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Attorneys for Defendant, DESERT AUTO GROUP V, LLC

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF SAN DIEGO, CENTRAL DIVISION

CHRISTOPHER HAO-KEPPEL, on behalf of
the State of California, as a private attorney
general,

Plaintiff,

v.

DESERT AUTO GROUP V, LLC, a California
Limited Liability Company; and DOES 1-25,
inclusive,

Defendant.

Case No.: 37-2022-00044571-CU-OE-CTL

**DEFENDANT'S RESPONSE TO
SPECIAL INTERROGATORIES, SET
NO. FOUR**

IMAGED FILE

Judge: Hon. Michael T. Smyth
Dept.: C-67
Complaint Filed: November 3, 2022
Trial Date: May 23, 2025

PROPOUNDING PARTY: CHRISTOPHER HAO-KEPPEL

RESPONDING PARTY: DESERT AUTO GROUP V, LLC

SET NUMBER: FOUR

PRELIMINARY STATEMENT

These responses are made solely for the purpose of, and in relation to, this action. Each answer is given subject to all appropriate objections (including but not limited to objections concerning competency, relevance, materiality, propriety and admissibility) which would require the exclusion of any statement contained herein if the Interrogatory were asked of, or if any statement contained herein were made by, a witness present and testifying in Court. All such objections and grounds therefore are reserved and may be interposed at time of trial.

1 Defendant further objects to the Special Interrogatories to the extent that they seek
2 information that is privileged under the attorney-client privilege, attorney work product doctrine
3 or any other applicable privilege.

4 The party on whose behalf the responses are given has not yet completed its investigation
5 of the facts relating to this action, has not yet completed its discovery in this action, and has not
6 yet completed its preparation for trial. Consequently, the following responses are given without
7 prejudice to the answering party's right to produce, at the time of trial, subsequent discovery
8 considered to be material.

9 Except for facts explicitly admitted herein, no admission of any nature whatsoever is to be
10 implied or inferred. The fact that any Interrogatory herein has been responded to should not be
11 taken as an admission, or a concession of the existence, of any facts set forth or assumed by such
12 Interrogatory, or that such response constitutes evidence of any facts thus set forth or assumed.
13 All responses must be construed as given on the basis of present recollection.

14 It is anticipated that further discovery, independent investigation, legal research and
15 analysis will supply additional facts, add meaning to the known facts, as well as establish entirely
16 new factual conclusions and legal conclusions, all of which may lead to substantial additions to,
17 changes in, and variations from the contentions herein set forth.

18 **SPECIAL INTERROGATORY NO. 42:**

19 IDENTIFY all employees of DESERT AUTO GROUP V, LLC who received a draw
20 between August 10, 2021 through to the present date.

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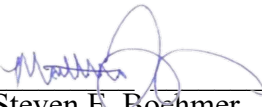
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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 42:**

2 Objection. Vague and ambiguous. Overbroad. Violation of privacy. Not relevant or
3 reasonably calculated to lead to discovery of admissible evidence. Without waiving said
4 objection(s), responding party responds as follows: Responding party refers to Code of Civil
5 Procedure section 2030.230 and specifies the employee lists produced in this case as the writings
6 from which the answer may be obtained. Only management including sales managers, finance
7 managers, finance directors, general sales managers, and parts managers receive draws.

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9 Dated: January 10, 2025

McDOUGAL BOEHMER FOLEY LYON
MITCHELL & ERICKSON

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12 By: 
13 Steven E. Boehmer
14 Matthew A. Thurmer
15 Attorneys for Defendant, DESERT AUTO GROUP
16 V LLC
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Hao-Keppel v. Desert Auto Group V, LLC, et al.

Case No.: 37-2022-00044571-CU-OE-CTL

PROOF OF SERVICE


At the time of service, I was over 18 years of age and not a party to this action. My business address is 8100 La Mesa Blvd., Suite 200, La Mesa, California, 91942. On January 10, 2025, I served the following document(s): **DEFENDANT'S RESPONSE TO SPECIAL INTERROGATORIES, SET NO. FOUR**; and **DEFENDANT'S RESPONSE TO PLAINTIFF'S REQUEST FOR PRODUCTION OF DOCUMENTS, SET NO. SIX (ERRONEOUSLY NUMBERED SET FIVE)**, to the following parties:

ARTHUR R. BOTHAM, JR. (#203072) LAW OFFICES OF ARTHUR R. BOTHAM 2169 First Avenue San Diego, California 92101 Phone: (619) 358-9738/Fax: (619) 393-0103 Email: artbotham@gmail.com	ZACHARY T. TYSON (#211185) LAW OFFICE OF ZACHARY T. TYSON ALC 2169 First Avenue San Diego, California 92101 Phone (619) 237-9292 Email: ztaylortyson@yahoo.com
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Attorneys for CHRISTOPHER HAO-KEPPEL and the Aggrieved Employees under PAGA, on behalf of themselves, all others similarly situated, and on behalf of the general public

<input type="checkbox"/>	By United States mail (Certified, Return Receipt). I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses other than 8100 La Mesa Blvd., Suite 200, La Mesa, California, 91942. I placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.
<input type="checkbox"/>	By personal service. I caused said documents to be hand-delivered to the addressee(s) on January 10, 2025, via Battle Attorney Service, pursuant to Code of Civil Procedure §1011.
<input checked="" type="checkbox"/>	By e-mail or electronic transmission. Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons at the e-mail addresses listed below by 5:00 p.m. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct and that this proof of service was executed on January 10, 2025, in La Mesa, California.



Amy Blake