

IN THE CIRCUIT COURT, FIFTH  
JUDICIAL CIRCUIT, IN AND FOR  
LAKE COUNTY, FLORIDA.

[REDACTED] as Personal  
Representative of the Estate of  
[REDACTED] Deceased.

Plaintiff,

vs.

CASE NO: [REDACTED]

[REDACTED] and  
[REDACTED]

Defendants.

NON-PARTY SUBPOENA DUCES TECUM WITHOUT DEPOSITION

THE STATE OF FLORIDA

TO: Custodian of Records  
Alltel Communications  
14055 River Edge Drive  
Suite 600  
Tampa, Florida 33637

**YOU ARE COMMANDED** to appear at the office of Fing, F. [REDACTED] PA 600  
[REDACTED] 1, within ten (10) days of service of this subpoena, and to have with  
you the following items:

Any and all billing records and/or documents regarding cell phone number [REDACTED]  
belonging to [REDACTED] Post Office Box 7017, Tallahassee, Florida 32304 for the month of July  
2005.

These items will be inspected and may be copied at that time. You will not be required to  
surrender the original items. You may comply with this subpoena by providing legible copies of the items  
to be produced to the attorney whose name appears on this subpoena on or before the scheduled date for  
production. You may condition the preparation of the copies upon the payment in advance of the  
reasonable cost of preparation. **YOU MAY MAIL OR DELIVER THE COPIES TO THE  
ATTORNEY WHOSE NAME APPEARS ON THIS SUBPOENA AND THEREBY ELIMINATE  
YOUR APPEARANCE AT THE TIME AND PLACE SPECIFIED ABOVE.** You have the right to  
object to the production pursuant to this subpoena at any time before production by giving written notice to  
the attorney whose name appears on this subpoena.

If you fail to:

- (1) appear as specified; or
- (2) furnish the records instead of appearing as provided above; or
- (3) object to this subpoena, you may in contempt of court

You are subpoenaed by the attorney whose name appears on this subpoena and unless excused from this subpoena by the attorney or the Court, you shall respond to this subpoena as directed.

**\*\*NOTE: THIS SUBPOENA SHALL REMAIN IN EFFECT DURING THE PENDENCY OF THIS ACTION. YOU ARE BOUND BY THIS SUBPOENA TO PROVIDE UPDATED RECORDS AT THE REQUEST OF THE ATTORNEY WHOSE NAME APPEARS ON THIS SUBPOENA.**

BY:

\_\_\_\_\_  
JACK J. FINE, ESQUIRE  
Attorney for Plaintiff  
Florida Bar Number 223700  
FINE, FARKASH & PARLAPIANO, P.A.  
622 N.E. First Street  
Gainesville, Florida 32601  
(352) 376-6046  
(352) 372-0049 (facsimile)

### **CERTIFICATE OF COUNSEL**

I CERTIFY that I gave notice to every other party to this action of my intent to serve a subpoena upon a person who is not a party to this action directing that person to produce documents or things without deposition. I also certify that no objection under Florida Rule of Civil Procedure 1.351 has been received by the undersigned within 10 days of service of this notice, if service was by hand delivery or appropriate facsimile transmission, and within 15 days if service was by mail.

Therefore, counsel for Plaintiff, issues this subpoena on this \_\_\_\_ day of January, 2006.

\_\_\_\_\_  
JACK J. FINE, Esquire  
Attorney for Plaintiff