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PO Box 4333  
Houston, TX 77210-4333  
11 Greenway Plaza, Suite 100  
Houston, TX 77046-1173  
713 626 1919

A I M Advisors, Inc.

811-02756  
Branch 16

May 27, 2005

AIM HIGH YIELD SECURITIES INC

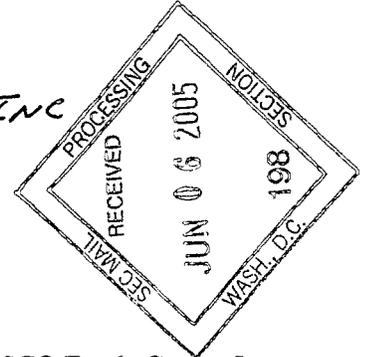
VIA CERTIFIED MAIL/RRR



Securities and Exchange Commission  
450 Fifth Street  
Washington, D.C. 20549



05060944



Re: Filing Pursuant to Section 33 of the Investment Company Act of 1940 by INVESCO Funds Group, Inc. and A I M Distributors, Inc.

Ladies and Gentlemen:

Pursuant to Section 33 of the Investment Company Act of 1940, we hereby file on behalf of INVESCO Funds Group, Inc. and A I M Distributors, Inc., one copy of an **Order** in *Herman C. Ragan, et al. v. INVESCO Funds Group, Inc. and A I M Distributors, Inc.*

Sincerely,

Stephen R. Rimes  
Assistant General Counsel

PROCESSED

JUL 26 2005

THOMSON FINANCIAL

Enclosures

cc: Mr. Robert B. Pike, SEC – Fort Worth  
Mr. James H. Perry, SEC – Fort Worth

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SO. DIST. OF GA.

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
DUBLIN DIVISION

HERMAN C. RAGAN,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	CIVIL ACTION NO.: CV304-031
	)	
INVESCO FUNDS GROUP, INC.,	)	
and AIM DISTRIBUTORS, INC.,	)	
	)	
Defendants.	)	
_____	)	

O R D E R

Before the Court is Plaintiff's Motion to Compel Discovery. (Doc. 21). After careful consideration and for the reasons stated below, Plaintiff's motion is **GRANTED IN PART**.

In his motion, Plaintiff asks the Court to compel Defendants to answer a number of interrogatories and requests for production of documents. Before recusing himself from this matter, Judge Bowen issued an Order provisionally denying Defendants' motion to transfer and limiting discovery to "matters which are reasonably calculated to address the issues of venue and transfer." (Doc. 19 at 2.) Defendants have objected to Plaintiff's discovery requests on the ground that Plaintiff is seeking information that is not relevant to the issues of venue and transfer and, thus, outside the scope of Judge Bowen's Order.

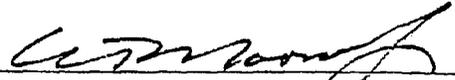
Central to transfer and venue are the locations of witnesses and records. See Holmes v. Freightliner, L.L.C., 237 F. Supp. 2d 690, 692 (M.D. Al. 2002); Dove v. Mass. Mut. Life Ins. Co., 509 F.

Supp. 248, 251 (S.D. Ga. 1981). In his interrogatories and requests for production, Plaintiff seeks not only the location of records and witnesses regarding his claims, but the records and witnesses as well. Accordingly, his inquiries go beyond transfer and venue and towards the merits of his case. The Court agrees with Defendants that Judge Bowen's Order does not permit this depth of discovery. However, the Court also finds that Plaintiff is permitted to seek some information in addition to that which Defendants have already produced.

Consequently, the Court **DIRECTS** Defendants to provide the location of the witnesses and documents that Plaintiff seeks in each of his interrogatories and requests for production of documents but not the actual information. For example, in response to Interrogatory Number 7, Defendants shall provide Plaintiff with the residence of all "directors who have voted for or against plans to charge 12(b)(1) fees to investors in funds after the sale of shares in the fund have been closed." Similarly, in response to Request for Production Number 10, Defendants are to provide the location of "[A]ll records of payments to any entity of funds derived from 12(b)(1) fees." Defendants are **DIRECTED** to provide these responses to Plaintiff within 30 days of the date of this Order. Further, if Defendants wish to have the Court reconsider transfer of this action, they are **DIRECTED** to file a renewed motion for transfer after providing Plaintiff their discovery responses

and not later than 45 days from the date of this Order.

SO ORDERED this 25<sup>th</sup> day of May, 2005.



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WILLIAM T. MOORE, JR., CHIEF JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA