

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

DANNY HANNA	:	CIVIL ACTION NO.: 2:14-cv-1088
	:	
VERSUS	:	JUDGE: KURT D. ENGELHARDT
	:	
SHELL EXPLORATION AND	:	MAGISTRATE JUDGE:
PRODUCTION, INC., BRUNEL	:	KAREN ROBY
ENERGY, INC., CHARLES PERILLIAT,	:	
MARK TIPTON, 123 INSURANCE	:	
COMPANY, and XYZ INSURANCE CO.	:	

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**PLAINTIFF DANNY HANNA’S OPPOSITION TO DEFENDANTS UNTIMELY,  
JURISDICTIONALLY DEFECTIVE AND FRAUDULENT REMOVAL**

NOW COMES, through undersigned counsel, Plaintiff Danny Hanna who immediately and vehemently opposes Defendants Petition for removal as untimely, jurisdictionally defective and fraudulent for the following reasons:

**I. FACTS AND PROCEDURAL HISTORY**

**A. Sorbanes-Oxley Claims prescribed two years ago.**

Plaintiff worked for Shell International Exploration and Production Company, Inc. (SEIPCO) from July 2011 to November 2011. While working for Defendants, Plaintiff witnessed numerous illegal accounting transactions at Shell Corporation. Plaintiff reported the illegal activity and was terminated in retaliation for reporting the illegal activity. Plaintiff filed a complaint with administrative agencies alleging a Sorbanes-Oxley violation in May 2012. (Attached Exhibit 1, administrative complaint of SOX violations). The Sorbanes-Oxley complaints were rejected June 12, 2012 as untimely by the commission. (Exhibit 2, SOX denial as untimely). The defendants claim that this Court has jurisdiction over Plaintiff’s Sorbanes-Oxley claims. However, as has been shown Plaintiff’s Sorbanes-Oxley claims are tolled and/or prescribed. (Exhibit 2). This Court may

note its lack of subject matter jurisdiction on its own accord.

**B. Defendants Placed on notice of Sorbanes-Oxley Claims more than thirty days ago.**

Plaintiff filed suit in this matter on or about August 8, 2012. No Sorbanes-Oxley claim was made in the State Law litigation. The Sorbanes-Oxley administrative complaints (Exhibit 1) were delivered to Defendants in discovery on November 6, 2013. As proof fo the deliver, note that attached Exhibit 1 is bates stamped for discovery purposes as HANNA 448 through HANNA 459. In addition, please find attached answers to requests for production which indicate that bates stamps 448-459 were produced on June 6, 2013, more than six months ago. (Exhibit 3).

**C. Defendants attempting to avoid discovery**

Plaintiff Danny Hanna requested the deposition of Defendant Charles Perrilliat, the “bad actor” offending employee who works for Defendant Shell. Plaintiff first requested Defendant Perrilliat’s deposition on November 19, 2013. (Exhibit 4, Nov. 19, 2013 deposition request). Defendants refused to produce dates for Defendant Charles Perrilliat citing that he has been transferred overseas. (Exhibit 5, refusal to produce citing location and time issues). Plaintiff filed a subpoena upon defendants attorneys requesting the deposition of Charles Perrilliat. The date of the deposition is set for next Friday, May 23, 2014. (Exhibit 6, subpoena and notice of deposition). Plaintiff believes that the instant removal petition is an attempt to obstruct the previously noticed and subpoenaed deposition.

**II. LAW AND ARGUMENT**

The notice of removal of a civil action or proceeding shall be filed within 30 days after the

receipt by the defendant, through service or otherwise, of a copy of the initial pleading setting forth the claim for relief upon which such action or proceeding is based, or within 30 days after the service of summons upon the defendant if such initial pleading has then been filed in court and is not required to be served on the defendant, whichever period is shorter. 28 U.S.C. § 1446. Defendants claim in their removal petition that Plaintiff Danny Hanna is asserting a cause of action under Sorbanes-Oxley based upon his deposition testimony. Plaintiff has never filed a pleading in a Court alleging a Sorbanes-Oxley claim. His administrative claim was denied two years ago. However, Plaintiff is alleging Louisiana State Law reprisal claims pursuant to La. R.S. 23:967 which is the Louisiana whistleblower statute. One of the violations of law that Plaintiff testified to in his deposition was Plaintiff's belief that Defendant Shell did violate Sorbanes-Oxley while Plaintiff was employed. However, Plaintiff seeks recovery under La. R.S. 23:967, not Sorbanes-Oxley. Sorbanes-Oxley is the criminal violation that triggers civil damages pursuant to La. R.S. 23:967.

In addition, Defendants were placed on notice of the administrative filing of the Sorbanes-Oxley claim in November 2013. More than thirty days has passed since notice was provided to Defendants of the failed Sorbanes-Oxley complaint. The tolled Sorbanes-Oxley claim means that this Court lacks subject matter jurisdiction over the alleged 28 U.S.C. 1331 cause of action that defendants claim this court has jurisdiction over. There is no valid Sorbanes-Oxley Claim allowed at this time, therefore, no jurisdiction.

### **III. CONCLUSION**

Defendants seek to avoid the deposition of Defendant Charles Perrilliat by filing this untimely removal petition based upon the failed belief that Plaintiff is somehow asserting a prescribed Sorbanes-Oxley claim. Defendants were on notice of the Sorbanes-Oxley administrative

complaint more than 30 days ago, therefore, this attempt at removal is untimely. Removal should be denied.

Respectfully submitted by:

/s/Jean-Paul Robert

Jean-Paul Robert, Bar # 27628

Attorney at Law, L.L.C.

2315 S. Burnside Ave.

Gonzales, LA 70737

Tel: (225) 647-9200

Fax: (225) 647-9300

**CERTIFICATE OF SERVICE**

I hereby certify that the preceding opposition was delivered to all enrolled counsel of record via electronic ECF service:

Thomas McGoey

LISKOW & LEWIS

701 Poydras Street, Ste. 5000

New Orleans, Louisiana 70139-5099

*Attorney for SEPCO and Mark Tipton*

Ms. Kathlyn G. Perez

BAKER, DONELSON, BEARMAN,

CALDWELL & BERKOWITZ

201 St. Charles Avenue, Ste. 3600

New Orleans, Louisiana 70170

*Attorney for Brunel Energy, Inc.*

on this 14<sup>th</sup> day of May, 2014.

by:

/s/Jean-Paul Robert

Jean-Paul Robert, Bar # 27628

Attorney at Law, L.L.C.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

DANNY HANNA	:	CIVIL ACTION NO.: 2:14-cv-1088
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SHELL EXPLORATION AND	:	MAGISTRATE JUDGE:
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ENERGY, INC., CHARLES PERILLIAT,	:	
MARK TIPTON, 123 INSURANCE	:	
COMPANY, and XYZ INSURANCE CO.	:	

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**EXHIBIT LIST**

1. Administrative complaint of SOX violations
2. Denial of Sox violation as untimely
3. Answer to request for production producing SOX administrative complaint November 6, 2013.
4. November 19, 2013, deposition request for Defendant Charles Perrilliat
5. Email stating that it will be difficult to produce Charles Perrilliat
6. Subpoena and notice of deposition of Defendant Charles Perrilliat

Respectfully submitted by:

/s/Jean-Paul Robert  
Jean-Paul Robert, Bar # 27628  
Attorney at Law, L.L.C.  
2315 S. Burnside Ave.  
Gonzales, LA 70737  
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**JEAN-PAUL ROBERT**  
**ATTORNEY AT LAW, L.L.C.**

Telephone: 225-647-9200  
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2315 S. BURNSIDE AVE.  
GONZALES, LA 70737

e-mail: jpr@attorneyatlawllc.com  
website: attorneyatlawllc.com

May 21, 2012

U.S. Department of Labor for OFCCP  
Federal Building, Room 840  
525 South Griffin St.  
Dallas, TX 75202


Re: *Danny Hanna*  
*SS# 435-27-4262*  
*Claim pursuant to 18 U.S.C.A § 1514(a)*  
*Sorbanes-Oxley retaliation complaint - Brunel Energy, Inc.*  
*Sent via certified mail return receipt requested #7011 1570 0001 5284 5937*

Dear Sir/Madame:

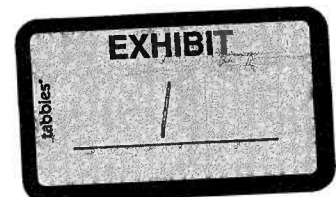
I represent Danny Hanna. Mr. Hanna worked for Brunel Energy, Inc. / Shell Exploration and Production, Inc. (hereinafter referred to as "Shell") from August 22, 2011 until November 11, 2011. Mr. Hanna discovered while working at Shell that Charles Perrilliat his supervisor was moving funds and deleting numbers to falsify reports to Kurt Schulemberger and Kimberly McNeely Finance Manger and project Manager. These false reports were delivered to the board of directors. The numbers consisted of miscalculations in estimates by Mr. Charles Perilliat in the funding required to build and complete Subsea Tiebacks in the Gulf of Mexico, project name Cardamom. The false reporting amounted to \$750,000,000.00 plus dollars.

Mr. Hanna discovered these accounting irregularities while working at Shell in October and November of 2011. Mr. Perrilliat actually entered Mr. Hanna's computer without permission to falsify and change Mr. Hanna's financial reports. Mr. Hanna confronted Mr. Perrilliat and told him to cease and desist. Mr. Perrilliat was defiant and Mr. Hanna informed Mr. Perrilliat's boss Mark Tipton. Mr. Hanna then scheduled an appointment with human resources in Houston, Texas and traveled to Houston to inform Shell Corporate of the infractions and fraud. While en route, Mr. Hanna was informed via cell phone that he would not be allowed on Shell premises. Mr. Hanna then received documentation evidencing his termination dated November 21, 2012.

Mr. Hanna hereby makes a formal complaint pursuant to 18 U.S.C.A. § 1514(a) and asks that the Department of Labor institute a formal investigation into these allegations.

Yours very truly,  
  
Jean-Paul Robert  
Attorney at Law, LLC

encl



HANNA 000448



**Instructions:** Before completing this form, please read all instructions, including the Privacy Act statement below. Use this form to file a complaint of discrimination in employment under any of the OFCCP programs. While your response is voluntary, OFCCP relies on this information as a source for identifying potential violations of equal employment opportunity requirements in the federal contractor community. Note: Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number.

