

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA

SPENCER COLLIER,

Plaintiff

v.

ROBERT BENTLEY;
STAN STABLER;
REBEKAH MASON;
ALABAMA COUNCIL FOR EXCELLENT
GOVERNMENT;
RCM COMMUNICATIONS, INC.;
BENTLEY FOR GOVERNOR, INC.;
FICTITIOUS DEFENDANTS "A," "B" and "C,"
the persons, firms, corporations, or other
entities who paid Rebekah Mason from
January 1, 2010 to the present;
FICTITIOUS DEFENDANTS "D," "E" and "F,"
the persons, firms, corporations, or other entities
who contributed money directly or indirectly
to Defendant Mason, whether by cash, check, PayPal,
or provided any other benefits to Defendant Mason,
through RCM or any of Defendant Mason's businesses;
any of Jon Mason's businesses; ACEGOV;
and/or Bentley for Governor, Inc.;
FICTITIOUS DEFENDANTS "G," "H" and "I,"
the persons, firms, corporations or other entities
who were the employers, masters or principals for
Defendant Mason from January 1, 2010 to the present;
FICTITIOUS DEFENDANTS "J," "K" and "L,"
the persons who conducted and/or participated in the
"internal investigation" that led to the false
and defamatory accusations by Defendants Bentley
and Stabler and to the firing of Collier; and
FICTITIOUS DEFENDANTS "M," "N" and "O,"
the other persons, firms, corporations or other entities
whose wrongful conduct caused harm to the Plaintiff.

Defendants.

CASE NO.:

COMPLAINT

PARTIES

1. Plaintiff Spencer Collier is of legal age and is a citizen and resident of the State of Alabama. Collier served as the first Secretary of the Alabama Law Enforcement Agency (ALEA) and until his wrongful termination, the only Secretary of ALEA, which position is the top law enforcement officer in the Executive Branch of the State of Alabama.

2. Defendant Robert Bentley is of legal age and is a citizen and resident of the State of Alabama. He currently serves as the Governor of Alabama, but he is not being sued in his official capacity. He is being sued personally and in his individual capacity only.

3. Defendant Stan Stabler is of legal age and is a citizen and resident of the State of Alabama. He currently serves as the Secretary of ALEA, but he is not being sued in his official capacity. He is being sued personally and in his individual capacity only.

4. Defendant Rebekah Mason is a citizen and resident of the State of Alabama. Her actual employment and sources of income are unknown at this time, but at all material times, she served as an agent or servant of Defendants Bentley, Alabama Council for Excellent Government, RCM Communications, Inc., Bentley for Governor, Inc. and/or Fictitious Defendants "A" through "I."

5. Defendant Alabama Council for Excellent Government (ACEGOV) is an Alabama 501(c) (4) non-profit corporation established in 2014 by Cooper Shattuck at the request of Bentley purportedly to advance the beliefs and policies espoused by Defendant Robert Bentley. ACEGOV was doing business at all material times in Montgomery County, Alabama. Its Registered Agent is CT Corporation System with the Registered Office Mailing Address of 2 North Jackson Street, Suite 605, Montgomery, AL 36104.

6. Defendant RCM Communications, Inc. (RCM) is an Alabama corporation incorporated by Defendant Rebekah Mason. Defendant Mason was at all material times the registered agent, incorporator and/or director of RCM with the Registered Office Street Address being 2702 Saratoga Lane, Tuscaloosa, AL 36406.

7. Defendant Bentley for Governor, Inc. is an Alabama Corporation. Its Registered Agent for Service is Algert Agricola and its Registered Office Address is 60 Commerce Street, Suite 1400, Montgomery, AL 36104.

8. Fictitious Defendants “A,” “B” and “C” are the persons, firms, corporations, or other entities who paid Rebekah Mason from January 1, 2010 to the present.

9. Fictitious Defendant “D,” “E” and “F” are the persons, firms, corporations, or other entities who contributed money directly or indirectly to Defendant Mason, by any means, including cash, check, money order, electronic transfer or PayPal, or provided any other benefits to Defendant Mason, through RCM or any of Defendant Mason’s businesses; any of her husband Jon Mason’s businesses; ACEGOV, Bentley for Governor, Inc. and/or any other entity.

