Exhibit C to City PTJ

DAVIDSON TROILO REAM GARZA PC
ATTORNEYS AT LAW

Austin R. Beck
210.349.6484
abeck@dtrglaw.com

August 27, 2026

Mr. Kyle Moring *Sent Via Email* [redacted]
Petitioner, *pro se*
[redacted]

Re: **Cause No. 44437**
Additional Follow-Up Related to August 10 Hearing

Dear Mr. Moring,

We received your August 26 email in response to our letter concerning the scope of matters to be addressed before Judge Parish. The original letter is attached hereto as Exhibit A for ease of reference, and your response is attached as Exhibit B.

We are responding to provide clarification, to the extent possible, to the follow-up questions you raised.

Item 1:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit C**	**Status of Responsive Documents**
December 4, 2025	Temporary Custodian Records (Police Chief Mark Buhman's personal phone call history) related to MPPD Case 25-17553 *(criminal trespass warning from Walmart issued to Petitioner)*	City provided responsive documents **November 2-13, 2025**

You correctly noted that we failed to attach the **Exhibits C-2** and **C-3** that were mentioned in our letter. This was an oversight on our part, and the attachments are provided with this transmission.

As you are aware, **Exhibit C-2** (text messages between Police Chief Mark Buhman, Walmart supervisor Carrie Mahon, and Sgt. John Beasley, related to the October 22 criminal trespass you were issued) were previously provided to you by the City and by the Office of the Attorney General on: **October 23, 2025 (via CD provided by MPPD); November 2, 2025; February 2, 2026; June 2, 2026;** and **August 26, 2026.** The same applies to **Exhibit C-3,** which are the call logs captured on Chief Buhman's personal cell phone relative to this request.

The City has no further responsive information on this TPIA request and considers it closed.

Item 2:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit E**	**Status of Responsive Documents**
December 30, 2025	Keyword search of City documents for "Kyle Moring/ [redacted] whistleblower / OSHA", January 1, 2024-December 29, 2025	City provided responsive documents **February 2, 2026** *Additional screenshots enclosed hereto*

You correctly noted in your email that **"**The letter reports 6,316 possible matches in 290 of 910 locations, while the supplied January 13 statistics image visibly reports 6,316 matches in 209 of 910 locations."

The "290" number mentioned in the body of the letter was a typographical error; the correct number is 209 of 910 locations, as shown in the screen shot that was provided to you.

Your letter states: "The August 13 panel reflects materially different query and date logic. Please advise whether all existing, nonduplicate messages and attachments within E's original terms have been produced."

The City uses the search terms provided in your request to run the queries. As previously noted, your requests for keyword terms including "OSHA" have been run, the cost estimates were accepted, and the responsive documents were provided to you on February 2, 2026.

The City has no additional responsive documents to provide as supplements to this request.

Item 3:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit F**	**Status of Responsive Documents**
December 30, 2025	Keyword search of City documents for Walmart-related emails, based on domain names and specific keywords in the subject line, body and/or attachments - January 1, 2024-December 29, 2025	City provided responsive documents **February 2, 2026** *Additional screenshots enclosed hereto*

As you stated, "The visible query appears to join the participant-domain condition to the Walmart-term condition with AND, although the request contains two independent branches. The supplied statistics image also appears to concern the August 13 Moring-related search. Please advise whether both original F branches were separately searched and reconciled and whether all existing, nonduplicate responsive records have been produced."

The screenshot of the City's search-term builder **does** have an "AND" condition -- so the search shown would populate any of those phrases if it had a Walmart e-mail associated with it. (The screenshot previously supplied to you as Exhibit F-2 is the search from January 12, 2026; it does not differ in any material aspect from additional, subsequent search results.)

With this clarification, the City has no further response on this TPIA request and considers it closed.

Item 4:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit G**	**Status of Responsive Documents**
February 14, 2026	Communications Involving City Attorney Concerning Kyle Moring and Walmart (June 1, 2025-Present)	City provided **some** responsive documents **March 10, 2026** *Additional review of attorney-client privileged material is ongoing – August 25, 2026*

As we stated in our August 25 letter, we identified 344 separate emails that are potentially responsive, and a privilege review was under way. You noted in your response that "[t]hat status has not been reconciled with your May 13 statement to Kent Richardson that more than 3,000 responsive pages had been identified, approximately one percent was privileged, identification and separation were complete, an Attorney General ruling request would be submitted that evening, and the remaining records would be released." You requested the anticipated completion date, whether any additional nonprivileged records would be produced before August 28, and any applicable Attorney General tracking number or previous determination relied upon for withholding. You stated that you do not seek "privileged substance."

While you state that you "do not seek privileged substance," the City Attorney's office nevertheless is ethically obligated to our clients to complete a review for attorney-client privilege. That said, we have completed the review in preparation for our hearing this week. While we believe that the vast majority of the documents have been supplied to you previously, we are providing them specifically in response to this request via email, alongside this letter.

With that submission, the City has no further response on this TPIA request and considers it closed.

Item 5:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit I**	**Status of Responsive Documents**
February 8, 2026	Regulatory Agency Correspondence with City - May 1, 2025-Present	City provided rolling production of responsive documents **March 27, 2026** **April 1, 2026** **April 21, 2026** **May 21, 2026**

As noted, **"**The letter states that the OneDrive link remains available without restrictions or expiration, but neither your email nor the letter supplied that link."

The City did not re-provide the original OneDrive link in our August 25 correspondence because we did not know or believe that was necessary. However, per your request, a current working link is provided herein:

Regulatory Agency Correspondence (May 1, 2025–Present) [access link omitted from public copy]

Further, we note that the May 21 "more emails" correspondence that you state our letter did not address was included – on page 70 of 112 – in the attachments you e-filed with "Petitioner's Limited Supplemental Hearing Brief, Count-Specific Scope, and Conferral Status" document on August 26.

The documents provided through the above OneDrive link (which is functional from our testing) are identical to those provided to you on May 21. However, to ensure that there are no further problems with access, the City is providing the responsive documents to you via a USB drive, to be delivered on August 28.

With that, the City has deemed this request to be fully responded to and closed.

We look forward to next steps in resolving this matter.

Very truly yours,

Austin R. Beck
For the Firm

ATTORNEYS FOR THE
CITY OF MOUNT PLEASANT, TEXAS

Encl:
Exhibit A – City Attorney letter, 8.25.26
Exhibit B – Petitioner’s Response email, 8.26.26
Exhibits C-2 and C-3

Ex A

DAVIDSON TROILO REAM GARZA PC
ATTORNEYS AT LAW

Austin R. Beck
210.349.6484
abeck@dtrglaw.com

August 25, 2026

Mr. Kyle Moring
Petitioner, *pro se*
[redacted]

Sent Via Email [redacted]

Re: **Cause No. 44437**
Follow-Up Matters Related to August 10 Hearing

Dear Mr. Moring,

As a follow-up to the August 10 hearing before Judge Parish, you provided us with three documents on August 11: 1) a "Focused Conferral Submission" related to your Exhibits C, E, F, G, and I (4 pages); 2) the "Complete Written Requests" referencing what you infer to be the original TPIA requests to the City, underlying Exhibits C, E, F, G, and I (10 pages); and 3) the "Proposed Search Protocols" you have suggested related to each of the five above-listed exhibits (13 pages).

First, we would like to thank you for your patience as we have studied the documents you provided. While the City has complied with the TPIA in responding to your TPIA requests, we have continued to address the concerns you have raised.

Second, we do not believe that your "conferral submissions" of August 11 align with the judge's order to submit a concise, enumerated list of documents that you contend the City has *refused* to provide in response to any of your TPIA requests. Nevertheless, we are continuing in good faith to work with you on the issues identified, and we are sharing with you the status and results of those efforts in hopes of narrowing the scope of the matters at issue before Judge Parish.

