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*Attorneys for Plaintiff/Counter-Defendant HT4*

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

**IN AND FOR THE COUNTY OF LA PAZ**

**RODNEY ELLWOOD SCHLESENER,**  
an unmarried man and Arizona resident  
doing business as "HT4,"

Plaintiff/Counter-Defendant,

vs.

**LANDARIZONA/JAK LLC,** an Arizona  
limited liability company,

Defendant/Counterclaimant.

**Case No.: S1500CV202400045**

**PLAINTIFF/COUNTER-DEFENDANT'S  
ANSWERS TO  
DEFENDANT/COUNTERCLAIMANT'S  
INTERROGATORIES**

**(Tier 2 case)**

**(Assigned to the Honorable  
Marcus Kelley)**

**INTERROGATORIES**

Pursuant to Rule 33 of the Arizona Rules of Civil Procedure (ARCP), Plaintiff Rodney Ellwood Schlesener, doing business as "HT4", through undersigned counsel, answers the Defendant/Counterclaimant's Interrogatories as follows. These answers are made in good faith and are intended to clarify the issues at hand in this matter.

1 **INTERROGATORY NO. 1:**

2 From what source or person did HT4 originally obtain the blank form of  
3 Conditional Waiver and Release appearing at Plaintiff's Bates Label Number  
4 HT4000041) in Plaintiff's Rule 26.1 Disclosure Statement, and when did HT4 first  
5 obtain that document?

6 **ANSWER: HT4 objects to this interrogatory because it is two interrogatories, not**  
7 **one. Notwithstanding the objection, HT4's Emma Poeling located the form of**  
8 **Conditional Waiver and Release on the internet. HT4 does not know the date that**  
9 **the form was downloaded.**

10 **INTERROGATORY NO. 2:**

11 If you responded to any of the Requests for Admission with anything other than  
12 an unqualified admission, for each such response please explain with specificity the  
13 basis for such denial or qualification including any evidence and/or witnesses which  
14 you contend supports your response.

15 **ANSWER: Please see the answers to the Requests for Admission as they include**  
16 **explanations for the answers.**

17 **INTERROGATORY NO. 3:**

18 Please state the name, address and telephone number of all employees and/or  
19 agents involved in the transactions and events which are the subject of the pleadings.

20 **ANSWER: HT4 objects to the interrogatory to the extent that the "transactions and**  
21 **events" referred to herein. Notwithstanding the foregoing, Plaintiff was involved**  
22 **in the dealings with LandArizona.**

23 **INTERROGATORY NO. 4:**

24 Please identify all person responsible for furnishing any materials or  
25 information used to complete the disclosure statement required by Rule 26.1,  
26 Ariz.R.Civ.P.

1 **ANSWER: Plaintiff**

2  
3 **INTERROGATORY NO. 5:**

4 Do you have liability insurance, or are you aware of any other form of  
5 indemnity or bond, through which you were or might be insured in any manner for  
6 the damages, claims, or actions that are the subject of the pleadings? If you answered  
7 "Yes", please provide the following information or each policy:

- 8  
9 a. The kind of insurance, indemnity or bond;  
10 b. The name of the company or companies, including any excess or  
11 umbrella carriers, which you claim provide coverage;  
12 c. The policy number or policies numbers of any applicable policy;  
13 d. The limit or limits of liability of each policy.  
14 e. The name insured of each policy.  
15 f. Whether the insurance carrier has accepted or denied coverage;  
16 g. Whether you are being defended by the insurance carrier under a  
17 reservation or rights.

18 **ANSWER No.**

19 **INTERROGATORY NO. 6:**

20 Explain with specificity under what provision of the Proposals did  
21 LandArizona agree to a change order.

22 **ANSWER: The Proposals do not address LandArizona's direction to proceed with**  
23 **work not included in the initial scope of work.**

24 **INTERROGATORY NO. 7:**

25 If you claim that LandArizona agreed to any form of change order(s) in verbal  
26 or oral manner, please state what you believe to be the terms and provisions of the

1 change order(s) in detail and state the name, address and telephone number of all  
2 persons you believe have knowledge or information relating to the terms or provisions  
3 of the oral change order(s).

4 **ANSWER:** HT4 seeks the reasonable value of the work and materials that Land  
5 Arizona requested and received as clearly identified in HT4000012-15.

6 **RESPECTFULLY SUBMITTED** this 8th day of November, 2024.

7 **WHEELER LAW GROUP, PLLC**

8 */s/ Julianne C. Wheeler*

9 Julianne C. Wheeler

10 Attorneys for Plaintiff/Counter-Defendant HT4

11  
12 **COPY** of the foregoing **EMAILED** this  
13 8<sup>th</sup> day of November, 2024, to:

14 Roger C. Decker

15 James B. Reed

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22 Attorneys for Defendant/Counterclaimant

23 LANDARIZONA/JAK LLC,

24 */s/ Skylee Chikuni*

25 Skylee Chikuni

26 Paralegal