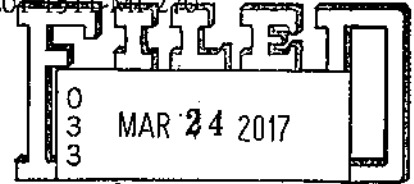


STATE OF INDIANA)
)
COUNTY OF KOSCIUSKO)
)
ROBERT H. STINE and,)
MOLLY MCGINNIS STINE,)
Plaintiffs,)
)
EPWORTH FOREST ADMINISTRATION)
COMMITTEE, INC.,)
Defendant.)

IN THE KOSCIUSKO CIRCUIT COURT

CAUSE NO. 43C01-1511-ML-270



Ann Jorpy
CLERK KOSCIUSKO CIRCUIT COURT

MOTION TO APPEAR BY TELEPHONE

COMES NOW Defendant, Epworth Forest Administration Committee, Inc., by counsel, hereby request that their witness, Lindsey Grossnickle be allowed to appear by phone in this matter, in support thereof states the following:

1. This matter is currently set for a trial on May 18, 2017 at 9:30 a.m..
2. Lindsey Grossnickle is currently a Chief Deputy Prosecutor in Whitley County, Indiana and has hearings scheduled on May 18th that she is required to attend.

WHEREFORE, Defendant, by counsel, hereby requests that their witness, Lindsey Grossnickle be allowed to participate in the hearing scheduled for May 18, 2017 at 9:30 a.m. by telephone and for all other relief and just and proper relief in the premises.

Respectfully submitted,

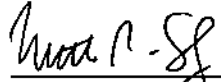
BLOOM GATES SHIPMAN & WHITELEATHER

Matthew R. Shipman, Attorney No. 20664-49
BLOOM GATES SHIPMAN & WHITELEATHER
119 South Main Street
P.O. Box 807
Columbia City, IN 46725
Telephone: (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 22 day of March, 2017 at the address of record as follows:

Stephen Snyder
200 W Main St
Syracuse, IN 46567



Matthew R. Chipman

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

03/24/2017

On March 24, 2017, Defendant, by counsel, filed Motion to Appear by Telephone. Telephonic status conference on motion scheduled April 18, 2017, at 8:30 a.m. Telephonic status conference to be arranged by Attorney Shipman in advance.
(Memo w/copy: Shipman) (Memo: Snyder, Powell) st

STATE OF INDIANA)
) SS:
COUNTY OF KOSCIUSKO)

IN THE KOSCIUSKO CIRCUIT COURT
CAUSE NO. 43C01-1511-MI-270

ROBERT H. STINE AND)
MOLLY MCGINNIS STINE)

Plaintiff,)
v.)

EPWORTH FOREST ADMINISTRATION)
COMMITTEE, INC.,)

Defendant.)

ROY CHAPMAN and LINDA CHAPMAN,)
Intervening Parties.)

FILED
035 MAR 30 2017
Ann Gray
CLERK KOSCIUSKO CIRCUIT COURT

OBJECTION TO APPEARANCE BY TELEPHONE

Plaintiff, by counsel, objects to Defendant's motion to allow their witness, Lindsey Grossnickle, to appear at trial in this matter by telephone. This matter has been delayed, at the instance of Defendant, on numerous occasions, significant advance notice of the May 18, 2017 trial date has been given, that notice being more than sufficient to allow witnesses of Defendant to appear at trial.

Appearance by telephone is not an effective method to allow Plaintiff to cross-examine Defendant's witness.

WHEREFORE, Plaintiff moves the Court to deny Defendant's request and for all other proper relief.

SNYDER MORGAN
FEDEROFF & KUCHMAY LLP

By: 

Stephen R. Snyder, #413-43
200 West Main Street
Syracuse, Indiana 46567
Telephone: 574/457-3300
srs@smfklaw.com
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

The undersigned certifies that on the _____ day of March, 2017, a true and correct copy of the foregoing pleading was served upon the following by first class U.S. mail, postage prepaid:

Mr. Matthew R. Shipman
Attorney at Law
PO Box 807
Columbia City, IN 46725-0807

Mr. John B. Powell
Attorney at Law
PO Box 11648
Fort Wayne, IN 46859-1648



Stephen R. Snyder

CIVIL NOTICE
KOSCIUSKO CIRCUIT COURT
121 N LAKE STREET
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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

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413-43	STEPHEN SNYDER	PETITIONER ROBERT H. STINE
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6402-02	JOHN POWELL	INTERVENING PARTY ROY CHAPMAN
6402-02	JOHN POWELL	LINDA CHAPMAN

03/31/2017

On March 30, 2017, Plaintiff, by counsel, filed objection to appearance by telephone. Telephonic status conference remains scheduled April 18, 2017, at 8:30 a.m. (Memo: Snyder, Shipman, Powell) kr