

Cause No. 348-278342-15

BOBBY WAYNE LINDAMOOD, JR.,  
AND JR'S DEMOITION &  
EXCAVATION, INC.

Plaintiffs,

v.

KAYLA LYNN LINDAMOOD,  
MARANDA MICHELLE COLLINS,  
MICHAEL ALLEN TAYLOR, JAN  
MOGGED, JAMES RICHARD  
FLETCHER, AND PROTECT  
COLLEYVILLE PAC,

Defendants.

§ IN THE DISTRICT COURT OF  
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§ TARRANT COUNTY, TEXAS  
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§  
§ 348TH JUDICIAL DISTRICT

**AFFIDAVIT OF MICHAEL ALAN TAYLOR**

1. My name is Michael Alan Taylor, who has been misidentified in this lawsuit as Michael Allen Taylor.

2. I am more than 18 years old, have never been convicted of a felony or crime involving fraud or moral turpitude. I am fully competent to make this Affidavit.

3. All of the facts set forth herein are true and correct. All of the facts set forth herein are within and based on my personal knowledge.

4. I am a resident of Colleyville, Tarrant County, Texas and currently serve as a Councilmember in Place 6 on the Colleyville City Council and as Mayor Pro Tem at the pleasure of the Council. On May 9, 2015, I was reelected to that position in a contested election against Bobby Wayne Lindamood, Jr. This lawsuit relates to events surrounding that election.

5. On April 27, 2015, I received a call from Kayla Lindamood's attorney who wanted to send me information regarding Bobby Lindamood, Jr. I told her to contact my attorney so that the information could be verified as to its authenticity and legality.

6. The morning of April 29, 2015, I opened an email with three attached deposition transcripts, two of which were deposition transcripts from the lawsuit *Lindamood Demolition, Inc. v. Bobby Lindamood, Jr., Billy Lindamood and JR's Demolition and Excavation*, Cause No. DC-10-15789 in the 298<sup>th</sup> Judicial District Court of Dallas County Texas. The third deposition transcript, which is the one at issue in this case, is the unsealed transcript of Bobby Lindamood Jr.'s sworn deposition dated March 4, 2011 in the lawsuit, *In re: Estate of Bobby Lindamood [Sr.]*, Cause No. PR093184-1 in Probate Court No. 1 of Dallas County, Texas.

7. I skimmed the deposition transcript in question and pulled out page 1, the cover page, and pages 37-42 of the sworn testimony. Pages 37-42 contained testimony regarding legitimate issues that an informed voter would be concerned about in regard to Bobby Lindamood's character because he described, in his own words, an incident with a prostitute in Las Vegas, climbing into a person's bed and putting his hand on their thigh, and an incident that included getting on the couch and touching the breasts and hip of his step-sister while he was married.

8. At a meeting on April 29<sup>th</sup> of campaign workers regarding the Glade Road project initiative, I handed out copies of the excerpts of the sworn testimony to the attendees. I had highlighted the portion of the sworn testimony I thought was important and underlined some of the testimony and blocked the name of "Mandy." I had *not* made any annotations to, deletions of, or comments in the margins of the deposition excerpt such as "The name redacted is an underage family member that chose not to be identified," which is contained in Exhibit A of the Petition at its own page 39.

9. The copies of Mr. Lindamood's excerpted deposition testimony that I distributed had no text annotations. A true and correct copy of what I handed out is attached hereto as Exhibit I.

10. I discussed the sworn testimony with the people at the meeting, who also supported my reelection campaign, and everyone agreed that the voters should know this information, but we could not use the sworn testimony in any way. And I did not. Instead, because of the rhetoric of the campaign, I believed that if I published the information, I would end up exactly in this situation—with a frivolous lawsuit filed against me, just before Election Day, by Bobby Lindamood to hurt my Election Day turnout on May 9<sup>th</sup>, and it did.

11. The "Alert" is the annotated version of the sworn deposition testimony. Plaintiffs attached the Alert as Exhibit A to their Petition in this case. The portions of the deposition excerpt I underlined in Exhibit I are not identical to the underlining in the Alert.

12. I did not make the Alert.

13. I did not author the Alert.

14. I did not publish the Alert to any other person.

15. I did not edit the Alert or the sworn deposition excerpt of Bobby Lindamood contained in it.

16. Other than denying the false claim that I created the Alert, I did not discuss the Alert with anyone because I had no knowledge of the Alert prior to receiving it on May 4, 2015.

