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Attorney for Defendant,
Stephen Boerner

MELISSA BEMER

:COURT OF COMMON PLEAS
:DELAWARE COUNTY, PA

v.

:
:FAMILY COURT DIVISION

STEPHEN BOERNER

:IN DIVORCE
:NO. 2024-007234

INTERROGATORIES DIRECTED TOWARDS PLAINTIFF

To: **MELISSA BEMER**
c/o Carolyn R. Mirabile, Esquire
700 American Avenue, Suite 206
King of Prussia, PA 19406

The above-named Defendant, Stephen Boerner, by and through his attorney, **Maria N. Testa, Esquire**, hereby requests that the party to whom these Interrogatories are addressed answer fully, in writing and under oath, the following Interrogatories pursuant to the Rules of Civil Procedure.

DEFINITIONS AND INSTRUCTIONS

Unless negated by the context of the interrogatory, the following definitions are to be considered to be applicable to all interrogatories contained herein:

(a) "Documents" is an all-inclusive term referring to any writing and/or recorded or graphic matter, however produced or reproduced. The term "documents" includes, without limitation, correspondence, memoranda, inter-office communications, minutes, reports, notes, schedules, analyses, drawings, diagrams, tables, graphs, charts, maps, surveys, books of account, ledgers, invoices, purchase orders, pleadings, questionnaires, contracts, bills, checks, drafts, diaries, logs, proposals, print-outs, recordings, telegrams, films, tax returns, and financial statements, and all other such documents, tangible or retrievable of any kind. "Documents" also include any preliminary notes and drafts of all the foregoing, in whatever form, for example, printed, typed, longhand, shorthand, on paper, paper tape, tabulating cards, ribbon blueprints, magnetic tape, microfilm, film, motion picture film, phonograph records, or other form.

(b) With respect to documents, the term “identify” means to give the date, title, author and addressee; “identify” with respect to documents further means:

1. To describe a document sufficiently well to enable the interrogator to know what such document is and to retrieve it from a file or wherever it may be located;
2. To describe it in a manner suitable for use as a description in a subpoena;
3. To give the name, address, position or title of the person(s) who has custody of the document and/or copies thereof.

(c) “Identify” when used in reference to an individual means:

1. To state his/her full name;
2. Present residence address or last known residence;
3. Present or last known business address;
4. Present employer or last known employer;
5. Whether ever employed by any party to this action, and, if so, the dates he/she was employed by such party, the name of such party, and the last position held as an employee of such party.

(d) Whenever the expression “and/or” is used in these interrogatories, the information called for should be set out both in the conjunctive and disjunctive, and wherever the information is set out in the disjunctive, it should be given separately for each and every element sought.

(e) Whenever a date, amount or other computation or figure is requested, the exact date, amount or other computation or figure is to be given unless it is not known; and then, the approximate date, amount or other computation or figure should be given or the best estimate thereof; and the answer shall state that the date, amount or other computation or figure is an estimate or approximation.

(f) No answer is to be left blank. If the answer to an interrogatory or subparagraph of an interrogatory is “none” or “unknown”, such statement must be written in the answer. If the question is inapplicable, “N/A” must be written in the answer. If an answer is omitted because of the claim of privilege, the basis of privilege is to be stated.

(g) If additional space is required for an answer, attach supplemental answer sheets which clearly identify the interrogatory number being answered.

(h) These interrogatories are continuing, and any information secured subsequent to the filing of your answers which would have been includable in the answers had it been known or available, are to be supplied by supplemental answers.

I. GENERAL INFORMATION

1. Please state:

- (a) Your name;
- (b) social security number;
- (c) home address; and
- (d) business address.

2. Have you ever been known by any other name, and, if so, state that name and the circumstances surrounding the same.

3. State your date of birth.

4. State your educational background. Include all educational institutions attended, dates of attendance, degree or certificates obtained.

5. State any other professional, vocational, educational or other types of education or training you have received, including the dates of attendance and the degrees or certificates obtained.

(a) Do you claim that you contributed in any fashion to your spouse's education? If so, please specify how and when you contributed and the amounts of such contribution.

(b) Did your spouse contribute in any fashion to your education? If so, please specify how and when the contribution was made and the amounts of such contribution.

6. If you are currently separated from your spouse, state the date of separation.

(a) State the date of commencement and termination of any other periods of separation from your spouse.

7. Were you married any time prior to your present marriage?

8. If so, for each former marriage, state:

(a) The date of marriage;

(b) The name and last known address of the former spouse;

(c) The age of each party at the time of marriage;

(d) The city, county and state of the marriage ceremony;

(e) The date of permanent separation;

(f) The reason for separation;

(g) The date on which the marriage was legally terminated.

(h) By what means the marriage was terminated;

(i) The names, dates of birth and current addresses of any children, including the name of the custodial parent and the amounts of any child support being paid or received by the answering party.

(j) The terms of any Court Order or agreement for support of or by your former spouse and/or for support of the children of such prior marriage and/or distribution of property between yourself and your former spouse.