10. Fictitious Defendants “G,” “H” and “I” are the persons, firms, corporations or other entities who were the employers, masters or principals for Defendant Mason from January 1, 2010, to the present.

11. Fictitious Defendants “J,” “K” and “L” are the persons that conducted and/or participated in the “internal investigation” that led to the false and defamatory accusations by Defendants Bentley and Stabler.

12. Fictitious Defendants “M,” “N” and “O” are the other persons, firms, corporations or other entities whose wrongful conduct caused harm to Collier.

13. The Fictitious Defendants are not known to Collier at this time or if their identities

are known to him at this time, their identities as proper party defendants are not known to him, but their true and correct names will be substituted by amendments when the necessary information is ascertained.

STATEMENTS REGARDING LACK OF IMMUNITY

14. All claims in this lawsuit are made against Defendants Bentley and Stabler personally and individually. Their wrongful acts and omissions were committed while in the performance in the line and scope of their employment and were willful, malicious, fraudulent, in bad faith and/or beyond their authority.

15. At the times material to this lawsuit, Defendant Mason was not an employee or agent of the State of Alabama and therefore is not afforded any immunity. In addition, her conduct as alleged herein was willful, malicious, fraudulent, in bad faith and beyond her authority.

16. Defendants ACEGOV, RCM and Bentley for Governor are not agents of the State of Alabama and therefore are not afforded any immunity.

17. To the extent any Fictitious Defendant is a State agent or employee, they are being sued in their personal and individual capacities and their conduct as alleged herein was willful, malicious, fraudulent, in bad faith and beyond his or her authority.

STATEMENT OF FACTS

18. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

19. Bentley was elected as Governor of the State of Alabama and was sworn in on January 17, 2011. He was re-elected in 2014.

20. On January 18, 2011, Bentley appointed Collier to the office of Director of Homeland Security.

21. On April 5, 2013, Bentley appointed Collier to the office of Secretary of the newly created Alabama Law Enforcement Agency.

22. On or about August 2, 2014, Collier was made aware that an inappropriate and sexual text message was sent from Mason to Bentley. The text was inadvertently intercepted by Stabler who at the time served as the “body man” or personal security for Bentley.

23. On August 5, 2014, Collier was also made aware of the existence of a recording of a sexually explicit conversation between Bentley and Mason.

24. On the evening of April 5, 2014, Collier and Chief Ray Lewis, Stabler’s supervisor, drove Bentley to a political event in Greenville and confronted Bentley about the text and recording.

25. Collier advised Bentley that it would be a crime if he used state resources or campaign funds to facilitate a relationship with Mason.

26. Bentley denied using state resources or campaign funds to facilitate the relationship.

27. Collier also told Bentley that he would not lie to a Grand Jury for Bentley.

28. Bentley later told Collier and others that if anyone questioned Mason’s influence, they would be fired.

29. On or about January 11, 2016, Barron Coleman went to the ALEA office requesting to meet with Collier. Coleman alleged that the Attorney General’s Prosecutor in the Mike Hubbard case had illegally leaked Grand Jury testimony.

30. Under Collier’s orders, ALEA investigated Coleman’s allegations and concluded that nothing was done wrong by the Attorney General’s Office and closed the file.

31. In February 2016, Collier met with Bentley. Mason and others were also present.

Collier made Bentley aware that the Attorney General's Office had requested that Collier and the ALEA investigator provide affidavits regarding the investigation of Coleman's allegations.

32. Bentley told Collier to tell the Attorney General's Office that the ALEA investigation was still ongoing despite the fact that the ALEA investigation was closed. Bentley also instructed Collier to not provide an affidavit.

33. Alabama Code § 36-15-62.1 makes it a felony if someone provides a false, fictitious, or fraudulent statement or representation to an Attorney General prosecutor during an investigation. Thus, Bentley was ordering Collier to commit a crime.

