

**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 VANDERMOLEN, an individual,
JOSEPH SALERNO, an individual, and
MARY LOU MCNULTY, an individual

Defendants.

AMENDED NOTICE OF TAKING DEPOSITION DUCES TECUM
(Amended as to date and time per the request of Defendant, Janet Jones)

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

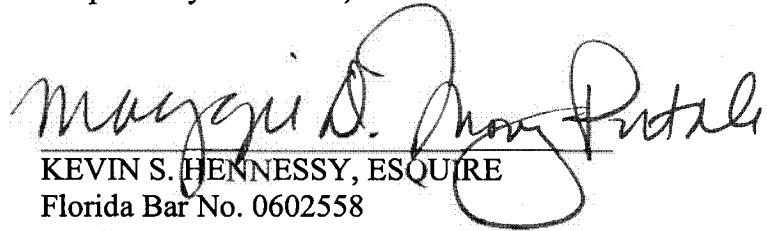
NAME: Janet Jones
DATE: May 19, 2009
TIME: 9:00 AM
PLACE: Vincent Lucente & Associates
526 12th Street, West
Bradenton, FL 34205

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, ESQUIRE

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 *Facsimile and U.S. First Class Mail*, this 15th day of April, 2009.


Maggie D. Mooney-Portale

EXHIBIT "A"

Any and all documentation in your possession including but not limited to the following:

1. Any and all journals, diaries, calendars, or notes relating to Trailer Estates Park and Recreation District ("District"), whether in electronic or written format, from January 1, 2006, to the present.
2. Any and all notes, memos, or emails from January 1, 2006, to the present, whether in electronic or written format, between you and any person who has served or is serving on the District's Board of Trustees.
3. Any and all documents (including but not limited to all journals, diaries, calendars, notes, memos, or emails) whether in electronic or written format, relating to the District's Executive Committee, Administrative Committee, and/or Executive Board, from January 1, 2006, to the present.
4. Any and all telephone, including cellular phone, records and invoices or bills from January 1, 2006, to the present.
5. Any and all documentation relating to the memos you issued from January 1, 2006, to the present.
6. Any and all documentation relating to Wayne Hamblen's execution of a Manatee County Easement Encroachment Agreement on behalf of the District.
7. Any and all documents relating to the public records policy and procedure adopted on January 7, 2008 and any amendments to that policy.
8. Any and all documents relating to October 16, 2006, Board Meeting Minutes and any amendments of those minutes.
9. Any and all documents relating to the computer router formerly in the Trailer Estates office.
10. Any and all documents relating to the November 5, 2007, Meet the Candidate Evening.
11. Any and all documents relating to the November 17, 2008, Meet the Candidate Evening.
12. Any and all documents relating to the decision record the District's Board Meetings and the maintenance of those recordings.
13. Any and all documents relating to the application of Fla. Stat. § 849.01 applies to the District.

14. Any and all documents relating to the Disaster Meeting held on June 4, 2007, and referenced in the June 4, 2007, Board Meeting Minutes.
15. Any and all documents relating to the appointment of Mike Neal and Tom Featheringill to the District's Board of Trustees.
16. Any and all documents relating to the selection of articles for publication in the Tribune.
17. Any and all documents relating to the disbanding of District committees.
18. Any and all documents relating to changes in the District's website from December 1, 2008, to present.
19. Any and all documents relating to the Budget Questionnaire discussed at the December 8, 2008, District Board Meeting.
20. Any and all documents relating to the "pre-meetings" referenced at the March 21, 2005, Board Meeting Minutes.
21. Any and all notes, memos, or emails from January 1, 2006 to the present, whether in electronic or written format, between you and Gail Oppen.
22. Any and all notes, memos, or emails from January 1, 2006 to the present, whether in electronic or written format, between you and Martha Brauer.
23. Any and all notes, memos, or emails from January 1, 2006 to the present, whether in electronic or written format, between you and TJ Miller.
24. Any and all notes, memos, or emails from January 1, 2006 to the present, whether in electronic or written format, between you and Bernie Dent.
25. Any and all notes, memos, or emails from January 1, 2006 to the present, whether in electronic or written format, between you and Harry Splett.
26. Any and all notes, memos, or emails from January 1, 2006 to the present, whether in electronic or written format, between you and Phyllis Hamblen.