9. How long have you resided at your present address?

10. With whom do you reside at the address mentioned in question No. 9?

11. On what date and at what address did you first establish a residence in the Commonwealth of Pennsylvania?

12. Since then, have you continuously resided in the Commonwealth of Pennsylvania?

13. Except for your spouse and children, do you have any other dependents?

14. If so, for each dependent state:

(a) Dependent's name and present address.

(b) Dependent's date and place of birth;

(c) Your relation to such dependent;

(d) The amount of money expended per month in the support of such dependent;

II. EMPLOYMENT AND INCOME

15. State your primary occupation or profession.

16. State any other occupations or professions in which you have engaged within the past five (5) years.

17. State any occupations or professions for which you are qualified by virtue of your educational background.

18. State all licenses or certificates held by you from any governmental unit or occupational or professional group, organization, or board.

19. As to each present source of wage and/or salary income, please state:

(a) Name and address of business from which you receive salary or wage.

(b) Indicate which of the following is applicable to the source of wage or salary income identified on this form:

_____ self-employed.

_____ employed by another.

_____ partnership in which you are a partner.

_____ sole proprietorship in which you are the sole proprietor.

_____ professional corporation in which you are a shareholder.

_____ closely held corporation.

_____ other, please indicate

(c) Title or capacity in which you are employed and the nature of your duties:

(d) Date of your initial employment:

(e) Whether you have entered into a written agreement of employment; and, if so, attach a copy of that agreement.

(f) Your gross yearly, monthly or weekly income. If paid on an hourly basis, state hourly rate of pay for both regular and over-time hours.

(g) List all deductions from your pay, including, but not limited to, taxes, insurance, FICA, savings, loans, pensions:

(h) Your net yearly, monthly or weekly income:

(i) Attach your Federal Income Tax Returns, including all W-2's, 1099's, and schedules attached thereto, for the last five (5) years and the last four (4) pay stubs received from your employer. Also, attach your State Tax returns for the last five (5) years.

(j) If you receive any travel allowance, expense account, or other reimbursement for expenses from your employer, state amount received from your employer for each of the past five (5) years, including the current calendar year to date:

(k) Describe the plan, if any, provided for you by this employer for reimbursement of travel, entertainment and other business expenses:

(l) If any of the benefits in interrogatory "k" are only partially paid for by the employer, please indicate which benefit and the nature of the employer's and your contribution.

(m) Set forth any bonuses received by you from your employer in the past five (5) years indicating date and amount received:

(n) If you participate in any profit-sharing or other deferred compensation plan, state as to each such plan:

(1) Identity of plan and plan administrator:

(2) Amounts credited to your account in each of the past five (5) years:

(3) The portion of amounts in number (2), above, contributed by you and the portion contributed by your employer.

(4) Present balance of your interest in such plan:

(5) The extent to which your rights to each such plan has vested;

(6) Attach any brochures, yearly statements and similar documents defining the terms and provisions of the plan(s);

(7) Name of any beneficiary of such plan(s).

(o) If you are a participant in any stock option or stock bonus plan, state:

(1) Identity of plan and plan administrator:

(2) Amounts credited to your account in each of the past five (5) years:

(3) The portion of amounts in number (2), above, contributed by you and the portion contributed by your employer:

(4) Present balance of your interest in such plans.

(5) The extent to which your rights to each such plan has vested:

(6) Attach any brochures or similar documents defining the terms and provisions of the plan(s);

(7) For each acquisition or exercise date in the past five (5) years, state:

(a) Date:

(b) Number of shares:

(c) Cost or value on acquisition (if cost to you, state cost):

(p) Check which of the following benefits are provided for you in whole or in part:

- _____ health insurance for you.
- _____ health insurance for your family members.
- _____ life insurance on your life.
- _____ disability insurance or wage or business interruption insurance.
- _____ payment for occupation or professional licenses and association dues.
- _____ country club dues.
- _____ clothing allowance.
- _____ use of motor vehicle (state if business-owned or leased).
- _____ payment of auto gas, repairs, insurance.
- _____ payment for travel and seminars.
- _____ medical reimbursement.
- _____ housing allowance or use of employer-owned dwelling.
- _____ other (specify).

20. Are you presently self-employed?
21. If so, state:
- (a) Type of business:
 - (b) Where conducted:
 - (c) Length of time business has continued:
 - (d) Net profit and loss for the past five (5) years for each of said years.
22. What are the terms of compensation for said employment?
23. If employment is based on commissions of any nature, set forth the gross amount of your salary or draw
24. Set forth the terms of formula for commission payments.
25. If earnings are based on piece work, set forth the piece work scale.
26. If no income tax return has been filed for any previous calendar year within the past five (5) years, as to such year, set forth (i) gross income from employment; (ii) other income, including capital gains, specifying each item of other income as to description, amount and source; and, (iii) the reason such return was not filed.

27. If your employment with your present employer has been for less than five (5) years, set forth as to each such employer within the last five (5) years:

- (a) Name and address of employer
- (b) Dates of employment.
- (c) Position held.
- (d) Gross earnings from that employment.

