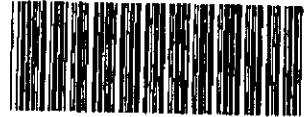


COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO



D105621236

Ellen L Turner
Plaintiff

Date: 03/19/2014



Case No. DR0500131

File No. E233969

CSEA No. 7053135062

Jon H Entine
Defendant

Judge Sieve

Magistrate Theile

MAGISTRATE'S C.I.P. SCHEDULING ORDER

Target Stop Date: 08/07/2014

Whereas, additional time for completion of the testimony in this case is required,

IT IS HEREBY ORDERED THAT this case is **continued in progress** to 5/16/14 at 9:00 AM/PM for 1 day hour(s), in the Court of Common Pleas, Division of Domestic Relations, Courtroom 2-102, 800 Broadway, Cincinnati, OH 45202, before Magistrate Theile for child support. This matter shall be set in approximately , 15, 30, 45, 60, or 90 days.

Further Orders are as follows:

no further continuance

This Order is effective immediately. Either party may appeal this Order by filing a Motion to Set the Order Aside within ten (10) days of the date this Order is filed. The pendency of a Motion to Set the Order Aside **does not stay** the effectiveness of this Order unless the Magistrate or Judge grants a stay.

Gregory A. Theile
Magistrate

By signature below, both parties/counsel acknowledge receipt of this Order.

Plaintiff
[Signature]
Attorney for Plaintiff

Defendant
[Signature]
Attorney for Defendant

Other (CSEA / GAL)
Other (CSEA / GAL)

Wijdan Jreisat (0063955)
Trial Attorney for Plaintiff

**COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO**

ELLEN L. TURNER,	:	Case No. DR0500131
	:	File No. E233969
Plaintiff,	:	
v.	:	<u>PLAINTIFF'S NOTICE OF SERVICE OF</u>
	:	<u>SUBPOENA</u>
JON H. ENTINE,	:	
	:	Magistrate Theile
Defendant.	:	Judge Sieve
	:	

PLEASE TAKE NOTICE that a subpoena for attendance at hearing has been issued to and served, via electronic mail, on the following:

Anne B. Flottman, Esq.
Via email: abf@woodlamping.com
Wood & Lamping
600 Vine Street, Suite 2400
Cincinnati, OH 45202

TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH.
2014 MAR 20 P 2:39PM
FILED

Copy of the subpoena is attached hereto as Exhibit A.

Respectfully submitted,



 Wijdan Jreisat (0063955)
 Katz, Teller, Brant & Hild
 255 East Fifth Street, Suite 2400
 Cincinnati, Ohio 45202-4787
 Telephone: (513) 721-4532
 Facsimile: (513) 762-0021
 wjreisat@katzteller.com



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Plaintiff's Notice of Service of Subpoena has been served via regular United States mail, postage prepaid, this 20th day of March, 2014 upon:

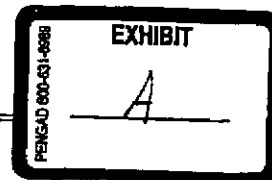
Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202



Wijdan Jreisat



COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

ELLEN L. TURNER, Plaintiff : Case No. DR0500131
v. : File No. E233969
JON H. ENTINE, Defendant : SUBPOENA FOR ATTENDANCE
AT HEARING

TO: Anne B. Flottman, Esq.
Wood & Lamping
600 Vine Street, Suite 2500
Cincinnati, OH 45202

[X] YOU ARE COMMANDED to appear in the Hamilton County Court of Common Pleas at the place, date, and time specified below to attend hearing in the above case.

Table with 2 columns: PLACE OF TESTIMONY (Hamilton County Domestic Relations Court) and COURTROOM (2-102 - Magistrate Gregory Theile). Includes date and time: Tuesday, May 6, 2014 at 11:00 a.m.

[] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

Table with 2 columns: PLACE and DATE AND TIME.

[] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below:

Any and all correspondence in your possession from and to Jon Entine and billing records regarding Madeline Entine.

Table with 2 columns: PLACE and DATE AND TIME.

[] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

Table with 2 columns: PREMISES and DATE AND TIME.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Ohio Rules of Civil Procedure, 30(B)(6).

Table with 2 columns: ISSUING OFFICER SIGNATURE AND TITLE (Wijdan Jreisat, Attorney for Defendant) and DATE (3/19/2014). Includes address: Katz, Teller, Brant & Hild, 255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202, (513) 721-4532.

PROOF OF SERVICE		
SERVED	DATE 3/19/2014	PLACE
SERVED ON (PRINT NAME) Anne B. Flottman	MANNER OF SERVICE By agreement, via electronic mail	
SERVED BY (PRINT NAME) Wijdan Jreisat	TITLE Attorney	
DECLARATION OF SERVER		

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.