Please find our enumerated list and timelines below.

Item 1:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit C**	**Status of Responsive Documents**
December 4, 2025	Temporary Custodian Records (Police Chief Mark Buhman's personal phone call history) related to MPPD Case 25-17553 *(criminal trespass warning from Walmart issued to Petitioner)*	City provided responsive documents **November 3-13, 2025**

Timeline of Request at Issue:

- **October 22, 2025** – Petitioner received criminal trespass warning from Walmart Store #131 (MPPD Case 25-17553).

- **October 23** – Petitioner submitted an ORR to Mount Pleasant Police Department for records related to the above-listed case.

- **October 27** – Police Chief provided text messages between himself, Walmart supervisor Carrie Mahon and Sgt. John Beasley related to request for, and execution of, criminal trespass warning.

- **November 3** – Mount Pleasant Police Department provided its call-for-service log, vehicle-camera and body-camera footage for Sgt. Beasley and Officer Torres, and a copy of the October 22 criminal trespass warning to Petitioner. MPPD further advised that its radio recordings and screen shot images from Chief Buhman's cell phone would be placed a CD, with a charge of $1, and **the Department had no other responsive records**.

- **November 3** – Petitioner sent an "addendum" to his prior requests on this issue, seeking additional text messages, voicemails and emails, phone records and call logs from October 15-November 3, 2025, the CAD event file for the criminal trespass call, and any after-action/supervisory materials.

- **November 12** – Petitioner sent an additional request "to ensure a complete compliant production under Gov't Code ch. 552" concerning this request. MPPD requested City Attorney assistance with response.

- **November 13** – After verifying that no other identified officers had other contact with Walmart employees or Petitioner via text or email concerning the criminal trespass warning, City Attorney Austin Beck responded: "Mr. Moring: **All responsive information has been provided to you by the City regarding this request, and it is therefore closed."**

- **December 3** – Petitioner submitted a follow-up to his "supplemental clarification to my October 29, 2025 TPIA request," seeking an update on status.

- **December 4 –** Petitioner renewed TPIA request as shown per Exhibit C.

The responsive documents, other than radio recordings, that were provided to Petitioner in November 2025 are re-attached as **Exhibits C-2 and C-3** to this letter.

Item 2:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit E**	**Status of Responsive Documents**
December 30, 2025	Keyword search of City documents for "Kyle Moring/ [redacted] whistleblower / OSHA", January 1, 2024-December 29, 2025	City provided responsive documents **February 2, 2026** *Additional screenshots enclosed hereto*

Timeline of Request at Issue:

- **December 30, 2025** – Petitioner submitted PIA request for "existing public information maintained by the City of Mount Pleasant, Texas (including all departments) and the Mount Pleasant Police Department) for the date range January 1, 2024-December 30, 2025 (inclusive). The request sought documents containing identified keywords in the subject line, message body, and/or attachments):
  - "Kyle Moring", "Moring", "Kyle Morning", "Mr. Morning";
  - [redacted]
  - "whistleblower" and ("whistle blower, if searchable);
  - "OSHA" (and "Occupational Safety and Health Administration," if searchable.

- **January 13, 2026** – City custodians found 6,316 possible matches in 290 of the 910 electronic locations searched.

- **January 14, 2026** – A $99 cost estimate was generated and accepted by Petitioner.

- **February 2, 2026** – Responsive documents were provided via OneDrive link to Petitioner.

Screenshots of the search terms used, and resulting data logs are attached as **Exhibits E-3** and **E-4** to this letter. Screenshots of resulting data logs, including custodians of responsive records, are attached as **Exhibits E-2 and E-5** to this letter. The City has no further responsive documents to provide at this time.

Item 3:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit F**	**Status of Responsive Documents**
December 30, 2025	Keyword search of City documents for Walmart-related emails, based on domain names and specific keywords in the subject line, body and/or attachments - January 1, 2024-December 29, 2025	City provided responsive documents **February 2, 2026** *Additional screenshots enclosed hereto*

Timeline of Request at Issue:

- **December 30, 2025** - Petitioner submitted PIA request for "existing public information maintained by the City of Mount Pleasant, Texas (including all departments) and the Mount Pleasant Police Department (MPPD) for the date range January 1, 2024-December 29, 2025 (inclusive). The request sought documents containing identified keywords in the subject line, message body, and/or attachments:
  - @walmart.com;
  - @walm-mart.com;
  - Walmart Store #131;
  - Walmart Store 131;
  - Walmart #131;
  - Store #131 (when used in connection with Walmart);
  - "Wal-mart" / "Wal-Mart" / "Wal Mart"
  - "Walmart"
  - "Walmart Supercenter" / "Walmart Super Center"

- **January 13, 2026** – City custodians found 5,991 possible matches in 174 of the 984 electronic locations searched.

- **January 14** – A $54 cost estimate was generated and accepted by Petitioner. However, Petitioner also asked City to provide information about specific search queries used, where it searched, custodians, departments or email addresses searched, breakdowns of time spent, and information about who performed and/or supervised the search. The City Attorney determined that the City is not required to respond to such questions under ch. 552.

- **February 2** – Responsive documents were provided via OneDrive link to Petitioner.

Screenshots of the search terms used and resulting data logs are attached as **Exhibits F-2** and **F-3** to this letter. The City has no further responsive documents to provide at this time.

Item 4:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit G**	**Status of Responsive Documents**
February 14, 2026	Communications Involving City Attorney Concerning Kyle Moring and Walmart (June 1, 2025-Present)	City provided **some** responsive documents **March 10, 2026** *Additional review of attorney-client privileged material is ongoing – August 25, 2026*

Timeline of Request at Issue:

- **February 14, 2026** - Petitioner submitted PIA request for "communications involving City Attorney concerning Kyle Moring and Walmart" for the date range June 1, 2025 through "the date the City conducts its search." The request specified communications between City Attorney and staff with any City/MPPD official or employee, in which the stated search terms appeared in any written communications or attachments, as well as a request for "attorney fee bills and public fund payment records related to these matters."

- **March 3** – Petitioner sent a "Deadline Notice" reminder to City regarding this request.

- **March 6** – Petitioner sent a follow-up to his March 3 reminder, requesting a response by 5 p.m. on March 9. City Attorney Austin Beck replied to say that the City was still gathering responsive records, and anticipated a reply by the end of the week.

- **March 10** – City provided emails gathered relative to one aspect (non-privileged communications) of Petitioner's request.

- **March 16** – Responsive documents subject to attorney-client privileged sent to City Attorney offices for privilege review.

- **March 22** – Petitioner sent another follow-up to his requested, advised that a complaint had been filed with Office of the Attorney-General.

- **March 27** – Petitioner sent another follow-up, requesting response by close of business on March 30 and advising that he intended to supplement his complaint to the OAG.

- **April 7** – Petitioner following up on this request.

- **April 13** – Petitioner following up on this request.

At this time, the City has identified 344 separate emails that are potentially responsive to this request, and a privilege review is still under way by the City Attorney's office. While we believe the responsive information has been previously released, a second review has commenced that could result in minor additional production.

