

**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.

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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

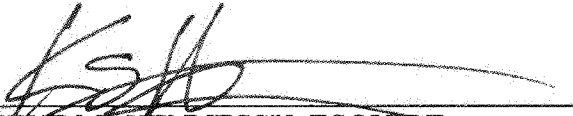
DANIEL E. SCOTT, ESQUIRE  
DANIEL E. SCOTT, P.A.  
2033 MAIN STREET, SUITE 408  
SARASOTA, FL 34237

Pursuant to Florida Rule of Civil Procedure 1.351, take notice that 10 days from the date of service, if no objection is received from any party, the undersigned will issue the attached subpoena directed to:

**MARTHA BRAUER**

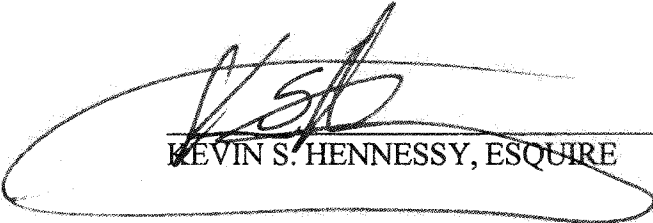
who is not a party to produce the items listed at the time and place specified in the subpoena.

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 facsimile, this 31<sup>st</sup> day of December, 2009.

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

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Defendants.

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**SUBPOENA DUCES TECUM FOR PRODUCTION WITHOUT DEPOSITION**

THE STATE OF FLORIDA

TO: MARTHA BRAUER  
6706 MARINA DR.  
BRADENTON FL 34207

**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 January \_\_\_\_, 2010 and to have with you at that time and place the following:

1. Your home/personal computer.
2. Your computer's hard drive, discs, USBs and any external hard drives that contain documents related to the District, including emails and word processing documents.

At this time, the items will be inspected, may be copied, and diagnostic tests may be run.

You will not be required to surrender the original items. 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; and
2. furnish the items requested 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 \_\_\_\_\_ day of January, 2010.

**DRAFT**

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