Executed on 3/19/2014

255 E. Fifth Street, Suite 2400, Cincinnati, OH 45202
ADDRESS OF SERVER

Rule 45, Ohio Rules of Civil Procedure, Parts C & D:

(C) Protection of Persons Subject to Subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena.

(2)(a) A person commanded to produce under divisions (A)(1)(b)(ii), (iii), (iv), or (v) of this rule need not appear in person at the place of production or inspection unless commanded to attend and give testimony at a deposition hearing, or trial.

(b) Subject to division (D)(2) of this rule, a person commanded to produce under divisions (A)(1)(b)(ii), (iii), (iv), or (v) of this rule may, within fourteen days after service of the subpoena or before the time specified for compliance if such time is less than fourteen days after service, serve upon the party or attorney designated in the subpoena written objections to production. If objection is made, the party serving the subpoena shall not be entitled to production except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena, upon notice to the person commanded to produce, may move at any time for an order to compel the production. An order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the production commanded.

(3) On timely motion, the court from which the subpoena was issued shall quash or modify the subpoena, or order appearance or production only under specified conditions, if the subpoena does any of the following:

(a) fails to allow reasonable time to comply;

(b) requires disclosure of privileged or otherwise protected matter and no exception or waiver applies;

(c) requires disclosure of a fact known or opinion held by an expert not retained or specially employed by any party in anticipation of litigation or preparation for trial as described by Civ.R. 26(B)(4), if the fact or opinion does not describe specific events or occurrences in dispute and results from study by that expert that was not made at the request of any party;

(d) subjects a person to undue burden.

(4) Before filing a motion pursuant to division (C)(3)(d) of this rule, a person resisting discovery under this rule shall attempt to resolve any claim of undue burden through discussions with the issuing attorney. A motion filed pursuant to division (C)(3)(d) of this rule shall be supported by an affidavit of the subpoenaed person or a certificate of that person's attorney of the efforts made to resolve any claim of undue burden.

(5) If a motion is made under division or (C)(3)(c) or (C)(3)(d) of this rule, the court shall quash or modify the subpoena unless the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated.

(D) Duties in Responding to Subpoena.

(1) A person responding to a subpoena to produce documents shall, at the person's option, produce them as they are kept in the usual course of business or organized and labeled to correspond with the categories in the subpoena. A person producing documents pursuant to a subpoena for them shall permit their inspection and copying by all parties present at the time and place set in the subpoena for inspection and copying.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials under Civ.R. 26(B)(3) or (4), the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.



D105558706

WJ

Wijdan Jreisat (0063955)
Trial Attorney for Plaintiff

**COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO**

ELLEN L. TURNER,

Plaintiff,

v.

JON H. ENTINE,

Defendant.

: Case No. DR0500131
: File No. E233969

: **PLAINTIFF'S NOTICE OF SERVICE OF**
: **SUBPOENAS**

: **Magistrate Theile**
: **Judge Sieve**

PLEASE TAKE NOTICE that a subpoena *duces tecum* has been issued to each of the following entities and served, via United States Certified Mail as follows:

DCI Group, LLC
ATTN: Records Custodian
1828 L Street NW
Suite 400
Washington, DC 20036

Statistical Assessment Service
ATTN: Records Custodian
922 N. Kenmore Street
Suite 405
Arlington, VA 22201

FILED
2014 MAR 17 P 2:29
TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH

Copies of the subpoenas are attached hereto as Exhibit A.

Respectfully submitted,

Wijdan Jreisat (0063955)
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
Telephone: (513) 721-4532
Facsimile: (513) 762-0021
wjreisat@katzteller.com

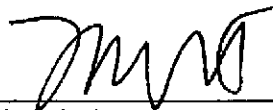
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Plaintiff's Notice of Service of Subpoenas has been served via US mail this the 17th day of March, 2014 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202



Wijdan Jreisat

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

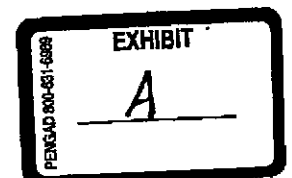
ELLEN L. TURNER, : Case No. DR0500131
 : File No. E233969
 Plaintiff, :
 v. : Magistrate Theile
 : Judge Sieve
 JON H. ENTINE, :
 : SUBPOENA DUCES TECUM FOR
 Defendant. : PRODUCTION OF DOCUMENTS
 :

TO: Records Custodian
Statistical Assessment Service
933 N. Kenmore Street, Suite 405
Arlington, VA 22201

STATE OF OHIO)
) SS:
COUNTY OF HAMILTON)

You are requested to appear before a notary public in and for the County and State on Friday, March 14, 2014 at 9:00 a.m. at the law offices of Katz Teller Brant & Hild, 255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202 and to bring with you the following documents related to Jon H. Entine, SS# ending in 8388 to supplement your production produced on January 6, 2014 to reflect documents for the period of January 6, 2014 to the date of response to this subpoena, including but not limited to:

1. All 1099 and other earnings statements;
2. All paystubs;
3. A copy of any agreements, engagement letters, offers or proposals for work (whether or not accepted);
4. Any records or summary of the terms under which Jon Entine is providing services;



5. All records, invoices, or billing statements from Jon Entine reflecting services provided or time worked.
6. All records showing any benefits provided or expenses reimbursed including, but not limited to automobile expenses, travel expenses, personal living and entertainment expenses;
7. All agreements or descriptions of the responsibilities and/or benefits or rights of fellows.
8. All bonuses, stipends, honoraria, or royalties paid.

