



July 18, 2023

(VIA EFS)

Ms. Tami S. Peterson  
525 South Front Street  
Mankato, MN 56001

RE: **In Re the Marriage of Jacob Mastin and Allison Mastin**  
**Court File No.: 22-FA-23-185**

Dear Ms. Peterson:

In reviewing your response to our discovery, we request, we note the following deficiencies:

**REQUEST FOR PRODUCTION OF DOCUMENTS:**

**3. W-2's, K-1's (if any issued) and 1099's (if any issued) for the past 3 tax years (including this tax year).**

Ms. Mastin denies having your 1099's for the 2019, 2020, and 2021. Please provide. If you cannot locate them, please obtain copies and provide.

**4. All documents which reflect any income received by you in the past 12 months including but not limited to:**

- a. Paychecks**
- b. Bonus check stubs**
- c. Income receipts or vouchers**
- d. Expense reimbursement records**
- e. Dividend or interest statements**
- f. Rental income**
- g. Unemployment benefits**
- h. COVID payments or subsidies**
- i. Social Security benefits**

Presumably there are supporting documents which reflect your income, other than your taxes. Please provide all documents which reflect any income received by you, including but not limited to income receipts, rental income documentation, dividend or interest statements, 1099 forms, 1098 forms, etc.

**9. Monthly statements for the past 36 months of any and all credit cards in your name or used by you.**

There is a First Premier Mastercard ending in x3092 in Mr. Mastin's name. Please provide the past 36 months of these statements.



**10. Any and all documents, including monthly statements, for the past 36 months evidencing your outstanding liabilities, specifically including promissory notes, invoices, bills, account statements, refinancing documents, and other documents evidencing current indebtedness.**

You did not provide monthly statements for any of the outstanding liabilities including the loans ending in x2749, x3145, x2688, x3387, and x3483. You also did not provide monthly statements for the loan related to the Chevy Silverado recently purchased. Please provide monthly statements for the past 36 months.

**12. Any Finpacks or similar personal financial statements prepared by you or on your behalf in the past 36 months.**

You indicated “Allison provided the 2023 Finpack in her discovery.” This does not fulfill the obligation to provide what is requested. Please provide what has been requested.

**13. Entity Balance Sheets and financial statements prepared by you on your behalf in the past 36 months.**

You indicate “See my response to RPD #12” which, as noted above, is not an acceptable response. Please provide what has been requested.

**14. Any and all commodity contracts for future sale of livestock and/or crops.**

Your response is not an answer to the RPD. If you have any commodity contracts for future sale of livestock and/or crops, please provide. If you do not have any commodity contracts for future sale of livestock and/or crops, please indicate that specifically.

## INTERROGATORIES

**1. Regarding your employment, state the following:**

- a. whether you are self-employed and/ or employed in any other manner
- b. the name and address of your place of employment
- c. the nature of your employment and job title
- d. whether you are a temporary or permanent employee
- e. whether you are considered by your employer to be full-time or part-time
- f. the number of hours that you work each week and your typical work schedule
- g. your hourly wage or salary and your average gross (before deductions) income per pay period
- h. how often you are paid, whether weekly, bi-weekly, twice per month, monthly or otherwise



- i. itemize specifically the normal deductions from your gross pay each pay period; and**
- j. describe any benefits to which you are entitled as an employee of your present employer, and the cost to you of each of those benefits.**

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

**3. Set forth your current source of income or sources of income other than from employment in full detail, including rental income.**

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

Please provide full details, as requested, rather than referring to your supplemental affidavit.

**4. For each and every account or certificate in any financial institution in your name solely or jointly with any others in the past two (2) years, state the following:**

- a. The name of the bank or financial institution.**
- b. The extent of your interest in such account or certificate and the names of any other persons holding an interest in such account or certificate.**
- c. The type of account or certificate.**
- d. Account or certificate number.**
- e. The date the account was opened or the certificate purchased.**
- f. The present balance or value, or the**

**5. Describe in detail all liquid assets you have in your possession or under your control, or held by a third party or governmental unit for your benefit, such as cash and/or tax refunds, whether in U.S. dollars or foreign currency, cryptocurrency, checks, money orders, gift cards and certificates, etc.**

You referenced a checking account, which is not a liquid asset. Please provide an appropriate answer.