34. Collier chose to follow the law and his responsibilities as a law enforcement officer and disobeyed Bentley's unlawful orders. Collier, with input from his counsel and the Governor's legal advisor, provided a truthful affidavit to the Alabama Attorney General's Office.

35. Upon learning of Collier's submission of the affidavit, Bentley and Mason became furious with Collier. On February 16, 2016, in a meeting in Bentley's office, Bentley and Mason screamed at Collier and openly chastised him and his staff for not following Bentley's orders.

36. On February 17, 2016, Bentley placed Collier on medical leave to punish him for cooperating with the Attorney General's Office and Bentley told reporters that Collier disobeyed Bentley's order to not provide an affidavit.

37. On February 17, 2016, Bentley appointed Stabler to be the acting ALEA Secretary.

38. Stabler immediately initiated an investigation of Collier.

39. On March 22, 2016, Bentley's office, without notice to Collier fired Collier and told the press for publication that an internal investigation at the Alabama Law Enforcement Agency uncovered possible wrong doing during Collier's time Secretary. According to Bentley, the findings of the investigation centered around possible misuse of state dollars. The purpose of

these statements was to disparage Collier and to give Bentley a pretext for firing Collier.

40. Bentley and Stabler both told the press for publication that the ALEA investigation of Collier was a criminal matter intending for the public to conclude that Collier had committed a crime, which he had not.

41. Bentley and Mason were motivated to hurt Collier and his credibility because they knew he would not lie to the Attorney General's Office and they feared he would reveal information showing Bentley and Mason had committed crimes.

42. As a result of the wrongful conduct of the Defendants as set out herein, Collier suffered the following injuries and damages: he lost his job and the income and benefits associated with his job; he lost his security clearance; his ability to earn a living especially in law enforcement has been damaged; his reputation has been irreparably damaged; he has suffered emotional distress, mental anguish, worry, anxiety, humiliation and embarrassment; and he has otherwise been injured and damaged.

COUNT I
VIOLATION OF ALABAMA CODE § 36-25-24
(BENTLEY)

43. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

44. Alabama Code § 36-25-24 prohibits a supervisor, including the Governor, from discharging, demoting, transferring, or otherwise discriminating against a public employee regarding such employee's compensation, terms, conditions, or privileges of employment based on the employee's giving truthful statements or truthful testimony concerning an alleged ethics violation.

45. Collier's communications with the Attorney General's Office and the affidavit that Collier submitted to the Attorney General's Office directly related to a case involving ethics charges against Mike Hubbard.

46. Bentley intentionally discharged and discriminated against Collier because he told the truth to the Attorney General's Office and submitted the affidavit.

47. Alabama Code § 36-25-24(d) provides that a supervisor who violates this law is subject to a civil action in the circuit courts of Alabama.

48. As a result of this discharge and discrimination, Collier has been injured and damaged as set out above.

WHEREFORE, Collier demands judgment against Defendants Bentley in a fair and reasonable amount of compensatory and punitive damages plus interest and costs.

COUNT II
INVASION OF PRIVACY
(BENTLEY and MASON)

49. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

50. Beginning on February 17, 2016, Bentley and Mason invaded Collier's privacy by putting him in a false light and position in the eyes of the public by stating that Collier had refused to follow Bentley's order not to submit a sworn statement to the Attorney General in the Mike Hubbard case. The statements implied to the public that Collier was insubordinate and had done something wrong when in fact he was lawfully required to cooperate with and tell the truth to the Attorney General in all ongoing criminal cases.

51. These statements were highly offensive and the Bentley and Mason knew they were false and knew the false light in which Collier was placed.

52. The statements were made and published with malice and with knowledge and intent to hurt and discredit Collier.

53. As a result, Collier was damaged as set out above.

WHEREFORE, Collier demands judgment against Bentley, Mason, Alabama Council for Excellent Government, RCM Communications, Inc., Bentley for Governor, Inc. and/or Fictitious Defendants "A" through "I" in a fair and reasonable amount of compensatory and punitive damages plus interest and costs.