This is a Records Subpoena Only, and in lieu of your personal delivery of these records on the date noted, you may send certified copies of all such records that are in your possession, custody and/or control to Wijdan Jreisat, Esq., of Katz Teller Brant & Hild, located at 255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202, prior to Friday, March 14, 2014 at 9:00 a.m. A proposed certificate is attached.

This subpoena is issued pursuant to Rule 45(A) (2) of the Ohio Rules of Civil Procedure by Wijdan Jreisat, attorney of record, who is authorized to issue the subpoena by that rule.

Fail not under penalty of Law.

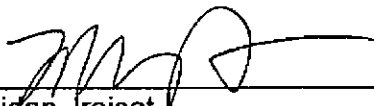


Wijdan Jreisat (0063955)
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
Telephone: (513) 721-4532
Facsimile: (513) 762-0021
wjreisat@katzteller.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Subpoena *Duces Tecum* for Document Production directed to Statistical Assessment Service has been served by U.S. Mail this 28th day of February, 2014 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202



Wijdan Jreisat

**Ohio Rules of Civil Procedure
Rule 45. Subpoena**

(C) Protection of Persons Subject to Subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena.

(2)(a) A person commanded to produce under divisions (A)(1)(b) (ii), (iii), (iv), or (v) of this rule need not appear in person at the place of production or inspection unless commanded to attend and give testimony at a deposition, hearing or trial.

(b) Subject to division (D)(2) of this rule, a person commanded to produce under divisions (A)(1)(b) (ii), (iii), (iv), or (v) of this rule may, within fourteen days after service of the subpoena or before the time specified for compliance if such time is less than fourteen days after service, serve upon the party or attorney designated in the subpoena written objections to production. If objection is made, the party serving the subpoena shall not be entitled to production except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena, upon notice to the person commanded to produce, may move at any time for an order to compel the production. An order to compel production shall protect any person who is not a party or an officer of a part from significant expense resulting from the production commanded.

(3) On timely motion, the court from which the subpoena was issued shall quash or modify the subpoena, or order appearance or production only under specified conditions, if the subpoena does nay of the following:

- (a) fails to allow reasonable time to comply;
- (b) requires disclosure of privileged or otherwise protected matter and no exception or waiver applies;
- (c) requires disclosure of a fact known or opinion held by an expert not retained or specifically employed by any party in anticipation of litigation or preparation for trial as described by Civ. R. 26(B)(4), if the fact or opinion does not describe specific events or occurrences in dispute and results from study by that expert that was not made at the request of any party;
- (d) subjects a person to undue burden

(4) Before filing a motion pursuant to a division (C)(3)(d) of this rule, a person resisting discovery under this rule shall attempt to resolve any claim of undue burden through discussions with the issuing attorney. A motion filed pursuant to division (C)(3)(d) of this rule shall be supported by an affidavit of the subpoenaed person or a certificate of that person's attorney of the efforts made to resolve any claim of undue burden.

(5) If a motion is made under division (C)(3)(c) or (C)(3)(d) of this rule, the court shall quash or modify the subpoena unless the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated.

(D) Duties in Responding to Subpoena

- (1) A person responding to a subpoena to produce documents shall, at the person's option, produce them as they are kept in the usual course of business or organized and labeled to correspond with the categories in the subpoena. A person producing documents pursuant to a subpoena for them shall permit their inspection and copying by all parties present at the time and place set in the subpoena for inspection and copying.
- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials under Civ. R. 26(B)(3) or (4), the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(5) If a motion is made under division (C)(3)(c) or (C)(3)(d) of this rule, the court shall quash or modify the subpoena unless the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated.

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COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

ELLEN L. TURNER, : Case No. DR0500131
 : File No. E233969
Plaintiff, :
v. : Magistrate Theile
 : Judge Sieve
JON H. ENTINE, :
 : SUBPOENA DUCES TECUM FOR
Defendant. : PRODUCTION OF DOCUMENTS
 :

TO: Records Custodian
DCI Group, LLC
1828 L Street NW
Suite 400
Washington, DC 20036

STATE OF OHIO)
) SS:
COUNTY OF HAMILTON)

You are requested to appear before a notary public in and for the County and State on Friday, March 14, 2014 at 10:00 a.m. at the law offices of Katz Teller Brant & Hild, 255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202 and to bring with you the following documents related to Jon H. Entine, SS# ending in 8388 to supplement your production produced on January 6, 2014 to reflect documents for the period of January 6, 2014 to the date of response to this subpoena, including but not limited to:

1. All 1099 and other earnings statements;
2. All paystubs;
3. A copy of any agreements, engagement letters, offers or proposals for work (whether or not accepted);
4. Any records or summary of the terms under which Jon Entine is providing services;

5. All records, invoices, or billing statements from Jon Entine reflecting services provided or time worked.
6. All records showing any benefits provided or expenses reimbursed including, but not limited to automobile expenses, travel expenses, personal living and entertainment expenses;
7. All bonuses, stipends, honoraria, or royalties paid.