OMB No: 1250-0002  
Expires: 03/31/2014

**Privacy Act Notice:** The authority for collecting this information is Executive Order 11246, as amended; Sec. 503 of the Rehabilitation Act of 1973, as amended; the Vietnam Era Veterans' Readjustment Assistance Act of 1974 as amended, 38 U.S.C. 4212; Title VII of the Civil Rights Act of 1964, as amended; and/or Title I of the Americans with Disabilities Act of 1990, as amended (ADA). This information is used to process complaint and conduct investigations of alleged violations of the above Order or Acts. We will provide a copy of this complaint to the employer against whom it is filed and, when matters alleged are covered by Title VII and/or the ADA, to the U.S. Equal Employment Opportunity Commission (EEOC). The information collected may be verified with others who may have knowledge relevant to the complaint. It may be used in settlement negotiations with the employer or in the course of presenting evidence at a hearing, or may be disclosed to other agencies with jurisdiction over the complaint. Providing this information is voluntary; however, failure to provide the information will restrict the action that the Department of Labor can take on your behalf and, for matters covered by Title VII or the ADA, may affect your right to sue under those laws.

**Non-Retaliation:** OFCCP regulations and Title VII and/or the ADA where applicable, require an employer to take all necessary steps to assure that there is no retaliation against any person who files a complaint or assists in its investigation. This includes any intimidation, threat, coercion or discrimination. Please notify OFCCP immediately if any alleged attempt at retaliation is made.

**Prompt Filing:** All complaints must be filed within a specified number of days following the latest occurrence of the alleged discrimination: Executive Order 11246 – 180 days; Rehabilitation and Veterans Acts – 300 days. Exceptions must be approved by the Director.

Name and address: <input type="checkbox"/> Mr. <input type="checkbox"/> Ms. <input type="checkbox"/> Mrs. <input type="checkbox"/> Miss	Name and address of company you allege discriminated against you:
Name <u>Danny Bert Hanna</u>	Name <u>Brunel Energy, Inc.</u>
Line #1 <u>200 Chapel Creek</u> City <u>Mandeville</u>	Line #1 <u>5333 Westheimer</u> City <u>Houston</u>
Line #2 <u>Apt. 705</u> State <u>LA</u> Zip <u>70471</u>	Line #2 <u>Ste. 840</u> State <u>TX</u> Zip <u>77056</u>
Telephone No. <u>(713)263-4995</u>	Telephone No. <u>(713)333-1024</u>
Mail this form to the Department of Labor, OFCCP Regional Office: <u>Louisiana</u> (Southwest & Rocky Mountain)	Give the date(s) of the latest occurrence(s) of the alleged discriminatory act(s): <u>11/21/2011</u> <u>11/11/2011</u> <u>10/24/2011</u> <u>08/31/2011</u>

**Step 1:** Check the box next to the program you are filing under (i.e., Executive Order 11246, as amended; Section 503 of the Rehabilitation Act of 1973, as amended, or the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended, 38 U.S.C. 4212; or retaliation)

**Step 2:** Under the program, check what you believe to be the basis for the discrimination against you, such as race, sex, or national origin. If you think that there was more than one basis, more than one basis may be checked. You may also check more than one race/ethnic category.

☒ **Executive Order 11246**, as amended. This Order covers persons alleging discrimination because of race, color, religion, sex, or national origin. If this is checked, your complaint will be dual filed as a charge under Title VII of the Civil Rights Act of 1964. I believe I was (or continue to be) discriminated against because of my:

Bases:

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Race                                     | <input type="checkbox"/> Hispanic or Latino     | <input type="checkbox"/> American Indian or Alaskan Native         |
| <input type="checkbox"/> Color                                    | <input type="checkbox"/> Not Hispanic or Latino | <input type="checkbox"/> Asian                                     |
| <input type="checkbox"/> Religion                                 |   | <input type="checkbox"/> Black or African American                 |
| Sex <input type="checkbox"/> Female <input type="checkbox"/> Male |   | <input type="checkbox"/> Native Hawaiian or Other Pacific Islander |
| <input type="checkbox"/> National Origin                          |   | <input type="checkbox"/> White                                     |
| <input checked="" type="checkbox"/> Other                         |   |  |

☐ **Section 503 of the Rehabilitation Act of 1973**, as amended. This Act covers individuals with a disability, persons with a history of physical or mental disability, and persons regarded as disabled by the employer. If this is checked, your complaint will be dual-filed as a charge under the Americans with Disabilities Act.

Basis: ☐ Disability Please check if you are a veteran: ☐ Yes ☐ No

☐ **Vietnam Era Veterans' Readjustment Assistance Act of 1974**, as amended, 38 U.S.C. 4212. This Act covers special disabled veterans, veterans of the Vietnam Era, recently separated veterans, disabled veterans, Armed Forces service medal veterans, and other protected veterans.

☐ **Retaliation:** It is unlawful to harass, intimidate, threaten, coerce, or discriminate against any individual because he or she has filed a complaint, participated in a discrimination proceeding or otherwise opposed discrimination under any of the federal programs above.

IF YOUR COMPLAINT IS BASED ON VETERAN STATUS, CHECK ONE OR MORE OF THE FOLLOWING APPLICABLE BOX(ES):

- ☐ I was discharged or released from active duty on (enter date of discharge or release)
- ☐ I am a veteran who, while serving on active duty in the Armed Forces, participated in a United States military operation for which an Armed Forces service medal was awarded pursuant to Executive Order 12985 (61 CFR 1209).
- ☐ I served on active duty during a war or in a campaign or expedition for which a campaign badge has been authorized.
- ☐ I served on active duty for a period of more than 180 days, and was discharged or released with other than a dishonorable discharge, and the active duty occurred in the Republic of Vietnam between February 28, 1961, and May 7, 1975; or between August 5, 1964, and May 7, 1975 in all other cases.
- ☐ I was discharged or released from active duty for a service connected disability. If you check this box, submit medical information resulting in discharge or release with this form. (This information is available from your Master Military Record at the National Personnel Record Center, 9700 Page Boulevard, St. Louis, MO 63132.)

I am a veteran who is entitled to compensation (or who but for the receipt of military retired pay would be entitled to compensation) under laws administered by the Secretary of Veterans Affairs. Check one of the following:

- ☐ Disability rating of 30% or more
- ☐ Disability rating at 10% or 20% and have been officially determined to have a serious employment disability
- ☐ Disability rating, but neither a or b

**Step 3:** Check those actions which you believe the employer took or failed to take because of your race, color, religion, sex, national origin, disability or veteran status (more than one may be checked):

Issue(s):

- |   |                                       |  |   |
|---|---------------------------------------|--|---|
| <input type="checkbox"/> Hiring                 | <input type="checkbox"/> Promotion    | <input type="checkbox"/> Job Assignment              | <input type="checkbox"/> Sabbath Day Observance     |
| <input checked="" type="checkbox"/> Termination | <input type="checkbox"/> Demotion     | <input type="checkbox"/> Training and Apprenticeship | <input type="checkbox"/> Intimidation               |
| <input type="checkbox"/> Layoff                 | <input type="checkbox"/> Seniority    | <input type="checkbox"/> Segregated Facilities       | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> Recall                 | <input type="checkbox"/> Harassment   | <input type="checkbox"/> Pregnancy Leave             |   |
| <input type="checkbox"/> Wages                  | <input type="checkbox"/> Job Benefits | <input type="checkbox"/> Accommodation to Disability |   |

FOR EACH ISSUE, EXPLAIN IN YOUR STATEMENT BELOW HOW YOU WERE DISCRIMINATED AGAINST.

1. Do you know any other employees or applicants of your group who were treated in the same way (checked above) you allege you were?

☐ Yes ☒ No If yes, include their names in your statement below and explain how they were treated.

2. Do you know any other employees or applicants who are not of your group who were treated in the same way (checked above) you allege you were?

☐ Yes ☒ No If yes, include their names in your statement below and explain how they were treated.

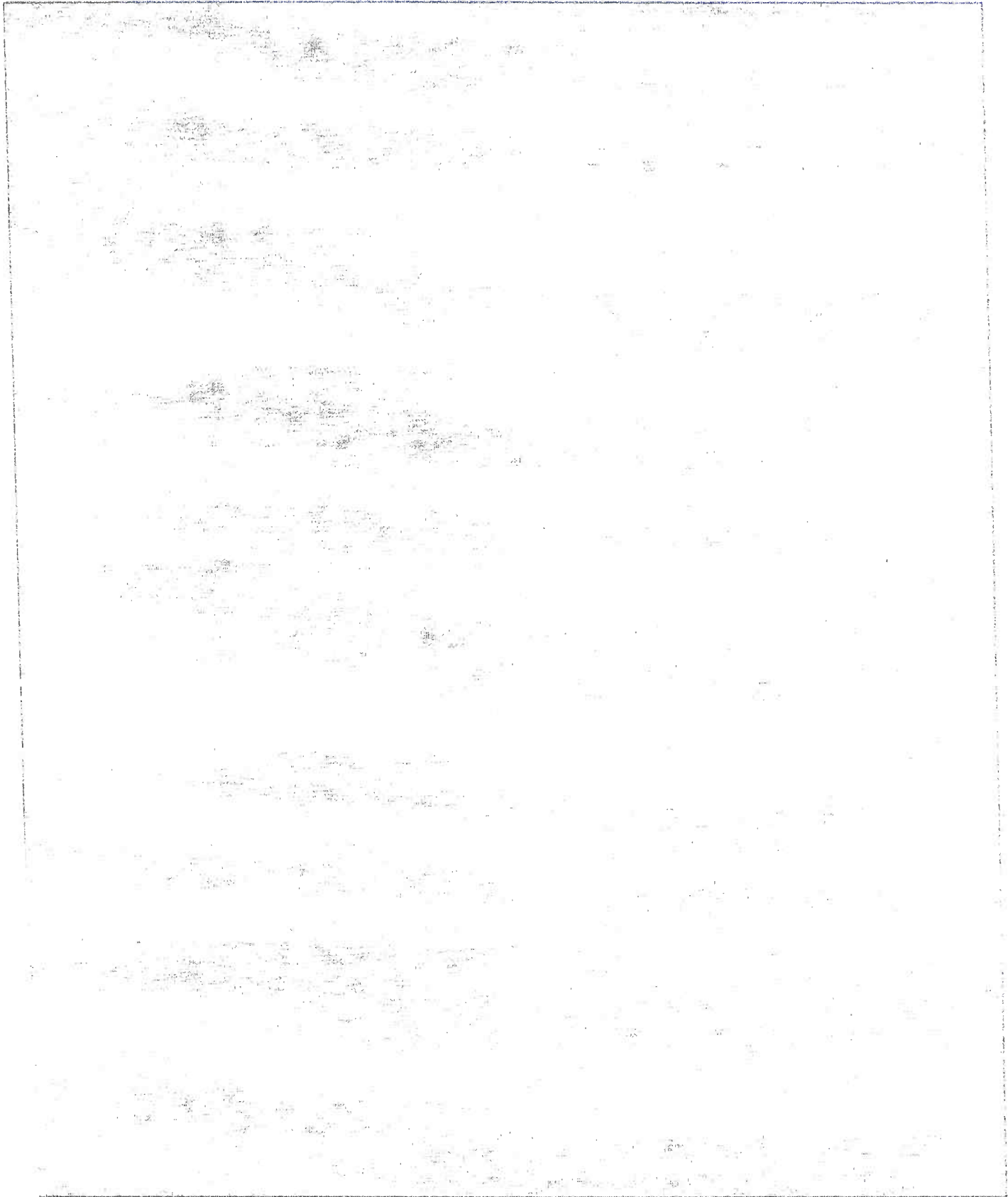
**THE COMPLAINT.**

Describe in detail the alleged discriminatory/retaliatory act (s).

