

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

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

Plaintiffs,

vs.

CASE NO.: 2008 CA 11315

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.

**PLAINTIFFS' MOTION FOR EXPEDITED DISCOVERY REGARDING
PLAINTIFFS' SECOND REQUEST FOR PRODUCTION**

Plaintiffs, MARY LOU SMITH and SHARON DENSON, by and through their undersigned counsel and pursuant to Rules 1.090, 1.100, and 1.350, *Florida Rules of Civil Procedure*, file this Motion for Expedited Discovery and as grounds therefore states:

1. The Plaintiffs have filed an Amended Complaint against the Trailer Estates Park and Recreation District ("District"), and four individuals who are either current or former members of the Board of Trustees that governs the District, asserting a four (4) count cause of action against the Defendants for violations of the Public Records and Sunshine Laws, Florida Statutes §§ 119.07 and 286.011, respectively.

2. On August 4, 2009, the Plaintiffs served the Defendants with their Second Request for Production, wherein the Plaintiffs' requested inspection of the Defendants' computers.

3. Rule 1.350, *Florida Rules of Civil Procedure*, provides that the Defendants shall respond to a request for production within 30 days after service of the request. However, Rule 1.350, *Florida Rules of Civil Procedure*, also states that the court may allow for a shorter time for Defendants to respond to a request for production.

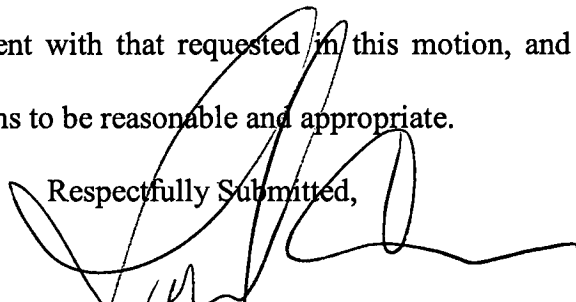
4. This matter has been set for trial beginning September 8, 2009. Further, this Court has ordered that all discovery in this case must be completed by August 29, 2009.

5. The requested inspection of the Defendants' computers is necessary in order for Plaintiffs to prepare for depositions scheduled in the next few weeks and the trial referenced above.

6. Accordingly, the Plaintiffs request that the Defendants produce the information sought pursuant to the Plaintiffs' Second Request for Production for inspection at the District's office located at 1903 69th Avenue West, Bradenton, FL 34207, on August 12, 2009, at 9:00 a.m.

WHEREFORE, Plaintiffs respectfully request this Court enter an Order granting the Plaintiffs' Motion for Expedited Discovery Regarding Plaintiffs' Second Request for Production and setting expedited discovery consistent with that requested in this motion, and grant such other and further relief as this Court deems to be reasonable and appropriate.

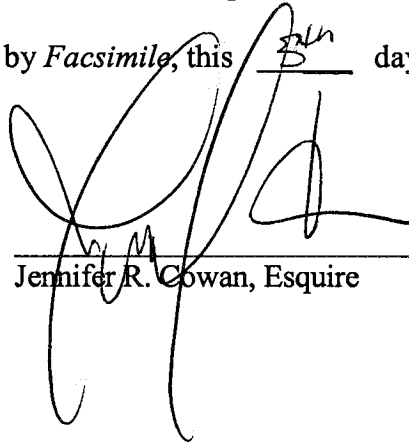
Respectfully Submitted,



KEYVIN S. HENNESSY, ESQUIRE
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MAGGIE MOONEY-PORTALE, ESQUIRE
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Counsel for Plaintiffs

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. Turff, 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 *Facsimile*, this 3rd day of August, 2009.



A large, stylized handwritten signature in black ink, appearing to read 'Jennifer R. Cowan', is written over a horizontal line.

Jennifer R. Cowan, Esquire