This is a Records Subpoena Only, and in lieu of your personal delivery of these records on the date noted, you may send certified copies of all such records that are in your possession, custody and/or control to Wijdan Jreisat, Esq., of Katz Teller Brant & Hild, located at 255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202, prior to Friday, March 14, 2014 at 9:00 a.m at 10:00 a.m. A proposed certificate is attached.

This subpoena is issued pursuant to Rule 45(A) (2) of the Ohio Rules of Civil Procedure by Wijdan Jreisat, attorney of record, who is authorized to issue the subpoena by that rule.

Fail not under penalty of Law.




Wijdan Jreisat (0063955)
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
Telephone: (513) 721-4532
Facsimile: (513) 762-0021
wjreisat@katzteller.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Subpoena *Duces Tecum* for Document Production directed to DCI Group, LLC has been served by US Mail this the 28th day of February 2014 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202



Wijdan Jreisat

Ohio Rules of Civil Procedure
Rule 45. Subpoena

(C) Protection of Persons Subject to Subpoenas.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena.

(2)(a) A person commanded to produce under divisions (A)(1)(b) (ii), (iii), (iv), or (v) of this rule need not appear in person at the place of production or inspection unless commanded to attend and give testimony at a deposition, hearing or trial.

(b) Subject to division (D)(2) of this rule, a person commanded to produce under divisions (A)(1)(b) (ii), (iii), (iv), or (v) of this rule may, within fourteen days after service of the subpoena or before the time specified for compliance if such time is less than fourteen days after service, serve upon the party or attorney designated in the subpoena written objections to production. If objection is made, the party serving the subpoena shall not be entitled to production except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena, upon notice to the person commanded to produce, may move at any time for an order to compel the production. An order to compel production shall protect any person who is not a party or an officer of a part from significant expense resulting from the production commanded.

(3) On timely motion, the court from which the subpoena was issued shall quash or modify the subpoena, or order appearance or production only under specified conditions, if the subpoena does nay of the following:

- (a) fails to allow reasonable time to comply;
- (b) requires disclosure of privileged or otherwise protected matter and no exception or waiver applies;
- (c) requires disclosure of a fact known or opinion held by an expert not retained or specifically employed by any party in anticipation of litigation or preparation for trial as described by Civ. R. 26(B)(4), if the fact or opinion does not describe specific events or occurrences in dispute and results from study by that expert that was not made at the request of any party;
- (d) subjects a person to undue burden

(4) Before filing a motion pursuant to a division (C)(3)(d) of this rule, a person resisting discovery under this rule shall attempt to resolve any claim of undue burden through discussions with the issuing attorney. A motion filed pursuant to division (C)(3)(d) of this rule shall be supported by an affidavit of the subpoenaed person or a certificate of that person's attorney of the efforts made to resolve any claim of undue burden.

(5) If a motion is made under division (C)(3)(c) or (C)(3)(d) of this rule, the court shall quash or modify the subpoena unless the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated.

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- (2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials under Civ. R. 26(B)(3) or (4), the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

Ellen L Turner

-vs/and-

Case No. DR0500131

File No. E233969

Jon H Entine

WRITTEN REQUEST FOR SERVICE
(Type of Papers Being Served)
MAGISTRATE'S ORDER FOR
CONTINUANCE

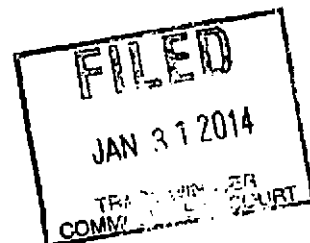
THE COURT REQUESTS:

CERTIFIED MAIL SERVICE	_____	REGULAR MAIL SERVICE	<u>XX</u>
PERSONAL SERVICE	_____	RESIDENCE SERVICE	_____
PROCESS SERVICE	_____	FOREIGN SHERIFF	_____

_____ IN ACCORDANCE WITH CIVIL RULE 4.6 (C) OR (D) AND 4.6 (E)
AN ORDINARY MAIL WAIVER IS REQUESTED

LIST NAME AND ADDRESS OF PERSON(S) TO BE SERVED:

