

Daniel & Valery O'Connell -PRO SE
P.O. Box 77
Emigrant, Mt. 59027
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MONTANA SIXTH JUDICIAL DISTRICT COURT, PARK COUNTY

Daniel K. O'Connell & Valery A. O'Connell)
& on behalf of themselves as members of)
Glastonbury Landowners Association.)

Cause No. DV-12-114

Plaintiff(s),)

v.)

**NOTICE TO MODIFY DATE
AND PLACE OF DEPOSITIONS**

Glastonbury Landowners Association, Inc.)
Board of Directors)

Defendant(s))

Plaintiffs-Daniel and Valery O'Connell, hereby submit this "Notice To Modify Date And

Place of Depositions" for Alyssa Allen and Janet Naclerio (both GLA Defendants). The August

11, 2014 Subpoenas originally stated the the date and place of these depositions "to be held at

the Court House in Park County on (modified) **Thursday, August 28th, 2014 at 10am.**

or as this time, date, and place may be modified,.." This notice hereby modifies this

date and place of these depositions to now be held at the Emigrant Hall (Emigrant

MT. next to the Emigrant Post Office) in Park County on ~~Monday~~ ^{Tuesday} September 9th

2014 at 10Am for Janet Nacleroi and 12 PM for Alyssa Allen. This modified date was

requested by GLA Defendants council per attached email letter.

(Note: Oral Depositions may necessitate discovery of document requests to support oral

deposition statements given. Also GLA Board Defendants for no good cause have

repeatedly denied O'Connell/GLA member requests for documents made June-July

2014. This is because O'Connell's as members have a right to request GLA member documents that may or may not be used for discovery.)

Respectfully submitted this 18th day of August, 2014.

Signed Daniel K. O'Connell Signed: Valery O'Connell
Daniel O'Connell Valery O'Connell

Certificate of Service

A true and correct copy of forgoing document(s) were sent to the following parties via first class mail on this same day to:

Sixth Judicial District Clerk of Court
414 E. Callender St.
Livingston, Mt. 59047

Alanah Griffith
26 E. Mendenhall
Bozeman, Mt. 59715

Hon. Judge David Cybulski
573 Shippe Canyon Rd.
Plentywood, Mt. 59254

Brown Law Firm, P.C.
315 N. 24th St. (PO Drawer 849)
Billings, MT. 59103-0849

By: Valery O'Connell
Valery O'Connell

From: **Kelly Anderson** KAnderson@brownfirm.com
Subject: **O'Connell v Glastonbury Landowners Association**
Date: **August 15, 2014 at 10:20 AM**
To: dko@mac.com
Cc: **Michael Heringer** MHeringer@brownfirm.com, **Seth Cunningham** SCunningham@BrownFirm.com, **Anna Robertus** ARobertus@BrownFirm.com

Attached is a letter from attorney Mike Heringer. The original has been placed in the U.S. mail.

Kelly Anderson
Paralegal
Brown Law Firm, P.C.
315 North 24th Street
P.O. Drawer 849
Billings, MT 59103-0849
Phone (406) 248-2611
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John J. Russell
Michael P. Heringer
Guy W. Rogers
Scott C. Gratton
Kelly J.C. Gallinger
Jeffrey T. McAlister
Jon A. Wilson
Seth M. Cunningham
Shane A. MacIntyre
Thomas R. Martin
Andrew J. Miller
Adam M. Shaw

August 14, 2014

Daniel and Valery O'Connell
PO Box 77
Emigrant, MT 59027
dko@mac.com

Via U.S. Mail and Email

RE: O'Connell v. Glastonbury Landowners Association
Our File No. 73200.005

Dear Mr. and Ms. O'Connell:

We have received copies of the subpoenas you served on Alyssa Allen and Janet Naclerio commanding them to appear at depositions on August 28, 2014. Unfortunately, this date will not work for us as we have depositions already scheduled in another case

Retired
Rockwood Brown
John Walker Ross
Margy Bonner

on that date.

We are available for these deposition on August 26, 2014 or September 8, 9 10, or 11, 2014. Please let us know if one of those dates will work for you. If we do not hear back from you, we will move to quash the subpoenas because they are defective.

In the future, if you want to take depositions, it would be helpful to simply write us and let us know who you want to depose. Then, we can provide dates that the deponent and attorneys are available to avoid scheduling conflicts. Please feel free to contact me if you have any questions.

Sincerely,



Michael P. Heringer

MPH:amr
Cc: Alyssa Allen