**6. List each retirement account, including but not limited to 401(k), 403(b), Pension, Profit sharing, IRA or SEP plans that you currently have an interest, or have had in interest in for the past two years, include: a. Name of account.**

- b. Date opened.**
- c. Current value.**
- d. Value at date of marriage.**
- e. If the account is a pension, include your projected monthly income.**

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.



10. For each policy of life insurance in which you have an interest as owner, beneficiary, or insured, state the following:

- a. Name of Company writing said insurance policy.
- b. The type of insurance policy (e.g., term, whole, etc).
- c. The policy number.
- d. The amount of the insurance policy.
- e. The present cash value of the policy (if any).
- f. The present loan value against the policy (if any).
- g. The owner of the insurance policy.
- h. The beneficiary of the insurance policy.
- i. Monthly payment of said policy.

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

**11. Do you now have any ownership interest in any real estate? If so, for each property state:**

- a. The nature of the property and the extent of your interest therein.
- b. The address of the property.
- c. The legal description of the property.
- d. The date and method of acquisition by you, whether by purchase, gift, inheritance, or otherwise.
- e. The purchase price at the time of acquisition.
- f. The value at time of acquisition, if not the same as purchase price.
- g. The current encumbrance.
- h. The amount of the monthly payments of the property.
- i. The present value of property and the source of such valuation.
- j. The monthly rental income (if rental property).
- k. The amount and source of down payment of the property
- l. The value at time of marriage.
- m. The encumbrance at time of marriage.

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer as asked.

**12. List all motor vehicles in which you have an interest including:**

- a. Make, model & year of vehicle.
- b. Date purchased.
- c. Present value, and the source of such valuation.
- d. If encumbered,

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.



**13. List all other items of property in which you have an interest, with a value of \$250 or more, including all farm equipment and machinery, setting forth, in regard to each item:**

- a. The type of the property and its location.
- b. The date and method of acquisition, whether by purchase, gift, inheritance, or otherwise.
- c. The purchase price or, if otherwise acquired, the value at the time of acquisition.
- d. The amount of encumbrance on each item, if any.
- e. If encumbered, list terms of repayment including monthly cost and length of payment.
- f. The present value of said property and the source of such valuation.

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

**15. Identify each item of real, personal, or intangible property which you claim to be “non-marital” as defined by Minn. Stat. 518.003, subd. 3b, by providing the following:**

- a. A description of the property;
- b. The identity of the person from whom the property was acquired;
- c. Date of acquisition;
- d. The manner in which the property was acquired (i.e., by gift, inheritance, purchase, etc);
- e. The market value at the time of acquisition;
- f. The present market value;
- g. The facts upon which you rely in asserting that the property is “non-marital” as defined by Minn. Stat. § 518.003, Subd. 3B., including but not limited to an analysis of whether any growth or appreciation on the property during the marriage was passive or active; and
- h. For each item of personal property which you assert to be non-marital property because it was acquired in exchange for another item of non-marital property, provide the information requested in subparts “a” through “g” above with respect to the original item of non-marital property that was exchanged.

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

**19. If you have provided a financial statement in the past 5 years identify the following:**

- a. To whom this statement was given.
- b. Date of statement.
- c. Who currently has a copy of said statement(s)

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

**20. Set forth with particularity an itemized schedule of your current monthly living expenses and identify all documents you relied upon and/ or reviewed which substantiate the expenses. Specifically include any monthly living expenses you may share with a third party outlining the specific expense and the amount each of you is responsible for.**



You did not answer the question as asked and instead referred to an Exhibit. Please answer the question as asked and in its entirety.

- 22. Do you own or rent any farmland? If so, provide the following information: a. How many acres of farmland do you own?**  
**b. How many acres of farmland do you rent?**  
**c. For farmland you rent, provide who you rent the land from, the rental cost per acre, and how often rental payments are due.**

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

- 23. State the number of head and value of all livestock on hand.**

You did not provide a value for the livestock on hand. Please answer.

- 29. From January 1, 2021 to present, state how often you consume alcohol or smoke tobacco. Please state the product typically consumed and the typical quantity on a daily, weekly, or monthly basis.**

You did not answer the question in its entirety. Please answer.