COUNT III
INVASION OF PRIVACY
(BENTLEY and STABLER)

54. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

55. Defendants Bentley and Stabler invaded Collier's privacy by putting him in a false light and position in the eyes of the public by stating that he had misused state funds and inferring that Collier had committed a crime.

56. These types of statements are highly offensive and the Defendants knew they were false and knew the false light in which Collier was placed.

57. Collier's reputation was damaged as he was made out to be a thief.

58. The statements were made and published with malice and with knowledge and intent to hurt Collier and to try to justify Bentley's termination of Collier.

59. Stabler was motivated to see Collier harmed and discharged so that he could take Collier's job as Secretary of ALEA.

60. As a result, Collier was damaged as set out above.

WHEREFORE, Collier demands judgment against Defendants Bentley and Stabler in a fair and reasonable amount of compensatory and punitive damages plus interest and costs.

COUNT IV
DEFAMATION
(BENTLEY and MASON)

61. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

62. Bentley and Mason falsely and maliciously published to the media and to the public that Collier had disobeyed a direct order by the Governor in an attempt to discredit Collier and disparage his reputation.

63. The statements were made and published with malice and with knowledge of its falsity.

64. As a result, Collier was injured and damaged as set out above.

WHEREFORE, Collier demands judgment against Defendants Bentley Mason, Alabama Council for Excellent Government, RCM Communications, Inc., Bentley for Governor, Inc. and/or Fictitious Defendants “A” through “T” in a fair and reasonable amount of compensatory and punitive damages plus interest and costs.

COUNT V
DEFAMATION
(BENTLEY and STABLER)

65. Plaintiff re-alleges all paragraphs of the Complaint as if set out here in full.

66. Beginning on March 22, 2016, Bentley and Stabler maliciously published numerous false and defamatory statements accusing Collier of misusing state funds and that ALEA was conducting a “criminal investigation” of Collier.

67. Bentley and Stabler also stated that the ALEA investigation had been turned over to the Attorney General's office so as to cause the public to believe Collier had committed a crime.

68. The statements were made and published with malice and with knowledge of their falsity.

69. The statements were made by Bentley to try to justify his termination of Collier. Bentley's real motivation was to punish Collier for cooperating with the Attorney General's Office and to discredit any statements or testimony Collier might give to the Attorney General's Office.

70. The statements were made by Stabler to help Bentley and because he knew that if Collier was fired, Bentley would appoint Stabler as the Secretary of ALEA.

71. As a result, Collier was injured and damaged as set out above.

WHEREFORE, Collier demands judgment against Bentley and Stabler in a fair and reasonable amount of compensatory and punitive damages plus interest and costs.

COUNT VI
INTENTIONAL INTERFERENCE WITH BUSINESS RELATION
(MASON)

72. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

73. At all material times, Collier had a business relationship and a property interest in his job with the State.

74. Mason had knowledge of the business relation.

75. Mason intentionally interfered with Collier's business relation with the State by falsifying information and charges, among other things, and to otherwise encourage Bentley to

terminate Collier.

76. There was no justification for the Mason's interference.

77. Bentley's decision to terminate Collier was based, in part, on Mason's interference.

78. Mason's interference was based on improper, personal and ulterior motives.

79. At the time of her interference with Collier's job, Mason was acting on her own behalf and of behalf of Defendants ACEGOV, RCM, Bentley for Governor, Inc. and/or Fictitious Defendants "A" through "I."

80. As a result, Collier was injured and damaged as set out above.

WHEREFORE, Plaintiff demands judgment against Mason in a fair and just amount of compensatory and punitive damages to be determined by a jury, plus interest and costs.

COUNT VII
INTENTIONAL INTERFERENCE WITH BUSINESS RELATION
(STABLER)

81. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

82. At all material times, Collier had a business relationship and a property interest in his job with the State.

83. Stabler had knowledge of the business relation.

84. Stabler intentionally interfered with Collier's business relation with the State by falsifying information and charges, among other things, to help Bentley with his personal and ethical problems and because he knew that if Collier was fired, Bentley would appoint Stabler as the Secretary of ALEA.

