

CIVIL NOTICE
KOSCIUSKO CIRCUIT COURT
121 N LAKE STREET
2ND FLOOR
WARSAW IN 46580

STINE V. EPWORTH FOREST ADMINISTRATION
43C01-1511-MI-000270

TO: MATTHEW R SHIPMAN
BLOOM GATES SIGLER WHITELEATHE
119 S MAIN ST/P.O. BOX 807
COLUMBIA CITY IN 46725

ATTORNEYS		PARTIES
413-43	STEPHEN SNYDER	PETITIONER ROBERT H. STINE
20664-49	MATTHEW SHIPMAN	RESPONDENT EPWORTH FOREST ADMINISTRATION COM.
6402-02	JOHN POWELL	INTERVENING PARTY ROY CHAPMAN
6402-02	JOHN POWELL	LINDA CHAPMAN

01/25/2017

The Court having reviewed the deposition of Mary Sharon Anson filed herein on January 23, 2017, now enters its Order Denying Motion for Disqualification. Cause continues for telephonic status conference January 27, 2017, at 1:15 p.m. Counsel for Petitioners to arrange telephonic status conference in advance.
(Memo w/order: Snyder, Shipman, Powell) st

IN THE KOSCIUSKO CIRCUIT COURT
121 NORTH LAKE STREET
WARSAW, INDIANA 46580

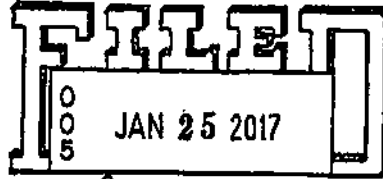
ROBERT H. STINE and
MOLLY McGINNIS STINE,
Petitioners,

VS.

EPWORTH FOREST
ADMINISTRATION COMMITTEE,
INC.,
Respondent.

ROY CHAPMAN and LINDA
CHAPMAN,
Intervening Parties.

CASE NO. 43C01-1511-MI-270



Ann Corry
CLERK KOSCIUSKO CIRCUIT COURT

ORDER DENYING MOTION FOR DISQUALIFICATION

On November 29, 2016, Respondent, Epworth Forest Administration Committee, Inc., by counsel, made an oral motion requesting the Court to enter an Order disqualifying Attorney Snyder as counsel for the Petitioners herein due to a conflict of interest. The Court directed the Respondent to file a written motion, which was not done; however, on January 23, 2017, the Respondent filed the original deposition of Mary Sharon Anson and requested the Court to rule on the oral motion based upon the evidence contained in this deposition.

The Court has now reviewed this deposition and **NOW FINDS** that the Respondent's Motion should be denied.

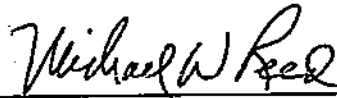
The Court **FURTHER FINDS** as follows:

1. The oral motion for disqualification was based on a purported concurrent conflict of interest as provided under Rule 1.7 of the Rules of Professional Conduct, which concurrent conflict purportedly involved Attorney Snyder's relationship with the Respondent herein and Sharon Anson.

2. The Court has reviewed the deposition of Sharon Anson, and the Court finds no factual or legal basis for the Court to grant the Respondent's oral motion to

disqualify Attorney Snyder. Accordingly, this oral motion should be denied, and the Court schedules a telephonic status conference of attorneys for the purpose of rescheduling the trial for January 27, 2017, at 1:15 p.m. This telephonic status conference should be arranged in advance by Attorney Snyder.

SO FOUND AND ORDERED THIS 25th DAY OF JANUARY, 2017.



Michael W. Reed, Judge
Kosciusko Circuit Court

Distribution:
Matthew R. Shipman
Stephen R. Snyder
John B. Powell

MWR/st