

SMITH HULSEY & BUSEY

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August 12, 2020

**By Email (tbishop@bishopmills.com)**

Thomas E. Bishop, Esq.  
Bishop & Mills PLLC  
1 Independent Dr.  
Suite 1700  
Jacksonville, FL 32202

Re: Interview of Timothy Baker

Dear Tom:

Thank you for working with us to get our interview of Timothy Baker set for our office on September 8, 2020 at 1:00 p.m.

Attached is our request for production of documents which asks for us receiving responsive documents by September 1, 2020. Please let me know if this is not possible. Also please produce ESI in its native format and produce all documents in Mr. Baker's custody or control.

Please call me if you have any questions about the interview or request to produce.

Regards,



Lanny Russell

LR/clz/01076931.DOCX

Enclosure

## **Document Requests To Timothy Baker**

1. Contracts with NextEra Energy, Inc. or Florida Power & Light Company to which you or BCSP, LLC were a party at any time between December 1, 2017 and March 1, 2020.
2. Invoices and billing statements for any work regarding JEA that you or BCSP, LLC performed at any time between December 1, 2017 and March 1, 2020.
3. Documents that describe or identify any payments you or BCSP, LLC received for work regarding JEA.
4. Documents that describe or explain the termination of each contract responsive to request 1, including the date of its termination.
5. Documents regarding JEA that you exchanged between December 1, 2017 and March 1, 2020 with any agent, employee, contractor, or representative of NextEra Energy, Inc. or Florida Power & Light Company, including Eric Silagy, Sean Miller, Paul Harden, Susie Wiles, and Right Coast Strategies, LLC.
6. Documents regarding JEA that you exchanged between December 1, 2017 and March 1, 2020 with Sam Mousa, Brian Hughes, Michael Weinstein, Patrick "Joey" Greive, Michael Munz, or Mayor Lenny Curry.
7. Documents you exchanged with any [@jea.com](mailto:jea.com) address between December 1, 2017 and March 1, 2020.
8. Documents regarding JEA that you exchanged between December 1, 2017 and March 1, 2020 with Aaron Zahn, Melissa Dykes, Ryan Wannemacher, Herschel Vinyard, Lynne Rhode, Miriam Hill, or G. Alan Howard.
9. Documents, including calendar invites, regarding the JEA meeting at Club Continental on July 10 & 11, 2019.
10. Documents regarding the October 4, 2019 Atlanta Braves baseball game you attended, including documents that describe or identify any expense incurred or paid in connection with the game or your trip to Atlanta.

### Definitions

For clarity, please consider these definitions in responding to these document requests:

- The terms "document" and "documents" mean, without limitation, all correspondence, electronic messages (as defined below), contracts, agreements, memoranda, notes, calendar and diary entries, studies, reports, charts, graphs, photographs, film, microfilm, books, ledgers, invoices, bills, and all other tangible things upon which any ESI (electronically stored information, as defined below) or other form of information is

recorded, including but not limited to the originals (or any copy when originals are not available) and drafts of documents.

- “ESI” means electronically stored information, as defined by rule 34(a)(1)(A), Federal Rules of Civil Procedure.
- The phrase “electronic messages” means any electronic text or media content exchanged between two or more users of a software application, including both SMS messages sent over cellular networks and messages sent over the internet using applications such as WhatsApp, iMessage, Facebook Messenger, Twitter, Google Chat, Confide, Signal, and others. Emails shall be considered a different category for purposes of these requests.
- The phrase “relating to JEA” means referring or relating in any way to JEA’s strategic planning, the exploration of privatizing or recapitalizing JEA, JEA’s invitation to negotiate 127-19 for strategic alternatives (“ITN”), and JEA’s long-term incentive plan or performance unit plan (“PUP”).
- The phrases “you” and “your” refer to the witness, Timothy Baker.

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