

UNITED STATE DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

PENNY BENTON,)	
)	
Plaintiff,)	
)	
v.)	CASE NO.: 1:10-cv-918-DML-LJM
)	
HAMILTON EAST PUBLIC LIBRARY,)	
)	
Defendant.)	

PLAINTIFF’S PRELIMINARY WITNESS AND EXHIBIT LIST

Plaintiff, Aaron Smeigh, by counsel, submits the following preliminary list of witnesses and exhibits that he presently believes he may introduce at trial. Plaintiff reserves the right to supplement or amend these lists at any time prior to trial.

Witnesses

1. Plaintiff;
2. Mary K. Patterson;
3. Rex Miller;
4. Karen Cheney;
5. David Bomar;
6. Carla Stern;
7. Vijaya Guduri;
8. Mary Lou Madison;
9. David Cooper;
10. Gail Winsmore;
11. Any individuals on Defendant’s initial disclosures and preliminary or final witness lists, including any supplements or amendments thereto;

12. Any individuals identified by Defendant in its Answers to Plaintiff's First Set of Interrogatories and Requests for Production;
13. Any experts Defendant may retain and designate to testify by the deadline set in the parties' Case Management Plan; and
14. Additional individuals revealed in discovery not yet conducted or completed or necessary to respond to witnesses, documents, facts or opinions not yet disclosed to Plaintiff.

Exhibits

1. Documents that relate to Defendant's employment policies and procedures;
2. Defendant's personnel records with respect to Plaintiff;
3. Documents that relate to Plaintiff's employment with Defendant;
4. Transcripts of, and exhibits to, any depositions taken in this action;
5. Documents produced by the parties in response to requests for production of documents in this case; and
6. Any documents identified on Defendant's initial disclosures, preliminary, or final exhibit lists, including any supplements or amendments thereto.

If Plaintiff discovers additional witnesses or exhibits they intend to use at trial, counsel for Plaintiff will furnish an identification of the additional witnesses or exhibits to the Court and opposing counsel. This list does not include witnesses or exhibits Plaintiff may use for purposes of impeachment or rebuttal.

Respectfully submitted,

RAMEY & HAILEY

/s/ Joel S. Paul

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CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2011, a copy of the foregoing was filed electronically with the Court's electronic filing system which sent notice of such filing to the following counsel:

Jennifer L. Williams
williams@cchalaw.com

/s/ Joel S. Paul

Joel S. Paul, Atty. #422921

RAMEY & HAILEY

Attorneys for Plaintiff