

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, STATE OF FLORIDA
CIVIL DIVISION

NITRO MOBILE SOLUTIONS, LLC,
a Florida Limited Liability Corporation,

Plaintiff,

Case No. 17-CA-010953
Division J

v.

EYE C SOLUTIONS, LLC,
A Florida Limited Liability Corporation, and
LISA MONNET, an individual,

Defendants.

EYE C SOLUTIONS, LLC, and
LISA MONNET,

Counterclaim Plaintiffs,

v.

NITRO MOBILE SOLUTIONS, LLC,
PETE SLADE, and MOLLY SLADE,

Counterclaim Defendants.

NOTICE OF FILING

PLEASE TAKE NOTICE that the undersigned has filed in the above-styled cause the formal response to the subpoena served upon the University of Denver attached hereto.

I HEREBY CERTIFY that on the 23rd day of May, 2018, counsel for Counterclaim Defendants, Nitro Mobile Solutions, LLC, Pete Slade and Molly Slade electronically filed the

foregoing Notice of Filing with the Clerk of Court by using the Florida Courts E-Filing Portal System, which will send a notice of electronic filing and copy to all counsel of record.

/s/ Dean A. Kent

DEAN A. KENT, ESQUIRE

Florida Bar No. 0307040

Primary email: dkent@trenam.com

Secondary email: pholliday@trenam.com

TRENAM, KEMKER, SCHARF, BARKIN

FRYE, O'NEILL & MULLIS, P.A.

2700 Bank of America Plaza

101 E. Kennedy Blvd.

Tampa, Florida 33602

Tel: (813) 223-7474

Fax: (813) 229-6553

Attorneys for Counter Defendants Nitro
Mobile Solutions, LLC, Pete Slade and
Molly Slade



UNIVERSITY of
DENVER

OFFICE OF THE REGISTRAR

May 15, 2018

Dean Kent
Trenam Law
101 E. Kennedy Blvd. Ste. 2700
Tampa, FL 33602

RE: **Lisa Monnet, Lisa Guzman, Elizabeth Guzman, Lisa Whatley**

Dear Mr. Kent:

In response to the enclosed subpoena for Lisa Monnet, aka Lisa Guzman, aka Elizabeth Guzman, aka Lisa Whatley, I can confirm that no student by those names with the DOB 6/22/1984 has attended the University of Denver.

Please let me know if you have any questions.

Sincerely,

Alex Bauer
Business Coordinator
Office of the Registrar
University of Denver
University Hall, G033
2197 S University Blvd
Denver, CO 80208
Phone: 303 871 4033
Fax: 303.871.4300
alex.bauer@du.edu
www.du.edu/registrar

EXHIBIT A

Office of the Registrar

University Hall, G33 | 2197 S. University Blvd. | Denver, CO 80208 | 303.871.2284 | Fax 303.871.4300 | www.du.edu/registrar

District Court, Denver County, State of Colorado 1437 Bannock Street, Denver, CO 80202 720-865-8301 (303) 441-3744	DATE FILED: May 7, 2018 DATE FILED: May 7, 2018
Nitro Mobile Solutions, LLC v. Lisa Monnet and Eye C Solutions, LLC	▲ COURT USE ONLY ▲ Case Number: <u>18CW231</u> Division: <u>Courtoomg 275</u>
SUBPOENA TO <input type="checkbox"/> APPEAR FOR DEPOSITION <input checked="" type="checkbox"/> PRODUCE PURSUANT TO §13-90.5-103, C.R.S.	

To: Office of the Registrar of the University of Denver, University of Denver, 2199 S. University Blvd., Denver, CO 80208

You are ordered to attend and give testimony at a deposition at the following location:
Humer & Geist, 1900 Grant Street, Suite 1025, Denver, CO 80203 on TO BE DETERMINED (Date) at 10:00 a.m.
 (Time) as a witness for the Plaintiff(s)/Petitioner(s) Defendant(s)/Respondent(s) in an action outside of Colorado.

At that time and place, you also shall produce the following items now in your custody or control:

1. Any and all documents relating, referring, or otherwise referencing the enrollment of any person at your University with the name Lisa Kay Monnet (a/k/a Lisa Guzman, Lisa Suzanne Monnet, Elizabeth Suzanne Guzman, Lisa W. Guzman, and Lisa J. Whatley) date of birth 6/22/1964.
2. Any and all documents relating, referring, or otherwise referencing the enrollment of any person at your University with the name Lisa Kay Guzman, date of birth 6/22/1964.
3. Any transcripts that would identify or reflect any classes taken by Lisa Kay Monnet, date of birth 6/22/1964, at your University.
4. Any transcripts that would identify or reflect any classes taken by Lisa Kay Guzman, date of birth 6/22/1964, at your University.
5. Any degrees, certifications, or honorary degrees obtained by Lisa Kay Monnet, date of birth 6/22/1964, from your University.
6. Any degrees, certifications, or honorary degrees obtained by Lisa Kay Guzman, date of birth 6/22/1964, from your University.