Wijdan Jreisat Esq 2400 Chemed Center 255 E 5th St Cincinnati OH 45202-0000



COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

Ellen L Turner

-vs/and-

Jon H Entine

Case No. DR0500131

File No. E233969

WRITTEN REQUEST FOR SERVICE
(Type of Papers Being Served)
MAGISTRATE'S ORDER FOR
CONTINUANCE

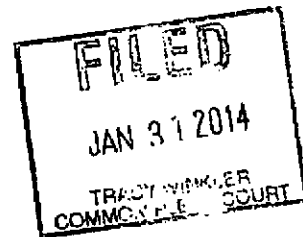
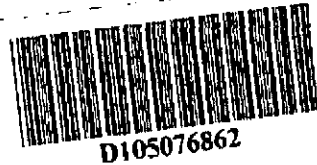
THE COURT REQUESTS:

CERTIFIED MAIL SERVICE	_____	REGULAR MAIL SERVICE	<u>XX</u>
PERSONAL SERVICE	_____	RESIDENCE SERVICE	_____
PROCESS SERVICE	_____	FOREIGN SHERIFF	_____

_____ IN ACCORDANCE WITH CIVIL RULE 4.6 (C) OR (D) AND 4.6 (E)
AN ORDINARY MAIL WAIVER IS REQUESTED

LIST NAME AND ADDRESS OF PERSON(S) TO BE SERVED:

Robert J Meyers Esq 105 E 4th St Suite 300 Cincinnati OH 45202-0000



COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

56

ELLEN L. TURNER, : Case No. DR0500131
Plaintiff, : File No. E233969
v. : PLAINTIFF'S THIRD AMENDED NOTICE
: OF DEPOSITION OF DEFENDANT
: JON H. ENTINE
JON H. ENTINE, :
Defendant. : Magistrate Theile
Judge Sieve

PLEASE TAKE NOTICE that, by agreement of the parties, the Plaintiff, Ellen L. Turner, by counsel, will take the deposition of Defendant, Jon H. Entine, on Monday, February 17, 2014 at the offices of Katz, Teller, Brant & Hild, LPA, 255 East Fifth Street, Suite 2400, Cincinnati, OH 45202 beginning at the hour of 9:00 a.m. The deposition will continue day-to-day until completed. You are invited to attend and examine.

In the event the Defendant refuses or fails to produce, prior to this date, all documents responsive to outstanding document requests, if any, Plaintiff reserves the right to reconvene the deposition at a later date.

Respectfully submitted,



Wijdan Jreisat (0063955)
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
Telephone: (513) 721-4532
Facsimile: (513) 762-0021
wjreisat@katzteller.com



D105039652

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Plaintiff's Notice of Deposition of Jon H. Entine has been served by US Mail this 28th day of January 2014 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202



Wijdan Jreisat

Wijdan Jreisat (0063955)
Trial Attorney for Plaintiff

**COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO**

ELLEN L. TURNER, : Case No. DR0500131
 Plaintiff, : File No. E233969
 v. : PLAINTIFF'S SECOND AMENDED
 : NOTICE OF DEPOSITION OF
 : DEFENDANT JON H. ENTINE
 JON H. ENTINE, :
 Defendant. : Magistrate Theile
 : Judge Sieve

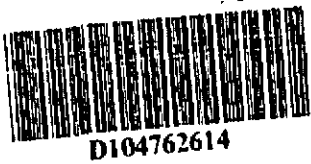
PLEASE TAKE NOTICE that, by agreement of the parties, the Plaintiff, Ellen L. Turner, by counsel, will take the deposition of Defendant, Jon H. Entine, on Friday, January 17, 2014 at the offices of Katz, Teller, Brant & Hild, LPA, 255 East Fifth Street, Suite 2400, Cincinnati, OH 45202 beginning at the hour of 1:30 p.m. The deposition will continue day-to-day until completed. You are invited to attend and examine.

In the event the Defendant refuses or fails to produce, prior to this date, all documents responsive to outstanding document requests, if any, Plaintiff reserves the right to reconvene the deposition at a later date.

Respectfully submitted,



Wijdan Jreisat (0063955)
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
Telephone: (513) 721-4532
Facsimile: (513) 762-0021
wjreisat@katzteller.com



TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH
2013 DEC 31 A 11:32
FILED

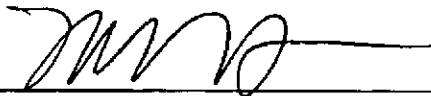
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Plaintiff's Notice of Deposition of Jon H. Entine has been served by US Mail this 30th day of December, 2013 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202



Wijdan Jreisat

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO



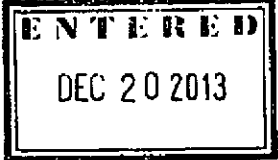
ELLEN L. TURNER

: CASE NO. DR0500131
FILE NO. E233969

Plaintiff,

: Judge Sieve
: Magistrate Theile

v.



: MAGISTRATE'S ORDER FOR CONTINUANCE

JON H. ENTINE

Defendant.

