

EXHIBIT 1

DEFINITIONS

1. “You” and any variation of the word “you” refer to Carol Burnett.
2. “Mississippi Today” refers to Deep South Today d/b/a Mississippi Today and any of its employees, officers, and directors.
3. “Person(s)” shall mean all individuals and entities, including sole proprietorships, associations, companies, partnerships, joint ventures, corporations, individuals, and other juridical entities.
4. “Communication” includes face-to-face oral discussion, telephonic discussion, written exchanges, e-mail, text messages, voice messages, direct messages, messages transmitted via encrypted messaging service, messages transmitted via messaging application (such as WhatsApp or other similar applications), and all other electronic communications.
5. “Documents and things” is used in its broadest sense and includes, but is not limited to, any printed, typewritten, handwritten, graphic or recorded matter of any type and description, however denominated and however and by whomever prepared, recorded, produced, reproduced, disseminated or made, including, but not limited to, the following: Any letter, telephone bill, calls, minutes, resolutions, telegrams, cables, teletypes, report, chart, affidavit, statement, accountants’ statement, financial statement, bank records, book of account, ledger, work sheet, balance sheet, information sheet, data sheet, log book, journal, list, book, manuscript, desk calendar, appointment book, diary, business records, personal records of employees, opinion, memorandum, summary or record or tape recording or transcript of any conversation or meeting, notes, notebooks, paper, photograph, audio or video tape, recording, microfilm, microfiche, study, contract, written agreement, check, receipt, invoice, bill, computer printout, communication, summary of interview,

report and/or summary of investigations, and/or any other writing of whatever description, including computer tapes, computer cards, disk, diskettes, any information contained in any computer although not yet printed and any draft, carbon, photographic copy, preliminary take or version of any such material the contents of which differs in any respect from the original.

6. “Electronically stored information” is used in its broadest sense and includes, but is not limited to, emails; text messages; chats over cellular phones or other devices or applications; photographs, videos, or audio recorded by a device; metadata recording telephone call time, length, involved numbers; programs, including artificial intelligence, used to record and/or transcribe communications; documents created in programs such as Microsoft Word, Excel, PowerPoint, Access, Corel WordPerfect, Adobe Acrobat, and other formats of documents; and articles, photographs, or comments posted on social media applications or sites, blogs, or other internet sites. The electronically stored information is requested without regard to where it may have been created or where it may currently reside, including, but not limited to, laptop computer hard drives, network servers, mobile devices, cell phones, tablets, websites for particular applications, external hard drives, off-site storage (e.g., “cloud” storage, such as iCloud, OneDrive, Google Drive, DropBox, Box) and third-party messages applications such as WhatsApp, Signal, and Telegram.

7. Something “relating to” or which “relates to” any given subject means anything that constitutes, contains, embodies, reflects, identifies, states, refers to, deals with, or is in any way pertinent to that subject.

**COMMANDS TO PRODUCE COMMUNICATIONS, DOCUMENTS AND THINGS,
AND ELECTRONICALLY STORED INFORMATION MADE UNDER MISS. R. CIV. P.
45(a)(1)(C)**

1. Produce all communications, documents, and things that you have sent to and received from Mississippi Today and/or any representative or agent of Mississippi Today,

including, but not limited to, Anna Wolfe, Adam Ganuchau, and attorneys, paralegals, or other persons affiliated with an attorney or law firm that represents Mississippi Today.

2. Produce all communications, documents, and things that you have sent to and received from Michael Rosenberg and/or any other person affiliated with Sports Illustrated, including, but not limited to, attorneys, paralegals, or other persons affiliated with an attorney or law firm that represents Sports Illustrated.

3. Produce all communications, documents and things, and electronically stored information that is related to the following:

- a. communications that you have sent to and received from Mississippi Today;
- b. documents and things that you have sent to and received from Mississippi Today;
- c. communications that you have sent to and received from Michael Rosenberg and/or any other person affiliated with Sports Illustrated; and
- d. documents and things that you have sent to and received from Michael Rosenberg and/or any other person affiliated with Sports Illustrated.

4. Produce all documents, things, communications, and electronically stored information that relate to former Governor Phil Bryant in any way.

5. Mississippi Today published an article by Anna Wolfe on July 24, 2019, entitled “DHS, in midst of leadership transition, failing to monitor spending of public dollars, child care center safety standards.” In that article, Wolfe wrote: “Burnett said while state leaders have tried to give the impression that the department of human services operates independently of the governor’s office, ‘that is not the case.’ ‘(The department of human services) works as an arm of

the governor's office,' Burnett said. 'That's part of the political context that makes the governor's opinion (of the program) so critical.'"