Item 5:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit I**	**Status of Responsive Documents**
February 8, 2026	Regulatory Agency Correspondence with City - May 1, 2025-Present	City provided rolling production of responsive documents **March 27, 2026** **April 1, 2026** **April 21, 2026**

<u>Timeline of Request at Issue</u>:

- **February 8, 2026** - Petitioner submitted PIA request for "all written or electronic correspondence, communications, records, and documents (including emails, letters, text messages, notices, reports, memoranda, and attachments) between any officer, employee, elected official, appointed official, department head, or agent of the City of Mount Pleasant ("City") and any state or federal regulatory, enforcement, or investigative agency, for the period from May 01, 2025 through the date the City conducts its search for responsive records." Specified agencies included:
    - U.S. Environmental Protection Agency (EPA), including EPA Region 6;
    - U.S. Occupational Safety and Health Administration (OSHA);
    - U.S. Department of Labor (DOL);
    - U.S. Department of Agriculture (USDA);
    - U.S. Food and Drug Administration (FDA);
    - Texas Commission on Environmental Quality (TCEQ), including the Environmental Crimes Unit;
    - Texas Department of State Health Services (DSHS);
    - Texas Department of Agriculture (TDA);
    - Office of the Texas Attorney General (OAG), including the Open Records Division;
    - Texas Department of Public Safety (DPS), including the Texas Rangers and Public Integrity Unit; and
    - All City departments, including but not limited to the City Manager's Office, City Attorney's Office, City Secretary's Office, Police Department, Fire Department, Public Works Department, Utilities Department, Wastewater Department, Code Enforcement, Building Inspections, Planning and Zoning, Finance Department, Human Resources, and "any other City department or division."

- **February 23** – City provided a $234 cost estimate. Petitioner accepted the charge, noting his right to challenge any amounts exceeding that number.
- **February 27** – Petitioner submitted questions about the City's estimated 13 hours of staff time associated with this request; specified additional request for a complete copy of the text query to be run (not a screenshot), other details.
- **March 17** – Petitioner sent a follow-up on this request; City Secretary responded to say that she was "still going through the over 12,000 emails that were populated from this search."
- **March 17** – Petitioner thanked City Secretary for response but noted several issues were still unresolved, including a request for "the date and hour when responsive information will be made available," among other subpoints raised.
- **March 23** – Petitioner sent follow-up correspondence, seeking confirmation that his payment for responsive records had been processed.
- **March 24** – City Secretary responded to note that City was still working through the emails generated by the requested search, and would provide a link with a large number of documents for Petitioner's review by the end of the week. A receipt for his payment was provided.
- **March 27** – Partial production provided to Petitioner via OneDrive link.
- **March 31** – Petitioner communicated dissatisfaction with first tranche of production, stating that it "appears materially overinclusive and likely incomplete." Revised parameters of request, seeking response by April 2.
- **April 1** – City provided additional rolling production responsive to original February 8 request.
- **April 7** – Petitioner sends follow-up on February 8 request and "materially overinclusive" responses, seeks anticipated date and hour of next production.
- **April 13** - Petitioner sends follow-up on February 8 request and "materially overinclusive" responses, seeks anticipated date and hour of next production.
- **April 21** – City provided third tranche of responsive documents via OneDrive link to Petitioner.

The City has not identified any other documents that are potentially responsive to this request. The OneDrive link containing the responsive documents remains available to you, without restrictions or an expiration date.

Although we understand you were dissatisfied by the volume of responsive documents and seemingly by the content of those documents, the City cannot assume the responsibility to filter the public documents deemed responsive to specified search parameters on behalf of any Requestor. We have deemed this request to be fully responded to and closed.

Additional Post-Hearing Correspondence
Finally, we are in receipt of the August 23 "Cross-Request Record-Family Reconciliation Schedule and Hearing Roadmap" that you provided in advance of filing your Third Supplemental Exhibit and Witness List.

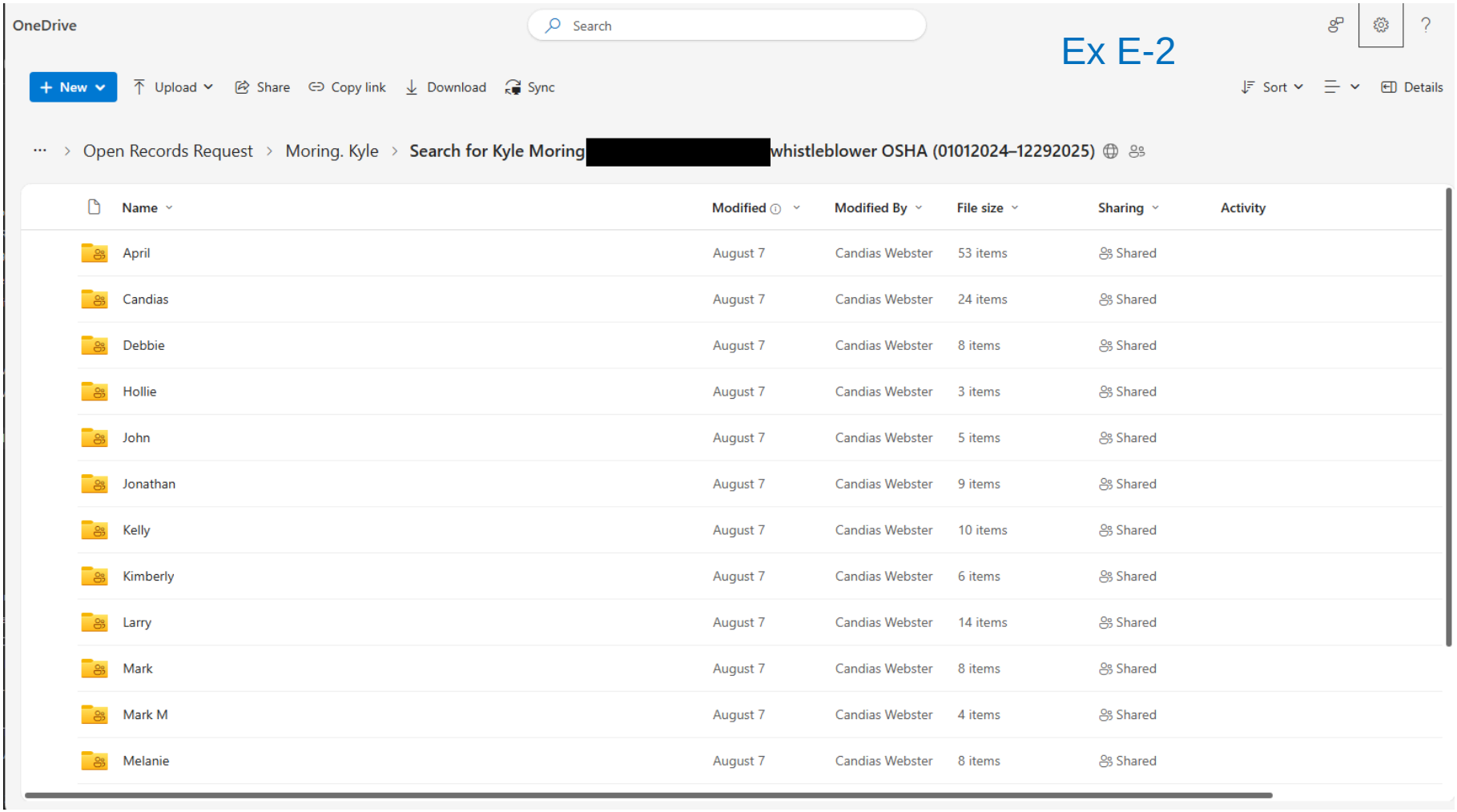
While the "ask" of this document is not entirely clear – at least insofar as it concerns the City – we would assert that the reconciliation schedule and roadmap falls outside the scope of the Court's August 10 instructions. If, on the other hand, it is intended as some type of discovery request, please be advised that such procedures are not yet ripe at this stage of litigation. (We do understand that your pretrial witness and exhibit lists, along with their supplements, have been filed "out of an abundance of caution" and that a response is not expected at this time.)