28. Do you have any stock interest or other financial interest in your employer other than as an employee?

29. If your answer to Interrogatory No. 28 is in the affirmative, set forth as to any such interest, the following:

- (a) Type of interest held and if stock, amount of shares held.
- (b) Present value of that interest and how you calculate that value.

30. If your stock interest in your employer exceeds 10% of the issued stock of your employer, set forth:

- (a) Name and address of all other shareholders.
- (b) Number of shares and percentage of issued stock held by those shareholders.
- (c) Relationship of those shareholders to you.
- (d) Position held by those shareholders.
- (e) Yearly salary of those shareholders.

31. If your employer is a partnership, is any person related to you a partner in that partnership?

32. If your answer to Interrogatory No. 31 is in the affirmative, set forth:

(a) Name and address of that partner.

(b) Relationship of that partner to you.

(c) Name and address of all other partners.

33. As a result of your employment during the years of this marriage, are you entitled to receive any monies from any Deferred Compensation Agreement? If so, for each agreement state:

(a) The date such agreement was signed.

(b) The parties signing such agreement.

(c) The amount you are to receive under such Deferred Compensation Agreement.

34. Check which of the following have produced income or loss for you at any time during the past five (5) years:

- _____ Dividends.
- _____ Interest (including interest on tax-exempt securities).
- _____ Partnerships in which you are a partner.
- _____ Consulting fees.
- _____ Director fees.
- _____ Advisor fees.
- _____ Profit on sale of assets reported on Schedule "D" of your Federal Income Tax Returns.
- _____ Business Income (Reported on Schedule "C" of your Federal Income Tax Returns.
- _____ Alimony.

- _____ Child support.
- _____ Unemployment compensation.
- _____ Disability income payments.
- _____ Buy-out or pay-out from a business or professional group, association, partnership or corporation.
- _____ Any other, please specify.

If you have checked any of the above, please describe the nature, source and amount of income for each item checked.

35. Set forth all other income received, other than heretofore set forth in answers to Interrogatories, whether reportable or not for federal income tax purposes, during the current year and the past three calendar years and as to each such item of income, set forth:

- (a) Date received.
- (b) Amount received.
- (c) Name and address of person, firm or corporation from whom received
- (d) Type of income.
- (e) Whether received in cash, credits or materials.

III. REAL ESTATE

36. Do you lease or own your residence? If you lease your residence, state:

- (a) The monthly rental.
- (b) The date of commencement of lease and date of termination of lease.
- (c) The name of the lessor and lessee and their current address and telephone number.

37. As to each and every interest in real estate, including your marital and post-separation residence, in which you now have or have had any interest at any time during the past five (5) years, whether individually, jointly, or in partnership form, or in corporate form, or as trustee for any person, or as beneficiary under any trust, or held by anyone for your beneficial interest, please answer the following questions for each interest:

(a) Address of property.

(b) Type of property: (example: condo, single-family residence, unimproved lot, commercial, etc.)

(c) Nature of your interest.

(d) Date of acquisition.

(e) Method of acquisition (purchase, inherited, gift).

(f) Name(s) in which title recorded.

(g) Purchase price or value at acquisition.

(1) Amount of downpayment contributed by you:

(2) Amount of downpayment contributed by others: name these others.

(3) Source of funds for purchase.

(h) Your best estimate of:

(1) Present market value.

(2) Market value at time of separation.

(3) If owned prior to marriage, market value at time of marriage.

(i) Present assessment for tax purposes; setting forth assessments for land and improvements separately.

(j) Name and address of any co-owners and extent and nature of their interest.

(k) Cost of maintenance of the residence, including, but not limited to repairs, utilities, mortgage, taxes and any other expenses, itemizing each item specifically

(l) If presently owned, list all improvements made to property since date of acquisition, giving date of improvement that was made, nature of improvement, the person or entity doing the improvement, and costs thereof.

(m) As to any mortgage, encumbrance or lien of any nature, provide:

(1) Identity of mortgagee or holder of encumbrance.

(2) Identity of any co-mortgage

(3) Amount of original mortgage or encumbrance.

(4) Amount of present outstanding mortgage.

(5) Original term of mortgage.

(6) Remaining term of mortgage.

(7) Monthly payments.

(n) Attach any appraisal of the property that has been made within the last five (5) years.

(o) Attach copy of settlement sheets for all purchases and sales.

(p) If the property or your interest therein has been sold or otherwise transferred within the last five (5) years, state:

(1) Date of sale or transfer.

(2) Identity of transferee(s).

(3) Consideration paid for transfer.

(4) Terms of sale or transfer.

(5) Whether any portion of the sale price is still due by way of note, bond or mortgage, and, if so, state terms and amount due.

(6) The disposition of the proceeds.

(q) If any real estate produces rental income or other income, as to each of the last three (3) calendar years, set forth:

(1) Address of property.

(2) Name and address of each person from whom rent or other income was received.