Produce all documents, things, communications, and electronically stored information related to the statement attributed to you in the July 24, 2022, article, including, but not limited to, the following:

a. all documents, things, communications, and electronically stored information that prove the Mississippi Department of Human Services did not operate independently of the governor's office during former Governor Phil Bryant's tenure as governor;

b. all documents, things, communications, and electronically stored information that prove the Mississippi Department of Human Services operated "as an arm of the governor's office" during former Governor Phil Bryant's tenure as governor; and

c. all documents, things, communications, and electronically stored information that relate to former Governor Phil Bryant's "opinion" of the TANF program during his tenure as governor.

6. Mississippi Today published an article on April 7, 2022, by Anna Wolfe entitled "My Governor is counting on me': Disgraced welfare director bowed to Phil Bryant's wishes." In the article, Wolfe wrote:

"I've been saying all along that all of those TANF subgrants that are suspect – Nancy New, all of them – it was the governor who was the wizard behind the curtain," said Carol Burnett, founder of the Mississippi Low-Income Child Care Institute. "That's my opinion."

Burnett's opinion is an educated one; she was a division director in the Mississippi Department of Human Services in the early 2000s and has direct knowledge about how the agency operates.

"The thing about TANF and the governor in Mississippi is: it's a huge pot of money and the governor has total control over it," Burnett said. "The governor just had to have been involved in those decisions."

Produce all documents, things, communications, and electronically stored information related to the statements attributed to you in the April 7, 2022, article, including, but not limited to, the following:

a. all documents, things, communications, and electronically stored information that relate to your “opinion” that former Governor Phil Bryant “was the wizard behind the curtain;”

b. all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant’s directed TANF subgrants to any person;

c. all documents, things, communications, and electronically stored information that relate to your statement that “the governor has total control over” the “huge pot” of TANF “money;”

d. all documents, things, communications, and electronically stored information that relate to your statement that “[t]he governor just had to have been involved in those decisions;”

e. all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant directed TANF funds toward the construction of a volleyball facility on the campus of the University of Southern Mississippi;

f. all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant directed TANF funds to Prevacus;

g. all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant embezzled at least \$77 million of TANF funds;

h. all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant misused and squandered at least \$ 77 million of TANF funds;

i. all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant steered millions of TANF funds to his family and friends, including Brett Favre; and

j. all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant knew about and/or blessed the misspending of at least \$77 million in TANF funds.

7. Sports Illustrated published an article on May 18, 2023, by Michael Rosenberg entitled “‘The Driving Force’: How Brett Favre’s Demands for Cash Fueled a Scandal.” In that article, Rosenberg wrote: “Bryant’s lawyers would later say he had ‘no knowledge of or involvement in’ the meeting or the \$4 million commitment. But Mississippi Low-Income Child Care Initiative founder Carol Burnett, who worked in MDHS in the early 2000s, tells SI, ‘The head of DHS doesn’t make those decisions without the governor’s knowledge and approval. That is just unfathomable to me.’”

Produce all documents, things, communications, and electronically stored information related to the statement attributed to you in the May 18, 2023, article, including, but not limited to, all documents, things, communications, and electronically stored information that prove former Governor Phil Bryant knew about and/or approved the expenditure of TANF funds on the construction of a volleyball facility on the campus of the University of Southern Mississippi.

8. The New York Times published an article on September 22, 2022, by Neil MacFarquhar entitled “Mississippi Welfare Scandal Spreads Well Beyond Brett Favre.” In that

article, MacFarquhar wrote: “Carol Burnett, the executive director of the Mississippi Low-Income Child Care Initiative, a nonprofit organization, said people were appalled that tens of millions of dollars that should have gone toward initiatives like improved public transportation or child care for the working poor were apparently handed out to rich political cronies instead. ‘They see this money that is intended to help people like them that is so misused and redirected to people who do not need help,’ she said. ‘It is infuriating.’”

Produce all documents, things, communications, and electronically stored information related to the statements attributed to you in the September 22, 2022, article, including, but not limited to, the following:

a. all communications, documents and things, and electronically stored information related to the statement that you provided to MacFarquhar and/or The New York Times;

b. all communications, documents and things, and electronically stored information proving that former Governor Phil Bryant “handed out” tens of millions of dollars “to rich political cronies;” and

c. all communications, documents and things, and electronically stored information proving that former Governor Phil Bryant “misused and redirected” welfare dollars.