					
1	#6 sus	stained	damag	e to t	he rea	ar o	f the tra	ailer.									4					
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11	me Nolifi 4HRMM		8,2,7	I-low Notined	DPS	S Di	spatch					imo Afriv 24HRMM		1, 8, 4	0	MM/D	DATO	0,6	1/2	8,8,	2,0,	1,0,
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FACTORS &	COMPATIONS	5			_				-					cond	Cond	Roads	Тура	Alignment	Gandition	Control	
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	TI	he in	pact	broke o	off the	ICC b	ar from th	e bott	om of	the		North]								
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	ta	nder	n axe	of Uni	t #1 ar	nd Uni	t #2. The was very	area c	of first	verv	1										
KYN	vis	ipac sible	was t	he imp	act of t	Unit#	3 into Uni	t #4. T	he pa	th	1		DIAG	RAM O	N PA	AN S SE	ID PAGE	1			
IND DIAGRAM	th	at U	nit #4	was als	so clea	rly vis	ible. The	area t	hat Ur	nlt#3											
	tu	rned	and I	ater im	pacted	i Unit:	#6 was a #6. Medic	SO CIB	arly vi	SIDIO Was	١										
TIVE	ai	ven t	o all s	survivor	s of th	e cras	h. The sk	id mai	rks on	the	1										
NARRATIVE	ra	adw	av fro	m Unit	#6 indi	icate t	hat traffic	was n	ot sto	pped											
2	at	the	time c	of the ci	rash. T	he typ	os of inju	re out	ined i	e c n the											
	and hospitals the injured were taken to are outlined in the report. Unit #1,2 came to a final rest facing south east of																				
	the south side of the roadway. Unit #3 came to a final refacing north in the traffic lane. Unit #5,6 came to a final																				
	fa	cing	north	in the t	raffic l	ane. L	offic lene	came t	oaiir	181	1										
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ATOR	(24)	a Notili	1_1		7 Nollie		S Dispatch	1				24HRMI			-II(W)	(איייימסיו	ID	t table	11097	النسا	
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