Please include:

- Why you believe the act(s) was because of your disability, veteran status, race, color, religion, sex, or national origin, and why you believe the act(s) was retaliation;
- Dates, places, names and titles of persons involved and witnesses, if any;
- What harm, if any, was caused to you or others with whom you work as a result of the alleged discriminatory act(s);
- What explanation, if any, was offered for the act(s) by the employer; and
- Any information you may have on federal contracts held by the employer.

If this is a complaint based on disability, describe the disability, your history of disability, or why you think the employer regarded you as disabled.



(Type as much information as required into the block above)

If you have sought assistance in resolving this complaint from another source (another agency, a lawyer, internal grievance procedure, etc.) please indicate here and the name of the source, the date you sought assistance, and result, if any:

Name <input type="text" value="EEOC attorney"/>	Date <input type="text"/>
Result:	

**FRIEND OR RELATIVE:**

Please notify OFCCP if you change your address or phone number. You may indicate a person who would know how to reach you if OFCCP is unable to reach you at your own address or phone.

Name <input type="text" value="Jean-Paul Robert"/>			
Line #1	<input type="text" value="2315 S. Burnside Ave"/>	City	<input type="text" value="Gonzales"/>
Line #2	<input type="text"/>	State	<input type="text" value="LA"/> Zip <input type="text" value="70737"/>
Relationship <input type="text" value="Attorney"/>			
Telephone <input type="text" value="(225)647-9200"/>			

**FILED ELSEWHERE?**

If you have filed this complaint or a similar one elsewhere, please tell us:

Name <input type="text"/>			
Line #1	<input type="text"/>	City	<input type="text"/>
Line #2	<input type="text"/>	State	<input type="text"/> Zip <input type="text"/>
Contact <input type="text"/>			
Telephone <input type="text"/>			

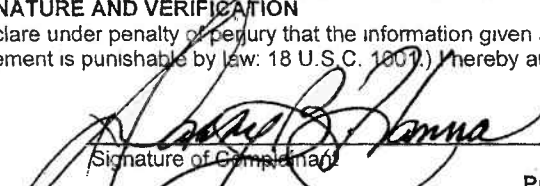
**ARE YOU REPRESENTED?**

If you are represented by an attorney or other person or organization, please tell us:

Name <input type="text" value="Jean-Paul Robert"/>			
Line #1	<input type="text" value="2315 S. Burnside Ave"/>	City	<input type="text" value="Gonzales"/>
Line #2	<input type="text"/>	State	<input type="text" value="LA"/> Zip <input type="text" value="70737"/>
Contact <input type="text"/>			
Telephone <input type="text" value="(225)647-9200"/>			

**SIGNATURE AND VERIFICATION**

I declare under penalty of perjury that the information given above is true and correct to the best of my knowledge or belief. (A willful false statement is punishable by law: 18 U.S.C. 1001.) I hereby authorize the release of any medical information needed for the investigation.

  
Signature of Complainant

  
Date

**Public Burden Statement**

We estimate that it will take an average of 1.28 hours to complete this complaint form, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the information. If you have any comments regarding these estimates or any other aspect of this complaint form, including suggestions for reducing this burden, send them to the Office of Federal Contract Compliance Programs Policy Division (1250-0002) 200 Constitution Avenue, N.W., Room C-3325, Washington, D.C. 20210.

**DO NOT SEND THE COMPLETED FORM TO THIS OFFICE**

**Do not write below this line**

The complainant has verified this complaint in my presence. This complaint is now the basis of an investigation under Executive Order 11246, as amended; Section 503 of the Rehabilitation Act of 1973, as amended; and/or the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended (38 U.S.C. 4212).

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Name of Investigator	Title	Signature of investigator	Date

**JEAN-PAUL ROBERT**  
**ATTORNEY AT LAW, L.L.C.**

Telephone: 225-647-9200  
Facsimile: 225-647-9300

2315 S. BURNSIDE AVE.  
GONZALES, LA 70737

e-mail: jpr@attorneyatlawllc.com  
website: attorneyatlawllc.com

May 21, 2012

Secretary Hilda L. Solis  
U.S. Department of Labor  
200 Constitution Ave., NW  
Washington, DC 20210

Re: *Danny Hanna*  
*SS# 435-27-4262*  
*Claim pursuant to 18 U.S.C.A § 1514(a)*  
*Sorbanes-Oxley retaliation complaint - Brunel Energy, Inc.*  
*Sent via certified mail return receipt requested #7011 1570 0001 5284 5920*

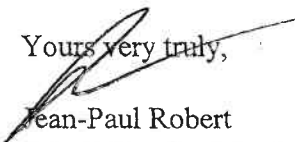
Dear Secretary Solis:

I represent Danny Hanna. Mr. Hanna worked for Brunel Energy / Shell Exploration and Production, Inc. (hereinafter referred to as "Shell") from August 22, 2011 until November 11, 2011. Mr. Hanna discovered while working at Shell that Charles Perrilliat his supervisor was moving funds and deleting numbers to falsify reports to Kurt Schulemberger and Kimberly McNeely Finance Manger and project Manager. These false reports were delivered to the board of directors. The numbers consisted of miscalculations in estimates by Mr. Charles Perilliat in the funding required to build and complete Subsea Tiebacks in the Gulf of Mexico, project name Cardamom. The false reporting amounted to \$750,000,000.00 plus dollars.

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Yours very truly,

  
Jean-Paul Robert  
Attorney at Law, LLC

encl

HANNA 000453



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**Prompt Filing:** All complaints must be filed within a specified number of days following the latest occurrence of the alleged discrimination: Executive Order 11246 - 180 days; Rehabilitation and Veterans Acts - 300 days. Exceptions must be approved by the Director.

Name and address: <input type="checkbox"/> Mr. <input type="checkbox"/> Ms. <input type="checkbox"/> Mrs. <input type="checkbox"/> Miss	Name and address of company you allege discriminated against you:
Name <u>Danny Bert Hanna</u>	Name <u>Brunel Energy, Inc.</u>
Line #1 <u>200 Chapel Creek</u> City <u>Mandeville</u>	Line #1 <u>5333 Westheimer</u> City <u>Houston</u>
Line #2 <u>Apt. 705</u> State <u>LA</u> Zip <u>70471</u>	Line #2 <u>Ste. 840</u> State <u>TX</u> Zip <u>77056</u>
Telephone No. <u>(713)263-4995</u>	Telephone No. <u>(713)333-1024</u>
Mail this form to the Department of Labor, OFCCP Regional Office: <u>Louisiana</u> (Southwest & Rocky Mountain)	Give the date(s) of the latest occurrence(s) of the alleged discriminatory act(s): <u>11/21/2011</u> <u>11/11/2011</u> <u>10/24/2011</u> <u>08/31/2011</u>

**Step 1:** Check the box next to the program you are filing under (i.e., Executive Order 11246, as amended; Section 503 of the Rehabilitation Act of 1973, as amended, or the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended, 38 U.S.C. 4212; or retaliation)

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Bases:

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Race  | <input type="checkbox"/> Hispanic or Latino     | <input type="checkbox"/> American Indian or Alaskan Native         |
| <input type="checkbox"/> Color   | <input type="checkbox"/> Not Hispanic or Latino | <input type="checkbox"/> Asian                                     |
| <input type="checkbox"/> Religion  |   | <input type="checkbox"/> Black or African American                 |
| <input type="checkbox"/> Sex <input type="checkbox"/> Female <input type="checkbox"/> Male |   | <input type="checkbox"/> Native Hawaiian or Other Pacific Islander |
| <input type="checkbox"/> National Origin   |   | <input type="checkbox"/> White                                     |
| <input checked="" type="checkbox"/> Other  |   |  |

☐ **Section 503 of the Rehabilitation Act of 1973**, as amended. This Act covers individuals with a disability, persons with a history of physical or mental disability, and persons regarded as disabled by the employer. If this is checked, your complaint will be dual-filed as a charge under the Americans with Disabilities Act.

Basis: ☐ Disability Please check if you are a veteran: ☐ Yes ☐ No

☐ **Vietnam Era Veterans' Readjustment Assistance Act of 1974**, as amended, 38 U.S.C. 4212. This Act covers special disabled veterans, veterans of the Vietnam Era, recently separated veterans, disabled veterans, Armed Forces service medal veterans, and other protected veterans.

☐ **Retaliation:** It is unlawful to harass, intimidate, threaten, coerce, or discriminate against any individual because he or she has filed a complaint, participated in a discrimination proceeding or otherwise opposed discrimination under any of the federal programs above.

IF YOUR COMPLAINT IS BASED ON VETERAN STATUS, CHECK ONE OR MORE OF THE FOLLOWING APPLICABLE BOX(ES):

- ☐ I was discharged or released from active duty on (enter date of discharge or release)
- ☐ I am a veteran who, while serving on active duty in the Armed Forces, participated in a United States military operation for which an Armed Forces service medal was awarded pursuant to Executive Order 12985 (61 CFR 1209).
- ☐ I served on active duty during a war or in a campaign or expedition for which a campaign badge has been authorized.
- ☐ I served on active duty for a period of more than 180 days, and was discharged or released with other than a dishonorable discharge, and the active duty occurred in the Republic of Vietnam between February 28, 1961, and May 7, 1975; or between August 5, 1964, and May 7, 1975 in all other cases.
- ☐ I was discharged or released from active duty for a service connected disability. If you check this box, submit medical information resulting in discharge or release with this form. (This information is available from your Master Military Record at the National Personnel Record Center, 9700 Page Boulevard, St. Louis, MO 63132.)

