

AFFIDAVIT OF SERVICE

Circuit Court

County of Manatee

a

08 CA 11315 Court Date: 12/3/2009 2:00 pm

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

vs.

Defendant:
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,

For:
Lori Dorman, Esq.
Lewis, Longman & Walker, P.A.
1001 Third Avenue W.
Suite 670
Bradenton, FL 34205

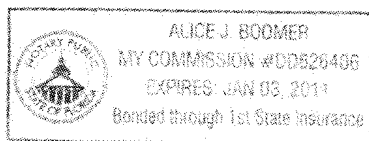
Received by ASAP Process Services, LLC. on the 24th day of November, 2009 at 2:08 pm to be served on Jane Leduc c/o Trailer Estates Park & Recreation District, 1903 69th Aveune W., Bradenton, FL 34207.

I, Mary L. Sanger, being duly sworn, depose and say that on the 30th day of November, 2009 at 11:22 am, I:

INDIVIDUALLY served by delivering a true copy of the **Subpoena for Deposition (Duces Tecum); Exhibit "A"; Notice of Taking Deposition Duces Tecum; Witness Fee \$5.42** with the date and hour of service endorsed thereon by me, to: **Jane Leduc**, and informed said person of the contents therein, in compliance with state statutes.

I ACKNOWLEDGE that I have no interest in the above action, am of legal age, and have proper authority in the jurisdiction in which this service was made. "Under penalty of perjury, I declare that I have read the foregoing and that the facts stated therein are true."

Signed On 11/30/09



Subscribed and Sworn to before me on the 30th day of November, 2009 by the affiant who is personally known to me.

[Signature]
NOTARY PUBLIC

[Signature]

Mary L. Sanger
Certified Process Server #301

ASAP Process Services, LLC.
Post Office Box 14653
Bradenton, FL 34280
(941) 807-4830

Our Job Serial Number: 2009004526

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.

11/30/09
11.22a
MCS #301

SUBPOENA FOR DEPOSITION
(DUCES TECUM)

TO: JANE LEDUC
C/O TRAILER ESTATES PARK & RECREATION DISTRICT
1903 69TH AVENUE W
BRADENTON FL 34207

YOU ARE COMMANDED to appear before a person authorized by law to take depositions at Lewis, Longman & Walker, P.A., 1001 Third Avenue West, Bradenton, Sixth Floor, Bradenton, Florida 34205 on **December 3, 2009 at 2:00 p.m.**, for the taking of your deposition in this action and to have with you at that time and place all documents listed on the attached "Exhibit A".

If you fail to appear, you may be in contempt of court.

YOU ARE SUBPOENAED to appear by the following attorneys, and unless excused from this subpoena by these attorneys or the court, you shall respond to this subpoena as directed.

Dated this 23rd day of **November, 2009**.



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

cc: US Legal Support (via email)

EXHIBIT "A"

Any and all documentation in your possession that has not previously been produced to counsel for the Plaintiffs at the deposition of the District Representative or Records Custodian, including but not limited to the following:

1. Any and all emails that you sent to or received from current or past Trailer Estates Park and Recreation District ("District") Board of Trustee member(s) and member(s)-elect relating to the District from January 1, 2005, to the present.
2. Any and all emails that you sent to or received from Martha Brauer related to the District from January 1, 2005, to the present.
3. Any and all emails that you sent to or received from Janet Jones related to the District from January 1, 2005, to the present.
4. Any and all emails that you sent to or received from John Vandermolen related to the District from January 1, 2005, to the present.
5. Any and all emails that you sent to or received from Joe Salerno related to the District from January 1, 2005, to the present.
6. Any and all emails that you sent to or received from Mary Lou McNulty related to the District from January 1, 2005, to the present.
7. Any and all emails that you sent to or received from TJ Miller related to the District from January 1, 2005, to the present.
8. Any and all emails that you sent to or received from current or past District Board of Trustee member(s) and member(s)-elect that copy another District Board of Trustee member(s) relating to the District from January 1, 2005, to the present.
9. Any and all documents (including but not limited to all 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, 2005, to the present.
10. Any and all correspondence, notes, 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.
11. Any and all documents reflecting communications between any members of the Board of Trustees for the District from January 1, 2005, to the present.

12. Any and all calendars from January 1, 2005, to the present, whether in electronic or written format, depicting any meetings between you and persons who have served or are serving on the District's Board of Trustees.
13. Any and all journals, notes, diaries, or other documentation you kept that describes or discusses District matters.
14. Any and all articles, publications, or information relating to the Sunshine Laws, Public Records Laws, or Freedom of Information Act provided to you during the course of your employment at the District.
15. Any and all notes left for you or given to you from any Trustee.
16. Any and all documents related to your duties in the District's office, including job descriptions, operating procedures and office manuals.
17. Any and all documents related to the District's public records policy.

**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.

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: Jane LeDuc
DATE: December 3, 2009
TIME: 2:00 PM
PLACE: Lewis, Longman & Walker, P.A.
1001 Third Avenue West
Suite 670
Bradenton, FL 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

Florida Bar No. 0038081

Lewis, Longman & Walker, P.A.

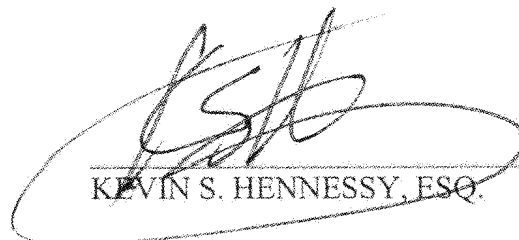
1001 3rd Avenue West, Suite 670

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 *facsimile*, this 23rd day of November, 2009.



KEVIN S. HENNESSY, ESQ.

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6. Any and all emails that you sent to or received from Mary Lou McNulty related to the District from January 1, 2005, to the present.
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11. Any and all documents reflecting communications between any members of the Board of Trustees for the District from January 1, 2005, to the present.

12. Any and all calendars from January 1, 2005, to the present, whether in electronic or written format, depicting any meetings between you and persons who have served or are serving on the District's Board of Trustees.
13. Any and all journals, notes, diaries, or other documentation you kept that describes or discusses District matters.
14. Any and all articles, publications, or information relating to the Sunshine Laws, Public Records Laws, or Freedom of Information Act provided to you during the course of your employment at the District.
15. Any and all notes left for you or given to you from any Trustee.
16. Any and all documents related to your duties in the District's office, including job descriptions, operating procedures and office manuals.
17. Any and all documents related to the District's public records policy.