Names, addresses and telephone numbers of all counsel of record in this action and of any party not represented by counsel are as follows:

Name	Address	Telephone Number
Dean A. Kent, Esquire	Trenam Law 101 E. Kennedy Blvd., Suite 2700 Tampa, Florida 33602	813-223-7474
LeesaAnn N. Dodds, Esquire Samantha L. Dammer, Esquire	Tampa Law Advocates, P.A. 620 East Twiggs Street, Suite 110 Tampa, Florida 33602	813-288-0303



Dated: 5-7-18 REC'D BY MAIL MAY 07 2018 Deputy Clerk

AFFIDAVIT OF SERVICE

I declare under oath that, I am 18 years or older and not a party to the action and that I served this Subpoena to
 Appear for Deposition Produce to the Witness in _____ (County) _____ (State)
on _____ (date) at the following location:

Check one:

- By handing it to a person identified to me as the Witness or by leaving it with the Witness who refused service.
- By leaving it with one of the following:
 - the person's usual place of abode or workplace;
 - with any person who is 18 years or older and who is a member of the person's family;
 - with the person's secretary, administrative assistant, bookkeeper, or managing agent; or
 - by delivering a copy to an agent authorized by appointment or by law to receive service of process.
- I attempted to serve the Witness on _____ occasions but have not been able to locate the Witness.
- Private process server
- Sheriff, _____ County
Fee \$ _____ Mileage \$ _____

Signature of Process Server

Name (Print or type)

My Commission Expires: _____
Notary Public /Deputy Clerk _____ Date

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, STATE OF FLORIDA
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NITRO MOBILE SOLUTIONS, LLC.,
a Florida Limited Liability Corporation,

Plaintiff,

Case No. 17-CA-010953
Division J

v.

EYE C SOLUTIONS, LLC,
A Florida Limited Liability Corporation, and
LISA MONNET, an individual,

Defendants.

AMENDED SUBPOENA DUCES TECUM WITHOUT DEPOSITION
(Records Request Only)

To: OFFICE OF THE REGISTRAR OF THE UNIVERSITY OF DENVER
University of Denver
2199 S. University Blvd.
Denver, CO 80208

YOU ARE COMMANDED to appear at the offices of Hunter & Geist, 1900 Grant Street, Suite 1025, Denver, CO 80203 on **May 28, 2018 at 10:00 a.m.**, or such other mutually agreeable time and place, and to have with you the documents requested in **Exhibit A**, attached hereto.

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 of production. Payment of \$20.00 will be furnished to cover the cost of copying and furnishing these records. **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.** In the event that the cost of preparation and/or copying of the documents requested exceeds \$50.00, you must contact the undersigned attorneys for Plaintiffs to provide an

estimate as to the total cost of production and discuss whether Plaintiffs will move forward with this production request. 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.

THIS WILL NOT BE A DEPOSITION. NO TESTIMONY WILL BE TAKEN.

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 be 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.

DATED on May 10, 2018.

FOR THE COURT

/s/ Dean A. Kent

DEAN A. KENT
FOR THE COURT

/s/ Dean A. Kent

DEAN A. KENT, ESQUIRE
Florida Bar No. 0307040
Primary email: dkent@trenam.com
Secondary email: pholliday@trenam.com
TRENAM LAW
2700 Bank of America Plaza
101 E. Kennedy Blvd.
Tampa, Florida 33602
Tel: (813) 223-7474
Fax: (813) 229-6553
Attorneys for Nitro Mobile Solutions, LLC

EXHIBIT A

1. Any and all documents relating, referring, or otherwise referencing the enrollment of any person at your University with the name Lisa Kay Monnet, date of birth 6/22/1964.
2. Any and all documents relating, referring, or otherwise referencing the enrollment of any person at your University with the name Lisa Kay Guzman, date of birth 6/22/1964.
3. Any transcripts that would identify or reflect any classes taken by Lisa Kay Monnet, date of birth 6/22/1964, at your University.
4. Any transcripts that would identify or reflect any classes taken by Lisa Kay Guzman, date of birth 6/22/1964, at your University.
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IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, STATE OF FLORIDA
CIVIL DIVISION

NITRO MOBILE SOLUTIONS, LLC.,

Plaintiff,

Case No. 17-CA-010953
Division J

v.

EYE C SOLUTIONS, LLC,
LISA MONNET,

Defendants.

