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January 15, 2018

Matthew Shipman  
Bloom Gates Shipman  
& Whiteleather, LLP  
P.O. Box 807  
Columbia City, IN 46725

In Re: Kokomo Grace v. EFAC/depositions

Dear Matt:

Enclosed you will find two separate Notices of Examination. I have arbitrarily selected Tuesday, February 14, 2018, which I picked from your indication of available dates. Obviously if your witness(es) have conflicts in scheduling you will call me and we will pick a different date.

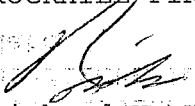
Please note I am enclosing two separate Notices of Examination. I want to start with the deposition of Kara Lousby because she is the one who signed the discovery responses. Frankly, I do not want to end up with a Trial Rule 30(B)(6), an ex-designated witness who gives me answers that he does not know why Ms. Lousby made the answers she did, which will leave us exactly nowhere. Therefore, we will start with her. If she is your designated witness for the corporate entity, that would work fine. If you want to use another person, we can do two depositions.

In either event, I will appreciate hearing back from you in due course so that we may timely schedule these matters. I still want to try for a timetable that wraps this up before "the season" so that we do not have to have any additional hearings to preclude installation of the community pier on the lakefront property to which my clients are entitled.

Thank you for your responses.

Very truly yours,

ROCKHILL PINNICK LLP

  
Richard K. Helm

RKH/evr

Enclosures

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IN THE KOSCIUSKO CIRCUIT COURT  
KOSCIUSKO COUNTY, INDIANA

KOKOMO GRACE UNITED  
METHODIST CHURCH, INC.,  
Plaintiff

v.

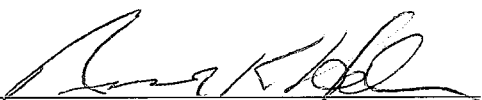
CASE NUMBER: 43C01-1710-PL-105

EPWORTH FOREST ADMINISTRATION  
COMMITTEE, INC.,  
Defendant

**NOTICE OF EXAMINATION**

Please take notice that the Kokomo Grace United Methodist Church, Inc., Plaintiff in the above captioned cause of action, will proceed to take the deposition upon oral examination of Kara S. Lusby, Vice President of Epworth Forest Administration Committee, Inc., P.O. Box 214, North Webster, Indiana 46555 on February 14, 2018, at 9:30 o'clock a.m., at offices of Rockhill Pinnick, LLP, 205 East Main Street, Warsaw, Indiana 46580 before Petro Reporting Service or other officer authorized to administer oaths, and which depositions will be continued from day to day until completed.

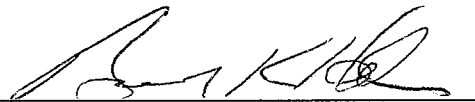
ROCKHILL PINNICK LLP

By: 

Richard K. Helm  
105 East Main Street  
Warsaw, Indiana 46580  
(574) 267-6116  
Attorneys for Plaintiff  
Attorney #7646-43

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing document was served upon Matthew R. Shipman, Bloom Gates Shipman & Whiteleather, LLP, P.O. Box 807, Columbia City, Indiana 46725, in accordance with Trial Rule 5, by depositing the same in the U.S. Mail, first class postage affixed thereto, this 15<sup>th</sup> day of January, 2018.

  
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IN THE KOSCIUSKO CIRCUIT COURT  
KOSCIUSKO COUNTY, INDIANA

KOKOMO GRACE UNITED  
METHODIST CHURCH, INC.,  
Plaintiff

v.

CASE NUMBER: 43C01-1710-PL-105

EPWORTH FOREST ADMINISTRATION  
COMMITTEE, INC.,  
Defendant

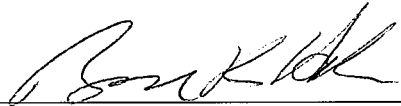
**NOTICE OF EXAMINATION PERSUANT TO  
INDIANA TRIAL RULE 30(B)(6)**

Please take notice that Kokomo Grace United Methodist Church, Inc., Plaintiff in the above captioned cause of action, will proceed to take the deposition upon oral examination of a representative of Epworth Forest Administration Committee, Inc. (hereinafter "EFAC"), Defendant, pursuant to the provisions Trial Rule 30 (B) (6) on February 14, 2018 at 11:00 o'clock a.m., at the offices of Rockhill Pinnick, LLP, 105 East Main Street, Warsaw, Indiana before Petro Reporting Service or other officer authorized to administer oaths, and which depositions will be continued from day to day until completed.

The subject matter of the Trial Rule 30(B)(VI) deposition will be and include all matters described or asserted in the Complaint in this cause of action and asserted in the Answer and Affirmative Defenses filed by the Defendant, and particularly including but not limited to the prior orders of this Court relating to EFAC pier rights and uses, the history of group piers administered by EFAC and/or Indiana Conference of the United Methodist Church, books and records of EFAC, the administration of onshore pier assignments and offshore pier assignments by EFAC, the administration of community and/or

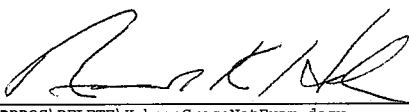
EFAC, communications between EFAC and Kokomo Grace United Methodist Church, Inc. relating to pier assignments, and the history of administration of its articles of incorporation and bylaws by EFAC from its inception to current date. Questions may include questions relating to materials submitted and/or exchanged as exhibits to Complaint or Answer, or in response to discovery requests in this cause of action.

ROCKHILL PINNICK LLP

By:   
Richard K. Helm  
105 East Main Street  
Warsaw, Indiana 46580  
(574) 267-6116  
Attorneys for Plaintiff  
Attorney #7646-43

**CERTIFICATE OF SERVICE**

I certify that the foregoing document is electronically filed using the Indiana E-filing System (IEFS) and that the foregoing document was served upon the following person(s) using the service contact entered in the IEFS via IEFS this 15<sup>th</sup> day of January, 2018:  
Matthew Shipman

  
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