

IN THE 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. 2008-CA-11315

TRAILER ESTATE PARKS AND
RECREATION DISTRICT,
an independent special taxing district,
JANET JONES, an individual,
JOHN VANDER MOLEN, an individual,
JOSEPH SALERNO, an individual, and
MARY LOU McNULTY, an individual,

Defendants.

NOTICE OF TAKING DEPOSITION DUCES TECUM

TO: Kevin S. Hennessy, Esquire
Maggie Mooney-Portale, Esquire
Jennifer R. Cowan, Esquire
Lewis, Longman & Walker, P.A.
1001 3rd Avenue West, Suite 670
Bradenton, FL 34236

PLEASE TAKE NOTICE that the undersigned attorney for Defendant, TRAILER ESTATE PARKS AND RECREATION DISTRICT, will take the deposition of the following named person at the time and place indicated:

DEPONANT: MELANIE MARKEN

PLACE: Lewis, Longman & Walker, P.A.
1001 3rd Avenue West, Suite 670
Bradenton, FL 34236

TIME: 9:00 a.m.

DATE: Tuesday, March 2, 2010

The deponent is required to bring with her at said time and place any and all documents listed on Exhibit "A" attached hereto.

The deposition is to be taken upon oral examination for the purpose of discovery, for use at trial, or both, and for such other uses and purposes as are permitted under applicable and governing rules, before a court reporter, Notary Public of the office of Vincent M. Lucente & Associates, Inc., or other officer duly authorized by law to take depositions.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent by U.S. Mail and facsimile to Kevin S. Hennessy, Esquire, Lewis, Longman & Walker, P.A., 1001 Third Avenue West, Suite 670, Bradenton, Florida 34205, (941) 708-4024, Daniel E. Scott, Esquire, Center Pointe, Suite 408, Sarasota, Florida 34237-6056, (941) 366-6303, Robert E. Turffs, P.A. 1444 First Street, Suite B, Sarasota, Florida 34236, (941) 953-5736, James D. Dye, Esquire, Dye Deitrick, Petruff & St. Paul, P.L., 1111 3rd Avenue W., Bradenton, FL 34205-7834, (941) 748-1573, and Hunter W. Carroll, Esquire, Matthews, Eastmoore, Hardy, Crauwels & Garcia, P.A., 1777 Main Street, Suite 500, Sarasota, FL 34236, (941) 954-7777, on this 8 day of February, 2010.

KIRK ■ PINKERTON, P.A.

Plaza at Five Points

50 Central Avenue, Suite 700

Sarasota, Florida 34236

(941) 364-2425 Tel (direct)

(941) 364-2490 Fax

Attorney for Defendant, Trailer Estates

By: 

Thomas D. Shults, Esquire

Fla. Bar. No. 363219

Zachary L. Ross, Esquire

Florida Bar No. 0028351

jmh

cc via e-mail to Vincent M. Lucente & Associates, Inc. [vinny@vincentlucente.com]

SCHEDULE "A"

1. All notes, memoranda, timesheets, e-mails or any other document reflecting the activities, events or conditions described in the Melanie A. Marken Affidavit dated January 29, 2010, attached hereto.
2. All notes, memoranda, calendars, timesheets, e-mails or any other document reflecting:
 - a. Visits by Melanie A. Marken to the District office;
 - b. Conversations between Melanie A. Marken and any District employee or Trustee or former Trustee or statements made by such persons;
 - c. The request, production or inspection of public records by Melanie A. Marken; and
 - d. The observations or opinions based on such observations of Melanie A. Marken during any visit to the District office or during any request, production or inspection of public records.