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AMERICAN ENVIRONMENTAL GROUP  
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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **FOR THE COUNTY OF SAN BERNARDINO**  
10

11 LINDA AYRES,

12 Plaintiff(s),

13 v.

14  
15 STATE FARM GENERAL INSURANCE  
COMPANY, a Corporation; CONTRACTOR  
16 CONNECTION, a Corporation; PAUL DAVIS  
RESTORATION, INC., a Corporation;  
17 SERVPRO INDUSTRIES, INC., a Corporation;  
AMERICAN ENVIRONMENTAL GROUP, A  
18 MCLARENS COMPANY, a Corporation;  
DOES 1 through 50, inclusive,

19  
20 Defendant(s).  
21  
22  
23

Case No.: CIVSB2106284

*Assigned to the Hon. Bryan Foster  
Dept.S22*

**DEFENDANT AMERICAN  
ENVIRONMENTAL GROUP'S  
REQUESTS FOR ADMISSION TO  
PLAINTIFF LINDA AYRES, SET TWO;  
DECLARATION OF SCOTT G.  
GREENE**

Action Filed: February 22, 2021  
Trial Date: None Set

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25 **PROPOUNDING PARTY:** Defendant, AMERICAN ENVIRONMENTAL GROUP

26 **RESPONDING PARTY:** Plaintiff, LINDA AYRES

27 **SET NO.:** TWO (2)

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1 Pursuant to California Code of Civil Procedure (“C.C.P.”) § 2033.010, Defendant  
2 AMERICAN ENVIRONMENTAL GROUP (“Defendant” or “AEG”) hereby requests that Plaintiff  
3 LINDA AYRES (“Responding Party” or “Plaintiff”) admit or deny the following under oath pursuant  
4 to C.C.P. § 2033.010, et seq.

5 **DEFINITIONS**

- 6 1. As used herein, the terms “YOU” and “YOUR” refer to Linda Ayres.  
7 2. As used herein, the term “COMPLAINT” refers to YOUR lawsuit, Case No.  
8 CIVSB2106284.

9 **REQUESTS FOR ADMISSIONS**

10 **REQUEST FOR ADMISSION NO. 15:**

11 Admit that you have no evidence to support YOUR claim that “within 6 months of AEG  
12 testing my entire home was filled with toxic life threatening mold.”

13 **REQUEST FOR ADMISSION NO. 16:**

14 Admit that you have no evidence to support YOU claim that “State Farm and their preferred  
15 vendors caused catastrophic damage to my home with apparent attempt to cause extreme harm.”

16 **REQUEST FOR ADMISSION NO. 18:**

17 Admit that the deadline to file a Third Amended Complaint was June 13, 2022.

18 **REQUEST FOR ADMISSION NO. 19:**

19 Admit that YOU hired someone to install a tarp on the roof in 2019 after the wind loss event  
20 which forms the basis of YOUR lawsuit.

21 **REQUEST FOR ADMISSION NO. 20:**

22 Admit that YOU have no evidence to support YOUR claim that AEG was the “cause [of]  
23 catastrophic damages.”

24 **REQUEST FOR ADMISSION NO. 21:**

25 Admit that YOU have no evidence to support YOUR claim that AEG was the “cause  
26 [of]...life threatening exposure.”

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1 **REQUEST FOR ADMISSION NO. 22:**

2 Admit that YOU have no evidence to support YOUR claim that AEG’s “mold  
3 clearance...report was the coverup piece of evidence.”

4 **REQUEST FOR ADMISSION NO. 23:**

5 Admit that YOU have no evidence to support YOUR claim that YOU and AEG entered into a  
6 contract.

7 **REQUEST FOR ADMISSION NO. 26:**

8 Admit that YOU have no evidence that AEG failed to do something that the purported  
9 contract required it to do to support YOUR Cause of Action for Breach of Contract.

10 **REQUEST FOR ADMISSION NO. 27:**

11 Admit that YOU have no evidence that YOU were harmed because of any alleged breach by  
12 AEG to support YOUR Cause of Action for Breach of Contract.

13 **REQUEST FOR ADMISSION NO. 28:**

14 Admit that YOU have no evidence that AEG’s breach of contract was a substantial factor in  
15 causing YOUR harm to support YOUR Cause of Action for Breach of Contract.

16 **REQUEST FOR ADMISSION NO. 33:**

17 Admit that YOU have no evidence that AEG did not act fairly and in good faith to support  
18 YOUR Cause of Action for Breach of Duty of Good Faith and Fair Dealing.

19 **REQUEST FOR ADMISSION NO. 35:**

20 Admit that AEG is not an insurer.

21 **REQUEST FOR ADMISSION NO. 40:**

22 Admit that YOU have no evidence that AEG knew that disruption of performance was  
23 substantially certain to occur to support YOUR Cause of Action for Intentional Interference with  
24 Contractual Relations and Conspiracy.

