

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

IN RE:)	CASE NO. 05-85627
)	
RELIABLE AIR, INC. d/b/a)	Chapter 11
RELIABLE HEATING AND AIR,)	
)	JUDGE MASSEY
Debtor.)	

**OBJECTIONS AND RESPONSES TO REQUESTS FOR PRODUCTION OF
DOCUMENTS PURSUANT TO SUBPOENA DUCES TECUM ISSUED
BY DANIEL L. JAPE**

COMES NOW Reliable Air, Inc. d/b/a Reliable Heating and Air, Debtor and Debtor-in-Possession in the above-referenced Chapter 11 case (“Debtor”), by and through its undersigned counsel, and files this objection to the production of documents under Fed.R.Civ.P. 45(c)(2)(B) as follows:

GENERAL OBJECTIONS

The following general objections shall be deemed incorporated into each specific response that follows:

1.

Debtor objects to the Requests in the Subpoena to the extent that this discovery is calculated, or would operate, to oppress and unduly burden or unduly cause expense to Plaintiff or it would be unduly vexatious or unduly burdensome to respond, on the ground that said discovery exceeds the permissible scope of discovery under the Federal Rules of Civil Procedure.

2.

Debtor objects to the Requests in the Subpoena as they do not provide for sufficient time to respond to the Requests.

3.

Debtor objects to the Requests in the Subpoena to the extent that this discovery calls for disclosure of information subject to the attorney-client privilege or other privilege, or the work product doctrine, or calls for a response which would require disclosure of mental impressions and conclusions or legal theories of its attorneys and other representatives. The Debtor will not produce communications between its counsel and corporate officers and/or employees, and where applicable, their counsel, regarding legal advice rendered to the Debtor.

4.

Debtor objects to the Requests in the Subpoena to the extent that they seek information or documents that constitute, evidence or reflect trial preparation materials and information of Debtor, its representatives, agents or attorneys.

RESPONSES

Subject to and without waiving the foregoing general objections, which are incorporated into each and every specific response, Debtor responds to the Requests in the Subpoena as follows:

Document Request No. 1:

Any and all documents relating to, in any way, Dean Edelman, including but not limited to a resignation letter issued by Mr. Edelman to Reliable Air, Inc. and payments of any kind to Mr. Edelman.

Response:

The Debtor will produce such documents to the extent they exist, have not already been produced and are in the possession, custody and control of the Debtor.

Document Request No. 2:

Any and all documents relating to, in any fashion, the shareholders meeting alleged to have

taken place in July 2004 at which Dean Edelman was alleged to have been elected a director.

Response:

The Debtor will produce such documents to the extent they exist, have not already been produced and are in the possession, custody and control of the Debtor.

Document Request No. 3:

Any and all documents relating to, in any way, the Board of Directors meeting held in November 2005 at the law firm of Kitchens, Kelley, & Gaines, LLP, at which time, *inter alia*, the bankruptcy case of *Reliable Air, Inc.* was authorized.

Response:

The Debtor will produce such documents to the extent they exist, have not already been produced and are in the possession, custody and control of the Debtor.

Document Request No. 4:

Any and all board minutes and shareholder records for the company from 1999 to and through the present date, including all notices of meetings and documents authorizing any acts of Reliable Air, Inc.

Response:

The Debtor will produce such documents to the extent they exist, have not already been produced and are in the possession, custody and control of the Debtor.

Document Request No. 5:

Any and all correspondence relating to board meetings, board minutes and shareholder meetings.

Response:

The Debtor will produce such documents to the extent they exist, have not already been

produced and are in the possession, custody and control of the Debtor.

Document Request No. 6:

Any and all correspondence between Reliable Air, Inc. and Dean Edelman from November 2003 to present.

Response:

The Debtor will produce such documents to the extent they exist, have not already been produced and are in the possession, custody and control of the Debtor.

Document Request No. 7:

Any and all documents relating to payments made by Reliable Air, Inc. or anyone or any entity on behalf of Reliable Air, Inc. to Dean Edelman from June 2004 to present.

Response:

The Debtor will produce such documents to the extent they exist, have not already been produced and are in the possession, custody and control of the Debtor.

This 18th day of January, 2007.

Respectfully submitted,

SCROGGINS & WILLIAMSON

/s/ Ashley R. Ray

J. ROBERT WILLIAMSON
Georgia Bar No. 765214
ASHLEY REYNOLDS RAY
Georgia Bar No. 601559
Counsel for Reliable Air, Inc.

1500 Candler Building
127 Peachtree Street, NE
Atlanta, GA 30303
(404) 893-3880

CERTIFICATE OF SERVICE

This is to certify that I have this day served a true and correct copy of the attached **Objections and Responses to Requests for Production of Documents Pursuant to Subpoena Decus Tecum Issued By Daniel L. Jape** by causing same to be deposited in the United States Mail with adequate postage thereon and addressed to the following persons:

Louis G. McBryan
Macey Wilensky Cohen Wittner & Kessler, LLP
285 Peachtree Center Ave., NE
Suite 600
Atlanta, GA 30303

Office of the United States Trustee
362 Richard Russell Federal Building
75 Spring Street, S. W.
Atlanta, Georgia 30303

This 18th day of November, 2006.

SCROGGINS & WILLIAMSON

/s/ Ashley R. Ray

J. ROBERT WILLIAMSON
Georgia Bar No. 765214
ASHLEY REYNOLDS RAY
Georgia Bar No. 601559
Counsel for Reliable Air, Inc.

1500 Candler Building
127 Peachtree Street, NE
Atlanta, GA 30303
(404) 893-3880