(3) Amount received from each person in each year.

(4) Portion of premises rented to each person.

(5) Itemization of all expenses of maintaining that real estate in each year.

(r) Please indicate and specify any other interest in any real estate which you have had in the last five (5) years which has not been previously mentioned in your answers to these Interrogatories.

IV. BUSINESS OR COMMERCIAL INTERESTS

38. Please state for each corporation in which you now hold or have held within the past three (3) calendar years, 10% or more of the outstanding and issued capital stock, whether common or preferred, the following information:

(a) The corporate name and location of business office (not P.O. Box).

(b) The nature of the corporation's business.

(c) Your position with the corporation.

(d) State the name and address of the chief financial officer of the corporation and the accountant of the corporation.

(e) State the total number of outstanding shares owned by you at the present and the class of stock involved.

(f) State what percentage of the total outstanding shares is owned by you at present.

(g) State the date you acquired your initial interest, the cost and the number of shares acquired (if more than one acquisition date, set forth each acquisition date after the initial acquisition) and number and cost of shares acquired.

(h) If within the past five (5) years you have sold, gifted, or otherwise disposed of all or part of your interest, state the date(s), number of shares involved, and the terms of sale or other disposition.

(i) State the name(s) and address(es) of the other shareholders, the Officers and the Board of Directors, indicating the number of shares held by each and his or her position with the corporation (NOTE: if any of these persons are related to you, please so indicate and identify the relation):

(j) Set forth details (including dates and amounts) of any loans by you to the corporation; of any loans by the corporation to you; or any redemptions, dividends, or return of capital within the past five (5) years.

(k) Attach copies of the U.S. Corporate Income Tax Returns filed for the corporation for the immediate preceding three (3) year

(l) Attach copies of any written agreements in force between you and the corporation or between you and the other shareholders (including, but not limited to employment agreements, buy-sell agreements, stock option agreements).

(m) List the date and amount of any capital contribution made by you to the corporation within the past five (5) years.

(n) State the fiscal year utilized by the corporation for tax reporting purposes.

39. Please state for each partnership in which you now hold or have held within the past three (3) calendar years any interest, the following information:

(a) The partnership name and location of business office (not P.O. Box).

(b) The nature of the partnership business.

(c) Whether it is a general or limited partnership.

(d) Your percentage ownership interest.

(e) Name(s) and address(es) of all other partners.

(f) Name and address of the accountant for the partnership.

(g) Attach copies of the partnership Federal Income Tax Returns for the current year and for the past five (5) years.

(h) Attach copies of your "K-1" (partner's share of income and expenses) forms for the current year and the past five (5) years.

(i) State the date you acquired your initial interest, the cost, the percentage ownership and state the date, cost and percentage for any subsequent acquisitions.

(j) If, within the past five (5) years you have sold, gifted or otherwise disposed of all or part of your interest, state the date(s), percentage of interest involved and the terms of sale or other disposition.

(k) Attach a copy of the current partnership agreement and any other agreements between you and the partnership or between you and the other partners (including, but not limited to employment agreements, buy-sell agreements).

(l) Please indicate and specify other business interest you have had in the last five (5) years which has not been previously mentioned in your interrogatories.

V. OTHER ASSETS (PERSONAL PROPERTY, ACCOUNTS, STOCKS AND BONDS, SECURITIES, SAFE-DEPOSIT BOXES, RECEIVABLES, INHERITANCES, LIFE INSURANCE, TRUSTS)

40. Identify any automobile, truck, camper, mobile home, motorcycle, boat, airplane, helicopter or vehicle of any nature that you own or have an interest therein and set forth (use supplemental sheet, if necessary):

(a) Make, model, year.

(b) Date acquired.

(c) Purchase price or value at acquisition.

(d) Your opinion as to current fair market value.

(e) How title is held.

(f) Name and address of any co-owners or interest holders.

(g) Date, initial amount, present balance of any liens or encumbrances thereon, including identity of lienholder.

41. State whether you own any furniture, household goods, jewelry, antiques, artwork, furs, animals, collections, including, but not limited to coins, stamps, precious or semiprecious metals or stones, or other items of value exceeding \$100.00. For each item set forth (use supplemental sheet, if necessary):

(a) Description.

(b) Date of acquisition.

(c) If purchased, source of funds used to purchase.

(d) Purchase price or value at acquisition if not purchased.

(e) Your opinion as to fair market value.

(f) Present location.

42. Set forth, with particularity, all personal property of the character described in question numbers 40 and 41 which you have transferred or disposed of during the last five (5) years, having a value or having been sold for \$100.00 or more, setting forth as to each property (use supplemental sheet, if necessary):

(a) Name and address of the transferee.

(b) Relationship to yourself, if any, of the transferee.

(b) Complete description of each property

(d) Consideration received from each transfer and the disposition of such consideration.

(e) Name and address of all persons having knowledge of the facts set forth above.