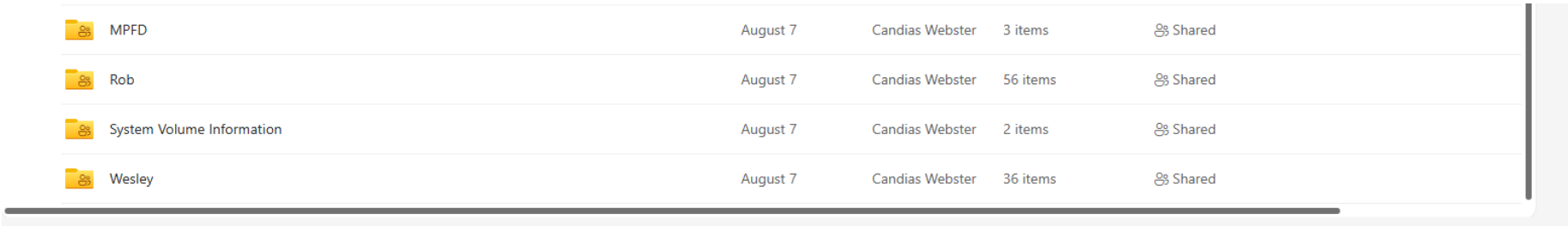
We look forward to next steps in resolving this matter.

Very truly yours,

Austin R. Beck
FOR THE FIRM
ATTORNEYS FOR THE
CITY OF MOUNT PLEASANT, TEXAS

Ex E-2


OneDrive
Search
New
Upload
Share
Copy link
Download
Sync
Sort
Details
Open Records Request
Moring. Kyle
Search for Kyle Moring [redacted] whistleblower OSHA (01012024–12292025)
Name
Modified
Modified By
File size
Sharing
Activity
April August 7 Candias Webster 53 items Shared
Candias August 7 Candias Webster 24 items Shared
Debbie August 7 Candias Webster 8 items Shared
Hollie August 7 Candias Webster 3 items Shared
John August 7 Candias Webster 5 items Shared
Jonathan August 7 Candias Webster 9 items Shared
Kelly August 7 Candias Webster 10 items Shared
Kimberly August 7 Candias Webster 6 items Shared
Larry August 7 Candias Webster 14 items Shared
Mark August 7 Candias Webster 8 items Shared
Mark M August 7 Candias Webster 4 items Shared
Melanie August 7 Candias Webster 8 items Shared


MPFD August 7 Candias Webster 3 items Shared
Rob August 7 Candias Webster 56 items Shared
System Volume Information August 7 Candias Webster 2 items Shared
Wesley August 7 Candias Webster 36 items Shared

Ex E-3

Query: ((Kyle Moring) (c:s) (Moring) (c:s) (Kyle Morning) (c:s) (Mr. Moring) (c:s) (Mr. Morning) (c:s) [redacted] (c:s) (Whistleblower) (c:s) (Whistle Blower) (c:s) (OSHA) (c:s) (Occupational Safety and Health Administration)) (c:c) (Date=2024-01-01..2025-12-29)Show less

Query | **Statistics** | Sample

Summary

Last completed: January 13, 2026, 8:23 AM

Regenerate view

Evaluate and refine your search results. These numbers are estimates and don't include file versions, SharePoint folders and lists, or cloud attachments. For a more complete view and deeper analysis of your search results, add them to a review set or export them. Learn more about statistics

Total matches

6316 (10.3 GB)

total items matching the search query

Locations

209/910

locations searched had hits

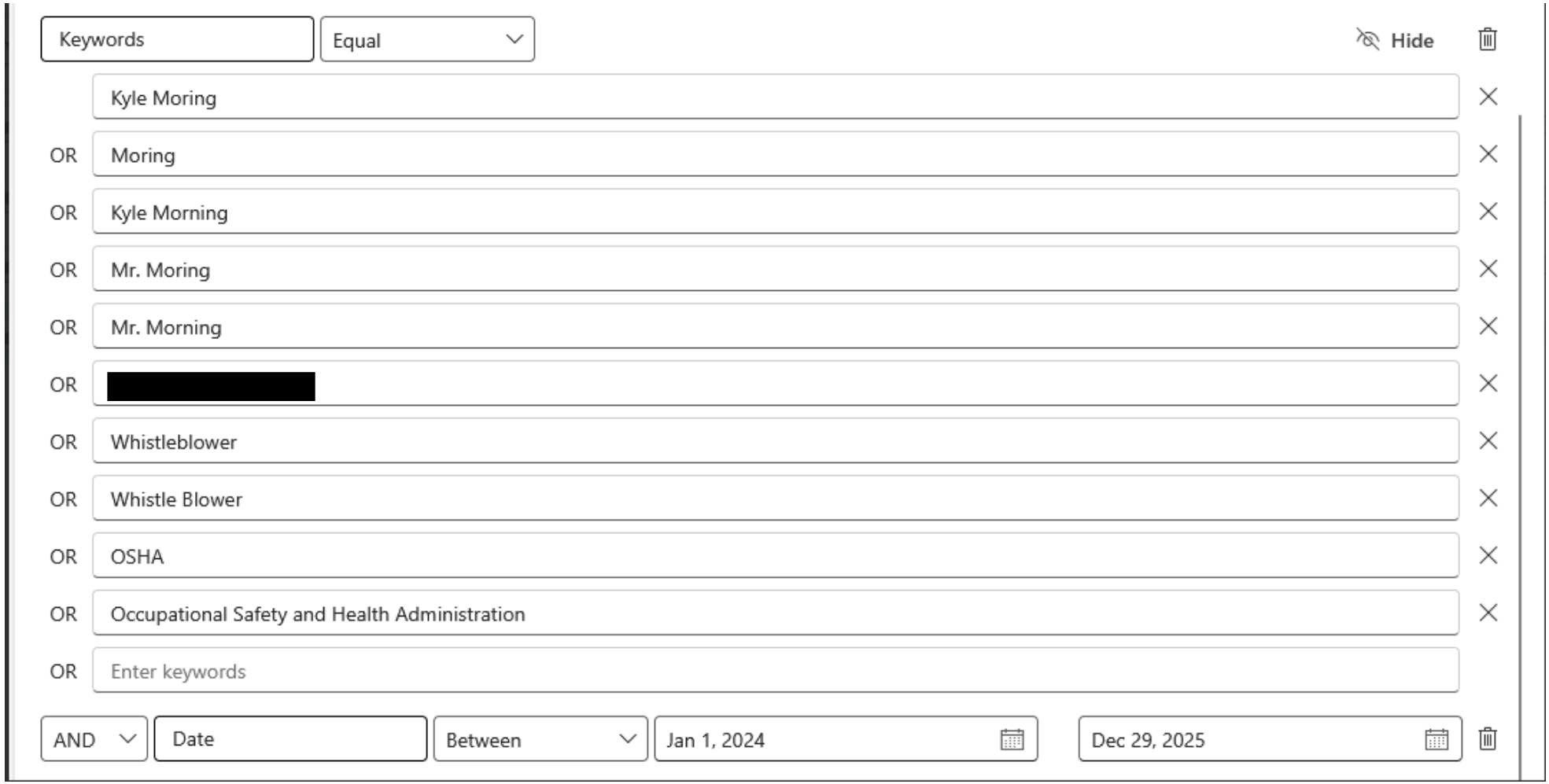
Data sources

1/1

people, groups and tenant locations had hits

Learn more about data sources

Ex E-4


Keywords
Equal
Hide
Kyle Moring
OR
Moring
OR
Kyle Morning
OR
Mr. Moring
OR
Mr. Morning
OR
[redacted]
OR
Whistleblower
OR
Whistle Blower
OR
OSHA
OR
Occupational Safety and Health Administration
OR
Enter keywords
AND
Date
Between
Jan 1, 2024
Dec 29, 2025

