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Carin Carroll
District Clerk
Titus County, Texas
Debbie Swindler

**CAUSE NO. 44437**

| | | |
|---|---|---|
| **KYLE DOUGLAS MORING,** | § | IN THE DISTRICT COURT OF |
| *Petitioner,* | § | |
| | § | |
| **v.** | § | TITUS COUNTY, TEXAS |
| | § | |
| **CITY OF MOUNT PLEASANT, TEXAS,** | § | |
| *Respondent.* | § | 76th JUDICIAL DISTRICT |

# PETITIONER'S PRETRIAL WITNESS AND EXHIBIT LISTS

*Provided under Texas Rule of Civil Procedure 194.4 out of caution*

Petitioner Kyle Douglas Moring provides the following witness and exhibit lists out of an abundance of caution. The Court's July 9, 2026 notice sets an "Expedited Hearing or Submission on First Amended Petition for Writ of Mandamus" for August 10, 2026. Petitioner does not concede that the setting is a trial for every procedural purpose. These lists are provided so the City and the Court have clear advance notice of Petitioner's intended proof.

## I. WITNESSES EXPECTED TO BE PRESENTED

| Witness | Contact | Subject matter |
|---|---|---|
| Kyle Douglas Moring | [redacted] | Requests; City responses and productions; preservation and receipt of electronic files; Message-ID and archive counts; embedded-attachment extraction; SharePoint access; request-specific omissions; remaining relief; litigation costs. |

## II. WITNESSES WHO MAY BE CALLED IF THE NEED ARISES

None presently known. Petitioner will promptly supplement if a specifically identified rebuttal witness becomes necessary. Petitioner may cross-examine any witness called by Respondent.

## III. EXHIBITS EXPECTED TO BE OFFERED

| No. | Item | Purpose / limitation |
|---|---|---|
| 1 | **Stamped Volume 1:** A, B, C, D, E, F, G, H, and I | Count-specific request/response and production proof for Counts I–IX; only the cited portions offered after foundation. |
| 2 | **Stamped Volume 2:** K, K-3, K-4, K-5 (including PDF p. 496), and L (including L-2) | Source/temporary-custodian proof and Count VII correspondence; only the cited portions offered after foundation. |
| 3 | **Accepted Volume 3:** K-7, K-8, K-9, K-11, K-13, K-14, K-15, K-16, L-7, M, O, P, and Q | Supplemental count-specific proof; only the cited portions offered after foundation. |
| 4 | File-stamped July 6 Notice of OAG Closure, including July 1 closure letter | Procedural deferral/abatement issue; offered subject to foundation and objections. |
| 5 | Unsworn Declaration of Kyle Douglas Moring | Personal-knowledge foundation and verified numerical facts; subject to the Court's procedure and objections. |
| 6 | Litigation-cost ledger and supporting receipts | Costs requested under § 552.323(a), subject to its statutory requirements; final amount to be supplemented. |

## IV. EXHIBITS THAT MAY BE OFFERED IF THE NEED ARISES

| No. | Item | Purpose / limitation |
|---|---|---|
| 7 | File-stamped Supplemental Exhibit R (submitted and served August 1, 2026; accepted and filed August 3, 2026, Envelope No. 118104965) | Counts I, III, IV, V, and XIII; subject to the Court's evidentiary ruling. |
| 8 | A pre-hearing or hearing-day City production | Count-specific mootness, completeness, rebuttal, or impeachment after an opportunity to review. |
| 9 | A filed/accepted source already listed above but not used in the case-in-chief | Only if made necessary by Respondent's presentation or the Court's questions. |

| No. | Item | Purpose / limitation |
|---|---|---|
| 10 | Preserved Count V materials; non-content Count IX directory inventory | Count V numerical support and historical Count IX filename/path/type/count support only. To Petitioner's knowledge, the sensitive report and affected original ZIP are no longer in his possession, custody, or control; both are excluded and will not be disclosed. Other support disclosed before use only if required by the Court. |
| 11 | Conditional Hearing Exhibit S (S-1–S-3): August 3, 2026 SharePoint error page and OAG PIA Decision Database printouts ("Mount Pleasant" and "Moring") | Limited corroboration of current Count IX access and Count VII nonreceipt; portal results are offered only for what the public display showed, not as conclusive proof that OAG received no unlisted matter; electronically disclosed to Respondent on August 3, 2026, and submitted contemporaneously by separate notice; subject to foundation, objections, and the Court's evidentiary ruling. |

## V. DEMONSTRATIVES

Petitioner may use the proof map, mootness tracker, "What Remains Unproduced" spine, oral outline, format/completeness tracker, requested-relief sheet, and late-production assessment sheet as demonstratives or speaking aids. They are not offered as independent proof unless the Court separately admits a particular item after foundation and any objection.

## VI. TIMING / CONDITIONAL REQUEST FOR LEAVE

To the extent Rule 194.4 applies to this expedited hearing/submission setting, or these lists are considered untimely, Petitioner respectfully requests leave and a finding of good cause and no unfair surprise or prejudice. The hearing was set by notice issued July 9; the First Amended Petition and three exhibit volumes were previously filed and served; Supplemental Exhibit R was electronically submitted

and served August 1 and accepted and file-stamped August 3, 2026, under Envelope No. 118104965; Conditional Hearing Exhibit S was electronically disclosed to Respondent on August 3, 2026, and submitted contemporaneously by separate notice; the only expected case-in-chief witness is Petitioner; and these lists add no new claim. Respondent authored, received, or produced much of the listed material and has had request-by-request notice of the disputes.

Respectfully submitted,



**Kyle Douglas Moring**
*Petitioner, Pro Se*
[redacted]

**CERTIFICATE OF SERVICE**

I certify that on August 3, 2026, a true and correct copy of these Pretrial Witness and Exhibit Lists was served electronically through the electronic filing manager on all counsel and service contacts of record for Respondent City of Mount Pleasant, Texas, under the Texas Rules of Civil Procedure.



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**Kyle Douglas Moring**

# Automated Certificate of eService

This automated certificate of service was created by the efiling system. The filer served this document via email generated by the efiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

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Status as of 8/4/2026 3:46 PM CST

Case Contacts

| Name | BarNumber | Email | TimestampSubmitted | Status |
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