

**BOONE CIRCUIT COURT
54TH JUDICIAL DISTRICT**

Case No. 05 -CI- 436

MILDRED ABBOTT, ET AL.,

PLAINTIFFS

**COMMISSION AUTHORIZING DEPOSITION
OF OUT OF STATE WITNESS AND
REQUEST FOR ISSUANCE OF SUBPOENA**

V.

STANLEY M. CHESLEY, ET AL.,

DEFENDANTS

* * * *

Upon Motion by the Plaintiffs, by counsel, and having informed this Court that First Union National Bank, having merged with Wachovia, which has its principal place of business within the jurisdiction of your Court, may have information relevant to the adjudication of the above styled action pending before this Court and Plaintiffs having requested the issuance of a subpoena from this Court for service upon said bank,

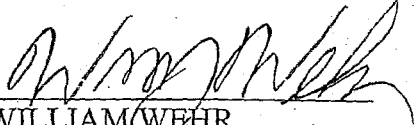
IT IS HEREBY ORDERED that counsel of record for Plaintiffs in this action, identified below, is hereby expressly commissioned by this Court to depose a representative of the foregoing pursuant to Kentucky Rules of Civil Procedure 28.02 and 30.02 at such date, time and place as shall be designated upon an appropriate Notice of Deposition.

YOU ARE HEREBY REQUESTED AND COMMISSIONED to issue to the counsel identified below such subpoenas from your Court as may be available and necessary for service upon the above witness, to assure that attendance of said witness as

a deponent in a deposition to be convened by the above counsel for Plaintiffs within your judicial district.

The Court advises that reciprocal privileges are extended to members of the Bar of your Court for the issuances of equivalent subpoenas within the Commonwealth of Kentucky, pursuant to Kentucky Rule of Civil Procedure 28.03.

This the 24TH day of OCT, 2006.



HON. WILLIAM WEHR
CHIEF SENIOR STATUS JUDGE AND
SPECIAL JUDGE
BOONE CIRCUIT COURT
COMMONWEALTH OF KENTUCKY

Commission Tendered By:

ANGELA M. FORD
KBA No. 81510
Chevy Chase Plaza
836 Euclid Avenue, Ste. 311
Lexington, Kentucky 40502
859-268-2923

William T. Ramsey
NEAL & HARWELL, PLC
TBA No. 9248
150 Fourth Avenue North
Suite 2000
Nashville, TN 37219
(615) 244-1713
(615) 726-0573

COUNSEL FOR PLAINTIFFS