

IN THE SUPREME COURT OF MISSISSIPPI

JAMES BRITTON

APPELLANT

VERSUS

CASE #2007-CA-01293

**AMERICAN LEGION POST 058,
POST 058 FIRE PROTECTION DISTRICT,
and JOHN DOES 1,2, & 3, and X, Y, Z
CORPORATIONS**

DEFENDANT

APPELLANT'S SUPPLEMENTAL RECORD EXCERPTS

**Gary Yarborough, Jr. ([REDACTED])
Zach Butterworth ([REDACTED])
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IN THE CHANCERY COURT OF HANCOCK COUNTY, MISSISSIPPI

JAMES BRITTON

PLAINTIFF

VERSUS

CAUSE NO. C2301-05-821(1)

AMERICAN LEGION POST 58, and
John Does 1, 2 & 3, and X,Y,Z
Corporations

DEFENDANT

**DEFENDANT, AMERICAN LEGION POST 58, RESPONSE
TO REQUEST FOR ADMISSIONS PROPOUNDED BY THE PLAINTIFF**

COMES NOW American Legion Post 58 by and through Michael D. Haas, Jr., files this Response to the Request for Admissions as follows, to-wit:

REQUEST NO. 1: Do you admit or deny that the American Legion Post 58 is not a Mississippi Corporation?

ANSWER: Admit.

REQUEST NO. 2: Do you admit or deny that the American Legion Post 58 is not a Mississippi Non-Profit Corporation?

ANSWER: Admit.

REQUEST NO. 3: Do you admit or deny that the American Legion Post 58 does not have tax exempt status in the State of Mississippi as an individual Post?

ANSWER: Deny.

REQUEST NO. 4: Do you admit or deny that the American Legion Post 58 is an unincorporated association?

ANSWER: Admit.

For clarification purposes American Legion Post 58 is an unincorporated association duly organized and chartered under the Federal Charter of the American Legion which is chartered under an Act of Congress as set forth in the Answer filed by the Defendant herein.

Respectfully submitted,
AMERICAN LEGION POST 58

By: _____
Michael D. Haas, Jr.
Attorney for Defendant

Haas and Haas Attorneys
201 North 2nd Street
Bay St. Louis, MS 39520
Office: (228) 467-6574
Fax: (228) 467-6575
MS BAR NO. 5091

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

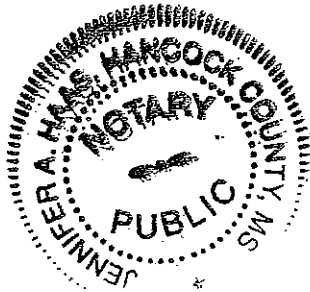
Personally appeared before me the undersigned authority I and for said County and State, Brent Youmans, Commander of American Legion Post 58 who, being first duly sworn, states on oath that the matters and things stated in the above and foregoing Response to Plaintiff's Request for Admissions are true and correct as therein stated, according to his best knowledge, information and belief.


Brent Youmans

SWORN to and subscribed before me, this the 7th day of
February, 2007.

Jennifer A. Haas
NOTARY PUBLIC
My Commission Expires: 1/28/09

(NOTARY PUBLIC AFFIXED)



CERTIFICATE OF SERVICE

The undersigned counsel for Appellant James Britton does hereby certify that he has this day served the above and foregoing APPELLANT'S SUPPLEMENTAL RECORD EXCERPTS upon the following persons via the following means:

Method of Service

Michael Haas, Esquire
Haas & Haas
201 N. Second Street
Bay St. Louis, MS 39520
Tel. (228) 467-6574
Fax. (228) 467-6575

U.S. Mail, postage prepaid

COUNSEL FOR APPELLEES

Ms. Betty Sephton
Supreme Court Clerk
P.O. Box 249
Jackson, MS 39205-0249
Tel. (601) 359-3694
Fax. (601) 359-2407

U.S. Mail, postage prepaid
Four (4) Copies Served

SUPREME COURT CLERK

ON THIS the 13th day of June, 2008.



GARY YARBROUGH, JR.

CERTIFICATE OF SERVICE

The undersigned counsel for Appellant James Britton does hereby certify that he has this day served the above and foregoing APPELLANT'S SUPPLEMENTAL RECORD EXCERPTS upon the following persons via the following means:

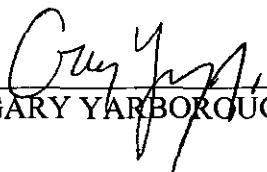
Method of Service

Chancellor James Persons
1801 23rd Avenue
Gulfport, MS 39502

U.S. Mail, postage prepaid

TRIAL COURT JUDGE

ON THIS the 19th day of June, 2008.



GARY YARBROUGH, JR.