

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF MARYLAND

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Civil No. WMN 05 CV 1297  
 )  
 JOHN BAPTIST KOTMAIR, JR., et al., )  
 )  
 Defendants. )

**UNITED STATES' FIRST SET OF INTERROGATORIES AND  
REQUESTS FOR PRODUCTION OF DOCUMENTS  
PROPOUNDED ON DEFENDANT KOTMAIR**

Plaintiff, the United States of America, pursuant to Federal Rules of Civil Procedure 33 and 34, propounds the following interrogatories and requests for production of documents on defendant John Baptist Kotmair, Jr. Kotmair shall answer the interrogatories under oath, with a verification in the form attached hereto, and shall produce the requested documents to the undersigned counsel for the United States within thirty days after service of these discovery requests.

**I. INSTRUCTIONS AND DEFINITIONS**

A. Pursuant to Rule 26(e)(2) of the Federal Rules of Civil Procedure, your responses to these discovery requests should be supplemented if you obtain further information or documents before the time of trial.

B. The term "United States" refers to the United States of America and any of its employees, agents, representatives, and/or attorneys.

C. The term "IRS" refers to the Internal Revenue Service and any of its employees, agents, representatives, and/or attorneys.

D. The term “you” or “your” refers to John Baptist Kotmair, Jr., and to any of his employees, agents, representatives, and attorneys.

E. The term “defendants” refers to Kotmair, both individually and doing business as Save-a-Patriot Fellowship (SAPF) and National Workers Rights Committee (NWRC), and to SAPF, and to any of their employees, agents, representatives, and attorneys.

F. The singular form of a word shall be deemed to include the plural form, and the plural form of a word shall be deemed to include the singular form. Similarly, the masculine form of a word shall be deemed to include the feminine form, and the feminine form of a word shall be deemed to include the masculine form.

G. Where knowledge or information in your possession is requested, such request includes the knowledge of your agents, employees, representatives, and, unless privileged, your attorneys.

H. If any parts of the following discovery requests cannot be answered in full, answer to the extent possible and specify the reason for your inability to answer the remainder.

I. When used with respect to the requests for admission, the term “qualified responses” refers to any response other than a direct, unqualified admission of the request.

J. The terms “document” and “writing” are to be liberally construed to include all originals, copies, and non-identical copies (whether by reason of handwritten notations thereon or otherwise), of written or documentary materials, as well as recordings and sound reproductions, including but not limited to letters, notes, telexes, telecopies, facsimiles, photographs, correspondence, agreements, drafts, memoranda, contracts, books, records, journals, ledgers, minutes, telecopier logs or transmission receipts, financial statements, bank statements, telephone

message slips, telephone invoices, computer print-outs, electronic mail messages, worksheets, drawings, specifications, invoices, or shipping papers. "Document" and "writing" shall also include any file, document, data, words, or information, in draft or final form, on a computer disk or hard drive or in the memory of a computer network or mainframe or on a file server. Any such document is to be printed and produced on paper, as hard copy.

K. The term "person" includes a corporation, partnership, or other business association or entity, an unincorporated association, a natural person, or any government or governmental body, commission, board or agency.

L. The terms "communication" and "correspondence" mean any oral or written utterance, notation or statement of any nature whatsoever, by and to whomsoever.

M. Whenever you are asked to identify a document or writing, give the subject matter, length, date, author, addressee, and custodian of the original document. If any requested document was, but no longer is, in your possession or subject to your control, state what disposition was made of it and the reason for such disposition.

N. When identifying an individual, state his full name, present address, if known, and his present position and business affiliation. When identifying a person other than an individual, state whether such person is a corporation, partnership, or other organization and the name, present and last-known address, and principal place of business.

O. When identifying a statement or communication, describe the contents of the statement or communication in as precise and exact words as possible, state the date on which the statement or communication was made, and identify the person, persons, entity or entities

who made the statement or communication and to whom the statement or communication was made.

## II. INTERROGATORIES

1. Identify the person answering these interrogatories, requests for admission, and requests for production of documents.

2. Identify all bank accounts, mutual funds, investment funds, and other financial accounts in which you have or have had an interest at any time since January 1, 2002. For each account, provide the financial institution's name and address, the name on the account, and the account number.

3. Identify all sources of income that you have had, including the amounts of income, at any time since January 1, 2002.

4. List all payments of any kind that you have received from SAPF at any time since January 1, 2002. For each payment, list the amount of the payment, the date it was received, and the reason for the payment.

5. Describe in detail your relationship with SAPF, including the services you perform for SAPF and any agreements regarding services and compensation.

6. Describe in detail your relationship with NWRC, including the services you perform for NWRC any agreements regarding services and compensation.

7. Identify, by name, taxpayer identification number (*i.e.*, Social Security or employer identification number), address, telephone number, and e-mail address all members (both associate and full) of SAPF from January 1, 2000 to the present.