43. Please state for each banking account (checking, passbook, NOW statement saving, certificate of deposit, savings certificate, etc.) in which you now have, or within the past five (5) years have had, any interest, ownership, or power of withdrawal whatsoever, whether individual, joint, third-party, as custodian or trustee for others, or as the beneficiary of an account held by another as custodian or trustee, the following (NOTE: IRAs, Keoughs, or other bank retirement plans need not be mentioned here):

(a) State name of bank, title of account, including account holders, and account number.

(b) Type of account (checking, savings, certificate, NOW, etc.).

(c) Date you opened such account or date you acquired your interest therein.

(d) Date you closed the account or otherwise ceased to have any interest therein.

(e) Name and address of any other persons who have either an ownership interest or power to withdraw funds from such account.

(f) Attach monthly statements for the past five (5) years. If a checking or NOW account, attach photocopies of all checks written during the past five (5) years.

(g) Balances as of the following dates:

(1) Date of separation.

(2) Date divorce action filed.

(3) Date you answered these interrogatories.

(4) Date of marriage.

(h) As to any “account” in which your name does not appear, in which you deposited or withdrew monies, state:

(1) The names in which each account appears and in which you deposited or withdrew monies.

(2) Name and address of the institution in which the account is located.

(3) The date and reasons for the deposit or withdrawal.

(4) The amounts of the deposits or withdrawals.

44. State the name, business address and telephone number of:

(a) Your present accountant and any accountant who has performed accounting services for you, your business, partnerships, real estate, etc., during the past five (5) years.

(b) Your stockbroker, security dealer, or any securities brokerage firm with whom you presently maintain an account or with whom you have maintained any account within the past five (5) years.

45. Please state for any and all bonds, stocks, other securities, mutual funds, money market funds in which you now have or within the past five (5) years have had any interest whatsoever whether individual, joint, as custodian or trustee for others or as the beneficiary of an account held by another as custodian or trustee, the following (including securities even if interest or dividends thereon are exempt from taxation):

(a) Identify security or issuer

(b) Number of shares or principal amount of bonds.

(c) How title held and name(s) of all others in title.

(d) Date of purchase.

(e) Cost.

(f) Present value.

(g) Date of sale.

(h) Proceeds of sale.

46. Identify any safe-deposit box or other depository such as a vault or safe which you have had or used within the past five (5) years and set forth:

(a) Name and location of the institution of each box or depository.

(b) The name or names in which it is registered.

(c) Date of opening and closing of each.

(d) Present contents of each box or depository.

(e) The identity of anyone who has access.

(f) The date of your access in the last five (5) years.

47. State whether there is any money owed to you, including, but not limited to, judgments, notes, contract rights, loans, assignments, etc., and set forth:

(a) Nature and amount of each obligation and date incurred.

(b) Name and address of each debtor.

(c) Conditions of payment.

(d) Consideration given.

(e) Collateral or security for obligations.

(f) Current balance due.

(g) Attach writing indicating proof of debt or obligation.

47a. Have you loaned money to anyone in the preceding 24 months?

(c) If so, who?

(d) When?

(e) How much?

(f) Please provide any documents, including, but not limited to, emails or loan agreements evidencing such loans.

(g) What is the payment plan on such loan(s)?

(h) What is the status of payment on such loan(s)?

(i) Have you acquired a business interest in connection with said loan?

(j) If so, please advise on the name of the business, your percentage interest and all documentation in connection with such ownership.

48. Do you anticipate receipt of any devise, bequest, gifts or inheritance? If so, set forth:

(a) When receipt is anticipated.

(b) Amount to be received.

(c) From whom receipt is anticipated.

(d) Any documents in support of such bequest, devise, gift, or inheritance.

49. List all life insurance policies in which you are either the owner, insured, or beneficiary, and set forth:

(a) Identity or insurance company and policy number.

(b) Face amount.

- (c) Type (either term or whole life).
- (d) Identity of the owner, insured, and beneficiary and any relationship to you.
- (e) Annual premiums and the payor.
- (f) Present cash surrender value.

50. With respect to any money, property, or items of value which are held in trust for your benefit or use, state:

- (a) The nature of the property and its location.
- (b) Identity of any custodian or trustee.
- (c) The date you became a beneficiary.
- (d) If a trust, the identity of the settlor and your relationship thereto
- (e) The cost or value of the property at the commencement of the trust.
- (f) How property was acquired and who paid the consideration.
- (g) The present value of the trust.
- (h) Frequency and amount of income, if any.
- (i) Identity of any other beneficiary and your relationship thereto.

(j) A copy of the trust instrument.

51. With respect to any money, property, or items of value which you hold in trust, state:

(a) The nature and location of the property.

(b) Identity of any custodian.

(c) Date you became trustee.

(d) Value and cost of the property at the commencement of the trust.

(e) How property was acquired and who paid the consideration.

(f) The present value.

(g) Identity of the beneficiary and your relationship thereto.

(h) Identify of settlor and your relationship thereto.

(i) The basic terms of the trust.

(j) A copy of the trust instrument.