Ex E-5

Query: kind:email AND ((sent>=2024-01-01 AND sent<=2025-12-30) OR (received>=2024-01-01 AND received<=2025-12-30)) AND [redacted] OR [redacted] OR "Kyle Moring" OR Moring OR "Kyle Morning" OR "Mr Moring" OR "Mr Morning" OR whistleblower OR "whistle blower" OR OSHA OR "Occupational Safety and Health Administration") Show less

Query | **Statistics** | Sample

Summary

Last completed: August 13, 2026, 16:08 PM

Regenerate view

Evaluate and refine your search results. These numbers are estimates and don't include file versions, SharePoint folders and lists, or cloud attachments. For a more complete view and deeper analysis of your search results, add them to a review set or export them. Learn more about statistics

Total matches

5991 (8.9 GB)

total items matching the search query

Locations

174/984

locations searched had hits

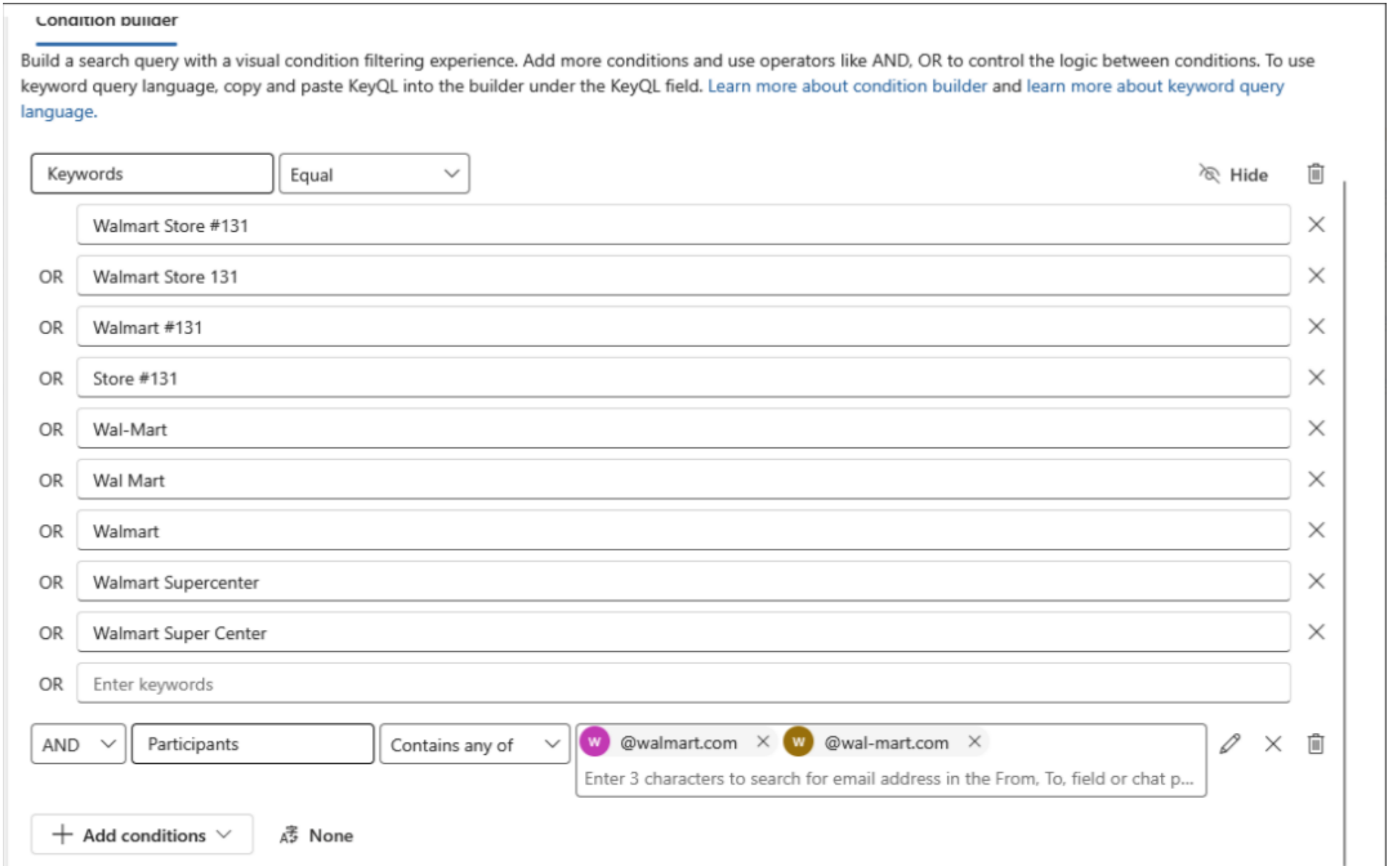
Data sources

1/1

people, groups and tenant locations had hits

Learn more about data sources

Ex F-2


Condition builder
Build a search query with a visual condition filtering experience. Add more conditions and use operators like AND, OR to control the logic between conditions. To use keyword query language, copy and paste KeyQL into the builder under the KeyQL field. Learn more about condition builder and learn more about keyword query language.
Keywords
Equal
Hide
Walmart Store #131
OR
Walmart Store 131
OR
Walmart #131
OR
Store #131
OR
Wal-Mart
OR
Wal Mart
OR
Walmart
OR
Walmart Supercenter
OR
Walmart Super Center
OR
Enter keywords
AND
Participants
Contains any of
@walmart.com
@wal-mart.com
Enter 3 characters to search for email address in the From, To, field or chat p...
Add conditions
None

Ex F-3

Query: kind:email AND ((sent>=2024-01-01 AND sent<=2025-12-30) OR (received>=2024-01-01 AND received<=2025-12-30)) AND [redacted] OR [redacted] OR "Kyle Moring" OR Moring OR "Kyle Morning" OR "Mr Moring" OR "Mr Morning" OR whistleblower OR "whistle blower" OR OSHA OR "Occupational Safety and Health Administration") Show less

Query | **Statistics** | Sample

Summary

Last completed: August 13, 2026, 16:08 PM

Regenerate view

Evaluate and refine your search results. These numbers are estimates and don't include file versions, SharePoint folders and lists, or cloud attachments. For a more complete view and deeper analysis of your search results, add them to a review set or export them. Learn more about statistics

Total matches

5991 (8.9 GB)

total items matching the search query

Locations

174/984

locations searched had hits

Data sources

1/1

people, groups and tenant locations had hits

Learn more about data sources

Ex B

Marla Dial

From: Kyle Moring [redacted]
Sent: Wednesday, August 26, 2026 6:12 AM
To: Austin Beck
Cc: Marla Dial; Lea Ream
Subject: Re: Cause No. 44437 – Focused C/E/F/G/I Conferral and Proposed Search Protocols Before August 28

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Mr. Beck,

Thank you. I received your August 25 letter and its fourteen-page PDF attachment at 5:03 p.m. The additional information narrows certain factual issues but does not resolve the five focused requests.

I respectfully disagree with the letter's characterization that my August 11 submission did not align with the Court's direction. My August 11 email expressly stated my good-faith understanding of the Court's oral direction and invited Respondent to state any different understanding. The submission included the complete written requests, which identify the applicable date ranges, participants or custodians, subject and keyword terms, attachments, and record sources. The separate search protocols were offered only as nonexclusive implementation aids, not as new requests or substitutes for the requested information. A requestor cannot necessarily identify filenames or individual records maintained within the governmental body's systems before those records are searched and produced. Respondent's letter itself identifies searches, result counts, and productions for each request, confirming that the requested categories were understood.

