

Ex. EE

 **fallible humanbe...**

Feb 13 2008, 10:08 AM


Post #194

Advanced Member




Group: Members
Posts: 414
Joined: 10-August 06
From: Madison, WI
Member No.: 2,058
Gender: m


The most recent events in the case have taken place in a Minnesota court. The following documents detail for you the current actions in the proceedings. The current action is in response to maneuvers executed by the defendants in the case. (edit @ 12:08) I suggest that in order to gain a complete picture and understand the motion completely that all documents be read. The best order would be the affidavits, followed by the exhibits, and finally the memorandum (as it refers to the affidavits and exhibits).

 [sheltonmemor020708.pdf](#) (173.12K) Number of downloads: 33


The memorandum details the reasons for the current actions and cites the relevant case law applicable to the filing. (The main document, if you read only one this is the one to read.) Filed 02/07/08.

 [hayesaffi020708.pdf](#) (83.75K) Number of downloads: 17

Attorney Hayes' affidavit in support of the motion identifies the exhibits presented in support of the motion. Filed 02/07/08.

 [sheltonaffi020708.pdf](#) (92.42K) Number of downloads: 26

Mr. Shelton's affidavit establishing reason for the motion. Filed 02/07/08.

 [exhibits30208708.pdf](#) (965.21K) Number of downloads: 22

The exhibits used in establishing the reason for the motion and in support of the memorandum. Filed 02/07/08.

This post has been edited by **fallible humanbeing**: Feb 13 2008, 03:41 PM

But beware. Anger, fear, aggression. The dark side are they. Once you start down the dark path, forever will it dominate your destiny. - Yoda

If you would convince a man that he does wrong, do right. But do not care to convince him. Men will believe what they see. Let them see. - Henry David Thoreau

May those who love us love us. And those who don't love us- may God turn their hearts. And if He cannot turn their hearts, may He turn their ankles, so that we may know them by their limping. - Keeping Faith

 **Observer**

Feb 13 2008, 10:29 AM

Post #195

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Feb 13 2008, 04:26 PM

Post #200

Advanced Member



Group: Members


Posts: 414

Joined: 10-August 06

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QUOTE(sister @ Feb 13 2008, 03:07 PM) 

This information only presents the issues from the perspective of Danny Shelton. Why have you neglected to post opposing documents, FHB? If you have access to this, I am sure you would have access to that as well. Personally, I would like to be fully informed by having all the information available.

Sister

The "opposing" documents would be the subpoenas that appear in the exhibits - which are posted (the document referred to by Mr. Pickle (filed 01/02/08) is filed in the Mass. court and isn't part of this particular situation in the Minn. court, one should not confuse the two). These documents (posted today) were filed 02/07/08 and do not address the current issue (the Protective Order) under consideration in the case against Pickle/Joy, though they rely on that issue in making the case for the quashing of the Immediate Subpoena.

It appears to be rather simple. It seems as if there was an effort to circumvent the pending hearing (in regards to the proposed Protective Order in the 3ABN v. Pickle/Joy case) in the Mass. court. Robert Pickle attempted to execute subpoenas to gain information that, *if* determined relevant by the court, should legally be sought through the regular discovery process. This was apparently an attempt to circumvent the legal protocol to secure information which has been the subject of debate in the case.

With the filing of the memorandum three options are offered:

- A. Quash the subpoenas.
- B. Place the information sought under the conditions of the proposed Protective Order awaiting hearing in the Mass. court.
- C. Place the information sought under the control of the sitting judge in the Mass. case until a ruling on the Protective Order is made.

The pending hearings in Mass., to my understanding, are to review the requested information and determine its relevance and admissibility. This attempt by Mr. Pickle appears to be an "end around" in an effort to gather information before its relevance or admissibility is determined. Why? What would be an individuals motivation for invading the privacy of another via legal means cloaked as part of an

ongoing legal case? It would seem to be, as the memorandum states, an abuse of the subpoena power - which of course is simply my opinion.

- FHB

This post has been edited by **fallible humanbeing**: Feb 13 2008, 04:28 PM

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