WHEREAS, the Plaintiff has requested a continuance of the hearing set for January 21, 2014 because Defendant is unavailable to give a deposition due to scheduled surgeries, until a date when it is too late to get information necessary to complete discovery in time for the January 21, 2014 hearing.

WHEREAS, the other party and/or counsel has consented to the continuance.

THEREFORE, IT IS HEREBY ORDERED:

This case is hereby continued to 2-26-14 at 9:00 AM am/pm for _____ hour(s), Court of Common Pleas, Division of Domestic Relations, 800 Broadway in Courtroom 2-102 before Magistrate Theile for the hearing in progress on Motion to Compel Discovery and child support.

The motion for a continuance is denied.

Further Orders are as follows:

This Order is effective immediately. If a Magistrate has issued this Order, either party may appeal the Order by filing a Motion to Set Aside the Order within ten (10) days of the date this Order is filed. The pendency of a Motion to Set Aside the Order does not stay the effectiveness of this Order unless the Magistrate or Judge grants a stay.

Magistrate

By signature below, both parties/counsel acknowledge receipt of this Order.

Plaintiff

Wijdan Jreisat (0063955) *authorization*
Attorney for Plaintiff 12-18-13
Telephone: (513) 721-4532
198629

Defendant

Robert J. Meyers (0014589)
Attorney for Defendant
Telephone: (513) 579-1500

- PRE-DECREE POST DECREE
- Chg. of Cust.
- Vis. Enforce/Mod.
- Sup. Enforce/Mod.
- Others

SECURITY FOR COSTS IN THE SUM OF \$ 12500
 DEPOSITED 6385.5

COURT OF COMMON PLEAS
 DIVISION OF DOMESTIC RELATIONS
 HAMILTON COUNTY, OHIO

ELLEN L. TURNER, : Case No. DR0500131

Plaintiff,



D104683196

v.

MEMORANDUM IN OPPOSITION
 TO FATHER'S MOTION TO
 MODIFY/SET CHILD
 SUPPORT/HEALTH CARE
 ORDER AND, IN THE
 ALTERNATIVE, MOTION TO
 REALLOCATE EXPENSES
 Judge Sieve
 Magistrate Theile

JOHN H. ENTINE,

Defendant.

FILED
 2013 DEC 20 5 33 33
 TRACY WINKLER
 CLERK OF COURTS
 HAMILTON COUNTY, OH

Defendant John H. Entine ("Father") moved to set a child support order alleging was needed "due to a material change in circumstances and to modify as appropriate the health care order". As detailed in Plaintiff's Motion to Dismiss and the filings associated with it, Father's motion was filed nine days after the most recent modification of the Shared Parenting Plan. Father's claim that the Court and/or the parties had simply overlooked the issue of setting a support order is disingenuous at best. Rather, Father apparently remained silent as the parties negotiated a wholesale amendment of the SPP and filed this motion in an attempt at "gotcha" litigation. Father seeks to take advantage of the modifications obtained in the Agreed Entry modifying the SPP which was entered by the Court on July 29, 2013 but to impose a materially different basis for that agreement on Mother. These tactics should not be countenanced by the Court.

The parties agreed on the sharing of expenses, with an understanding that they were not exchanging additional support payments, and confirmed that in the most recent modification of the SPP evidenced by the entry issued July 29, 2013. The modification addressed all financial aspects of the SPP – medical, dental, hospital,

prescription, optical, psychological, psychiatric and orthodontic expenses, expenses for the child's activities, expenses for summer activities, even contributions to a 529 plan. It is clear that these modifications addressed the payments due from one parent to the other to support the child and it was made with full knowledge of Mother's income.

Father argues a "zero support" order can always be revisited – but doing so requires a change in circumstances (even if minimal) "since the existing order was entered..." *Bright v. Collins*, 2 Ohio App. 3d 421, 423, 442 N.E.2d 822 (10th Dist. 1982); *Vogel v. Vogel*, 1989 Ohio App. LEXIS 2416 at *4 (1st Dist. 1989); *Jennings v. Hollis*, 1993 Ohio App. LEXIS 5797 (5th Dist. 1993). The parties did agree on support – by sharing expenses. Moreover, even if the Court determines this is a "zero" support case, the measuring period for this Court's consideration should be the parties' most recent determination of their financial obligations, nine days before the motion, not four years ago. Nothing changed in the intervening nine days -- not the parties' incomes or the needs of the child. Father claims the basis for his motion is Mother's increased income, but he knew of that income months before entering the Agreed Entry.