I am a veteran who is entitled to compensation (or who but for the receipt of military retired pay would be entitled to compensation) under laws administered by the Secretary of Veterans Affairs. Check one of the following:

- ☐ Disability rating of 30% or more
- ☐ Disability rating at 10% or 20% and have been officially determined to have a serious employment disability
- ☐ Disability rating, but neither a or b

Step 3: Check those actions which you believe the employer took or failed to take because of your race, color, religion, sex, national origin, disability or veteran status (more than one may be checked):

Issue(s):

- |   |                                       |  |   |
|---|---------------------------------------|--|---|
| <input type="checkbox"/> Hiring                 | <input type="checkbox"/> Promotion    | <input type="checkbox"/> Job Assignment              | <input type="checkbox"/> Sabbath Day Observance     |
| <input checked="" type="checkbox"/> Termination | <input type="checkbox"/> Demotion     | <input type="checkbox"/> Training and Apprenticeship | <input type="checkbox"/> Intimidation               |
| <input type="checkbox"/> Layoff                 | <input type="checkbox"/> Seniority    | <input type="checkbox"/> Segregated Facilities       | <input type="checkbox"/> Other <input type="text"/> |
| <input type="checkbox"/> Recall                 | <input type="checkbox"/> Harassment   | <input type="checkbox"/> Pregnancy Leave             |   |
| <input type="checkbox"/> Wages                  | <input type="checkbox"/> Job Benefits | <input type="checkbox"/> Accommodation to Disability |   |

FOR EACH ISSUE, EXPLAIN IN YOUR STATEMENT BELOW HOW YOU WERE DISCRIMINATED AGAINST.

1. Do you know any other employees or applicants of your group who were treated in the same way (checked above) you allege you were?

☐ Yes ☒ No If yes, include their names in your statement below and explain how they were treated.

2. Do you know any other employees or applicants who are not of your group who were treated in the same way (checked above) you allege you were?

☐ Yes ☒ No If yes, include their names in your statement below and explain how they were treated.

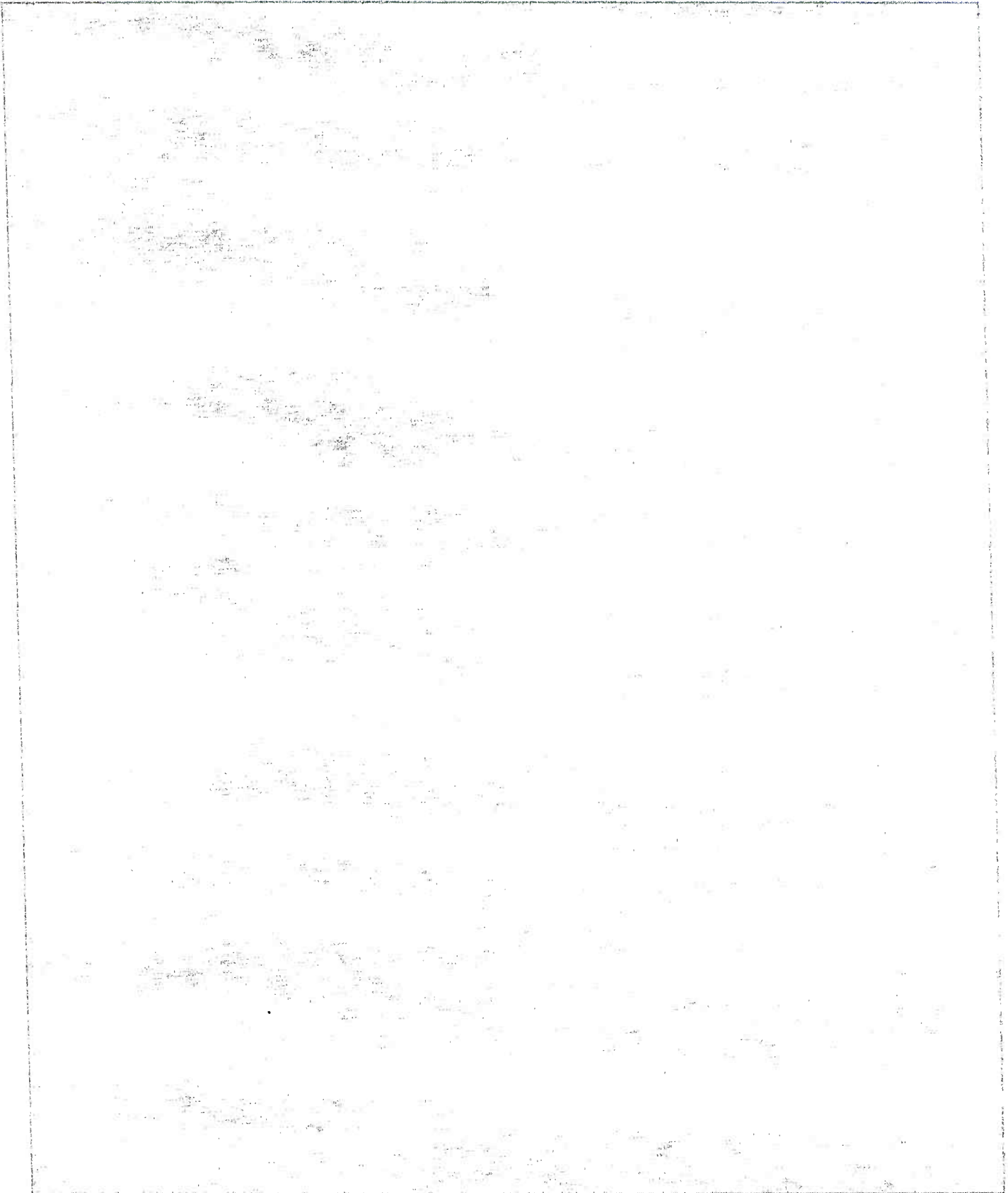
THE COMPLAINT.

Describe in detail the alleged discriminatory/retaliatory act (s).

Please include:

- Why you believe the act(s) was because of your disability, veteran status, race, color, religion, sex, or national origin, and why you believe the act(s) was retaliation;
- Dates, places, names and titles of persons involved and witnesses, if any;
- What harm, if any, was caused to you or others with whom you work as a result of the alleged discriminatory act(s);
- What explanation, if any, was offered for the act(s) by the employer; and
- Any information you may have on federal contracts held by the employer.

this is a complaint based on disability, describe the disability, your history of disability, or why you think the employer regarded you as disabled.



(Type as much information as required into the block above)

If you have sought assistance in resolving this complaint from another source (another agency, a lawyer, internal grievance procedure, etc.) please indicate here and the name of the source, the date you sought assistance, and result, if any:

Name EEOC attorney

Date \_\_\_\_\_

Result:

FRIEND OR RELATIVE:

Please notify OFCCP if you change your address or phone number. You may indicate a person who would know how to reach you if OFCCP is unable to reach you at your own address or phone.

Name Jean-Paul Robert

Line #1 2315 S. Burnside Ave City Gonzales

Line #2 \_\_\_\_\_ State LA Zip 70737

Relationship Attorney

Telephone (225)647-9200

FILED ELSEWHERE?	ARE YOU REPRESENTED?
<p>If you have filed this complaint or a similar one elsewhere, please tell us:</p> <p>Name <input type="text"/></p> <p>Line #1 <input type="text"/> City <input type="text"/></p> <p>Line #2 <input type="text"/> State <input type="text"/> Zip <input type="text"/></p> <p>Contact <input type="text"/></p> <p>Telephone <input type="text"/></p>	<p>If you are represented by an attorney or other person or organization, please tell us:</p> <p>Name <input type="text" value="Jean-Paul Robert"/></p> <p>Line #1 <input type="text" value="2315 S. Burnside Ave"/> City <input type="text" value="Gonzales"/></p> <p>Line #2 <input type="text"/> State <input type="text" value="LA"/> Zip <input type="text" value="70737"/></p> <p>Contact <input type="text"/></p> <p>Telephone <input type="text" value="(225)647-9200"/></p>

**SIGNATURE AND VERIFICATION**

I declare under penalty of perjury that the information given above is true and correct to the best of my knowledge or belief. (A willful false statement is punishable by law: 18 U.S.C. 1001.) I hereby authorize the release of any medical information needed for the investigation.

~~Signature of Complainant~~

Date \_\_\_\_\_

## Public Burden Statement

We estimate that it will take an average of 1.28 hours to complete this complaint form, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the information. If you have any comments regarding these estimates or any other aspect of this complaint form, including suggestions for reducing this burden, send them to the Office of Federal Contract Compliance Programs Policy Division (1250-0002) 200 Constitution Avenue, N.W., Room C-3325, Washington, D.C. 20210.

**DO NOT SEND THE COMPLETED FORM TO THIS OFFICE**

**Do not write below this line**

The complainant has verified this complaint in my presence. This complaint is now the basis of an investigation under Executive Order 11246, as amended; Section 503 of the Rehabilitation Act of 1973, as amended; and/or the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended (38 U.S.C. 4212).

Name of investigator

Title

Signature of Investigator

Date \_\_\_\_\_

U.S. Department of Labor

Office of Federal Contract  
Compliance Programs  
Southwest and Rocky Mountain Region  
525 South Griffin, Suite 840  
Dallas, Texas 75202  
Tel: (972) 850-2550  
Fax: (972) 850-2552



May 22, 2012

Jean-Paul Robert  
Attorney at Law  
2315 S. Burnside Ave.  
Gonzales, LA 70737

RE: Complaint Referral, Danny Bert Hanna v. Shell International  
OFCCP Control Number I00174708

Dear Mr. Robert:

This letter is in response to the complaint received in our office May 14, 2012, on behalf of Danny Bert Hanna, filed against Shell International under the provisions of Executive Order 11246, as amended.