85. There was no justification for the Stabler's interference with Collier's job.

86. As a result, Collier was injured and damaged as set out above.

WHEREFORE, Plaintiff demands judgment against Stabler in a fair and just amount of compensatory and punitive damages to be determined by a jury, plus interest and costs.

COUNT VIII
WRONGFUL TERMINATION
(BENTLEY and MASON)

87. Collier re-alleges all paragraphs of the Complaint as if set out in full.
88. Bentley ordered Collier to lie to the Attorney General's Office concerning ALEA's investigation of the Barron Coleman allegations in the Hubbard Ethics case.
89. The order from Bentley was unlawful and would have required Collier to commit a crime.
90. Collier chose to follow the law and submitted a truthful affidavit to the Attorney General's Office.
91. Bentley and Mason chastised, berated and bullied Collier for not following Bentley's unlawful order to lie to and not cooperate with the Attorney General's Office.
92. On February 17, 2016, Bentley placed Collier on medical leave to punish him for cooperating with the Attorney General's Office.
93. Bentley placed Stabler in the position of Acting ALEA Secretary while Collier was on medical leave.
94. Stabler immediately started investigating Collier for his own personal reasons and/or at the specific instructions from Bentley.
95. The so-called investigation report claims "possible misuse of state dollars."
96. Bentley, with Mason's approval, used the report as grounds to terminate Collier.
97. Bentley and Mason knew or reasonably should have known that Collier had not

misused State funds and that the Department of Public Examiners in its Report dated February 16, 2016, found no significant instances of noncompliance with applicable laws and regulations by Collier or ALEA.

98. Even if Stabler concocted some misuse of funds by Collier, they certainly do not rise to the level of misuse of state funds by Bentley and Mason.

99. The termination of Collier on the grounds of “possible misuse of state dollars” was just a pretext to cover-up for Bentley’s and Mason’s anger for Collier cooperating with the Attorney General’s Office.

WHEREFORE, Collier demands judgment against Bentley, Mason, ACEGOV, RCM, Bentley for Governor, Inc. and/or Fictitious Defendants “A” through “T” in a fair and just amount of compensatory and punitive damages to be determined by a jury, plus interest and costs.

COUNT IX
NEGLIGENT, WANTON, RECKLESS and/or INTENTIONAL MISCONDUCT
(Fictitious Defendants J-O)

100. Collier re-alleges all paragraphs of the Complaint as if set out here in full.

101. Fictitious Defendants J-O negligently, wantonly, recklessly and/or intentionally conducted the “internal investigation” of Collier.

102. Fictitious Defendants J-O negligently, wantonly, recklessly and/or intentionally reported that Collier misused funds.

103. Fictitious Defendants J-O knew or should have known that Collier had not misused funds and the Department of Public Examiners February 16, 2016, Report of the Examination of ALEA did not disclose any significant instances of noncompliance with applicable laws and regulations by Collier or ALEA.

104. As a result of the wrongful conduct, Collier was injured and damaged as set out above.

WHEREFORE, Collier demands judgment against Fictitious Defendants J-O in a fair and just amount of compensatory and punitive damages to be determined by a jury, plus interest and costs.

S/ Kenneth J. Mendelsohn
Kenneth J. Mendelsohn (MEN 001)
Attorney for Plaintiff

OF COUNSEL:

JEMISON & MENDELSON
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(334) 213-2323 (Telephone)
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S/ Thomas E. James
Thomas E. James (JAM023)

OF COUNSEL:

LAW OFFICES OF TOMMY JAMES
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Birmingham, Alabama 35242
(205)314-4801 (Telephone)
(205)314-4701 (Facsimile)
Email: tjameslaw1@gmail.com

**PLAINTIFF DEMANDS A TRIAL BY STRUCK JURY ON
ALL ISSUES IN THE COMPLAINT**

S/ Thomas E. James
OF COUNSEL

Defendants should be served by certified mail as follows:

Robert Bentley
Governor of Alabama
600 Dexter Avenue
Montgomery, AL 36130

Stan Stabler
Secretary of Alabama Law Enforcement Agency
201 S. Union St., Suite 300
Montgomery, AL 36104

Rebekah Mason
2702 Saratoga Lane
Tuscaloosa, AL 35406

Alabama Council for Excellent Government
CT Corporation System
2 North Jackson Street, Suite 605
Montgomery, AL 36104.