- 32. Describe where you are currently living, include:**  
**a. How many nights per week you stay at your home;**  
**b. The name and address of any other people that stay overnight at your home;**  
**c. How many nights per week other people stay at your home; and**  
**d. Whether any other person staying at your home contributes to you monthly expenses, and if so, which expenses and how often.**

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please answer the question as was asked and in its entirety.

- 36. With respect to the legal and physical custody of your minor children, state whether you feel your spouse is a fit and proper parent to care for the minor children. If you feel your spouse is unfit, state all facts upon which you rely in support of this opinion.**  
**a. If applicable, set forth all facts upon which you rely, if any, to establish the claim of sole custody in yourself, rather than your spouse;**  
**b. With respect to legal and physical custody, set forth the names, addresses, and telephone numbers of any and all persons you know who have knowledge of the custodial situation and facts on which you rely in seeking custody;**



**c. Set forth with particularity your plan for legal and physical custody and parenting time of the minor children;**

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please provide full details, as requested, rather than referring to your supplemental affidavit.

**38. Describe in detail your efforts to encourage and support the child's ongoing relationship with Respondent.**

You indicated you encourage Landon to have a relationship with his mother but did not describe in detail your efforts to encourage and support the ongoing relationship. Please provide an answer to the question.

**39. Set forth with particularity your plan for custody and parenting time of the minor children, including specific provisions for regular, holiday and summer parenting time, education, religious training, medical care, and housing circumstances, and state specifically why your plan is in the best interests of the minor children. In evaluating the best interests of the minor children, please evaluate all of the relevant factors. By way of definition and not as a separate interrogatory or sub-part, an answer to this interrogatory should include: d. State the children's physical, emotional, cultural and other needs, and the effect of the proposed arrangements on the children's needs and development.**

**e. Identify any special medical, mental health, or educational needs that the children may have that may require special parenting arrangements or access to recommended services.**

**f. State the reasonable preference of your children, and if you believe each child is of sufficient ability, age and maturity to express an independent, reliable preference.**

**g. Detail whether domestic abuse, as defined in section 518B.01, has occurred in your relationship with Respondent; the nature and the context of the domestic abuse; and the implications of the domestic abuse for parenting and for the children's safety, well-being, and the developmental needs.**

**h. Describe in detail whether you or Respondent have any physical, mental, or chemical health issue that affects the children's safety or developmental needs.**

**i. Describe in your own words the history and nature of your participation in providing care for the children.**

**j. Describe in your own words the history and nature of Respondent's participation in providing care for the children.**

**k. Describe in your own words the effect of the proposed arrangements on the ongoing relationships between the children with each parent, siblings, and any other significant persons in the children's life.**

**l. Describe in your own words the intimacy of the relationship between each party and the minor children.**

**m. Describe in your own words your children's adjustment to home, school, and community.**



- n. Give your opinion of your capacity and disposition to provide ongoing care for the children, to meet the children's ongoing developmental, emotional, spiritual, and cultural needs; and to maintain consistency and follow through with parenting time.
- o. State the benefit to the children in maximizing parenting time with both parents the detriment to the children in limiting parenting time with either parent.
- p. Give your opinion of Respondent's capacity and disposition to provide ongoing care for the children, to meet the children's ongoing developmental, emotional, spiritual, and cultural needs; and to maintain consistency and follow through with parenting time.
- q. Describe in your own words your willingness and ability to cooperate in rearing the minor children with the Respondent to maximize sharing information and minimizing exposure of conflict, and describe how you would accomplish the sharing of information and minimize exposure of conflict.
- r. Describe in your own words your proposed methods for resolving disputes regarding any major decision concerning the life of the minor children.
- s. If you were awarded primary physical custody of the minor children, describe in your own words how you would encourage and permit frequent and continuing contact between the minor children and the Respondent.
- t. Describe in detail the methods you use to discipline the minor children.

You did not answer the question in the format it was asked and did not answer all the required sub questions. Please provide full details, as requested, rather than referring to your supplemental affidavit.

Please remedy these deficiencies no later than August 2, 2023.

Best regards,

*/s/ Jason C. Kohlmeyer*

Jason C. Kohlmeyer

Cc: Ms. Allison Mastin (via-email only)