7. Identify, by name, taxpayer identification number (*i.e.*, Social Security or employer identification number), address, telephone number, and e-mail address all employees and other persons, including any caseworkers and paralegals, who have provided services of any kind for SAPF and NWRC and their members (both associate and full) and customers from January 1, 2002 to the present.

8. For each person identified in response to the preceding interrogatory, state the nature of the services performed, the dates of performance, and the amounts (if any) paid for such services.

9. Identify, by name, taxpayer identification number (*i.e.*, Social Security or employer identification number), address, telephone number, and e-mail address all persons for whom you have drafted letters to be sent to the IRS at any time from January 1, 2000, to the present.

10. Identify, by name, taxpayer identification number (*i.e.*, Social Security or employer identification number), address, telephone number, and e-mail address all persons for whom you have provided any tax-related services from January 1, 2000, to the present.

11. Identify all persons, by name, address, telephone number, and e-mail address, having knowledge of your relationship with SAPF.

12. Identify, by name, taxpayer identification number (*i.e.*, Social Security or employer identification number), address, telephone number, and e-mail address all persons whom you have represented before the IRS since January 1, 2000.

13. Identify by case name, court name, and docket number, all cases (bankruptcy or otherwise) in which you or anyone working under your direction or supervision have drafted or

assisted in the drafting of any court filing (including pleadings and other documents) from January 1, 2000, to the present.

14. Describe in detail the services and products SAPF provides to members (both associate and full) and others.

15. Describe in detail the services and products NWRC provides to members (both associate and full) and others.

16. Describe in detail the relationship between NWRC and SAPF.

17. Identify, by name, taxpayer identification number (*i.e.*, Social Security or employer identification number), address, telephone number, and e-mail address all persons who have or have had an interest in or the authority to determine the content displayed at the following domain names at any time since January 1, 2002: [save-a-patriot.org](http://save-a-patriot.org), [taxfreedom101.com](http://taxfreedom101.com), and [taxtruth4u.com](http://taxtruth4u.com).

18. Describe in detail your relationship with all persons identified in response to the preceding interrogatory.

19. Describe in detail SAPF, including its management structure and organization.

20. Describe in detail NWRC, including its management structure and organization.

21. Describe in detail the Member Assistance Program.

22. Describe in detail the Victory Express.

23. Describe in detail the Patriot Defense Fund.

24. Describe in detail the Home-Study Program.

25. Describe in detail the Home-Business Opportunity.

26. Identify, by name, taxpayer identification number (*i.e.*, Social Security or employer identification number), address, telephone number, and e-mail address all participants in the Home-Business Opportunity.

27. If you deny or give a qualified response to any of the requests for admission, *infra*, state in detail the basis for your answer.

## II. REQUESTS FOR PRODUCTION OF DOCUMENTS

1. Produce copies of all documents you relied on or reviewed in answering the interrogatories.

2. Produce copies of all documents you relied on or reviewed in answering the complaint.

3. Produce copies of all documents you rely on, or that tend to support, negate, or otherwise relate to your defense of this action.

4. Produce copies of all statements for January 1, 2002, to the present from bank accounts, mutual funds, investment funds, and other financial accounts in which you have or have had an interest.

5. Produce copies of all contracts and agreements you have entered into with SAPF at any time.

6. Produce copies of all contracts and agreements you have entered into with NWRC at any time.

7. Produce copies of all correspondence to the IRS on behalf of any person, including yourself, that you have drafted or assisted in drafting at any time since January 1, 2000.

8. Produce copies of all files or other records, including records kept in electronic format, pertaining to all SAPF members (both associate and full) and other persons who have purchased SAPF's products or services at any time since January 1, 2000.

9. Produce copies of all files or other records, including records kept in electronic format, pertaining to all persons who have purchased NWRC's products or services at any time since January 1, 2000.

10. Produce copies of all issues of *Reasonable Action* from January 1, 2002, to the present.

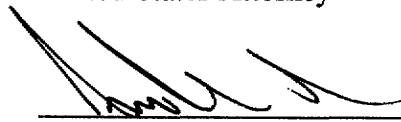
11. Produce copies of all bankruptcy petitions and other court filings that you or anyone working at your direction have drafted or assisted in drafting.

12. Produce copies of all documents that NWRC provides or sells to customers, members (both full and associate), or other persons to provide to their employers.

13. Produce copies of all audiotapes, videotapes, books, and other products that you, SAPF, and NWRC offer for sale.

14. Produce a copy of the Home Study Program.

ROD J. ROSENSTEIN  
United States Attorney



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**VERIFICATION**

I, John Baptist Kotmair, Jr., verify that the foregoing responses to the United States' interrogatories are true and correct to the best of my knowledge, information, and belief.

JOHN BAPTIST KOTMAIR, JR.

**CERTIFICATE OF SERVICE**

IT IS HEREBY CERTIFIED that service of the foregoing UNITED STATES' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS PROPOUNDED ON DEFENDANT KOTMAIR has been made upon the following by depositing a copy in the United States mail, postage prepaid, this 25<sup>th</sup> day of October, 2005.

John Baptist Kotmair, Jr.  
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