As the Court knows, where the parties' incomes exceed \$150,000 combined, the Court "shall determine the amount of the obligor's child support obligation on a case-by-case basis and shall consider the needs and the standard of living of the children who are the subject of the child support order and of the parents". O.R.C. §3109.04 (B). At a minimum, the Court is to "compute a basic combined child support obligation that is no less than the obligation that would have been computed under the basic child support schedule and applicable worksheet for a combined gross income of one hundred fifty thousand dollars, unless the court or agency determines that it would be unjust or inappropriate and would not be in the best interest of the child, obligor, or obligee to order that amount." *Id.* As will be set forth in the hearing on the

matter, Father has overstated the difference in his income and Mother's. Moreover, it is unjust and inappropriate and would not be in the best interest of the child, obligor, or obligee to order the minimum support provided by the worksheet and the factors in O.R.C. §3119.23 support a deviation in favor of Mother.

In the alternative, if the Court determines that any child support should be paid by Mother, Mother moves the Court to modify the provisions of the Agreed Entry and the SPP to reflect the additional burden on Mother. Father states he has "no interest in changing the provisions of the Agreed Entry" – provisions that were built on a foundation that "each parent shall be responsible for Maddie's needs and other expenses while in his/her care, and shall equally share other expenses as set forth elsewhere in this Plan" but proceeds to destroy that foundation by asking the Court to have Mother pay him child support. He seeks an additional \$33,000 in support and asks the Court to modify the health care order. This is part of Father's pattern of ignoring rules that restrict him and seeking to impose more burdens on Mother.

If the Court determines that any support or modification is appropriate to the SPP as to child support and health care, it is only equitable to then modify the remaining terms of the SPP, as modified, to reflect that change. The foundation on which the terms in the SPP and the Agreed Entry divided the expenses related to the child was that neither party would pay additional support to the other. Mother maintains that is the appropriate resolution in this hard fought case. If, in the alternative, that fundamental building block is changed, then Mother moves that the additional burdens imposed should likewise be changed. It is not equitable or in the best interest of the child or the parties for Mother to be required to provide financial support for the child to Father and continue to share in all the expenses she had agreed to share when no such support

was provided. Mother should, at a minimum, be given full credit for those additional expenses paid.

For all the foregoing reasons and for the reasons which will be more fully set forth in the hearing, Mother respectfully requests that Father's motion be denied, that the Court order no child support to be paid to Father, and that the arrangements for health care, and sharing of expenses as set forth in the SPP, as modified, remain the same. In the alternative, if the Court orders Mother to pay any amount of child support to Father or revises the health care order, Mother asks that the terms of the SPP, as to the obligations for health care and all other expenses related to the child be modified, effective as of the same time to address and remedy the additional burden on Mother.

Respectfully submitted,



Wijdan Jreisat (0063955)
Trial Attorney for Plaintiff
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
(513) 721-4532
(513) 762-0021 (facsimile)
wjreisat@katzteller.com

NOTICE OF HEARING

You are hereby advised that an evidentiary hearing has previously been set on the underlying Motion of Defendant and the above Memorandum and/or Motion beginning on February 26, 2014 at 9:00 a.m. *for 3 hours* before Magistrate Theile of the Domestic Relations Court, 800 Broadway, Cincinnati, Ohio 45202.



Wijdan Jreisat

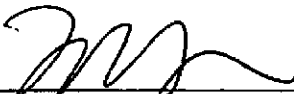
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Memorandum has been served via US Mail this the 20th day of December, 2013 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202



Wijdan Jreisat

KTBH: 4839-1686-5047, v. 1

Wjidan Jreisat (0063955)
Trial Attorney for Plaintiff

**COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO**

ELLEN L. TURNER, : Case No. DR0500131
 Plaintiff, : File No. E233969
 v. : PLAINTIFF'S NOTICE OF DEPOSITION
 : OF DEFENDANT JON H. ENTINE
 JON H. ENTINE, :
 Defendant. : **Magistrate Theile**
 : **Judge Sieve**

PLEASE TAKE NOTICE that the Plaintiff, Ellen L. Turner, by counsel, will take the deposition of Defendant, Jon H. Entine, on Monday, December 23, 2013 at the offices of Katz, Teller, Brant & Hild, LPA, 255 East Fifth Street, Suite 2400, Cincinnati, OH 45202 beginning at the hour of 9:00 a.m. The deposition will continue day-to-day until completed. You are invited to attend and examine.

In the event the Defendant refuses or fails to produce, prior to this date, all documents responsive to outstanding document requests, if any, Plaintiff reserves the right to reconvene the deposition at a later date.

