

**IN THE COURT OF COMMON PLEAS
SUMMIT COUNTY, OHIO**

MEMBER WILLIAMS, et al.,

Plaintiffs,

v.

KISLING, NESTICO & REDICK, LLC, et al.,

Defendant.

Case No.: 2016-09-3928

Judge: James Brogan

**NOTICE OF DEPOSITION *DUCES*
*TECUM***

Now comes Defendant, Kisling, Nestico & Redick, LLC., by and through undersigned counsel, and hereby gives notice, pursuant to Ohio Rules of Civil Procedure, including but not limited to Civil Rule 30, that Defendant will take the deposition *Duces Tecum* of Gary Petti as follows:

Date: Friday, February 1, 2019
Time: 9:00 a.m.
Location: Kisling, Nestico & Redick, LLC
3412 W. Market Street,
Fairlawn, Ohio 44333

The deposition will be taken by an official stenographer, and/or other person authorized by law to administer oaths and will continue day to day until conclusion. The deponent is requested to produce the following:

1. Any and all emails, correspondence, notes, documents, electronic or recorded information, or any other items provided by Gary Petti (or anyone on his behalf) to the following:
 - a. Member Williams
 - b. Thera Reid
 - c. Naomi Wright
 - d. Monique Norris
 - e. Matthew Johnson
 - f. Richard Harbour
 - g. Peter Pattakos, Esq.
 - h. Josh Cohen, Esq.
 - i. Subodh Chandra, Esq.

- j. Any lawyer or other representative of the individuals listed in a through f above.
2. Any documents or other items provided to Gary Petti (or any of his representatives) by any of the individuals listed in 1 a. through 1 j. above.
3. All emails, documents, and/or other materials taken by Gary Petti from KNR and/or still in possession of Gary Petti relating to:
 - a. Any email correspondence to and from KNR clients;
 - b. KNR policies, procedures, practices, suggestions, fliers, protocols, guidelines, or any other similar items;
 - c. Investigator fees for KNR clients;
 - d. Narrative reports for chiropractors or health care providers for KNR clients;
 - e. Trigger point injections for KNR clients;
 - f. Dr. Ghoubrial and/or Clearwater Billing;
 - g. Dr. Floros and/or Akron Square Chiropractic;
 - h. Dr. Plambeck;
 - i. TENS units for KNR clients;
 - j. Representation of KNR clients;
 - k. Marketing of KNR;
 - l. Alleged quid pro quo arrangements between KNR and any chiropractors or health care providers;
 - m. Alleged quid pro arrangements between KNR and Liberty Capital, Preferred Capital, Oasis or any other loan company or company that provides services similar to Liberty Capital, Preferred Capital, and/or Oasis;
4. Any communications between Gary Petti and any current or former KNR attorneys or employees relating to any of the issues listed in 3 a. through 3 m. above.

Respectfully Submitted,

By: /s/ Thomas P. Mannion

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*Counsel for Defendants Kisling Nestico & Redick,
LLC, Alberto R. Nestico, and Robert Redick*

CERTIFICATE OF SERVICE

Pursuant to Civ.R. 5(B)(2)(f), the undersigned certifies that a copy of the foregoing Notice of Deposition *Duces Tecum* was electronically filed on January 10, 2019 using the Court's electronic filing system. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system.

/s/ Thomas P. Mannion

Thomas P. Mannion (0062551)

*Counsel for Defendants Kisling Nestico &
Redick, LLC, Alberto R. Nestico, and Robert
Redick*