25 **REQUEST FOR ADMISSION NO. 42:**

26 Admit that YOU have no evidence that AEG’s conduct was a substantial factor in causing  
27 YOUR harm to support YOUR Cause of Action for Intentional Interference with Contractual  
28 Relations and Conspiracy.

1 **REQUEST FOR ADMISSION NO. 43:**

2 Admit that YOU have no evidence that AEG was aware that any named co-defendants and/or  
3 others planned to commit a wrongful act against YOU to support YOUR Cause of Action for  
4 Intentional Interference with Contractual Relations and Conspiracy.

5 **REQUEST FOR ADMISSION NO. 44:**

6 Admit that YOU have no evidence that AEG agreed with any named co-defendants and/or  
7 others and intended that the wrongful act against YOU be committed to support YOUR Cause of  
8 Action for Intentional Interference with Contractual Relations and Conspiracy.

9 **REQUEST FOR ADMISSION NO. 45:**

10 Admit that YOU have no evidence that AEG fraudulently represented to YOU that a fact was  
11 true to support YOUR Cause of Action for Fraud.

12 **REQUEST FOR ADMISSION NO. 46:**

13 Admit that YOU have no evidence that AEG's representation was false to support YOUR  
14 Cause of Action for Fraud.

15 **REQUEST FOR ADMISSION NO. 47:**

16 Admit that YOU have no evidence that AEG knew the representation was false when it made  
17 it to support YOUR Cause of Action for Fraud.

18 **REQUEST FOR ADMISSION NO. 48:**

19 Admit that YOU have no evidence that AEG made the representation recklessly or without  
20 regard for its truth to support YOUR Cause of Action for Fraud.

21 **REQUEST FOR ADMISSION NO. 49:**

22 Admit that YOU have no evidence that AEG intended that YOU rely on the representation to  
23 support YOUR Cause of Action for Fraud.

24 **REQUEST FOR ADMISSION NO. 50:**

25 Admit that YOU have no evidence that YOU reasonably relied on AEG's representation to  
26 support YOUR Cause of Action for Fraud.

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1 **REQUEST FOR ADMISSION NO. 51:**

2 Admit that YOU have no evidence that YOU were harmed as a result of any  
3 misrepresentation to YOU by AEG to support YOUR Cause of Action for Fraud.

4 **REQUEST FOR ADMISSION NO. 52:**

5 Admit that YOU have no evidence that YOUR reliance on AEG's representation was a  
6 substantial factor in causing YOUR harm to support YOUR Cause of Action for Fraud.

7 **REQUEST FOR ADMISSION NO. 53:**

8 Admit that YOU have no evidence that AEG intended to defraud YOU to support YOUR  
9 Cause of Action for Fraud.

10 **REQUEST FOR ADMISSION NO. 54:**

11 Admit that YOU have no evidence that AEG misrepresented to YOU that a fact was true to  
12 support YOUR Cause of Action for Intentional Misrepresentation.

13 **REQUEST FOR ADMISSION NO. 55:**

14 Admit that YOU have no evidence that AEG's representation was false to support YOUR  
15 Cause of Action for Intentional Misrepresentation.

16 **REQUEST FOR ADMISSION NO. 56:**

17 Admit that YOU have no evidence that AEG knew the representation was false when it made  
18 it to support YOUR Cause of Action for Intentional Misrepresentation.

19 **REQUEST FOR ADMISSION NO. 57:**

20 Admit that YOU have no evidence that AEG made the representation recklessly or without  
21 regard for its truth to support YOUR Cause of Action for Intentional Misrepresentation.

22 **REQUEST FOR ADMISSION NO. 58:**

23 Admit that YOU have no evidence that AEG intended that YOU rely on the representation to  
24 support YOUR Cause of Action for Intentional Misrepresentation.

25 **REQUEST FOR ADMISSION NO. 59:**

26 Admit that YOU have no evidence that YOU reasonably relied on AEG's representation to  
27 support YOUR Cause of Action for Intentional Misrepresentation.

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1 **REQUEST FOR ADMISSION NO. 60:**

2 Admit that YOU have no evidence that YOU were harmed by any alleged misrepresentation  
3 by AEG to support YOUR Cause of Action for Intentional Misrepresentation.

4 **REQUEST FOR ADMISSION NO. 61:**

5 Admit that YOU have no evidence that YOUR reliance on AEG's representation was a  
6 substantial factor in causing YOUR harm to support YOUR Cause of Action for Intentional  
7 Misrepresentation.

8 **REQUEST FOR ADMISSION NO. 62:**

9 Admit that YOU have no evidence that AEG owed a legal duty to YOU to use due care to  
10 support YOUR Cause of Action for Negligence.

