

AO 88A (Rev. 01/09) Subpoena to Testify at a Deposition or to Produce Documents in a Civil Action

UNITED STATES DISTRICT COURT

for the
Western District of Pennsylvania

ADDINGTON, et al.

Plaintiff

v.

USAPA

Defendant

Civil Action No. 2:08-CV-01633

(If the action is pending in another district, state where:

District of Arizona

Amended

SUBPOENA TO TESTIFY AT A DEPOSITION
OR TO PRODUCE DOCUMENTS IN A CIVIL ACTION

To: Donn Butkovic
103 St. Andrew St., Pittsburgh, PA 15205 (412-788-1414)

Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization that is not a party in this case, you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about the following matters, or those set forth in an attachment:

Place: Sargent's Court Reporting Service, Inc.
420 Forbes Ave., Ste. 1300, Pittsburgh, PA 15219

Date and Time:
07/16/2009 08:30

The deposition will be recorded by this method: videographer

Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and permit their inspection, copying, testing, or sampling of the material:

The provisions of Fed. R. Civ. P. 45(c), relating to your protection as a person subject to a subpoena, and Rule 45 (d) and (e), relating to your duty to respond to this subpoena and the potential consequences of not doing so, are attached.

Date: 6/22/09

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail, and telephone number of the attorney representing (name of party) Attorneys for Plaintiffs
Polsinelli Shughart, PC; 3636 N. Central Ave., Phoenix, AZ 85012, who issues or requests this subpoena, are:

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PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

This subpoena for *(name of individual and title, if any)* **DANN BUTKOVIC**
was received by me on *(date)* **6/22/09 @ 4:45 PM Revised - Subpoena**

I personally served the subpoena on the individual at *(place)* **103 St. Andrews Drive
Pittsburgh Pa, 15205** on *(date)* **06/22/09 @ 5:05 PM**

I left the subpoena at the individual's residence or usual place of abode with *(name)*
(name), a person of suitable age and discretion who resides there,
on *(date)* *(date)*, and mailed a copy to the individual's last known address; or

I served the subpoena on *(name of individual)* *(name)*, who is
designated by law to accept service of process on behalf of *(name of organization)*
on *(date)* *(date)*; or

I returned the subpoena unexecuted because *(reason)*; or

Other *(specify)*:

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$

My fees are \$ for travel and \$ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: **6/22/09**


Server's signature

JOANNE DAURA
Printed name and title
Process Server

Additional information regarding attempted service, etc:

Amended Subpoena

Server's address
**4250 Steubenville Pike
Pittsburgh, Pa. 15205**