



about matters involving the possible improper use of public funds. Also, see my response to Interrogatory # 4 in my responses to Third Set of Interrogatories.

3. Do you claim a privilege under the Fifth Amendment to answering the question whether you gave a copy of the memo to Ana Radelat.

**Response:** No, I answered the question..

4. State whether you talked to Ana Radelat on 4/17/03.

**Response:** To the best of my recollection, I talked to Ana Radelat twice, maybe three times but do not specifically recall whether or not I talked to her on April 17, 2003.

5. State your whereabouts on 4/17/03.

**Response:** I don't remember my specific whereabouts on April 17, 2003. However, I would have spent most of the day at the Bureau engaged in activities related to my position as Director of the MBN.

6. State the numbers for fax machines to which you had access at work or at home on 4/17/03.

**Response:** I had access to all the fax machines at the bureau, I do not recall the numbers. 956-6909 home fax.

7. State the dates on which you or anybody on your staff at the MBN met with members of the State Auditor's office to discuss any allegation made against Robert Earl Pierce.

**Response:** I did meet with the State Auditor's office on two occasions, in which the allegations were discussed. I don't remember the dates.

8. State the dates on which you or any person on your staff at the MBN met to discuss any allegations against Robert Earl Pierce since you were first appointed the director of MBN.

**Response:** I don't remember any dates.

9. list the dates that you met with Roy Sandefer and/or Warren Buchanan during March and April 2003.

**Response:** I don't remember the dates; however, I did meet with Roy Sandifer on various occasions on various issues. I don't remember if I met with Warren Buchanan during those months.

10. State all reasons you asked Roy Sandefer to take a written statement from the confidential source on or about 3/19/03.

**Response:** I don't recall making any such request.

11. State whether other meetings with Mr. Buchanan or the confidential source were tape recorded.

**Response:** I have no knowledge.

12. State what knowledge you have about the current whereabouts of the tape recording that Roy Sandefer made of his interview with a confidential source on 3/19/03.

**Response:** I have no knowledge of the existence of any tape recording.

13. Other than interviewing a confidential source and/or Warren Buchanan on or about 3/19/03, describe all aspects of any investigation that your or the MBN took to investigate the allegations made in the memo against Robert Earl Pierce.

**Response:** I do not recall; however, all aspects of the investigations should be in the file in MBN.

14. State what steps you took to investigate the leak of the memo to the Clarion Ledger.

**Response:** I did not give a copy of the memo to the Clarion Ledger, I gave a copy to Ana Radalet.

15. Describe in detail the investigation that you made to determine that Trent Lott and/or the Harrison County Sheriff were not implicated in the alleged wrongful transfer of an aircraft from MBN to the Harrison County Sheriff's office.

**Response:** **OBJECTION**, this interrogatory is overly broad and irrelevant, without waiving objection, Mr. Lott did not have the authority, the Director of MBN is the only one with the authority; therefore, I knew he was not implicated. Further, the transfer appeared legal as backed up by the investigation.

16. State why you did not call a press conference to say that Robert E. Pierce was not engaged in any wrongdoing.

**Response:** I never considered calling a press conference with respect to Mr. Pierce.

17. For every legal proceeding in which you have been involved a named party, as a plaintiff-defendant or otherwise, state (a) the name of the court, (b) the docket number, (c) the name of the attorney that represented you, (d) the style of the case.

**Response:** OBJECTION, the interrogatory is not relevant to the issues raised by the claims or defenses of any party and is not reasonably calculated to lead to the discovery of admissible evidence.

18. Describe the relationship that you had with Ana Radelat before 4/19/03.

**Response:** I did not know Ana Radelat prior to taking a telephone call from her shortly after I became Director of MBN. As I previously stated in these responses, I subsequently had several telephone conversations with Ms. Radelat.

19. State your current financial interest in WLBT.

**Response:** OBJECTION, the interrogatory is not relevant to the issues raised by the claims or defenses of any party and is not reasonably calculated to lead to the discovery of admissible evidence.

20. State your financial net worth.

**Response:** OBJECTION, the information sought seeks information of a personal and private nature and not relevant at this time.


21. Name all confidential sources who contributed any information or made any allegations against Robert Earl Pierce.

**Response:** I do not know the identity of the confidential source. I am aware that Warren Buchanon was interviewed by Roy Sandifer.

22. State what authority you have to leak an internal memo from an alleged confidential source regarding possible wrongdoing to the medial.

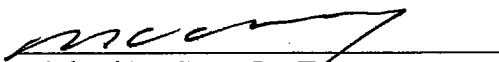
**Response:** As the Director of MBN, I had the authority to disclose information as I deemed appropriate.

Respectfully submitted this the 7<sup>th</sup> day of July, 2005.



Frank Melton

As to objections:



Michael V. Cory, Jr., Esq.  
James T. Metz, Esq.  
Attorneys for Defendant  
Frank Melton

**OF COUNSEL:**

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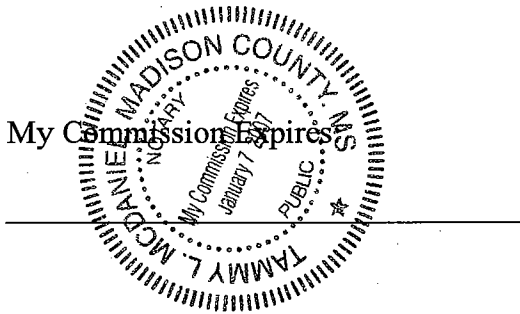
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(601) 957-1595

STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the aforesaid County and State, and within my jurisdiction, the within named Frank Melton, who acknowledged to me that he signed, executed and delivered the above and foregoing instrument on the day and year therein mentioned, having full authority so to do.