11 **REQUEST FOR ADMISSION NO. 63:**

12 Admit that YOU have no evidence that AEG breached its legal duty to YOU to use due care  
13 to support YOUR Cause of Action for Negligence.

14 **REQUEST FOR ADMISSION NO. 64:**

15 Admit that YOU have no evidence that AEG was negligent to support YOUR Cause of  
16 Action for Negligence.

17 **REQUEST FOR ADMISSION NO. 65:**

18 Admit that YOU have no evidence that YOU were harmed as a result of AEG's alleged  
19 negligence to support YOUR Cause of Action for Negligence.

20 **REQUEST FOR ADMISSION NO. 66:**

21 Admit that YOU have no evidence that AEG's negligence was a substantial factor in causing  
22 YOUR harm to support YOUR Cause of Action for Negligence.

23 **REQUEST FOR ADMISSION NO. 67:**

24 Admit that YOU have no evidence that YOU were exposed to toxic materials claimed to  
25 cause a specific illness to support YOUR Cause of Action for Toxic Exposure.

26 **REQUEST FOR ADMISSION NO. 68:**

27 Admit that YOU have no evidence of which products caused YOUR alleged exposure to  
28 support YOUR Cause of Action for Toxic Exposure.

1 **REQUEST FOR ADMISSION NO. 69:**

2 Admit that YOU have no evidence that as a result of the alleged exposure, toxins entered  
3 YOUR body to support YOUR Cause of Action for Toxic Exposure.

4 **REQUEST FOR ADMISSION NO. 70:**

5 Admit that YOU have no evidence that YOU suffer from a specific illness and each toxin that  
6 entered YOUR body was a substantial factor in that illness to support YOUR Cause of Action for  
7 Toxic Exposure.

8 **REQUEST FOR ADMISSION NO. 71:**

9 Admit that YOU have no evidence that each toxin that YOU allegedly absorbed was  
10 manufactured or supplied by AEG to support YOUR Cause of Action for Toxic Exposure.

11 **REQUEST FOR ADMISSION NO. 72:**

12 Admit that YOU have no evidence that AEG was engaged in a pattern of racketeering activity  
13 prohibited by 18 U.S.C. 1962 to support YOUR Cause of Action for RICO.

14 **REQUEST FOR ADMISSION NO. 73:**

15 Admit that YOU have no evidence that AEG used income derived from its engagement in a  
16 pattern of racketeering activity prohibited by 18 U.S.C. 1962 to invest in/establish/operate an  
17 enterprise which is engaged in or affects interstate commerce to support YOUR Cause of Action for  
18 RICO.

19 **REQUEST FOR ADMISSION NO. 74:**

20 Admit that YOU have no evidence that AEG used a pattern of racketeering activity prohibited  
21 by 18 U.S.C. 1962 to conduct such an enterprise's affairs to support YOUR Cause of Action for  
22 RICO.

23 **REQUEST FOR ADMISSION NO. 75:**

24 Admit that YOU have no evidence that AEG conspired to violate 18 U.S.C. 1962(a)-(c) to  
25 support YOUR Cause of Action for RICO.

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1 **DECLARATION OF SCOTT G. GREENE**

2 I, Scott G. Greene, declare as follows:

3 1. I am an attorney duly licensed to practice law in the State of California. I am an associate at  
4 the firm Booth LLP, counsel of record for Defendant American Environmental Group (“AEG”) in  
5 this matter. I have personal knowledge of the facts set forth in this declaration and, if called as a  
6 witness, I could and would testify competently thereto.

7 2. I make this declaration in support of AEG’s Requests for Admission from Plaintiff Linda  
8 Ayres, Set Two, pursuant to CCP Section 2033.050.

9 3. I am propounding on Plaintiff Linda Ayres the attached set of Requests for Admission.

10 4. This set of Requests for Admission will cause the total number of requests propounded to  
11 Plaintiff Linda Ayres to exceed the number of requests permitted by Section 2033.030 of the Code of  
12 Civil Procedure.

13 5. I have previously propounded 14 Requests for Admission to Plaintiff Linda Ayres.

14 6. This set of Requests for Admission contains a total of 63 requests.

15 7. I am personally familiar with the issues and the previous discovery conducted by all parties in  
16 this case.

17 8. I have personally examined each of the requests in this set of Requests for Admission.

18 9. This number of Requests for Admission is warranted under Section 2033.040 of the Code of  
19 Civil Procedure because it deals with the elements of each Cause of Action alleged by Plaintiff Linda  
20 Ayres.

21 10. None of these requests in this set of requests is being propounded for any improper purpose,  
22 such as to harass the party, or the attorney for the party, to whom it is directed, or to cause  
23 unnecessary delay or needless increase in the cost of litigation.

24 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
25 true and correct, and that this declaration was executed on October 17, 2022, in Los Angeles,  
26 California.

27 Scott G. Greene

28 Scott G. Greene