The Office of Federal Contract Compliance Programs (OFCCP) administers and enforces three equal employment opportunity laws: Executive Order 11246, as amended (EO); Section 503 of the Rehabilitation Act of 1973, as amended (Section 503); and the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended, 38 USC 4212 (VEVRAA). These laws prohibit Federal contractors and subcontractors from discriminating on the bases of race, color, religion, sex, national origin, disability, or veteran status. OFCCP also shares responsibility with the Equal Employment Opportunity Commission (EEOC) in enforcing the provisions found in Title I of the American with Disabilities Act (ADA). The EO requires that a complaint be filed within 180 days from the date of the alleged discriminatory act and complaints filed under VEVRAA and Section 503/ADA must be filed within 300 days.

To eliminate a duplication of effort, a Memorandum of Understanding (MOU) was developed between EEOC and OFCCP under which the EEOC assumes jurisdiction over individual complaints. In accordance with the MOU, individual complaints are referred to EEOC; therefore we have referred your complaint to the EEOC. All future correspondence or inquiries regarding your complaint should be made to the office listed below:

R.J. Ruff, Jr., Director  
Houston District Office  
Equal Employment Opportunity Commission  
Total Plaza  
1201 Louisiana St.-6<sup>th</sup> Floor  
Houston, TX 77002  
(800) 669-4000

Sincerely,

  
MELISSA L. SPEER  
Regional Director

Cc: Danny Bert Hanna

**U.S. Department of Labor**

*Occupational Safety and Health Administration*  
525 Griffin Street, Room 602  
Dallas, Texas 75202-5024  
Office (972) 850-4145  
Facsimile (972) 850-4149



June 11, 2012

Mr. Jean-Paul Robert  
Attorney at Law, LLC  
2315 S. Burnside Ave.  
Gonzalez, LA 70737

Dear Mr. Robert:

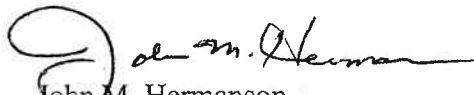
Thank you for your correspondence addressed to Secretary Hilda Solis, regarding your client, Mr. Danny Hanna. Please be assured that your concerns are important to us.

Upon receipt, I contacted the Regional Supervisory Investigator for the Region VI Whistleblower Protection Program, Mr. Anthony Incristi. Mr. Incristi will initiate an investigation and respond with the proper findings.

For any additional assistance, please feel free to contact Mr. Incristi directly. His contact information is below:

La Costa Green Bldg.  
Suite 375  
1033 La Posada  
Austin, Texas 78752  
(512) 374-0590

Sincerely,

  
John M. Hermanson  
Regional Administrator

HANNA 000459

**U.S. Department of Labor**

Occupational Safety & Health Administration  
525 S. Griffin Street, Suite 602  
Dallas, Texas 75202  
(972) 850-4145  
Fax: (972) 850-4149



June 12, 2012

Danny Bert Hanna  
200 Chapel Creek  
Apt. 705  
Mandeville, LA 70471

Re: Brunel Energy / Shell Exploration and Production Inc./Hanna/6-0150-12-061

Dear Mr. Hanna:

This is to advise you that we have completed our investigation of the above-referenced complaint filed by you (Complainant) against Brunel Energy / Shell Exploration and Production Inc.,<sup>1</sup> (Respondent) on May 22, 2012, under Sarbanes-Oxley Act (SOX), [18 U.S.C. §1514A] "hereinafter known as SOX". In brief, you alleged Respondent discharged you in retaliation for reporting accounting fraud and refusing to falsify accounting records.

Following an investigation by a duly-authorized investigator, the Secretary of Labor, acting through her agent, the Regional Administrator for the Occupational Safety and Health Administration (OSHA), Region VI, finds there is no reasonable cause to believe Respondent violated SOX, and issues the following findings:

**Secretary's Findings**

Respondent is a company within the meaning of 18 U.S.C. §1514A in that it is a company with a class of securities registered under Section 12 of the Securities Exchange Act of 1934 (15 U.S.C. 78l) and is required to file reports under Section 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. §78o(d)).

Complainant is an employee within the meaning of 18 U.S.C. §1514A.

Complainant was discharged on or about November 21, 2011.<sup>2</sup> On May 22, 2012, Complainant filed a written complaint with the Secretary of Labor alleging Respondent retaliated against him in violation of SOX.<sup>3</sup> As this complaint was not filed within 180 days of the alleged adverse action, it is deemed not timely.

Consequently, this complaint is dismissed.

<sup>1</sup> Stated verbatim from the written complaint. In the written complaint, the named Respondent is parenthetically referred to as "hereinafter referred to as "Shell"". The written complaint erroneously stated Complainant was terminated as November 21, 2012. Additionally, the attachment to the instant complaint is an OFCCP (USDOL Office of Federal Contract Compliance Programs) complaint, signed and dated by Complainant on May 6, 2012.

<sup>2</sup> In his written complaint, Complainant indicated the last day he worked for Respondent was November 11, 2011.

<sup>3</sup> Per precedent, the recognized date of filing is the postmark date. In the instant complaint, the postmark was dated on May 22, 2012, which was 183 days after the unfavorable personnel action. The Office of Whistleblower Protection Directorate in Washington, DC, date-stamped the written complaint on May 31, 2012.



Respondent and Complainant have 30 days from the receipt of these Findings to file objections and to request a hearing before an Administrative Law Judge (ALJ). If no objections are filed, these Findings will become final and not subject to court review.

Objections must be filed in writing with:

Chief Administrative Law Judge Office of Administrative Law Judges  
U.S. Department of Labor  
800 K Street NW,  
Suite 400 North Washington, D.C.  
20001-8002 Telephone: (202) 693-7300  
Fax: (202) 693-7365

With copies to:

Brunel Energy, Inc.  
Shell Exploration and Production Inc.  
5333 Westheimer  
Suite 840  
Houston TX 77056

Regional Administrator  
U.S. Department of Labor-OSHA  
525 Griffin Street  
Room 602  
Dallas, TX 75202

In addition, please be advised that the U.S. Department of Labor does not represent any party in the hearing; rather, each party presents his or her own case. The hearing is an adversarial proceeding before an Administrative Law Judge (ALJ) in which the parties are allowed an opportunity to present their evidence for the record. The ALJ who conducts the hearing will issue a decision based on the evidence and arguments, presented by the parties. Review of the ALJ's decision may be sought from the Administrative Review Board, to which the Secretary of Labor has delegated responsibility for issuing final agency decisions under the SOX.

A copy of this letter has been sent to the Chief Administrative Law Judge along with a copy of your complaint. The rules and procedures for the handling of SOX cases can be found in Title 29, code of Federal Regulations Part 1980, and may be obtained at [www.whistleblowers.gov](http://www.whistleblowers.gov).

Sincerely,



Anthony Incristi  
Regional Supervisory Investigator

cc: Jean-Paul Robert, Attorney-at-Law, 2315 S. Burnside Ave., Gonzales, LA 70737, Email:  
[jpr@attorneyatlawllc.com](mailto:jpr@attorneyatlawllc.com)  
Chief Administrative Law Judge, USDOL  
SOL-FLS Division  
Securities & Exchange Commission (SEC)

**JEAN-PAUL ROBERT**  
**ATTORNEY AT LAW, L.L.C.**

Telephone: 225-647-9200  
Facsimile: 225-647-9300

2315 S. BURNSIDE AVE.  
GONZALES, LA 70737

e-mail: jpr@attorneyatlawllc.com  
website: attorneyatlawllc.com

November 6, 2013

Kindall C. James  
Liskow & Lewis  
701 Poydras Street, Ste. 5000  
New Orleans, LA 70139-5099

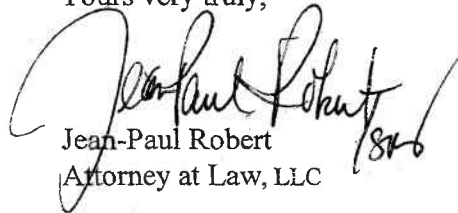
*Re: Danny Hanna vs Shell Exploration and Production, Inc., et. al.*  
*La. CDC 2012-7799*  
*-Answers to Discovery*

Dear Ms. James:

Enclosed please find Danny Hanna's Answers to Interrogatories and Responses to Request for Production of Documents HANNA 000001-000459 and HANNA 000460 (in globo).

Thank you for your cooperation in this matter. With kindest regards, I am

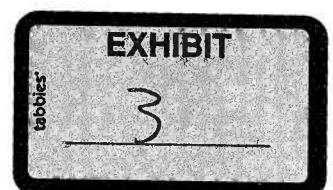
Yours very truly,

  
Jean-Paul Robert  
Attorney at Law, LLC

JPR/sms

Enc.

cc: client  
Kathlyn G. Perez



CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

DOCKET NO.: 2012-7799

DIVISION: "C" SECTION: "10"

DANNY HANNA

VERSUS

SHELL EXPLORATION AND PRODUCTION COMPANY, BRUNEL ENERGY, INC.,  
CHARLES PERILLIAT, MARK TIPTON, 123 INSURANCE COMPANY AND  
XYZ INSURANCE COMPANY

FILED \_\_\_\_\_

DEPUTY CLERK: \_\_\_\_\_

**DANNY HANNA'S RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS  
PROPOUNDED BY DEFENDANT, SHELL EXPLORATION & PRODUCTION COMPANY**

NOW COMES, through undersigned counsel, Plaintiff, DANNY HANNA, who  
hereby responds to the Request for Production of Documents propounded by Defendant, Shell  
Exploration & Production Company as follows:

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 1:**

Please produce all documents which you obtained from SEPCO or any affiliated company or any  
employee of SEPCO or any affiliated company, which relate to your claims in is lawsuit.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 1:**

Objection. Plaintiff objects to the term "all documents obtained" as it lacks specificity and/or is  
so vague and unclear that plaintiff has no means to identify the information requested. Plaintiff further  
objects that this interrogatory is premature as discovery is ongoing. Subject to the foregoing and without  
waiving said objection, please see attached HANNA 000163, HANNA 000458-000459 and HANNA  
000460 (*in globo*).

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 2:**

Please produce all documents relating to or reflecting any actions taken by you to secure and/or  
accept employment since November 11, 2011, including, but not limited to, notes, diaries,  
correspondence, letters, emails, memoranda, applications, resumes, newspaper ads, background check  
or consent forms, and calendars.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 2:**

Plaintiff objects to this request as it is overly broad and unduly burdensome. Subject to the  
foregoing and without waiving said objection plaintiff is not in possession of the requested documents  
as most applications are electronic and do not provide copies.