52. If you now hold or have, within the past five (5) years, any patent, copyright, trademark, or royalty rights, set forth:

(a) Description of such right.

(b) Date acquired.

(c) Identity of any co-holder.

(d) Basic terms of such right.

(e) The present value.

(f) Amount of annual benefits or income received therefrom.

53. If you are now, or have within the past five (5) years, been a party to a contract or option of any kind, set forth:

(a) Details of such contract or option.

(b) All documents in connection therewith.

(c) Whether or not said contract or option is still in force and effect.

54. Set forth all gifts and inheritances received, either in money or some other form, from the date of your marriage until the present, and provide:

(a) Date received

(b) Item received and value at time received.

(c) Value at time of separation.

(d) Name and address of person, firm or corporation from which received.

(e) Reason or basis for receipt.

(f) If sold, date of sale.

(g) Consideration received.

(h) Disposition of the proceeds.

55. Identify the location and amount of any cash, currency, coin, or legal tender of the U.S. or any other country being held by you or on your behalf.

56. Please state the following for each pension or other retirement plan, IRA, Keough, etc., in which you now participate or have participated at any time within the past:

(a) State: Nature of Plan (IRA, Keough, Defined Benefit Plan, etc.):

(b) State balance or amount to your credit on each of the following dates, specifying employee contributions, employer contributions, and interest.

(1) Date of separation.

(2) Date of filing of Divorce Complaint.

(3) Date of answers to these Interrogatories.

(4) Date of marriage.

(c) Name of bank/plan administrator or trustee.

(d) Account number.

(e) Date on which you opened the account or date on which your participation in the plan commenced.

(f) Named beneficiary on the plan.

(g) Can you take loans against or liquidate your interest in the plan.

vested? (h) Are you partially or wholly vested in your plan? If so, to what degree are you

(i) Is your interest matured? If you are in pay status, what is the amount and frequency of your payments.

(j) Attach a copy of the plan and any account statements reflecting your interest in the plan as of the:

(1) date of separation.

(2) date of filing of Divorce Complaint.

(3) date of Answers to Interrogatories.

(4) each of the last five (5) years.

(5) date of marriage.

57. Do you presently own or have an interest in any annuity policy? If so, for each policy, state:

(a) The name and address of the annuity.

(b) The number of the policy.

(c) The type of policy.

(d) The date the policy was issued.

(e) The name and address of each beneficiary named in the policy.

(f) The name of any change of beneficiary and the name of each beneficiary added and deleted.

(g) The date of assignment of the policy and the name of such assignee, if the policy has been assigned.

(h) The name and address of the insurance agent or broker for the policy.

(i) The amount and date of each loan made on the policy.

(k) The amount initially invested in said annuity.

(l) The annual yield of such annuity in dollars to you.

(m) The amount initially invested in said annuity.

(n) The annual yield of such annuity in dollars to you.

(o) Please indicate and specify any other real or tangible or intangible personal property in which you have had any interest in the last five (5) years which has not been previously mentioned in your answers to these Interrogatories.

VI. DOCUMENTS

58. If you have, or have had prepared for you a financial or net worth statement within the past five (5) years, set forth:

- (a) Date prepared.
- (b) Identity of preparer.
- (c) Identify to whom statement was issued.
- (d) Purpose of preparation or issuance.
- (e) A copy of financial net worth statement.

59. State the extent, type and location of all books, papers, records, journals, or other documents in your possession or control, which would reflect your income or assets.

VII. OBLIGATIONS AND LIABILITIES

60. For each credit card or charge account maintained by you at present or at any time within the past five (5) years, whether in your individual name or jointly with others, state:

- (a) Identity of issuer of credit card or charge.
- (b) Account number.
- (c) In whose name it is maintained.
- (d) Date opened.
- (e) Attach monthly statements for the past five (5) years.

61. If you have either applied for and/or received a mortgage, loan or credit within the past five (5) years, set forth:

- (a) Date and amount applied for and/or borrowed.

- (b) Name and address of person, firm or corporation from whom borrowed.
- (c) Any documents submitted to lender.
- (d) Whether loan was evidenced or secured by any note or any other evidence of such obligation.
- (e) Name and address of any person who co-signed or guaranteed such loan.
- (f) Dates and amounts of any payments on account of any such loans and method of payment.
- (g) Rate of interest on loan
- (h) Present unpaid amount.

62. Set forth, in detail, any of your obligations, whether individual, joint, or joint and several, including, but not limited to, mortgages, conditional sales, security agreements, contract obligations, financing statements, promissory or judgment notes, including:

- (a) Name and address of each creditor.
- (b) Form of each obligation and date incurred.
- (c) Consideration received for the obligation.
- (d) Amount of original obligation.
- (e) Rate of interest.
- (f) Description of any security given.

(g) Present unpaid balance on the obligation.

63. If there is any wage attachment or order to pay out of income earnings, set forth:

(a) Amount deducted weekly.

(b) Identity of the payee and the beneficiary.

(c) Balance due.

(d) The terms of payment.