**ORDER ON PLAINTIFF'S MOTIONS FOR
ISSUANCE OF COMMISSIONS FOR COLORADO**

THIS MATTER came before the Court on Plaintiff's Motions For Issuance Of Commissions for the taking of a deposition duces tecum of the Office of the Registrar of the University of Colorado and the Office of the Registrar of the University of Denver on a mutually agreeable date and time to be determined and noticed later, and the Court having reviewed the motion and being fully advised in the premises herein, it is hereby

ORDERED and ADJUDGED that:

1. Plaintiff's Motion for Issuance of Commission is hereby **GRANTED**.
2. All court reporters, process servers or notary publics of the State of Colorado are hereby appointed a commission to serve the Office of the Registrar of the University of Colorado and the Office of the Registrar of the University of Denver with a subpoena duces tecum, with or without deposition, and to administer an oath and/or take a deposition before a notary public or other people authorized to administer oaths pursuant to the applicable rules of Court and consistent with this commission.

DONE AND ORDERED in Chambers, Hillsborough County, Florida, this ____ day

_____, 2018.

Electronically Conformed 3/22/2018

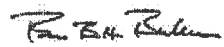
CIRCUIT COURT JUDGE

Copies furnished to:
Dean Kent, Esquire
LeesaAnn Dodds, Esquire

DISTRICT COURT, DENVER COUNTY, COLORADO	
Court Address: 1437 Bannock Street, Rm 256, Denver, CO, 80202	
Plaintiff(s) NITRO MOBILE SOLUTIONS LLC	DATE FILED: May 7, 2018 1:57 PM
v.	
Defendant(s) EYE C SOLUTIONS LLC	
	△ COURT USE ONLY △
	Case Number: 2018CV231
	Division: 275 Courtroom:
Order: Request to Issue Subpoena/Subpoena Duces Tecum in Support of Action Outside the State of Colorado w/attach	

The motion/proposed order attached hereto: GRANTED.

Issue Date: 5/7/2018



ROSS B BUCHANAN
District Court Judge

District Court, Denver County, State of Colorado 1437 Bannock Street, Denver, CO 80202 720-865-8301	DISTRICT COURT DENVER COUNTY ORIGINAL FILING 18 MAY -7 AM 11:54
Nitro Mobile Solutions, LLC v. Lisa Monnet and Eye C Solutions, LLC	COURT USE ONLY
Attorney or Party Without Attorney (Name and Address): DEAN A. KENT, ESQUIRE Florida Bar No. 0307040 Primary email: dkent@trenam.com Secondary email: pholliday@trenam.com TRENAM LAW 2700 Bank of America Plaza 101 E. Kennedy Blvd. Tampa, Florida 33602 Tel: (813) 223-7474 Fax: (813) 229-8553 Attorneys for Nitro Mobile Solutions, LLC	Case Number: <i>18cv231</i> Division: Courtroom <i>275</i>
REQUEST TO ISSUE SUBPOENA/SUBPOENA DUCES TECUM IN SUPPORT OF ACTION OUTSIDE THE STATE OF COLORADO	

Nitro Mobile Solutions, LLC ("Nitro") hereby requests this Court, pursuant to §13-90.5-103, C.R.S. to issue the attached subpoena(s) and state that the subpoena(s) is/are necessary as the witness(es) and/or items listed are material and relevant to my case.

1. This Request seeks authorization from the District Court of Denver County for the issuance of subpoena(s)/subpoena(s) duces tecum in said county.
2. There currently exists an order by a court outside the state of Colorado for the issuance of the subpoena and production of documents. A copy of said order is attached to this Request as Exhibit 1.
3. The witness currently resides or can be found within the state of Colorado.

Name of Witness	Type of Item
1. Office of the Registrar of the University of Denver	1. Business Records regarding Lisa Kay Monnet, DOB: 06/22/1964, (a/k/a Liza Guzman, Lisa Suzanne Monnet, Elizabeth Suzanne Guzman, Lisa W. Guzman, and Lisa J. Whatley) being enrolled in any classes or obtaining any degrees from the witness. Such items are specifically set forth as Exhibit A in the attached Exhibit 1.

*18cv231-1
mat*

By checking this box, I am acknowledging I am filling in the blanks and not changing anything else on the form.

By checking this box, I am acknowledging that I have made a change to the original content of this form.

Date: April 30, 2018

/s/ Dean A. Kent

DEAN A. KENT, ESQUIRE

Florida Bar No. 0307040

Primary email: dkent@trenam.com

Secondary email: pholliday@trenam.com

TRENAMLAW

2700 Bank of America Plaza

101 E. Kennedy Blvd.

Tampa, Florida 33602

Tel: (813) 223-7474

Fax: (813) 229-6553

Attorneys for Nitro Mobile Solutions, LLC