Regardless, to eliminate any possible ambiguity and further facilitate the Court-directed conferral, the following is my concise enumeration of the categories of existing, original-scope, nonduplicate information that remain at issue:

1. **Exhibit C.** Your letter states that C-2 and C-3 were reattached. I did not find either item in the fourteen-page attachment; the six appended source pages concern E and F. Please retransmit C-2 and C-3 or identify the precise prior production date, filename, and location. The remaining issue is limited to any maintained, nonexcepted call-history or voicemail-log fields within the original dates that have not already been supplied. I am not requesting newly created screenshots or carrier records.
2. **Exhibit E.** The letter reports 6,316 possible matches in 290 of 910 locations, while the supplied January 13 statistics image visibly reports 6,316 matches in 209 of 910 locations. The August 13 panel reflects materially different query and date logic. Please advise whether all existing, nonduplicate messages and attachments within E's original terms have been produced and whether the 209/290 difference can be reconciled.
3. **Exhibit F.** The visible query appears to join the participant-domain condition to the Walmart-term condition with AND, although the request contains two independent branches. The supplied statistics image also appears to concern the August 13 Moring-related search. Please advise whether both original F branches were separately searched and reconciled and whether all existing, nonduplicate responsive records have been produced.
4. **Exhibit G.** The letter states that 344 separate emails are potentially responsive and that privilege review remains underway. That status has not been reconciled with your May 13 statement to Kent Richardson that more than 3,000 responsive pages had been identified, approximately one percent was privileged, identification and separation were complete, an Attorney General ruling request would be submitted that evening, and the remaining records would be released. Please provide the anticipated completion date, whether any additional nonprivileged records will be produced before August 28, and any applicable Attorney General tracking number or previous determination relied upon for withholding. I do not seek privileged substance.
5. **Exhibit I.** The letter states that the OneDrive link remains available without restrictions or expiration, but neither your email nor the letter supplied that link. When tested, the separate links contained in the City's March 27, April 21, and May 21 transmittals displayed "This link has been removed." The letter also does not address the May 21 "more emails" production. Please provide a current working link or direct production and confirm whether all existing, nonduplicate direct or embedded City-agency communications and attachments within the original request have been supplied.

This is a continuation of the court-directed conferral, not a new TPIA request. I am not seeking duplicate records, privileged content, an exact KeyQL query, or creation of a new report, log, declaration, or screenshot. Nothing in this response narrows, amends, expands, or withdraws any original request or pleaded claim, constitutes a Rule 11 agreement, or waives any position.

I remain available to confer today or tomorrow. If practicable, please respond by noon on August 27, or identify the earliest time at which Respondent can provide a final production or position before the August 28 setting. I do not represent that noon on August 27 is a court-imposed deadline. If no further production or clarification is forthcoming, I will accurately advise the Court of the remaining conferral status.

With gratitude,

Kyle Douglas Moring
[redacted]

On Aug 25, 2026, at 5:03 PM, Austin Beck <abeck@dtrglaw.com> wrote:

Good evening Mr. Moring,

Attached please find correspondence regarding the conferral ordered the Court at the previous hearing.

Regards,

Austin Beck
<image001.jpg>
601 NW Loop 410 Suite 100
San Antonio, Texas 78216
210-349-6484 Main Office
210-442-2343 Direct
210-349-0041 Fax
www.dtrglaw.com

ATTENTION OFFICIALS: A "Reply to All" on this e-mail or reply or forward to one other official could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

CONFIDENTIAL NOTICE: The information in this e-mail may be confidential and/or privileged. This e-mail is intended to be reviewed by only the individual or individuals named above. If you are not the intended recipient or an authorized representative of the intended recipient, you are hereby notified that any review, dissemination or copying of this e-mail or the information contained herein is prohibited. If you received this e-mail in error, please immediately notify the sender by return e-mail and delete this e-mail from your system.

From: Lea Ream <LReam@dtrglaw.com>
Sent: Saturday, August 22, 2026 1:51 PM
To: Kyle Moring [redacted]
Cc: Austin Beck <abeck@dtrglaw.com>; Marla Dial <mdial@dtrglaw.com>

Subject: RE: Cause No. 44437 – Focused C/E/F/G/I Conferral and Proposed Search Protocols Before August 28

Thank you Mr. Moring.

From: Kyle Moring [redacted]
Sent: Friday, August 21, 2026 6:40 PM
To: Lea Ream <LReam@dtrglaw.com>
Cc: Austin Beck <abeck@dtrglaw.com>; Marla Dial <mdial@dtrglaw.com>
Subject: Re: Cause No. 44437 – Focused C/E/F/G/I Conferral and Proposed Search Protocols Before August 28

Good evening, Ms. Ream,

Thank you for letting me know. [personal family-health details omitted] [redacted]

I appreciate the update and will look for your response on Tuesday.

With gratitude,

Kyle Douglas Moring

> On Aug 21, 2026, at 6:27 PM, Lea Ream <LReam@dtrglaw.com> wrote:
>
> Good afternoon Mr. Moring,
> [personal family-health details omitted] [redacted] Mr. Beck has been out on vacation this week through Monday. We will be in touch with you on Tuesday.
> Thank you for your patience and understanding.
> Regards,
> Lea A. Ream
> DTRG

From: Kyle Moring [redacted]
Sent: Friday, August 21, 2026 6:06 PM
To: Lea Ream <LReam@dtrglaw.com>
Cc: Austin Beck <abeck@dtrglaw.com>; Marla Dial <mdial@dtrglaw.com>
Subject: Re: Cause No. 44437 – Focused C/E/F/G/I Conferral and Proposed Search Protocols Before August 28

Good evening,

On August 12, you acknowledged receipt of my focused conferral submission and three attachments and stated, “We will be in touch next week.”

My August 11 email requested an August 21 response if feasible and expressly stated that I was not representing August 21 as a court-imposed deadline. As of 6:02 p.m. today, I have not received a proposed conferral time, corrections to the protocols, or any search or production status. I am not characterizing today as a missed court deadline; I am documenting the present conferral status given the August 28 continued setting.

No response is requested after hours tonight. Please respond by noon Monday, August 24, if possible, or provide the earliest practical response time, addressing:

1. A proposed conferral time on Monday or Tuesday;
2. Whether Respondent intends to run the proposed C/E/F/G/I protocols or validated equivalents;
3. Any material correction concerning syntax, scope, cutoff, custodian, or repository;
4. Whether any responsive searches have been completed or remain pending and the anticipated completion date; and
5. Whether Respondent anticipates producing any additional original-scope, nonduplicate records before August 28.

I remain available and will accommodate a reasonable proposed time. This remains a conferral effort only and does not expand any underlying request, seek privileged content, or create a Rule 11 agreement.

If no substantive response is received, I will preserve this correspondence and accurately advise the Court of the conferral status as of the August 28 setting.

With gratitude,

Kyle Douglas Moring
[redacted] | [redacted]

> On Aug 12, 2026, at 2:51 PM, Lea Ream <lream@dtrglaw.com> wrote:
>
> Mr. Morning,
>
> This email acknowledges receipt of your email and the three attachments.
>
> We will be in touch next week.
>
> Regards,
> Lea A. Ream
> DTRG

From: Kyle Moring [redacted]
Sent: Tuesday, August 11, 2026 12:57 PM
To: Austin Beck <abeck@dtrglaw.com>
Cc: Lea Ream <LReam@dtrglaw.com>; Marla Dial <mdial@dtrglaw.com>
Subject: Cause No. 44437 – Focused C/E/F/G/I Conferral and Proposed Search Protocols Before August 28

Good afternoon,

Consistent with my understanding of the Court's August 10 oral direction that the parties confer regarding a focused presentation before August 28 and attempt to resolve the disputed production issues, I am sending the attached focused conferral materials for proposed Exhibits C, E, F, G, and I. If Respondent understands the oral direction differently, please state its position.