**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 3:**

Please produce all documents relating to or reflecting wages, benefits and monies received by you from any source since November 11, 2011, including, but not limited to, payroll checks, check stubs, wage and earning statements, direct deposit confirmations, W-2 forms, 1099 forms, benefit booklets or statements, bank statements, bank deposit slips, documents reflecting monies received from friends or acquaintances or family members, and documents reflecting requests for or receipt of unemployment compensation.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 3:**

Plaintiff objects to this request as it is overly broad and unduly burdensome. Subject to the foregoing and without waiving said objection, Plaintiff has provided Defendants with an executed Income Tax Return Authorization.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 4:**

Please produce all copies of employment applications you have submitted to any prospective employer since November 11, 2011.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 4:**

Please refer to Response #2.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 5:**

Please produce all documents that relate to any alleged past or future lost wages and or benefits you are seeking to recover in this lawsuit.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 5:**

Plaintiff has attached an executed Request for Income Tax Return. Plaintiff is not in possession of Income Tax Returns at this time; however, plaintiff will attempt to obtain copies and will produce upon receipt.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 6:**

Please produce all documents you have provided to employers or prospective employers that reference the services you performed for Brunel Energy, Inc. ("Brunel"), SEPCO or any related Shell company.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 6:**

Objection. Plaintiff objects to the term "all documents" as it lacks specificity and/or is so vague and unclear that plaintiff has no means to identify the information requested. Subject to the foregoing and without waiving said objection, plaintiff is not in possession of the requested documents.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 7:**

Please produce a fully executed tax records authorization form which is attached hereto for your signature. In the alternative, provide complete copies of your federal and state income tax returns for 2008, 2009, 2010 and 2011.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 7:**

Attached.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 8:**

Please produce a fully executed employment records authorization form, which is attached hereto for your signature.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 8:**

Attached.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 9:**

Please produce a fully executed medical records release authorization form, which is attached hereto for your signature.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 9:**

Attached.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 10:**

Please produce all documents relating to other lawsuits or administrative actions in which you were a party or a witness.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 10:**

Objection. Plaintiff objects to the term "all documents" as it is vague, ambiguous, overly broad, and unduly burdensome. Plaintiff further objects that the request lacks specificity and Plaintiff has no means to identify the information requested. Subject to the foregoing and without waiving said objection please see HANNA 000435-450.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 11:**

Please produce all documents and things, from any source, which relate in any way to criminal actions, proceedings or investigations of any kind, including the disposition thereof, filed by or against you, or in which you were involved in any capacity, including without limitation, all petitions, arrests, complaints, charges, indictments, records, convictions, etc., from January 1, 2002, to the present.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 11:**

Objection. This Request seeks information/documentation which is inadmissible and not relevant. Plaintiff is not in possession of the requested documents.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 12:**

Please produce each and every document you intend to introduce into evidence, or contemplate introducing, in support of your case at trial.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 12:**

Objection. This request seeks information which is premature as discovery is ongoing. Plaintiff will produce such documents upon the Court's scheduling order. Subject to the foregoing and without waiving said objection, please see HANNA 000001 - 000459, HANNA 460 (*in globo*) and all documents produced by Defendants in this matter.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 13:**

Please produce all documents which you contend support any allegations in your Petition for Damages.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 13:**

Objection. This request seeks information which is premature as discovery is ongoing. Subject to the foregoing and without waiving said objection, please see the attached documents HANNA 000001 - HANNA 000460 (*in globo*) and any other document(s) produced by the Defendants in this matter.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 14:**

Please produce all documents that you contend are relevant for purposes of impeachment of any fact or expert witness in this lawsuit.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 14:**

Objection. This request seeks information which is premature as discovery is ongoing. Subject to the foregoing and without waiving said objection, please see HANNA 000001-000459 and HANNA 000460 (*in globo*).

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 15:**

Please produce all notes and recordings of conversations you or anyone acting on your behalf has had with any current or former employees, agents or representatives of SEPSCO or any affiliated Shell company.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 15:**

Objection. This Request is vague and overly broad. This Request is also premature as discovery is ongoing. Further, this Request seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, plaintiff is not in possession of any recordings of conversations.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 16:**

Please produce all recordings of phone messages that you received from any employees, agents or representatives of SEPSCO or any affiliated Shell company.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 16:**

Objection. This Request is vague, overly broad and unduly burdensome. Subject to the foregoing

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 17:**

Please produce all journals, diaries, calendars or similar documents showing your thoughts or feelings or events related to the work you performed for Brunel, SEPCO or any related Shell company.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 17:**

Objection. This Request is vague and overly broad. This Request is also premature as discovery is ongoing. Subject to the foregoing and without waiving said objections, please see HANNA 000164-000459 and HANNA 460 (in globo).

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 18:**

Please produce any and all photographs, videotapes or films pertaining in any way to the allegations of your Petition for Damages.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 18:**

None at this time.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 19:**

Please produce all documents concerning attorneys fees paid or owed to Plaintiffs counsel, including but not limited to, any fee agreement or contracts between Plaintiff and Plaintiff s counsel in this Lawsuit, invoices, bills, or statements for services rendered, or documents reflecting costs incurred.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 19:**

Plaintiff objects to this request as it seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objection, plaintiff will produce the appropriate Lode-Star Analysis upon successful judgment.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 20:**

Please produce all documents that you have sent to or received from the Equal Employment Opportunity Commission, or any other state or federal government agency charged with the administration of laws relating to employment, which concern the alleged occurrences made the basis of this lawsuit.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 20:**

Attached. Please refer to HANNA 000435-000450.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 21:**

Please produce all documents related to any medical treatment or therapy you have received as a result of the conduct alleged in your Petition for Damages, including but not limited to, all records from any psychiatrist, psychologist, social worker or therapist.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 21:**

Objection. This Request is premature as discovery is ongoing. Subject to the foregoing and without waiving said objection, plaintiff has attached medical records in his possession. See HANNA

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 22:**

Please produce all affidavits, declarations, written statements, letters, correspondence, or other documents prepared or signed by, or referencing, any persons with knowledge of facts concerning the allegations of your Petition for Damages in this matter.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 22:**

Objection. This Request is vague and overly broad. This Request is also premature as discovery is ongoing. Further, this Request seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, none at this time.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 23:**

Please produce all documents that have been made or prepared by any expert used for any consultation purposes that form the basis, either in whole or in part, of the opinions of an expert who may be called as a witness.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 23:**

Objection. This Request is premature as discovery is ongoing. This Request also seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, plaintiff has not consulted with an expert at this time.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 24:**

Please produce all documents provided to any testifying expert including, but not limited to, all correspondence and all documents that a consulting expert relied on in reaching his/her opinion if the consulting expert's opinions have been or will be reviewed by any testifying expert.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 24:**

Objection. This Request is premature as discovery is ongoing. This Request also seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, plaintiff has not consulted with an expert at this time.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 25:**

Please produce all working papers, notes, calculations, charts, diagrams, photographs, models, exhibits, and other documents, including reports and factual observations, created or reviewed by any expert who will testify at trial.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 25:**

Objection. This Request is premature as discovery is ongoing. This Request also seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, plaintiff has not consulted with an expert at this time.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 26:**

Please produce all treatises, rules, regulations, cases, legal periodicals, guidelines, statutes, articles, reports, policies, or procedures and any other authoritative materials or documents reviewed by any expert who will testify at trial.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 26:**

Objection. This Request is premature as discovery is ongoing. This Request also seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, plaintiff has not consulted with an expert at this time.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 27:**

Please produce all invoices or bills for each expert you will call to testify at trial and for each consulting expert whose opinions or observations have been reviewed by a testifying expert.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 27:**

Objection. This Request is premature as discovery is ongoing. This Request also seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, plaintiff has not consulted with an expert at this time.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 28:**

Please produce a copy of all "reports" referenced in paragraphs 8 and 9 of your Petition for Damages.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 28:**

The reports requested would be Costs Reports for the months Plaintiff was the Cost Control Manager. Said reports are kept on a shared drive and are also put on Shell's documentum server. Plaintiff is not in possession of "ALL" reports. The current working file was kept on Plaintiff's hard drive until numbers were finalized. Plaintiff does not have access to this information as Shell retained Plaintiff's laptop; however, plaintiff does have in his possession a jump drive/back up file of the Cardamon project. See HANNA - 000460 (*in globa*)

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 29:**

Please produce a copy of the agreements and/or contracts referenced in paragraphs 11, 12, 17, 18, 19, and 20 of your Petition for Damages.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 29:**

Plaintiff is not in possession of this documentation. Plaintiff has requested this documentation from Defendants; however, to this date, the documents have not been produced.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 30:**

With respect to the allegations in paragraphs 14 and 25 of your Petition for Damages, please produce a copy of the workers' compensation claim you allegedly filed and any documents related thereto, including but not limited to the notice of injury provided to your employer as required by La. Rev. Stat. 23:1301, *et seq.*

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 30:**

Attached. Please refer to HANNA - 000328 - 000431.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 31:**

Please produce a copy of the "policies and procedures" referenced in paragraph 12 of your Petition for Damages.

Plaintiff is not in possession of this documentation. Plaintiff has requested this documentation from Defendants; however, to this date, the documents have not been produced.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 32:**

Please produce a copy of the "Business Standards Policies" referenced in paragraph 23 of your Petition for Damages.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 32:**

Plaintiff is not in possession of this documentation. Plaintiff has requested this documentation from Defendants; however, to this date, the documents have not been produced.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 33:**

Please produce a copy of the "fraudulent documents" referenced in paragraph 31 of your Petition for Damages.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 33:**

Objection. This request is premature as discovery is ongoing. Subject to the foregoing and without waiving said objection, please see HANNA 000458-459 and HANNA 000460 (in globo).

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 34:**

Please produce any email sent to or received from any employee, agent, or contract worker of SEPCO or any affiliated Shell company using your personal email account or any other non-Shell email account, including but not limited to vicki.hanna74@gmail.com and/or danny.hanna gmail cow.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 34:**

Objection. This request is premature as discovery is ongoing. Plaintiff further objects that this request is vague and overly broad. Plaintiff is not in possession of all emails requested. Subject to the foregoing and without waiving said objections, attached are emails in plaintiff's possession at this time. See HANNA - 000452-000457 and those emails within HANNA - 000460 (in globo).

