

IN THE COURT OF CLAIMS OF OHIO

JAMES M. FLEMING,

Plaintiff,

v.

KENT STATE UNIVERSITY

Defendant.

Case No. 2011-09365

Judge Patrick M. McGrath

COMMISSION FOR OUT-OF-
STATE SUBPOENA DUCES
TECUM TO THE UCF
ATHLETICS ASSOCIATION,
INC.

FILED
COURT OF OHIO
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On January 2^Y, 2013, Defendant Kent State University ("KSU") filed a "Motion for Commission for Out-of-State Subpoena to the UCF Athletics Association, Inc." Therein, KSU requests the Court issue a Commission, pursuant to Ohio Civ. R. 45, O.R.C. § 2319.09 and Fla. Stat. § 92.251 (2012) for commission authorizing the issuance of an Out-of-State Subpoena *Duces Tecum* to the UCF Athletics Association, Inc. ("UCFAA"), a non-party to this action located in Orlando, Florida. For good cause shown, KSU's Motion is GRANTED.

Accordingly, the Court hereby ORDERS the following:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that KSU is hereby authorized, appointed, and commissioned to serve said subpoena, to hear oral examination, and/or to obtain documents from the UCFAA pursuant to the subpoena.

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Case No. 2011-09365

TO THE HONORABLE PRESIDING JUDGE OF ORANGE COUNTY
CIRCUIT COURT, ORLANDO, FLORIDA AND TO THE CLERK OF COURT,

YOU ARE HEREBY REQUESTED AND COMMISSIONED to issue to
counsel for Kent State University such subpoenas from your Court as may be
available and necessary for service upon the UCF Athletics Association, Inc.
and/or its representative(s) to assure the production of records and documents
and/or attendance of witnesses. This Commission is intended to be that form of
order, mandate, writ or commission pursuant to which the Courts of the State of
Florida may issue orders and process to compel the production of documentary
evidence and the taking of testimony.



HONORABLE JUDGE PATRICK M. MCGRATH

cc:

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