

**IN CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR MANATEE COUNTY, FLORIDA**

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

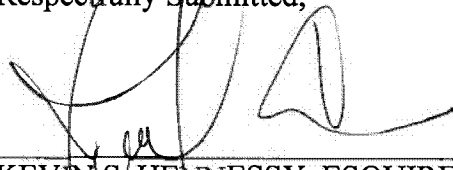
PLEASE TAKE NOTICE that counsel for the Plaintiffs, MARY LOU SMITH and SHARON DENSON, will take the following deposition:

NAME: Trailer Estates Park and Recreation District Representative
DATE: August 28, 2009
TIME: 9:30 AM
PLACE: Kirk Pinkerton (First Bank Building)
1301 6th Avenue West
Suite 401
Bradenton, Florida 34205

upon oral examination before 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.

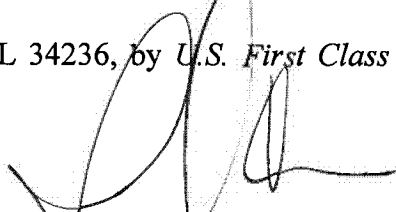
Respectfully Submitted,



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, **Daniel E. Scott, Esquire**, Daniel E. Scott, P.A., 2033 Main Street, Suite 408, Sarasota, FL 34237, **Thomas D. Shults, Esquire**, Kirk Pinkerton, P.A., 50 Central Avenue, Suite 700, Sarasota, FL 34236, by U.S. *First Class Mail*, this 28th day of July, 2009.



JENNIFER R. COWAN, ESQ.

cc: US Legal Support

EXHIBIT "A"

Copies of 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, recordings 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, 2005, to the present.
3. Any and all draft or adopted policies related to the District's Executive Committee, Administrative Committee, and/or Executive Board.
4. Any and all letters, memos, or emails between you and any previous or existing member of the Board of Trustees for the District, whether in electronic or written format, from January 1, 2005, to the present.
5. Any and all telephone, including cellular phone, records and invoices or bills of the District from January 1, 2005, to the present.
6. Any and all documents reflecting communication between the Board of Trustees for the District from January 1, 2005, to the present.
7. Any and all calendars from January 1, 2005, 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.
8. Any and all documents that claim an exemption to the public records law responsive to the public records requests alleged in the complaint, and amended complaint.
9. Any and all public records withheld and complained of in the complaint and amended complaint.
10. Any and all draft or adopted policies related to the District's public records.
11. Any and all minutes, notices, publications of notices, relating to any group working on the District's website from January 1, 2009, to May 20, 2009.
12. Any and all notes, emails, or other documentation relating to the District's Budget Questionnaire from October 1, 2009, to May 20, 2009.
13. Any and all draft or adopted policies related to the communications with the Plaintiffs.

14. Any and all letters, notes, emails, or documents reflecting communications with Kirk Pinkerton or Mark Barnebey.
15. Any and all draft or adopted policies related to the District's newspaper, newsletter, or the Tribune.
16. Any and all draft or adopted policies related to the District's television channel or the video club.
17. Any and all letters, notes, emails or documents reflecting communications with Ruden McClosky related to the Sunshine law and/or public records law.
18. Any and all draft or adopted polices related to the communications with the District's legal counsel.
19. Any and all draft or adopted policies or memos related to taking minutes at any board or committee meeting.
20. Any and all draft or adopted policies or memos related to providing notice of any board or committee meeting.
21. Any and all documents relating to the previous or current District policy regarding the Trustees contact with the District's counsel.
22. Any and all documents relating to the use of the District's kitchen.
23. Any and all documents relating to the Referendum Committee.