

STATE OF INDIANA)	IN THE KOSCIUSKO CIRCUIT COURT
)SS:	
COUNTY OF KOSCIUSKO)	CAUSE NO. 43C01-1511-MI-270
ROBERT H. STINE and,)	
MOLLY MCGINNIS STINE,)	
Plaintiffs,)	
)	
EPWORTH FOREST ADMINISTRATION)	
COMMITTEE, INC.,)	
Defendant.)	

MOTION TO CONTINUE TRIAL

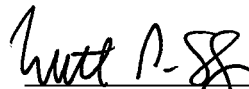
COMES NOW counsel for Defendant, Epworth Forest Administration Committee, Inc., and moves the Court to continue the trial of this matter and in support thereof states the following:

1. This matter is currently set for trial on May 18, 2017.
2. Undersigned counsel just learned that Intervenor Roy Chapman will not be able to attend the trial as he is currently in Florida and due to some serious health conditions cannot travel. Undersigned counsel has issued a subpoena to Intervenor as his testimony is critical to the Defendant's case. Upon information and belief, Counsel for the Intervenor is working to obtain written documentation from Intervenor's doctor regarding this travel restriction.
3. Undersigned counsel has spoken with counsel for the Intervenor and he does not object to this continuance. Counsel has emailed counsel for the Plaintiffs but has not received a response as of the time of filing this Motion.
4. Alternatively, Defendant would request that the Court grant leave to allow for Roy Chapman's testimony to be scheduled for a later date when he is physically able to travel.

5. This continuance is not sought for purposes of delay and the Plaintiffs suffer no prejudice from a continuance of this matter because there is a temporary restraining order in place that maintains the status quo until the trial of this matter.

WHEREFORE, the Defendant, Epworth Forest Administration Committee, Inc. respectfully requests that their Motion to Continue be granted and for all other relief just and proper in the premises.

Respectfully submitted,



Matthew R. Shipman
Attorney No. 20664-49

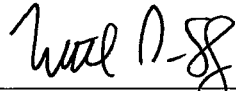
BLOOM GATES & WHITELEATHER
119 S. Main Street, P.O. Box 807
Columbia City, IN 46725
(260) 248-8900
Attorneys for Defendant

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the above and foregoing has been served upon Plaintiff, by first class mail, on the 16th day of May, 2017 at the address of record as follows:

Stephen Snyder
200 W Main St
Syracuse, IN 46567

John B. Powell
Shambaugh, Kast, Beck & Williams, LLP
229 W. Berry Street, Suite 400
Fort Wayne, IN 46802



Matthew R. Shipman