

**IN THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR MANATEE COUNTY, FLORIDA
CIVIL DIVISION**

MARY LOU SMITH
an individual, and
SHARON DENSON,
an individual

Plaintiffs,

vs.

CASE NO.: 08 CA 11315
Division B

TRAILER ESTATES PARK AND
RECREATION DISTRICT,
an independent special taxing district,
JANET JONES, an individual,
JOHN VANDERMOLLEN, an individual,
JOSEPH SALERNO, an individual, and
MARY LOU MCNULTY, an individual

Defendants.

AMENDED NOTICE OF TAKING DEPOSITION DUCES TECUM
(Amended as to location)

PLEASE TAKE NOTICE that counsel for the Plaintiffs, MARY LOU SMITH and SHARON DENSON, will take the following deposition:

NAME: Trailer Estates Park and Recreation District's Representative
(Martha Brauer)

DATE: April 17, 2009

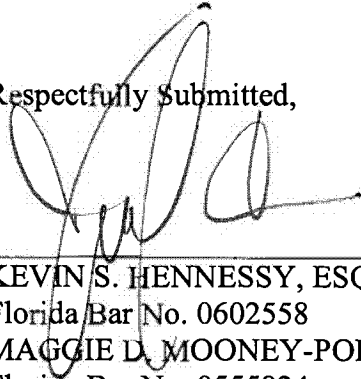
TIME: 3:00 PM (Or immediately following the deposition of Trailer Estates Park
And Recreation District's Custodian of Public Records, TJ Miller)

PLACE: Kirk Pinkerton, P.A.
1301 6th Avenue West
Suite 401
Bradenton, FL 34205

upon oral examination before Executive Court Reporting, a Court Reporter authorized by law in the State of Florida to take depositions. This oral examination will continue from day to day until completed. The deposition is being taken for the purpose of discovery, for use at trial, or for such other purposes as are permitted under the Florida Rules of Civil Procedure.

The documents listed on Exhibit "A" attached hereto shall be brought to the deposition.

Respectfully Submitted,



KEVIN S. HENNESSY, ESQUIRE

Florida Bar No. 0602558

MAGGIE D. MOONEY-PORTALE, ESQUIRE

Florida Bar No. 0555924

JENNIFER R. COWAN

Florida Bar No. 0038081

Lewis, Longman & Walker, P.A.

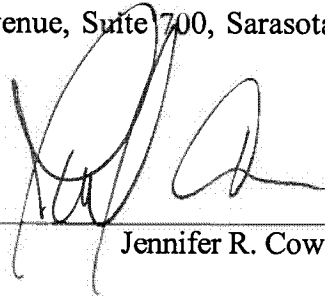
1001 3rd Avenue West, Suite 670

Bradenton, Florida 34205

Telephone (941) 708-4040

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished to **Hunter Carroll, Esquire**, Matthews, Eastmoore, Hardy, Crauwels & Garcia, P.A., 1777 Main Street, Suite 500, Sarasota, FL 34236, **James D. Dye, Esquire**, Dye, Deitrich, Petruff, & St. Paul, 1111 Third Ave. West, Suite 300, Bradenton, FL 34205, **Robert E. Turffs, Esquire**, 1444 First Street, Suite B, Sarasota, FL 34236, **Robert J. Gill, Esquire**, Ruden McClosky, Smith, Schuster & Russell, P.A., 1515 Ringling Blvd., Suite 700, Sarasota, FL 34236, **Thomas D. Shults, Esquire**, Kirk Pinkerton, P.A., 50 Central Avenue, Suite 700, Sarasota, FL 34236, by *U.S. First Class Mail*, this 08th day of March, 2009.



Jennifer R. Cowan

EXHIBIT "A"

Any and all documentation in your possession that have not previously been produced to the counsel for the Plaintiffs including but not limited to the following:

1. Any and all documents not previously produced in response to Plaintiff's December 12, 2008, Request for Production.
2. Any and all documents (including but not limited to all notes, memos, or emails) whether in electronic or written format, relating to the Trailer Estates Park and Recreation District's ("District") Executive Committee, Administrative Committee, and/or Executive Board, from January 1, 2006, to the present.
3. Any and all letters, memos, or emails between any previous or existing members of the Board of Trustees for the District, whether in electronic or written format, from January 1, 2006, to the present.
4. Any and all calendars from January 1, 2006, to the present, whether in electronic or written format, depicting any meetings between persons who have served or are serving on the District's Board of Trustees.
5. Any and all documents that claim an exemption to the public records law that are responsive to the public records requests alleged in the complaint.
6. Any and all public records withheld and complained of in the complaint.
7. Any and all memos prepared and disseminated by Janet Jones to the Board of Trustees from January 1, 2006, to the present.
8. Any and all documentation relating to Wayne Hamblen's to execution of a Manatee County Easement Encroachment Agreement on behalf of the District.
9. Any and all documents relating to the public records policy and procedure adopted on January 7, 2008 and any amendments to that policy.
10. Any and all documents relating to October 16, 2006, Board Meeting Minutes and any amendments of those minutes.
11. Any and all documents relating to the computer router formerly located in the Trailer Estates office.
12. Any and all documents relating to the November 5, 2007, Meet the Candidate Evening.
13. Any and all documents relating to the November 17, 2008, Meet the Candidate Evening.

14. Any and all documents relating to the decision to record the District's Board Meetings and maintenance copies of those recordings.
15. Any and all documents relating to the application of Fla. Stat. § 849.01 to the District.
16. Any and all documents relating to the Disaster Meeting held on June 4, 2007, and referenced in the June 4, 2007, Board Meeting Minutes.
17. Any and all documents relating to the appointment of Mike Neal and Tom Featheringill to the District's Board of Trustees.
18. Any and all documents relating to the selection of articles for publication in the Tribune.
19. Any and all documents relating to the disbanding of District committees.
20. Any and all documents relating to changes in the District's website from December 1, 2008, to present.
21. Any and all documents relating to the Board Questionnaire discussed at the December 8, 2008, District's Workshop.
22. Any and all documents relating to the "pre-meetings" referenced in the March 21, 2005, Board Meeting Minutes.
23. Any and all documents reflecting communication between the Board of Trustees for the District from January 1, 2006, to the present.