RCM Communications, Inc.
2702 Saratoga Lane
Tuscaloosa, AL 35406

Bentley for Governor, Inc.
c/o Algert Agricola
60 Commerce Street, Suite 1400
Montgomery, AL 36104.

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing pleading has been served upon the Attorney General of the State of Alabama by United States Mail on this the 19th day of April, 2016.

S/ Kenneth J. Mendelsohn

OF COUNSEL

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SPENCER COLLIER,

Plaintiff

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entities who paid Rebekah Mason from
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FICTITIOUS DEFENDANTS "D," "E" and "F,"
the persons, firms, corporations, or other entities
who contributed money directly or indirectly
to Defendant Mason, whether by cash, check, PayPal,
or provided any other benefits to Defendant Mason,
through RCM or any of Defendant Mason's businesses;
any of Jon Mason's businesses; ACEGOV;
and/or Bentley for Governor, Inc.;
FICTITIOUS DEFENDANTS "G," "H" and "I,"
the persons, firms, corporations or other entities
who were the employers, masters or principals for
Defendant Mason from January 1, 2010 to the present;
FICTITIOUS DEFENDANTS "J," "K" and "L,"
the persons who conducted and/or participated in the
"internal investigation" that led to the false
and defamatory accusations by Defendants Bentley
and Stabler and to the firing of Collier; and
FICTITIOUS DEFENDANTS "M," "N" and "O,"
the other persons, firms, corporations or other entities
whose wrongful conduct caused harm to the Plaintiff.

Defendants.

CASE NO.:

PLAINTIFF'S FIRST DISCOVERY REQUESTS TO DEFENDANT MASON

Pursuant to Rules 33 and 34 of the *Alabama Rules of Civil Procedure*, Plaintiff requests that Defendant Mason respond to the following Interrogatories and Requests for Production within the time required by law:

INTERROGATORIES

1. State your full name, age, present address and present occupation.
2. State all jobs and positions you have held from January 1, 2010 to present.
3. State in detail your duties and responsibilities concerning the position(s) stated in response to Interrogatory #2 above.
4. State all sources of income from January 1, 2010 to present.
5. From January 1, 2014, through March 30, 2016, were you employed at any time by the State of Alabama? If so, state the dates of your employment with the State and each job title.
6. Who did you work for from January 1, 2014, through March 30, 2016?
7. At any time from January 1, 2014, through March 30, 2016, did you have an office or have use of a private office in the State Capitol?
8. Did you have a letter or certificate of appointment to the position of Senior Political Advisor to Governor Bentley or any other position with the Governor's Office?
9. At any time from January 1, 2014, through March 30, 2016, were you furnished a parking place at the Capitol? If so, where was the parking spot located and who used it before you?

10. Since March 30, 2016, have you been furnished a parking place at the Capitol? If so, where the parking spot is located.
11. At any time from January 1, 2014, through March 30, 2016, did you have a picture identification or badge issued by the State of Alabama?
12. Since March 30, 2016, have you had a picture identification or badge issued by the State of Alabama?
13. At any time from January 1, 2014, through March 30, 2016, did you have card key access to any of the Capitol buildings?
14. Since March 30, 2016, have you had card key access to any of the Capitol buildings?
15. At any time from January 1, 2014, through March 30, 2016, did you use any State office supplies, computers, laptops, tablets, cell phones or equipment, while performing your job duties as Senior Political Advisor to Governor Bentley?
16. Describe your job duties as Senior Political Advisor to Governor Bentley?
17. State who paid you and how much you earned to be Senior Political Advisor to Governor Bentley?
18. Since March 30, 2016, have you worked or served in any way for Robert Bentley or the State of Alabama?
19. State in detail the reasons you resigned as Senior Political Advisor to Governor Bentley.
20. Identify all persons, firms, corporations or other entities who contributed money directly or indirectly to you from January 1, 2014, through March 30, 2016, whether by cash, check, PayPal, or provided any other benefits to you through RCM or any of Defendant Mason's businesses; any of Jon Mason's businesses; ACEGOV; Bentley for Governor, Inc.; and Defendant Bentley personally.

REQUESTS FOR PRODUCTION

1. Produce any and all documents, emails, reports, memorandums, correspondence, photographs, videotapes and/or electronic recordings in your possession, custody and/or control which relate to any of the facts contained in the Plaintiff's complaint.
2. Produce copies of any and all documents, correspondence, reports, memorandums, and/or any writings relating to all contacts by you with any law enforcement agency related to Spencer Collier.
3. Produce all emails related to the incident made the basis of this lawsuit.
4. Produce all emails, texts, correspondence, documents, memorandums and/or any writings between you and Robert Bentley related to Spencer Collier.
5. Produce all emails, texts, correspondence, documents, memorandums and/or any writings between you and Stan Stabler related to Spencer Collier.
6. Produce any and all cell phone records, including those of "burner phones" that you used from January 1, 2010 to present, including, but not limited to, any receipts involving the purchase of any bills and any payment information relating to these phones from January 1, 2010 to present.
7. Produce any and all bank statements, financial reports and/or all investment statements of that would reflect payments to you from ACEGOV, RCM Communications and/or Bentley for Governor, Inc. from January 1, 2010 to present.
8. Produce the letter or certificate of appointment to the position of Senior Political Advisor to Governor Bentley.

S/ Kenneth J. Mendelsohn
Kenneth J. Mendelsohn (MEN 001)
Attorney for Plaintiff

OF COUNSEL:

JEMISON & MENDELSON
1772 Platt Place
Montgomery, Alabama 36117
(334) 213-2323 (Telephone)
(334) 213-5663 (Facsimile)
Email: kenny@jmfir.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via certified mail to all parties of record along with the Complaint.

s/Kenneth Mendelsohn _____

OF COUNSEL

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA

SPENCER COLLIER,

Plaintiff

v.

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and Stabler and to the firing of Collier; and)
FICTITIOUS DEFENDANTS "M," "N" and "O,")
the other persons, firms, corporations or other entities)
whose wrongful conduct caused harm to the Plaintiff.)

Defendants.

CASE NO.:

PLAINTIFF'S FIRST DISCOVERY REQUESTS TO DEFENDANT STABLER

Pursuant to Rules 33 and 34 of the *Alabama Rules of Civil Procedure*, Plaintiff requests that Defendant Mason respond to the following Interrogatories and Requests for Production within the time required by law:

INTERROGATORIES

1. State your full name, age, present address and present occupation.
2. List all addresses where you have lived since January 1, 2011.
3. Since January 1, 2011, have you commuted from Daphne to Montgomery for any of your jobs? If so, how often?
4. When you commute, do you do so in a state vehicle?
5. State all jobs and positions you have held from January 1, 2011, to the present.
6. State in detail your duties and responsibilities concerning the position(s) stated in response to Interrogatory #5 above.
7. Give the names and positions of each person that participated in the investigation of Spencer Collier that led to you concluding that Spencer misused state funds or resources.
8. Did you see a text message from Rebekah Mason to Robert Bentley while in Point Clear on or around August 2, 2014, that was romantic or sexual in nature?
9. Did you report the text message of August 2, 2014, from Mason to Bentley to your supervisor?

REQUESTS FOR PRODUCTION

1. Spencer Collier's Confidential File and notes that were in his desk drawer when he went out on medical leave.

S/ Kenneth J. Mendelsohn
Kenneth J. Mendelsohn (MEN 001)
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via certified mail to all parties of record along with the Complaint.

s/Kenneth Mendelsohn
OF COUNSEL