17. I did not promote the Alert.

18. I did not endorse the Alert.

19. I did not hand out, hand-deliver, mail or otherwise distribute or publicize the Alert.

20. I did not direct any person to take any actions listed in Paragraphs 12-19 above with the Alert.

21. I received the Alert in the late evening on May 4, 2015, in my home mailbox.

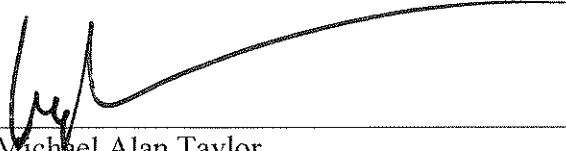
22. At a City Council meeting on May 5, 2015, Lindamood's political allies like David Medlin accused me of being responsible for the Alert. I was not.

23. On May 6, 2015, I received a call from Dustin Dangli, a reporter with the Fort Worth *Star-Telegram*. I told Dustin that I thought the sworn deposition transcript being sent to me so close to Election Day was a set-up, that I knew what was in the sworn deposition transcript and that I had decided not to use it in the campaign.

24. On the morning of May 8, 2015, election eve, I was served with citation in this lawsuit.

Further the affiant sayeth not.

Dated: July 1, 2015.

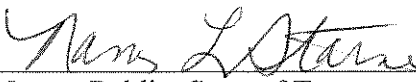



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Michael Alan Taylor

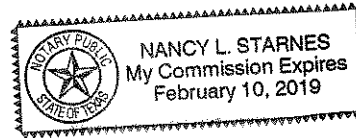
STATE OF TEXAS       §  
                                   §  
 COUNTY OF TARRANT   §

SUBSCRIBED AND SWORN TO before me, the undersigned authority, on this the 1<sup>st</sup>  
 day of July 2015.




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Notary Public, State of Texas



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**EXHIBIT 1**

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1 CAUSE NO. PR093184-1  
 2 IN RE: ESTATE OF ) IN THE PROBATE COURT  
 )  
 3 BOBBY LINDAMOOD ) NUMBER 1 OF  
 )  
 4 DECEASED ) DALLAS COUNTY, TEXAS  
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ORAL DEPOSITION OF

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BOBBY LINDAMOOD, JR.

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MARCH 4, 2011

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18 ORAL DEPOSITION OF BOBBY LINDAMOOD, JR., produced  
 19 as a witness at the instance of Kayla Lindamood, and  
 20 duly sworn, was taken in the above-styled and -numbered  
 21 cause on March 4, 2011, from 9:34 a.m. to 1:15 p.m.,  
 22 before Larissa L. McPhearson, CSR in and for the State  
 23 of Texas, reported by machine shorthand, at Suggs Law  
 24 Firm, 800 West Airport Freeway, Suite 600, Irving, Texas  
 25 75062, pursuant to the Texas Rules of Civil Procedure.

1           A. Everything. We just didn't see eye to eye.  
2           She was a push and I was a pull, and that's just the way  
3           we were, and we just -- we bumped heads on -- about  
4           everything.

5           Q. In some of your discovery responses, you state  
6           that Bobby and Billy Lindamood got along with their --  
7           your father. You and your father didn't get along, you  
8           had issues, didn't you?

9           A. I don't think --

10           MR. SUGGS: Objection, form.

11           A. I got along with my father great.

12           Q. Well, your father was upset with you when you  
13           went and started a competing company, wasn't he?

14           A. Oh, sure. He wasn't thrilled, but he came down  
15           to my shop and told me how many times he was proud of me  
16           and that he loved me and that he was proud of what I've  
17           done and what I've accomplished.

18           MR. HOODENPYLE: Object as nonresponsive.

19           Q. Your father was upset with you when you  
20           circulated photographs of your penis around Lindamood  
21           Demolition Company; isn't that true?

22           MR. SUGGS: Objection, form.

23           A. That's incorrect. I don't know what you're  
24           talking about.

25           Q. Your father was upset with you when he found



1 out that you had hired a prostitute in Las Vegas; isn't  
2 that true?

3 MR. SUGGS: Objection, form.

4 A. That's incorrect.

5 Q. What's incorrect about that?

6 A. That I hired a prostitute?

7 Q. Yes.

8 A. No, I didn't hire a prostitute in Las Vegas.

9 Q. Didn't Jake --

10 MR. SUGGS: Objection, form.

11 Q. -- walk in on you with a prostitute in Las  
12 Vegas?

13 A. I think that -- what happened in that room was  
14 there were several people in there, and it was to be  
15 funny is what it was. And Jake didn't walk in, he was  
16 already there.