64. State what counsel fees and costs you have paid or have agreed to pay for services rendered in the matrimonial action. Attach copy of any written fee agreement with your lawyer.

65. Itemize your average monthly living expenses in detail, including, but not limited to, rent, clothing, food, utilities, telephone, transportation and car, medical and dental, insurance of any nature, mortgage and other loan payments, taxes and other regular personal items of any nature, laundry and cleaning, transportation, education, entertainment, recreation, personal grooming expenses, alcoholic beverages, nightclub entertainment, motion pictures entertainment, out-of-town trips, tobacco products, poker, gambling (as to gambling, specify the sport or game involved), sports equipment, any other.

66. State the details of every suit in which you or your spouse are now or have been a party within the last five (5) years and the outcome thereof. As a reminder, you are under a legal obligation to supplement your answers to these Interrogatories, and must disclose any lawsuits that you are a party of at any point in time during the litigation of your divorce, including any lawsuits filed after your initial answer to these Interrogatories.

66a. State the details of every accident that occurred within the last three years, motor vehicle or otherwise, that you now or may become a party to and the outcome and/or status thereof. State the name and contact information of your legal representative, as applicable.

67. Have you executed a Last Will and Testament? If so, state:

(a) Date of execution.

(b) Place of execution.

(c) Present location of said Last Will and Testament.

(d) Who has copies thereof.

(e) Did you prepare a list of assets and/or liabilities for the purpose of litigation or any other reason?

(1) If so, attach a copy.

(2) Who else has copies of said list.

(f) Date of revocation of any Last Will and Testament.

(g) Date of each Codicil.

(h) Description of each specific bequest or devise, including description of property, name of address of each beneficiary.

(i) Description of each testamentary trust, the property, name and address of the trustee and beneficiary.

(j) Name and address of each attorney who prepared the Last Will and Testament and Codicils thereto.

68. Do you belong to any club, organization or association to which you pay dues or regular charges?

(a) The name and address.

(b) The amount you pay monthly, weekly, yearly.

(c) The dates each such membership commenced.

69. List any gifts or contributions made by you in excess of the sum of \$500.00 within the past two years. For each such gift or contribution, state:

(a) The name of the donee.

(b) The reason for such gift.

(c) The amount of such gift.

(d) Whether or not any gift tax return was filed with respect to such gift.

VIII. PROPERTY CLAIMED AS SEPARATE

70. Do you own any personal property, real property, or sum of money which you claim is your separate property?

If so, for each item, state:

- (a) A description of the property
- (b) The location of the property.
- (c) The present value of the property.
- (d) The date and method of acquisition of the property.
- (e) The source of funds used to acquire the property.
- (f) The name of each owner of the property and the respective ownership interest.
- (g) The facts upon which you base your claim that the property is your separate property.
- (h) Attach a copy of any settlement sheet, deed, purchase receipt or bank receipt to your answers to these interrogatories.

71. Was any asset which you claim to be your separate property sold or otherwise disposed of during the period of your marriage or subsequent to the divorce?

IX. MISCELLANEOUS

72. On the date of the separation in this matter, did you own or have any interest in any real or tangible or intangible personal property, including cash, securities, notes, insurance policies, pension or retirement plans, bank deposits, or trusts, not listed in the preceding answers to interrogatories?

If so, for each interest, state:

(a) Description of the property.

(b) Present location of the property.

(c) Description and value of your interest in the property on (1) date of marriage; (2) date of separation; (3) date of establishing marital domicile in Pennsylvania; (4) date of divorce; (3) present time.

(d) Date of acquisition of interest.

(e) Method of acquisition of interest.

(f) Name and address of person or entity from whom the interest was acquired.

(g) Your address on the date of acquisition.

73. Was your interest in any item of property referred to above ever sold or traded?

74. State whether you have ever purchased any real or tangible or intangible personal property which has been placed in the name of your father, your mother, any of your children or any other person. If so, itemize each such purchase by date of purchase, in whose name the item was placed, the source of the funds used to purchase the item, and the purpose for placing the item in the other's name.

75. For any period for the last five (5) years:

(a) Please state if you have received worker's compensation benefits, unemployment compensation benefits, supplemental unemployment compensation benefits, social security disability payments, social security retirement payments, or any other payments in lieu of compensation of any employer, and itemize such amounts and when received.

(b) Please state whether you have received any item of value from a settlement, litigation or judgment of a legal action and itemize such amounts and when received.

76. State the names and addresses of all persons who are witness to or have knowledge or information of any relevant facts relating to this action or who possess proof of the incidents or acts involved and their relationship to you, and indicate which were eyewitnesses.

77. State the name and address of any and all proposed expert witnesses and annex true copies of all written reports rendered to you by any such proposed expert witnesses.

78. Have you obtained written or recorded statements, photographs, film or video tape from anyone concerning the issues in this action?

If so, for each statement, photographs, film or video tape, state:

(a) The name and address of the person taking the same and the date on which it was taken.

(b) The name and address of the person who made the statement.

(c) Whether the statement is in written form.

