

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

WILLIAM R. GAFFEY,
Plaintiff,

vs.

PETER MONTAGUE, et al.,
Defendants.

Cause No. 91-1938-C-7/JCH

NOTICE OF DEPOSITION

TO: John A. Michener, Esq.
EVANS & DIXON
1200 Saint Louis Place
200 North Broadway
St. Louis, MO 63102

Gerald Ortvals, Esq.
GREENSFELDER, HEMKER & GALE
1800 Equitable Building
10 South Broadway
St. Louis, MO 63102-1774

PLACE: Lewis, Rice & Fingersh
8182 Maryland Avenue
Suite 400
Clayton, MO 63105
(314) 444-7600

DATE: Thursday, November 18, 1993
9:00 a.m.

DEPONENT: Peter Montague

YOU ARE HEREBY NOTIFIED that counsel for plaintiff will, on the date and at the time set forth above, take the deposition of the above-named defendant pursuant to the Federal Rules of Civil Procedure. You are requested to produce this defendant at said deposition, which will continue from day to day until completed.

LEWIS, RICE & FINGERSH

By *Daniel D. Zegura*
Richard A. Wunderlich
Daniel D. Zegura

8182 Maryland Avenue, Suite 400
Clayton, Missouri 63105
(314) 444-7600

Attorneys for Plaintiff

Certificate of Service

The undersigned hereby certifies that a true copy of the foregoing Notice of Deposition was served by first class U.S. Mail, postage prepaid, the 3^d day of November, 1993, to John A. Michener, EVANS & DIXON, 1200 Saint Louis Place, 200 North Broadway, St. Louis, MO 63102 and Gerald Ortvals, GREENSFELDER, HEMKER & GALE, 1800 Equitable Building, 10 South Broadway, St. Louis, MO 63102-1774.

Daniel D. Zegura

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GREENSFELDER, HEMKER & GALE
1800 Equitable Building
10 South Broadway
St. Louis, MO 63102-1774

PLACE: Lewis, Rice & Fingersh
8182 Maryland Avenue
Suite 400
Clayton, MO 63105
(314) 444-7600

DATE: Thursday, November 18, 1993
11:00 a.m.

DEPONENT: Rule 30(b)(6) designee of
Environmental Research Foundation

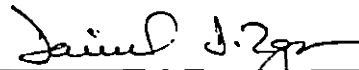
YOU ARE HEREBY NOTIFIED that counsel for plaintiff will, on the date and at the time set forth above, pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, take the deposition, upon oral examination, of a corporate representative or other designee

or designees of defendant Environmental Research Foundation having knowledge with respect to:

- (1) the reporting procedures followed for the publication of Rachel's Hazardous Waste News, #171, including prepublication investigation and research, source materials utilized and/or available;
- (2) any editing or revision to said article;
- (3) the business structure of the Environmental Research Foundation; and
- (4) the circulation and readership of Rachel's Hazardous Waste News, #171.

You are requested to produce this corporate designee at said deposition, which will continue from day to day until completed.

LEWIS, RICE & FINGERSH

By 
Richard A. Wunderlich
Daniel D. Zegura

8182 Maryland Avenue, Suite 400
Clayton, Missouri 63105
(314) 444-7600

Attorneys for Plaintiff

Certificate of Service

The undersigned hereby certifies that a true copy of the foregoing Notice of Deposition was served by first class U.S. Mail, postage prepaid, the 3rd day of November, 1993, to John A. Michener, EVANS & DIXON, 1200 Saint Louis Place, 200 North Broadway, St. Louis, MO 63102 and Gerald Ortvals, GREENSFELDER, HEMKER & GALE, 1800 Equitable Building, 10 South Broadway, St. Louis, MO 63102-1774.

Samuel D. Zgm

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TO: John A. Michener, Esq.
EVANS & DIXON
1200 Saint Louis Place
200 North Broadway
St. Louis, MO 63102

Gerald Ortbals, Esq.
GREENSFELDER, HEMKER & GALE
1800 Equitable Building
10 South Broadway
St. Louis, MO 63102-1774

PLACE: Lewis, Rice & Fingersh
8182 Maryland Avenue
Suite 400
Clayton, MO 63105
(314) 444-7600

DATE: Thursday, November 18, 1993
2:00 p.m.

DEPONENT: Dr. Cate Jenkins, Ph.D.

YOU ARE HEREBY NOTIFIED that counsel for plaintiff will, on the date and at the time set forth above, take the deposition of the above-named individual pursuant to the Federal Rules of Civil Procedure. Said deposition will continue from day to day until completed.

LEWIS, RICE & FINGERSH

By Daniel D. Zegura
Richard A. Wunderlich
Daniel D. Zegura

8182 Maryland Avenue, Suite 400
Clayton, Missouri 63105
(314) 444-7600

Attorneys for Plaintiff

Certificate of Service

The undersigned hereby certifies that a true copy of the foregoing Notice of Deposition was served by first class U.S. Mail, postage prepaid, the 3rd day of December, 1993, to John A. Michener, EVANS & DIXON, 1200 Saint Louis Place, 200 North Broadway, St. Louis, MO 63102 and Gerald Ortvals, GREENSFELDER, HEMKER & GALE, 1800 Equitable Building, 10 South Broadway, St. Louis, MO 63102-1774.

Daniel D. Zegura

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PLAINTIFF'S MOTION TO AMEND DISCOVERY PROTOCOL

This Court's discovery protocol dated September 16, 1993 requires that deposition notices be filed by November 4, 1993. Plaintiff anticipates that he will not have received written discovery responses from Defendants by that date, and therefore requests leave to file notices of depositions of witnesses identified by Defendants in their discovery responses at a date not later than two weeks after receipt of Defendants' discovery responses.

Respectfully submitted,

LEWIS, RICE & FINGERSH

By

Daniel D. Zegura
Richard A. Wunderlich
Daniel D. Zegura

8182 Maryland Avenue, Suite 400
Clayton, Missouri 63105
(314) 854-8544

Attorneys for Plaintiff

SO ORDERED:

Certificate of Service

The undersigned certifies that a true copy of the foregoing Motion was mailed first class U.S. Mail, postage prepaid, the ~~2nd~~ ^{3rd} day of November, 1993, to: John A. Michener, Esq., EVANS & DIXON, 1200 Saint Louis Place, 200 North Broadway, St. Louis, MO 63102; and to Gerald Ortvals, Esq., GREENSFELDER, HEMKER & GALE, 1800 Equitable Building, 10 South Broadway, St. Louis, MO 63102-1774.

David D. Zg