I separately e-filed and e-served Petitioner's Supplement to Pretrial Witness and Exhibit Lists today, identifying Seth Bryan and/or Bryan IT's appropriate technical custodian concerning search execution and electronic-export capabilities.

The attachments provide: **(1)** a concise conferral submission; **(2)** the complete substantive written request pages for C, E, F, G, and I; and **(3)** request-specific source-search and Microsoft Purview/KeyQL protocols. This transmission is limited to request scope and search mechanics. The protocols are implementation aids only, not new requests and not a representation that the Court ordered the exact syntax, custodians, repositories, cutoffs, outputs, or reporting fields. The City or Bryan IT may use corrected or validated equivalent syntax and should identify any material change.

I believe validated, reproducible KeyQL searches for E, F, G, and I, together with the source-specific search for C and appropriate review of original-request sources outside Microsoft 365, provide the most efficient and effective way to resolve or materially narrow the remaining record-completeness concerns. Any known examples referenced in the protocols are nonexclusive search controls and do not limit responsive records. For Exhibit F, the outside-Microsoft-365 source review expressly includes HS GovTech/HSCloud and migrated MyGov/legacy Store 131 complaint, permit, inspection, code-enforcement, case/activity, portal-intake, fee/payment, history, comment, and attachment records within the original request period and terms, using existing platform search, report, record-summary, or batch-export functions as available. The protocol does not ask the City to create a custom report or new log.

Please confirm receipt promptly. By Friday, August 21, if feasible, please advise whether Respondent can run the attached protocols or validated equivalents before August 28; identify any material syntax, scope, cutoff, custodian, or repository correction; and propose a conferral time. If August 21 is not workable, please provide the earliest practical timetable. I do not represent that the Court imposed that specific response date.

I do not seek privileged content, a waiver, credentials, raw tenant access, or the excluded unredacted MPPD report. This email and the attachments are for conferral and do not themselves form a Rule 11 agreement. Any concrete agreement intended to bind the parties can be memorialized separately.

Attachments:

- **01_Moring_Focused_Conferral_Submission_C_E_F_G_I_2026-08-11.pdf** (4 pages)
- **02_Moring_Complete_Written_Requests_C_E_F_G_I_10_pages.pdf** (10 pages)
- **03_Moring_Proposed_Search_Protocols_C_E_F_G_I_13_pages.pdf** (13 pages)