17 Q. Who was in the room?

18 A. There was me -- I'll try to remember. Me,  
19 Jake, Billy, I can't remember the rest. Anyways, that's  
20 about all that I can remember.

21 Q. JR, Jake, and Billy were there. Anyone else?

22 A. I'm trying to remember. I can't remember.

23 Q. Was there another girl in the room?

24 A. I can't remember that either, to be honest. I  
25 don't think so.

1 Q. You don't recall your father being upset with  
2 you over that?

3 A. No, absolutely not.

4 Q. Do you recall your father being upset with you  
5 about something that happened between you and [redacted]?

6 A. I -- was he upset about it? Yeah, he was  
7 upset.

8 Q. And what happened?

9 A. Between me and my father?

10 Q. No, between you and [redacted] that made him so  
11 upset.

12 A. If I'm going to explain it to you, I'm going to  
13 explain it from the beginning, if that's okay with you.  
14 Is that a yes?

15 Q. What was your father upset about? Was he upset  
16 that you had sexually assaulted [redacted]?

17 A. I didn't sexually assault her.

18 Q. What --

19 A. Are you accusing me of doing something illegal  
20 or something or what because that was not -- I did not  
21 sexually assault her.

22 Q. Did your father think you had sexually  
23 assaulted her?

24 A. No.

25 Q. Did anybody think you had sexually assaulted

1 [REDACTED]

2 A. I have no idea. I kept that conversation with  
3 my father.

4 Q. Well, what do you have to explain about? What  
5 was your father upset about?

6 A. Because you can't take just a single thing  
7 without hearing the whole story.

8 Q. What was your father upset about?

9 A. He was upset that it happened, that --

10 Q. What happened?

11 A. Well, that -- all the events because I  
12 explained everything to him that day.

13 Q. Well, tell me what these events are.

14 A. Okay. Well, he was upset that they had punched  
15 a hole in my bathroom wall and was watching me while I  
16 was naked in my room while I didn't know about it.  
17 They're upset what -- about in Branson -- or in  
18 Tennessee when somebody had asked me to climb into the  
19 bed with them and put my hand on their thigh.

20 They were upset about people that were  
21 walking around sticking ice cream cones in their mouth  
22 and saying, look at this, and doing -- and making the  
23 gesture of giving a blow job and putting ice cream all  
24 over their lips. Walking around without a shirt on,  
25 walking around without a bra on, making sexual

1 suggestions towards me all these years. And then he was  
2 upset that, whenever at my house, when he walked into my  
3 back bedroom, [redacted] was drunk, I was too, she fell down  
4 in my arms, she grabbed my hands and put them on her  
5 breasts, and then right there, it stopped.

6 Then that night whenever she went to bed,  
7 she pulled her bra off and went like this with her bra  
8 in front of me (motioning) and put it on my table. My  
9 -- there's a long hall to my bedroom and she slept on  
10 the couch. She did that with the bra and threw it on  
11 the table. She's like, look at this, Bobby, Jr., and  
12 threw it on the table. I went to bed, I got back up,  
13 laid -- I got on the couch with her and she turned  
14 around and pushed her chest up, and I pulled her shirt  
15 up, and then she turned over, put my hand on her -- I  
16 wasn't fondling, I put my hand on her hip, and then it  
17 ended.

18 The next morning, she said, hey, what you  
19 did was wrong. I said, hey, look, you were involved in  
20 it, too, you're the one who lead it up to that. And so  
21 from there, we argued over it, and then I finally  
22 admitted to my father that, hey, this is what's happened  
23 and I went through the whole thing. And this happened,  
24 what, 15 years ago, 20 years ago.

25 Q. Where did this occur?

1 A. At my house.

2 Q. Were you married then?

3 A. Yes, I was.

4 Q. And your father was upset over these  
5 activities, wasn't he?

6 A. All of them, yes, he was.

7 Q. Were you aware that Kayla and your father were  
8 going to Hawaii in 2001?

9 A. I heard that they were, yes.

10 Q. And how did you hear that?

11 A. That he had told me that they were going to  
12 take a trip, and that's pretty much it, that everybody  
13 just kind of knew that they were going to take a trip.

14 Q. If you would grab Exhibit No. 2.

15 A. Sure.

16 Q. Do you recognize this to be a true and correct  
17 copy of you and your brother's application to set aside  
18 an order probating will?

19 A. Yes, I do.

20 Q. Okay. You were aware -- do you know who Gary  
21 Mankin is?

22 A. Do I know where he is?

23 Q. Do you know who Gary Mankin is?

24 A. Oh, yes, sir, I do.

25 Q. Who is he?