

**AFFIDAVIT OF SERVICE**

State of Florida

County of Manatee

Circuit Court

Case Number: 08 CA 11315 Court Date: 11/30/2009

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:

Kevin S. Hennessy, Esq.  
Lewis, Longman & Walker, P.A.  
1001 3rd Avenue West  
Suite 670  
Bradenton, FL 34205

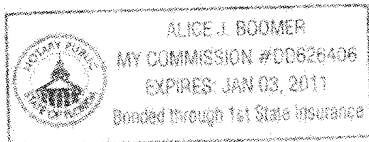
Received by ASAP Process Services, LLC. on the 3rd day of December, 2009 at 3:25 pm to be served on **Phyllis Hamblen, 6716 Marina Drive, Bradenton, FL 34281.**

I, Mary L. Sanger, being duly sworn, depose and say that on the **4th day of December, 2009 at 10:15 am, I:**

**SUBSTITUTE** served by delivering a true copy of the **Subpoena Duces Tecum For Production of Documents without Deposition; Notice of Production from Non-Party; Exhibit** with the date and hour of service endorsed thereon by me, to: **David Athey as Son/Co-Resident** at the address of: **6716 Marina Drive, Bradenton, FL 34281**, the within named person's usual place of **Abode**, who resides therein, who is fifteen (15) years of age or older 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 12/4/09



Subscribed and Sworn to before me on the 4th day of December, 2009 by the affiant who is personally known to me.

\_\_\_\_\_  
NOTARY PUBLIC

**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: 2009004677

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.

12/4/09  
10:15 am  
MGL 301

SUBPOENA DUCES TEUM FOR PRODUCTION OF DOCUMENTS WITHOUT  
DEPOSITION

THE STATE OF FLORIDA

TO: PHYLLIS HAMBLLEN  
6716 MARINA DRIVE  
BRADENTON, FL 34281

**YOU ARE COMMANDED** to appear at Lewis, Longman & Walker, P.A., 1001 3<sup>rd</sup> Avenue West, Suite 670, Bradenton, FL 34205, on or before November 30, 2009, and to have with you at that time and place the following:

1. Any and all emails either to or from you or to or from Wayne Hamblen from January 1, 2005, to present relating to Trailer Estates Park and Recreation District.
2. Any and all paper or electronic documents, in your possession relating to matters involving the Trailer Estates Park and Recreation District.
3. Any and all documents in your possession in paper or electronic form related to Wayne Hamblen's activities as a Trailer Estates Park and Recreation District Trustee.

4. Any and all documents related to you or Wayne Hamblen's activities on any Trailer Estates Park and Recreation District Committee.

These items will be inspected and may be copied at that time. You will not be required to surrender the original items. You may comply with this subpoena by providing legible copies of the items to be produced to the attorney whose name appears on this subpoena on or before the scheduled date of production. You may condition the preparation of the copies upon the payment in advance of the reasonable cost of preparation. YOU MAY MAIL OR DELIVER THE COPIES TO THE ATTORNEY WHOSE NAME APPEARS ON THIS SUBPOENA AND THEREBY ELIMINATE YOUR APPEARANCE AT THE TIME AND PLACE SPECIFIED ABOVE. You have the right to object to the production pursuant to this subpoena at any time before production by giving written notice to the attorney whose name appears on this subpoena.

If you fail to:

1. appear as specified; or
2. furnish the records instead of appearing as provided above; or
3. object to this subpoena,

you may be in contempt of court. You are subpoenaed by the attorneys whose names appear on this subpoena and unless excused from this subpoena by the attorneys or the Court, you shall respond to this subpoena as directed.

WITNESS my hand and seal this 3<sup>RD</sup> day of December, 2009.

By: 

Kevin S. Hennessy, Esquire

Kevin S. Hennessy, Esquire  
Lewis, Longman & Walker, P.A.  
1001 3<sup>rd</sup> Avenue West, Suite 670  
Bradenton, FL 34205  
(941) 708-4040  
Attorney for Plaintiff

**IN THE TWELFTH JUDICIAL CIRCUIT  
IN AND FOR MANATEE COUNTY, FLORIDA  
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an individual, and  
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JOHN VANDERMOLEN, an individual,  
JOSEPH SALERNO, an individual, and  
MARY LOU MCNULTY, an individual

Defendants.

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**NOTICE OF PRODUCTION FROM NON-PARTY**

TO:

THOMAS D. SHULTS, ESQUIRE  
KIRK PINKERTON, P.A.  
50 CENTRAL AVENUE, SUITE 700  
SARASOTA, FL 34236

HUNTER CARROLL, ESQUIRE  
MATTHEWS, EASTMOORE, ET.AL.  
1777 MAIN STREET, SUITE 500  
SARASOTA, FL 34236

JAMES D. DYE, ESQUIRE  
DYE, DEITRICH, PETRUFF, & ST. PAUL  
1111 THIRD AVENUE WEST, SUITE 300  
BRADENTON, FL 34205

ROBERT E. TURFFS, ESQUIRE  
ROBERT E. TURFFS, P.A.  
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

Pursuant to Florida Rule of Civil Procedure 1.351 that after ten days from the date of the service of this notice, if service is by hand delivery or 15 days from the date of service, if service

is by mail, and if no objection is received from any party, the undersigned will issue the attached subpoenas directed to:

**PHYLLIS HAMBLER**

who is not a party to produce the items listed at the time and place specified in the subpoena.

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 3<sup>rd</sup> 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. MAIL*, this 16<sup>th</sup> day of November, 2009.



\_\_\_\_\_  
KEVIN S. HENNESSY, ESQUIRE

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

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an individual, and  
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Plaintiffs,

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2. Any and all paper or electronic documents, in your possession relating to matters  
involving the Trailer Estates Park and Recreation District.

EXHIBIT

tabbles

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3. Any and all documents in your possession in paper or electronic form related to Wayne Hamblen's activities as a Trailer Estates Park and Recreation District Trustee.
4. Any and all documents related to you or Wayne Hamblen's activities on any Trailer Estates Park and Recreation District Committee.

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WITNESS my hand and seal this \_\_\_\_\_ day of November, 2009.

By: DRAFT  
Kevin S. Hennessy, Esquire

Kevin S. Hennessy, Esquire  
Lewis, Longman & Walker, P.A.  
1001 3<sup>rd</sup> Avenue West, Suite 670  
Bradenton, FL 34205  
(941) 708-4040  
Attorney for Plaintiff