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 35:**

Please produce all emails related in any way to the services you performed for SEPCO or any affiliated Shell company that were either sent or received using your personal email account or any other non-Shell email account, including but not limited to vicki.hanna74a mail.com and/or danny.hanna gmail.com.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 35:**

Please refer to Response No. 34.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 36:**

Please produce a copy of any document, file, or other information in your possession or under your control that is related in any way to the services you performed for SEPCO or any affiliated Shell company, including but not limited to any documents or files stored on a personal laptop, computer, phone, or other electronic storage device.

Objection. This request is premature as discovery is ongoing. Subject to the foregoing and without waiving said objection, please refer to HANNA 000001 - HANNA 000459 and HANNA - 000460 (*in globo*)

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 37:**

Please produce a copy of any photographs that you took of any employees or agents of SEPCO or any affiliated Shell company.

**RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS NO. 37:**

Objection. This Interrogatory is vague and overly broad. Subject to the foregoing and without waiving said objection, attached is a photograph of Charles Perrilliat taken to include in a Christmas Card.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 38:**

To the extent you have withheld any documents or information responsive to these requests on the basis of attorney-client, work product, or some other privilege or objection, please produce a privilege log providing the following information: the name, description and date of the document; the nature of the information contained in the document or documents; the identities of all persons who created, sent, and/or received the document(s) or the information contained therein; the nature of the privilege or protection claimed and the basis for such claim.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 38:**

None.

**REQUEST FOR PRODUCTION OF DOCUMENTS NO. 39:**

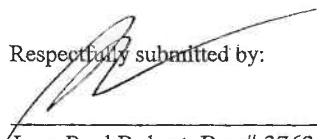
Please produce all documents which you used, consulted or referred to in preparing responses to these Requests for Production and the Interrogatories served in conjunction herewith.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 39:**

Objection. This Request is premature as discovery is ongoing. This Request also seeks information protected by the attorney-client and work product privileges. Subject to the foregoing and without waiving said objections, please see attached HANNA 000001-000459 and HANNA - 000460 (*in globo*).

**PLAINTIFF RESERVES THE RIGHT TO AMEND AND/OR SUPPLEMENT THESE RESPONSES.**

Respectfully submitted by:

  
Jean-Paul Robert, Bar # 27628  
Attorney at Law, L.L.C.  
2315 S. Burnside Ave.  
Gonzales, LA 70737  
Tel: (225) 647-9200  
Fax: (225) 647-9300  
*Attorney for Plaintiff, Danny Hanna*

CERTIFICATE OF SERVICE

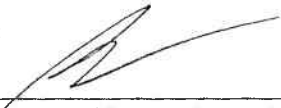
I certify that a copy of the preceding Responses to Request for Production have been sent via electronic mail and U.S. mail, postage prepaid, to:

Thomas J. McGoey II  
Kindall C. James  
Wm. Brian London  
LISKOW & LEWIS  
One Shell Square  
701 Poydras Street, Suite 5000  
New Orleans, Louisiana 70139-5099  
*Attorneys for Defendants, Shell Exploration & Production Company,  
Shell International and Exploration Inc., Mark Tipton, and Charles Perrilliat*

Steven F. Griffith, Jr.  
Kathlyn G. Perez  
BAKER, DONELSON, BEARMAN,  
CALDWELL & BERKOWITZ  
201 St. Charles Avenue, Ste. 3600  
New Orleans, Louisiana 70170  
*Attorneys for Defendant, Brunel Energy, Inc.*

on this 6<sup>th</sup> day of November, 2013.

By:

  
\_\_\_\_\_  
Jean-Paul Robert, Bar # 27628  
Attorney at Law, L.L.C.

**JEAN-PAUL ROBERT**  
**ATTORNEY AT LAW, L.L.C.**

Telephone: 225-647-9200  
Facsimile: 225-647-9300

2315 S. BURNSIDE AVE.  
GONZALES, LA 70737

e-mail: jpr@attorneyatlawllc.com  
website: attorneyatlawllc.com

November 19, 2013

Kindall C. James  
Liskow & Lewis  
701 Poydras Street, Ste. 5000  
New Orleans, LA 70139-5099

Kathlyn Perez Bethune  
Baker, Donelson, Bearman, Caldwell & Berkowitz  
201 St. Charles Avenue, Suite 3600  
New Orleans, Louisiana 70170

*Re: Danny Hanna vs. Shell Exploration and Production Company, Brunell  
Energy, Inc., Charles Perrilliat, Mark Tipton et. al.  
Civil District Court Orleans, Suit No.: 2012-7799, Div. "C", Sec.: "10"  
-Depositions*

Dear Counsel:

I would like to schedule the deposition of Charles Perrilliat, Mark Tipton, and JoAnna Redsell. Below are my available dates which I ask you advise as to your availability as soon as possible.

December 17, 18, 19, 2013

January 7, 9, 10, 14, 15, 16, 17, 2014

With kindest regards, I am

Yours very truly,

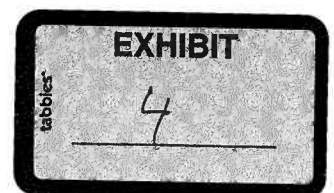


Jean-Paul Robert  
Attorney at Law, LLC

JPR/sms

Enc.

cc: Danny Hanna



**Jean-Paul Robert**

---

**From:** Shannon Smith  
**Sent:** Tuesday, February 04, 2014 4:32 PM  
**To:** Jean-Paul Robert  
**Subject:** FW: Hanna v. SEPCO et al - Depositions

---

**From:** Kindall James [<mailto:kjames@liskow.com>]  
**Sent:** Tuesday, February 04, 2014 4:22 PM  
**To:** Shannon Smith  
**Cc:** 'kperez@bakerdonelson.com' ([kperez@bakerdonelson.com](mailto:kperez@bakerdonelson.com)); Thomas J McGoe II  
**Subject:** Hanna v. SEPCO et al - Depositions

Shannon:

This is to confirm the conversation that you and I had this afternoon regarding depositions in the Danny Hanna matter. The parties agreed that Mr. Hanna's deposition will take place on Thursday, March 13th, 2014 beginning at 10:00 am in Mr. Robert's office in Gonzales, Louisiana. I will look into possible dates for Plaintiff to depose Mark Tipton and Charles Perrilliat. However, as discussed, Charles Perrilliat lives and works overseas, which may impact the timing and location of his deposition.

Kathlyn, Shannon also requested possible dates for Joanna Redsell's deposition. Can you look into that?

I will send out a notice for Mr. Hanna's deposition shortly.

Thank you,

Kindall

**Kindall James**

(713) 651-2945 Direct  
(713) 651-2908 Fax  
[kjames@liskow.com](mailto:kjames@liskow.com)

**LISKOW & LEWIS**  
New Orleans | Lafayette | Houston

**First City Tower**  
**1001 Fannin Street, Suite 1800**  
**Houston, TX 77002**  
[www.liskow.com](http://www.liskow.com)



**Liskow & Lewis, A Professional Law Corporation.** This communication is solely for the person to whom it is addressed. It contains legally privileged and confidential information. If you are not the intended recipient, you may not forward, disclose, copy, print, or save the message or its attachments. If you have received this message in error, please notify me immediately, and please delete this message.

**Treasury Circular 230 Disclosure:** To the extent this communication contains any statement regarding federal taxes, that statement was not written

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

FILED

DOCKET NO.: 2012-7799

DIVISION: C-7001 APR 28 A 11:43

DANNY HANNA

VERSUS

CIVIL  
DISTRICT COURT

SHELL EXPLORATION AND PRODUCTION, INC., BRUNEL ENERGY, INC.,  
CHARLES PERILLIAT, MARK TIPTON, 123 INSURANCE COMPANY AND  
XYZ INSURANCE COMPANY

---

**NOTICE OF DEPOSITION**

TO: Kindall C. James  
LISKOW & LEWIS  
First City Tower  
1001 Fannin, Ste. 1800  
Houston, Texas 77002

Thomas J. McGoey II  
LISKOW & LEWIS  
701 Poydras Street, Ste. 5000  
New Orleans, LA 70139-5099

Kathlyn Perez Bethune  
Baker, Donelson, Bearman, Caldwell & Berkowitz  
201 St. Charles Avenue, Suite 3600  
New Orleans, Louisiana 70170

PLEASE TAKE NOTICE that the undersigned will take the oral deposition of the deponent named below pursuant to the Louisiana Code of Civil Procedure for all purposes commencing on the date and at the time and place designated below and thereafter from day to day as the taking of the deposition may be adjourned, at which time and place you are hereby notified to appear and take part as you may feel advisable.

**DEPONENT**

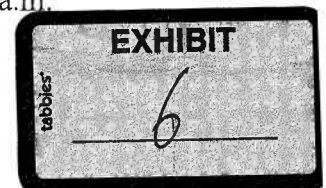
**LOCATION**

**DATE AND TIME**

Charles Perrilliat

LISKOW & LEWIS  
One Shell Square  
701 Poydras Street, Ste. 5000  
New Orleans, Louisiana 70139

May 23, 2014 @ 10:00 a.m.



**CERTIFICATE OF SERVICE**

I hereby certify that the preceding Notice of Deposition has been delivered via facsimile and U.S. Postal Service to:

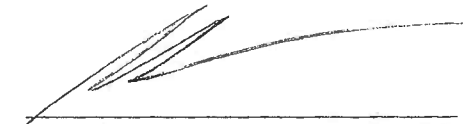
Kindall C. James  
LISKOW & LEWIS  
First City Tower  
1001 Fannin, Ste. 1800  
Houston, Texas 77002

Thomas J. McGoe II  
LISKOW & LEWIS  
701 Poydras Street, Ste. 5000  
New Orleans, LA 70139-5099

Kathlyn Perez Bethune  
Baker, Donelson, Bearman, Caldwell & Berkowitz  
201 St. Charles Avenue, Suite 3600  
New Orleans, Louisiana 70170

on this 23<sup>rd</sup> day of April, 2014.

by:

  
\_\_\_\_\_  
Jean-Paul Robert, Bar # 27628  
Attorney at Law, L.L.C.

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

SUBPOENA

No. DIVISION " C " Docket No. 2012-7799  
DANNY HANNA VS. SHELL EXPLORATION AND PRODUCTION, INC., et al

TO: Charles Perrilliat, through his counsel of record, Thomas J. McGoey, II, Liskow & Lewis, One  
Shell Square, 701 Poydras Street, Ste. 5000 New Orleans, LA 70139

CLERK, CIVIL DISTRICT COURT - Please issue a subpoena to the above party as directed  
below.