WITNESS my hand and official seal on this the 17<sup>th</sup> day of July, 2005.

*Tammy L. McDaniel*  
NOTARY PUBLIC



**CERTIFICATE OF SERVICE**


I hereby certify that a copy of the foregoing document has been served on the following by directing same to their office addresses through first-class, United States mail, postage prepaid, on this the 7<sup>th</sup> day of July, 2005:

Michael Farrell, Esq.  
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Gene M. Coxwell, Esq.  
Dunnagan & Coxwell  
118 Service Drive, Suite 11  
Brandon, MS 39042

This the 7<sup>th</sup> day of July, 2005.

  
\_\_\_\_\_  
Michael V. Cory, Jr., Esq.

IN THE CIRCUIT COURT OF LAUDERDALE COUNTY, MISSISSIPPI

EARL PIERCE, JIMMY SAXTON,  
BILL TAYLOR and RONALD PITTS

PLAINTIFFS

VS.

NO.: 03-CV-071B

FRANK MELTON, in his  
INDIVIDUAL CAPACITY, and  
WARREN BUCHANAN in his  
INDIVIDUAL CAPACITY  
DEFENDANTS

**FRANK MELTON'S RESPONSES TO EARL PIERCE'S THIRD SET OF  
INTERROGATORIES TO THE DEFENDANT, FRANK MELTON**

COMES NOW, the Defendant, Frank Melton, and under oath files this his responses to Earl Pierce's third set of interrogatories as follows:

**INTERROGATORY NO. 1:** State the name of the person who you gave a copy of the Sanderfer memo.

**RESPONSE:** I faxed a copy of the memorandum that I received from Sandifer to Ana Radalet.

**INTERROGATORY NO. 2:** State how you came into possession of the Sanderfer memo.

**RESPONSE:** To the best of my recollection, Roy Sanderfer gave me a copy.

**INTERROGATORY NO. 3:** State the names of all persons to whom you gave a copy of the Sanderfer memo on April 17 or 18, 2003.

**RESPONSE:** The only person I recall giving a copy of the subject memo to was Ana Radalet.

**INTERROGATORY NO. 4:** State the reasons you gave a copy of the memo to any person identified in your answer to interrogatory 2.

**RESPONSE:** I faxed a memorandum to Ana Radalet with the understanding that it was to be held in confidence. The memo was intended as background information and not intended as a basis for a story until it was backed up by further corroborating material. The information that Ms. Radalet had also indicated that she had knowledge of matters covered in the memo. Also, taxpayer money had been expended, and I believe that it is important that the general public be informed of the use of state assets; however, I never intended that the memo be published until further information and/or material was obtained that either dispelled or confirmed the issues. Further, she had relayed information to me that assured me that she had prior independent knowledge of the issues in the memo.

**INTERROGATORY NO. 5:** State the reasons you gave a copy of the memo to any person to give a copy of the Sanderfer memo to Ana Radelat, Grace Simmons or any person employed by or connected with The Clarion Ledger newspaper.

**RESPONSE:** I did not give a copy of the Sandifer memo to Grace Simmons. See response to Interrogatory # 4.

**INTERROGATORY NO. 6:** State whether you asked any person connected with The Clarion Ledger to keep you name confidential or treat you as a confidential source regarding the Sanderfer memo.

**RESPONSE:** I do not recall my exact conversation with Ana Radelat, however, I provided information to Ana Radelat in trust and with the understanding that she would keep our communications confidential.

This the 7<sup>th</sup> day of July, 2005.

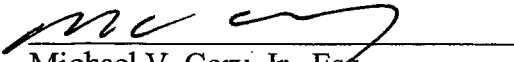
Respectfully submitted,

FRANK MELTON, Defendant

BY:



As to objections:



Michael V. Cory, Jr., Esq.  
James T. Metz, Esq.  
Attorneys for Defendant  
Frank Melton

**OF COUNSEL:**

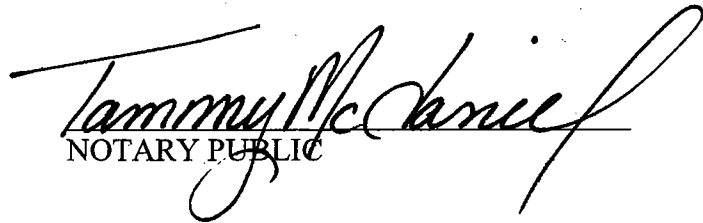
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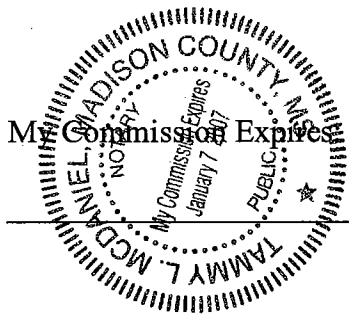
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STATE OF MISSISSIPPI  
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the aforesaid County and State, and within my jurisdiction, the within named Frank Melton, who acknowledged to me that he signed, executed and delivered the above and foregoing instrument on the day and year therein mentioned, having full authority so to do.

WITNESS my hand and official seal on this the 7<sup>th</sup> day of July, 2005.

  
NOTARY PUBLIC



**CERTIFICATE OF SERVICE**

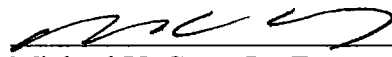
I hereby certify that a copy of the foregoing document has been served on the following by directing same to their office addresses through first-class, United States mail, postage prepaid, on this the 7<sup>th</sup> day of July, 2005:

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Dunnagan & Coxwell  
118 Service Drive, Suite 11  
Brandon, MS 39042

This the 7<sup>th</sup> day of July, 2005.

  
\_\_\_\_\_  
Michael V. Cory, Jr., Esq.