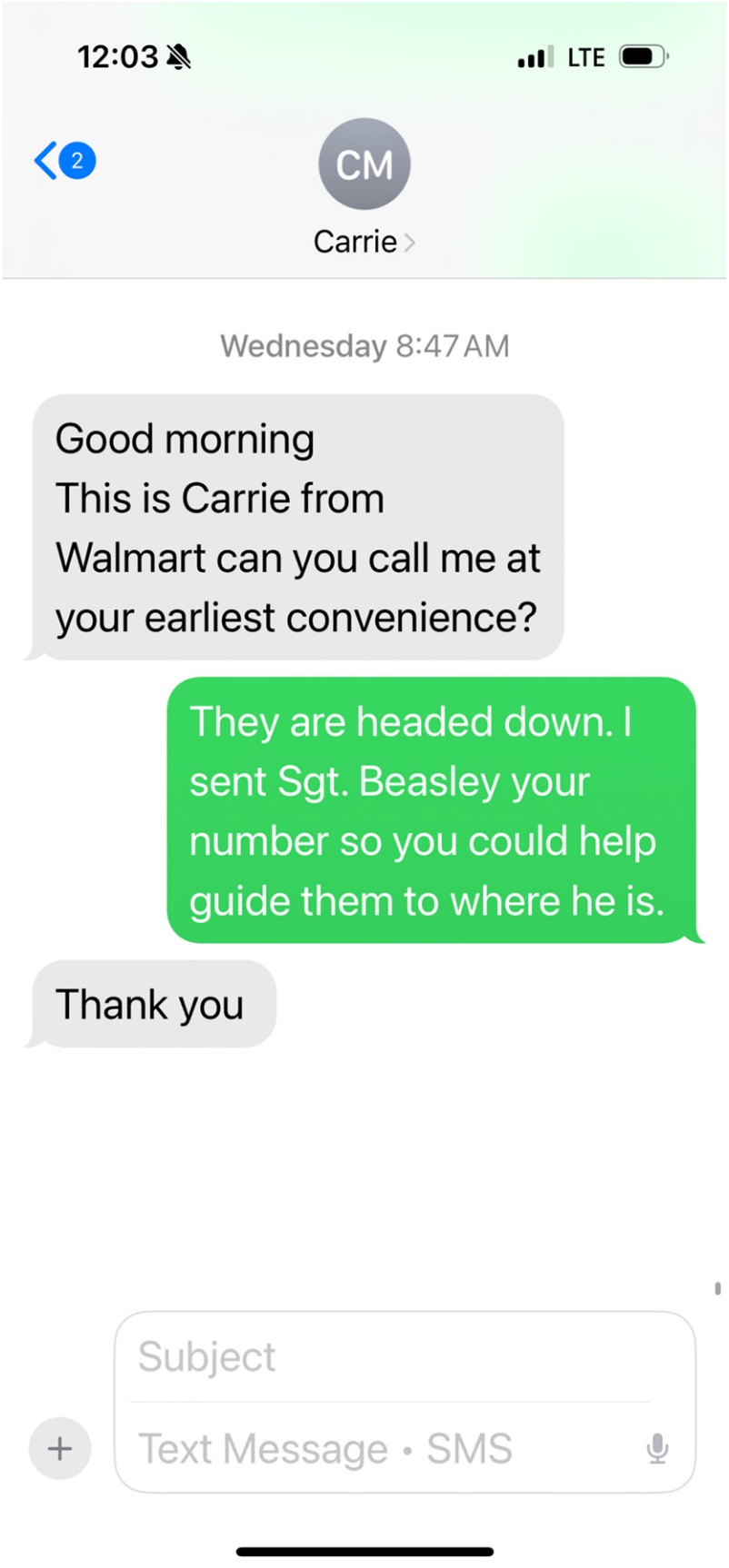
With gratitude,

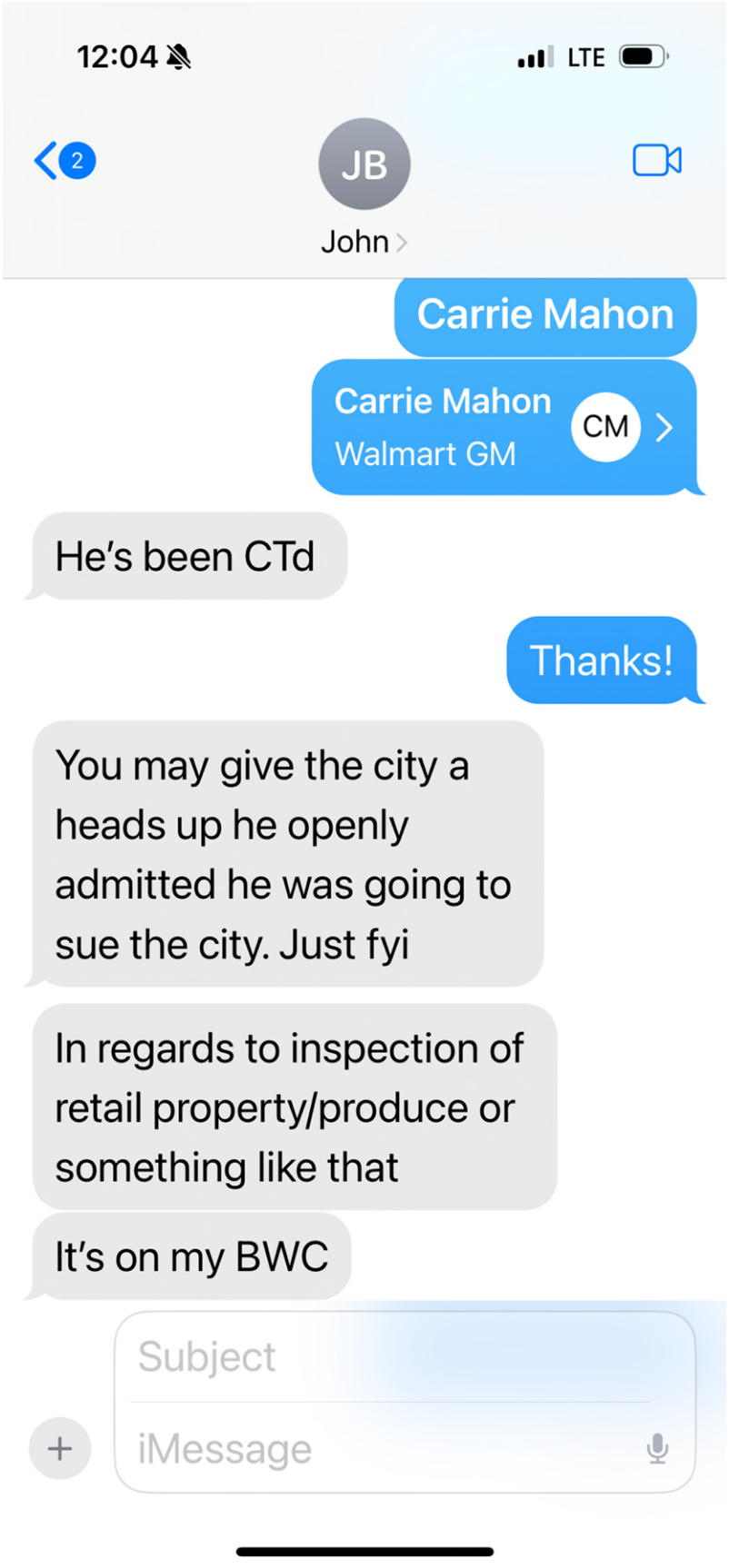
Kyle Douglas Moring

[redacted]

<8.25.26 Ltr_to_Moring RE TPIA Litigation (Mt. Pleasant).pdf>

EXHIBIT C-2


12:03
LTE
2
CM
Carrie
Wednesday 8:47 AM
Good morning
This is Carrie from
Walmart can you call me at
your earliest convenience?
They are headed down. I
sent Sgt. Beasley your
number so you could help
guide them to where he is.
Thank you
Subject
Text Message • SMS


12:04
LTE
2
JB
John
Carrie Mahon
Carrie Mahon
Walmart GM
CM
He's been CTd
Thanks!
You may give the city a heads up he openly admitted he was going to sue the city. Just fyi
In regards to inspection of retail property/produce or something like that
It's on my BWC
Subject
iMessage

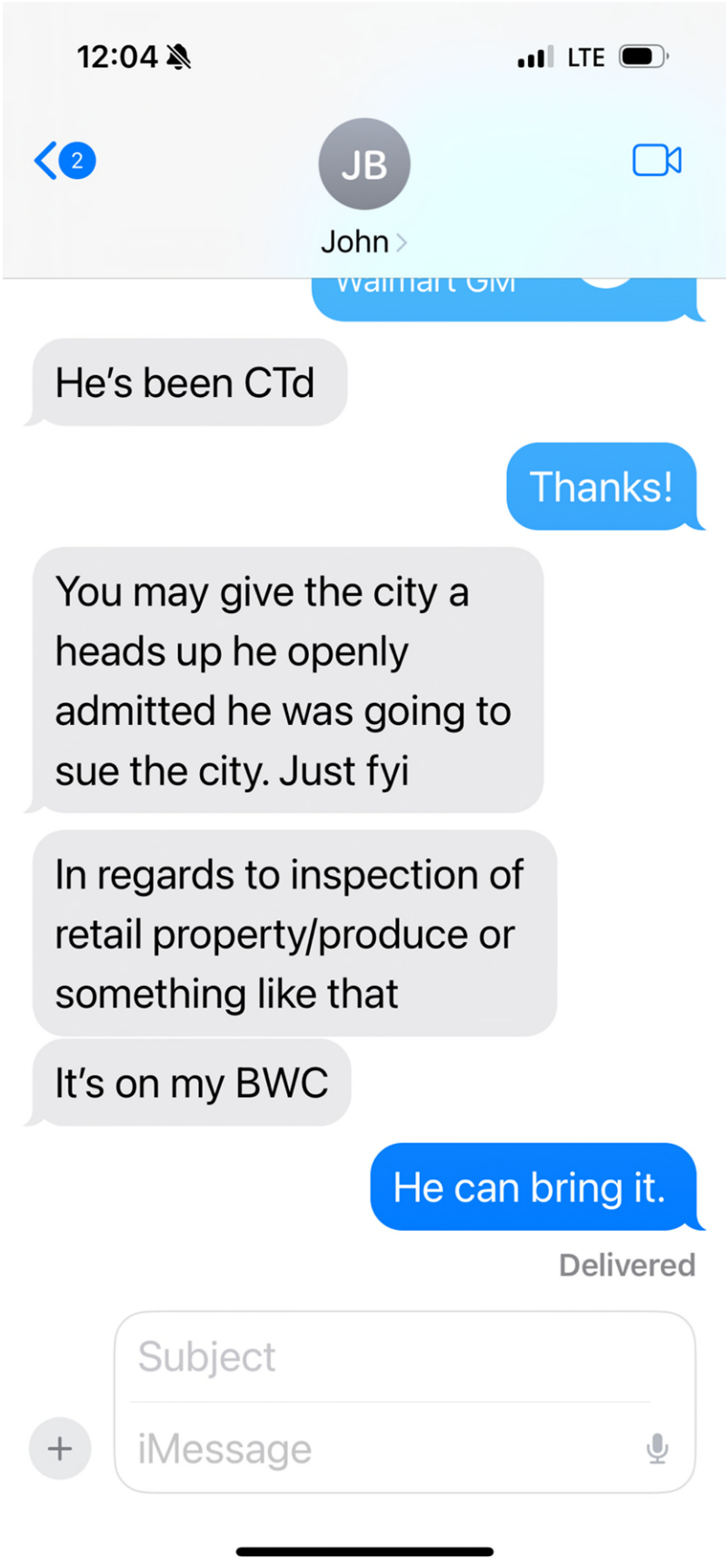

12:04
LTE
2
JB
John
He's been CTd
Thanks!
You may give the city a heads up he openly admitted he was going to sue the city. Just fyi
In regards to inspection of retail property/produce or something like that
It's on my BWC
He can bring it.
Delivered
Subject
iMessage

Exhibit C-3


3:33
Edit
CM
WALMART GM
Carrie Mahon
Details
Voicemails
Outgoing Call 10/22/25 · 8:48 AM
2 minutes
Call History
Favorites
Recents
Contacts
Keypad
Voicemail


3:33
Edit
JB
MPPD
John Beasley
Details
Voicemails
Outgoing Call 10/22/25·8:51 AM
1 minute
Call History
Favorites
Recents
Contacts
Keypad
Voicemail