(d) What is depicted in the photograph, film or video tape.

X. PROPERTY OWNED ON THE DATE OF MARRIAGE

79. List each parcel of real estate which you owned or in which you had an interest on the date of the marriage either alone, or in conjunction with others, or through any type of sole proprietorship, corporation, partnership or other entity and for each such parcel please state:

(a) The address and the nature of your ownership interest.

(b) The value of the parcel on the date of the marriage between Plaintiff and Defendant and your basis of estimating such parcel.

(c) Any liens, encumbrances or mortgages on the property at the date of marriage, including the name and present address of the lien encumbrance or mortgage holder and the amount of such lien, encumbrance or mortgage on the date of marriage.

(d) The manner of acquisition of each parcel, including the date of acquisition, the person or entity from whom the parcel was acquired and that person's present address and the consideration paid for such acquisition.

80. For each parcel of real estate mentioned in the preceding question which you ever sold, transferred or conveyed, please state for each such parcel:

(a) When it was sold, transferred or conveyed.

(b) The consideration for the sale, transfer or conveyance.

(c) The person or entity acquiring title from you, including that person or entity's present address.

(d) What you did with the consideration for the sale transfer or conveyance of such parcel of real estate from the time such consideration, or a portion thereof, was first received to the present time.

81. For each parcel of real estate which you owned or in which you had an interest on the date of marriage, either alone or in conjunction with others, or through any type of sole proprietorship, corporation, partnership or other entity which you still own, please state the following information:

(a) The address of such parcel of real property and the nature of your ownership interest.

(b) The value of the parcel of real property at the present time and the information upon which you base your estimate of value.

(c) Any liens, encumbrances or mortgages on the property at the present time, including the name and present address of the lien, encumbrance or mortgage holder and the amount of such lien, encumbrance or mortgage at the present time.

(d) To what do you ascribe the increase in value from the date of the marriage to the present, if any, of each item of personal property.

82. List each item of tangible or intangible personal property with a value of \$500.00 or more on the date of the marriage between Plaintiff and Defendant which you owned or in which you had an interest, either alone or in conjunction with others, or through any type of sole proprietorship, corporation, partnership or other entity and for each such item state:

(a) A complete and detailed description of the item of property and your ownership interest.

(b) The value of such item of personal property on the date of the marriage between Plaintiff and Defendant and your basis of estimating value.

(c) Any liens or other encumbrances on the personal property at the date of marriage, including the name and present address of the lien or encumbrance holder and the amount of such lien or encumbrance on the date of the marriage.

(d) The manner of acquisition of each item of personal property including the date of acquisition, the name of the person or entity from whom the property was acquired and that person's or entity's present address and the consideration paid for such acquisition.

83. For each item of tangible or intangible personal property mentioned in the preceding answer which was ever sold, transferred or conveyed, please state for each such item:

(a) When it was sold, transferred or conveyed.

(b) The consideration for the sale, transfer or conveyance.

(c) The person, persons, corporation, partnership or other entity acquiring title, including the present address of such person or entity.

(d) What you did with the consideration for the sale, transfer or conveyance from the time such consideration or any portion thereof was first received to the present time.

84. For each item of tangible or intangible property with a value of \$500.00, or more, which you owned or in which you had an interest on the date of the marriage, either alone or in conjunction with others, or through any type of sole proprietorship, corporation, partnership or other entity which you still own, please state:

(a) A full and complete description of such personal property and the nature of your ownership interest.

(b) The value of the personal property at the present time and the basis on which you estimate such personal property.

(c) Any liens or encumbrances on said personal property at the present time, including the name and present address of the lien or encumbrance holder and the amount of such lien, encumbrance or mortgages at the present time.

(d) To what do you ascribe the increase in value from the date of the marriage to the present, if any, of each item of personal property.

85. For any parcels or items of real or personal property mentioned in the preceding answers to the prior six (6) interrogatories, did your spouse contribute any monetary amounts towards such property? If so, please state:

(a) When said contribution occurred.

(b) The amount of such contribution.

(c) The parcel or item of real or personal property to which said contribution applied.

86. For any parcels or items of real and personal property mentioned in the preceding answers to the prior six (6) interrogatories, did your spouse contribute services in conjunction with said property? If so, please state:

(a) When said services were contributed.

(b) The nature of said services.


(c) The value of said services.

(d) The parcel or item of real or personal property to which said contribution applied.

88. Do you claim that you are entitled to a greater interest than 50% in the marital assets owned by you and your spouse? If so, please state each and every fact which you contend supports your claim.

89. Are you making a claim for alimony/alimony pendente lite and/or support? If so, please state each and every fact which you contend supports your claim.

By:



MARIA TESTA, ESQUIRE
TESTA & PAGNANELLI, LLC
Attorney for Defendant

VERIFICATION

I, **MELISSA BEMER**, hereby state that the facts set forth in the foregoing Answers to Interrogatories are true and correct to the best of my knowledge, information and belief. This statement is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

MELISSA BEMER