

No. 2013-0274

Original Action for Writ of Quo Warranto

In the Supreme Court of Ohio

STATE OF OHIO ex rel. TIMOTHY A. SWANSON

Relator,

v.

GEORGE T. MAIER

Respondent.

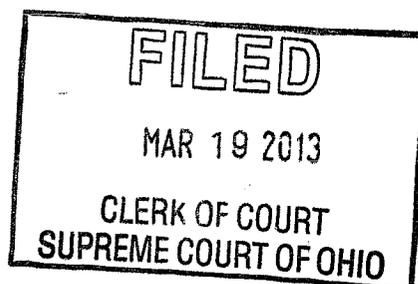
NOTICE TO TAKE DEPOSITION WITH *DUCES TECUM*

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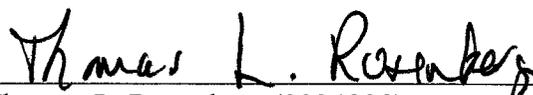
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Attorneys for Respondent



The Court and all parties shall take notice that Respondent shall take the deposition of Timothy A. Swanson on Thursday, March 28, 2013, at 10:00 a.m. This deposition will go forward at the law offices of Baker, Dublikar, Beck, Wiley & Mathews, 400 South Main Street, North Canton, Ohio 44720. This deposition will proceed before a court reporter eligible to give oath in the State of Ohio. This deposition will continue until completed. The deponent is required to bring to the deposition, all documents referred to on Appendix A, attached hereto and incorporated herein.

Respectfully submitted,

 K/O

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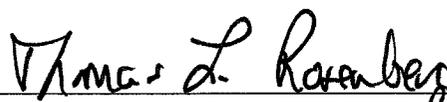
Attorneys for Respondent

PROOF OF SERVICE

A copy of the foregoing was served on March 19, 2013 pursuant to Civ. R. 5(B)(2)(c), Civ. R. 5(B)(2)(f), and S. Ct. R. 14.2 by e-mail and mailing it by United States mail to:

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Thomas L. Rosenberg (0024898) *TR*
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APPENDIX A

1. Any letters of resignation ever issued to Stark County Sheriff.
2. Copies of all e-mails sent or received by Mr. Swanson from September 1, 2012 through March 1, 2013.
3. Any description of Mr. Swanson's job duties and responsibilities including any policy provision or procedure regarding full time employment and the prohibition against working in other jobs while being a full time employee of Stark County.
4. Any and all documents that reflect Mr. Swanson's residency from September 1, 2012 through March 1, 2013, including temporary residencies and second residencies.
5. Any and all schedules, calendars or logs showing appointments, meetings and other events attended by Mr. Swanson from September 1, 2012 through March 1, 2013.
6. Any and all documents that refer, reflect or otherwise address permission given to Mr. Swanson to reside in Florida while acting as Sheriff of Stark County.
7. Any and all documents that refer, reflect or otherwise address e-mail access being given to Mr. Swanson at any time in the year 2013.
8. Any and all documents that refer, reflect or otherwise address any and all activities undertaken by Mr. Swanson to remove, suspend or replace Louis Darrow (also known as Lou Darrow) from a classified civil service position to an unclassified civil service position, either temporarily or permanently.
9. Any and all attendance documents that show or demonstrate the attendance of Mr. Swanson in or out of the offices of the Stark County Sheriff during the years 2012 and 2013.
10. Any and all agreements in the possession, custody or control of the deponent that provides for persons other than the deponent to pay for the costs of this litigation including but not limited to legal fees and/or expenses.
11. Any and all documents that refer, reflect or otherwise address notifications of Mr. Swanson's intent to retire from the Stark County Sheriff's office.
12. Any and all documents that refer, reflect or otherwise disclose that Timothy Swanson has previously retired and returned to government service after having retired.