SUBPOENA REQUEST

[ ☐ ] YOU ARE COMMANDED to appear in the Civil District Court, Parish of Orleans in Division  
" \_\_\_\_\_ ", 421 Loyola Ave., New Orleans, LA 70112, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at  
\_\_\_\_\_ o'clock \_\_\_\_\_ m., to testify the truth according to your knowledge, in a controversy pending  
herein between the parties above named; and hereof you are not to fail under the penalty of the law. By order  
of the Court.

DEPOSITION SUBPOENA REQUEST

[ ☒ ] YOU ARE COMMANDED to appear at the place, date and time specified below to testify at the  
taking of a deposition in the above case.

PLACE OF DEPOSITION Law Office of John L. Young  
915 St. Louis Street, New Orleans, LA 70112

DATE AND TIME  
May 23, 2014 @ 10:00 a.m.

REQUEST FOR WRIT OF SUBPOENA DUCES TECUM

[ ☐ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following docu-  
ments or objects for the \_\_\_\_\_ trial, \_\_\_\_\_ deposition, or \_\_\_\_\_ hearing (state type) \_\_\_\_\_  
\_\_\_\_\_ at the place, date and time specified below (list documents or objects) pursuant to the  
provisions of Article 1354 et. seq. of the LA Code of Civil Procedure.

NOTICE: ARTICLE 1354 APPEARS IN FULL ON BACK OF SERVICE COPY

PLACE

DATE AND TIME

DALE N. ATKINS, CLERK  
CIVIL DISTRICT COURT

issued at the request of, and,  
fees and cost guaranteed by undersigned

ATTORNEY

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

2014 APR 28 AM 11:43  
SUBPOENA

No.

DIVISION " C "

Docket No. 14-7799  
DISTRICT COURT

DANNY HANNA

VS. SHELL EXPLORATION AND PRODUCTION, INC., et al

TO: Charles Perrilliat, through his counsel of record, Thomas J. McGoe, II, Liskow & Lewis, One  
Shell Square, 701 Poydras Street, Ste. 5000 New Orleans, LA 70139

CLERK, CIVIL DISTRICT COURT - Please issue a subpoena to the above party as directed  
below.

SUBPOENA REQUEST

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" \_\_\_\_\_ ", 421 Loyola Ave., New Orleans, LA 70112, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at  
\_\_\_\_\_ o'clock \_\_\_\_\_m., to testify the truth according to your knowledge, in a controversy pending  
herein between the parties above named; and hereof you are not to fail under the penalty of the law. By order  
of the Court.

DEPOSITION SUBPOENA REQUEST

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taking of a deposition in the above case.

PLACE OF DEPOSITION Law Office of John L. Young  
915 St. Louis Street, New Orleans, LA 70112

DATE AND TIME  
May 23, 2014 @ 10:00 a.m.

REQUEST FOR WRIT OF SUBPOENA DUCES TECUM

☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following docu-  
ments or objects for the \_\_\_\_\_ trial, \_\_\_\_\_ deposition, or \_\_\_\_\_ hearing (state type) \_\_\_\_\_  
\_\_\_\_\_ at the place, date and time specified below (list documents or objects) pursuant to the  
provisions of Article 1354 et. seq. of the LA Code of Civil Procedure.

NOTICE: ARTICLE 1354 APPEARS IN FULL ON BACK OF SERVICE COPY

PLACE

DATE AND TIME

signed at the request of; and,  
fees and cost guaranteed by undersigned

DALE N. ATKINS, CLERK  
CIVIL DISTRICT COURT

ATTORNEY

**Louisiana Code of Civil Procedure Article 1354: Subpoena duces tecum**

A. A subpoena may order a person to appear and produce at the trial, deposition, or hearing, books, papers, documents, any other tangible things, or electronically stored information, in his possession or under his control, if a reasonably accurate description thereof is given. A subpoena may specify the form or forms in which electronically stored information is to be produced. A party or an attorney requesting the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or cost on a person subject to that subpoena. The court in which the action is pending in its discretion may vacate or modify the subpoena if it is unreasonable or oppressive. Except when otherwise required by order of the court, certified copies, extracts, or copies of books, papers, and documents may be produced in obedience to the subpoena duces tecum instead of the originals thereof. If the party or attorney requesting the subpoena does not specify that the named person shall be ordered to appear, the person may designate another person having knowledge of the contents of the books, papers, documents, other things, or electronically stored information, to appear as his representative.

B. A person commanded to respond to a subpoena duces tecum may within fifteen days after service of the subpoena or before the time specified for compliance, if such time is less than fifteen days after service, send to the party or attorney designated in the subpoena written objections, with supporting reasons, to any or all of the requests, including objection to the production of electronically stored information in the form or forms requested. If objection is so made, the party serving the subpoena may file a motion to compel compliance with the subpoena and may move for sanctions for failure to reasonably comply.

C. A person responding to a subpoena to produce books, papers, or documents shall produce them as they are kept in the usual course of business or may organize and label them to correspond with the categories in the demand.

D. If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena may produce the information in a form or forms in which the person ordinarily maintains it or in a form or forms that are reasonably useable.

E. A person responding to a subpoena need not produce the same electronically stored information in more than one form.

F. A person responding to a subpoena need not produce books, papers, documents, or electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel production or to quash, the person from whom production is sought shall show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order production from such sources if the requesting party shows good cause. The court may specify conditions, including an allocation of the costs, for the production.

G. When the person subpoenaed is an adverse party, the party requesting the subpoena duces tecum may accompany his request with a written request under oath as to what facts he believes the books, papers, documents, electronically stored information, or tangible things will prove, and a copy of such statement shall be attached to the subpoena. If the party subpoenaed fails to comply with the subpoena, the facts set forth in the written statement shall be taken as confessed, and in addition the party subpoenaed shall be subject to the penalties set forth in Article 1357.

H. Subpoenas duces tecum shall reproduce in full the provisions of this Article.

Amended by Acts 1978, No. 593, §1; Acts 2008, No. 824, §2, eff. Jan. 1, 2009.

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

SUBPOENA

No.

DIVISION " C "

Docket No. 2012-7799

DANNY HANNA

VS. SHELL EXPLORATION AND PRODUCTION, INC., et al

Charles Perrilliat, through his counsel of record, Thomas J. McGoe, II, Liskow & Lewis, One  
Shell Square, 701 Poydras Street, Ste. 5000 New Orleans, LA 70139

TO:

CLERK, CIVIL DISTRICT COURT - Please issue a subpoena to the above party as directed

below

SUBPOENA REQUEST

☐ ] YOU ARE COMMANDED to appear in the Civil District Court, Parish of Orleans in Division  
" ", 421 Loyola Ave., New Orleans, LA 70112, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at  
\_\_\_\_\_ o'clock \_\_\_\_\_ m., to testify the truth according to your knowledge, in a controversy pending  
herein between the parties above named; and hereof you are not to fail under the penalty of the law. By order  
of the Court.

DEPOSITION SUBPOENA REQUEST

☒ ] YOU ARE COMMANDED to appear at the place, date and time specified below to testify at the  
taking of a deposition in the above case:

PLACE OF DEPOSITION Law Office of John L. Young  
915 St. Louis Street, New Orleans, LA 70112

DATE AND TIME  
May 23, 2014 @ 10:00 a.m.

REQUEST FOR WRIT OF SUBPOENA DUCES TECUM

☐ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following docu-  
ments or objects for the \_\_\_\_\_ trial, \_\_\_\_\_ deposition, or \_\_\_\_\_ hearing (state type) \_\_\_\_\_  
at the place, date and time specified below (list documents or objects) pursuant to the  
provisions of Article 1354 et. seq. of the LA Code of Civil Procedure

PLACE

DATE AND TIME

issued at the request of, and,  
fees and cost guaranteed by undersigned

DALE N. ATKINS, CLERK  
CIVIL DISTRICT COURT

ATTORNEY

RETURN FOR PERSONAL SERVICE

On the \_\_\_\_\_ day of \_\_\_\_\_  
20\_\_\_\_ served a copy of the within \_\_\_\_\_

On \_\_\_\_\_  
\_\_\_\_\_n person \_\_\_\_\_

Return same day

Deputy Sheriff of Orleans Parish

DOMICILIARY SERVICE

On the \_\_\_\_\_ day of \_\_\_\_\_  
20\_\_\_\_ served a copy of the within \_\_\_\_\_

On \_\_\_\_\_  
by leaving same at \_\_\_\_\_  
domiciled or usual place of abode \_\_\_\_\_

\_\_\_\_\_ in the  
hands of a person of suitable age and discretion,  
residing therein as a member of \_\_\_\_\_

\_\_\_\_\_ domiciliary  
establishment, whose name and other facts  
connected, with this service I learned by  
interrogating the said \_\_\_\_\_

\_\_\_\_\_ the said \_\_\_\_\_  
being absent from \_\_\_\_\_  
domicile at time of said service \_\_\_\_\_

Return same day

Deputy Sheriff of Orleans Parish

ENTERED

PAPER

RETURN

SERIAL NO.

DEPUTY

PARISH

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

SUBPOENA

No.

DIVISION "C"

Docket No. 2012-7799

DANNY HANNA

VS.

SHELL EXPLORATION AND PRODUCTION, INC., et al.

Charles Perrilliat, through his counsel of record, Thomas J. McGee, III, Esq. & Lewis One  
Shell Square, 701 Poydras Street, Ste. 5000 New Orleans, LA 70139

TO

CLERK, CIVIL DISTRICT COURT - Please issue a subpoena to the above party as directed  
below

SUBPOENA REQUEST

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\_\_\_\_\_ o'clock \_\_\_\_\_ m. to testify the truth according to your knowledge, in a controversy pending  
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PLACE OF DEPOSITION Law Office of John L. Young  
915 St. Louis Street, New Orleans, LA 70112

DATE AND TIME  
May 23, 2014 @ 10:00 a.m.

REQUEST FOR WRIT OF SUBPOENA DUCES TECUM

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at the place, date and time specified below (list documents or objects) pursuant to the  
provisions of Article 1354 et. seq. of the LA Code of Civil Procedure.

PLACE

DATE AND TIME

DALE N. ATKINS, CLERK  
CIVIL DISTRICT COURT

issued at the request of, and,  
fees and cost guaranteed by undersigned

ATTORNEY