Respectfully submitted,

Wjidan Jreisat per audit
 Wjidan Jreisat (0063955)
 Katz, Teller, Brant & Hild
 255 East Fifth Street, Suite 2400
 Cincinnati, Ohio 45202-4787
 Telephone: (513) 721-4532
 Facsimile: (513) 762-0021
 wjreisat@katzteller.com

TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH

2013 DEC -9 P 2:52

FILED



D104539643

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing Plaintiff's Notice of Deposition of Jon H. Entine has been served hand delivery this the 9th day of December, 2013 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202

Wijdan Jreisat per auth.
Wijdan Jreisat
UAB

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO



D104672534

Ellen L Turner

Case No. DR0500131

-vs/and-

File No. E233969

Jon H Entine

WRITTEN REQUEST FOR SERVICE
(Type of Papers Being Served)
Magistrate's Continuance

THE COURT REQUESTS:

CERTIFIED MAIL SERVICE _____ REGULAR MAIL SERVICE XX

PERSONAL SERVICE _____ RESIDENCE SERVICE _____

PROCESS SERVICE _____ FOREIGN SHERIFF _____

_____ IN ACCORDANCE WITH CIVIL RULE 4.6 (C) OR (D) AND 4.6 (E)
AN ORDINARY MAIL WAIVER IS REQUESTED

LIST NAME AND ADDRESS OF PERSON(S) TO BE SERVED:

Wijdan Jreisat Esq 2400 Chemed Center 255 E 5th St Cincinnati OH 45202-0000

TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH
2013 DEC 20 P 3:03
FILED

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

Ellen L Turner

-vs/and-

Jon H Entine

Case No. DR0500131

File No. E233969

WRITTEN REQUEST FOR SERVICE
(Type of Papers Being Served)
MAGISTRATE'S ORDER

THE COURT REQUESTS:

CERTIFIED MAIL SERVICE	_____	REGULAR MAIL SERVICE	<u>XX</u>
PERSONAL SERVICE	_____	RESIDENCE SERVICE	_____
PROCESS SERVICE	_____	FOREIGN SHERIFF	_____

_____ IN ACCORDANCE WITH CIVIL RULE 4.6 (C) OR (D) AND 4.6 (E)
AN ORDINARY MAIL WAIVER IS REQUESTED

LIST NAME AND ADDRESS OF PERSON(S) TO BE SERVED:

Robert J Meyers Esq 105 E 4th St Suite 300 Cincinnati OH 45202-0000



D104363809

FILED

TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH
2013 NOV 21 A 10:44

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

Ellen L Turner

-vs/and-

Jon H Entine

Case No. DR0500131

File No. E233969

WRITTEN REQUEST FOR SERVICE
(Type of Papers Being Served)
MAGISTRATE'S ORDER

THE COURT REQUESTS:

CERTIFIED MAIL SERVICE _____ REGULAR MAIL SERVICE XX

PERSONAL SERVICE _____ RESIDENCE SERVICE _____

PROCESS SERVICE _____ FOREIGN SHERIFF _____

_____ IN ACCORDANCE WITH CIVIL RULE 4.6 (C) OR (D) AND 4.6 (E)
AN ORDINARY MAIL WAIVER IS REQUESTED

LIST NAME AND ADDRESS OF PERSON(S) TO BE SERVED:

Wijdan Jreisat Esq 2400 Chemed Center 255 E 5th St Cincinnati OH 45202-0000



TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH
2013 NOV 21 A 10:44
FILED

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO



Ellen L Turner
Plaintiff

Date: 11/19/2013

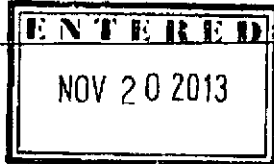
Case No. DR0500131

File No. E233969

CSEA No. 7053135062

-vs/and-

Jon H Entine
Defendant



Judge Sieve

Magistrate Theile

MAGISTRATE'S C.I.P. SCHEDULING ORDER

Whereas, additional time for completion of the testimony in this case is required,

IT IS HEREBY ORDERED THAT this case is **continued in progress** to ¹⁻²¹⁻¹⁴ at ⁹⁻⁰⁰ AM/PM for ^{3 hr} hour(s), in the Court of Common Pleas, Division of Domestic Relations, Courtroom 2-102, 800 Broadway, Cincinnati, OH 45202, before Magistrate Theile for support.

Further Orders are as follows:

This Order is effective immediately. Either party may appeal this Order by filing a Motion to Set the Order Aside within ten (10) days of the date this Order is filed. The pendency of a Motion to Set the Order Aside does not stay the effectiveness of this Order unless the Magistrate or Judge grants a stay.

Magistrate

By signature below, both parties/counsel acknowledge receipt of this Order.

Plaintiff

Defendant

Attorney for Defendant

Other (CSEA / GAL)

Attorney for Plaintiff

Other (CSEA / GAL)

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO



D104356133

Ellen L Turner

Plaintiff

-vs-

Jon H Entine

Defendant

Case No: DR0500131
File No: E233969
CSEA: 7053135062



MAGISTRATE'S ORDER

Judge: Sieve
Magistrate Theile

An Entry, captioned "General Order of Reference" which is a matter of record in this Court, provides ". . . that all matters be and are hereby referred to a Magistrate in accordance with Rule 53 of Ohio Rules of Civil Procedure".

On October 30, 2013, Defendant/Husband filed a Motion captioned *Defendant's Motion To Compel Discovery*. The hearing on this motion was conducted on November 19, 2013. Present were: Plaintiff/Wife with her attorney, Wijdan Jreisat, Esquire and Husband's attorney, Robert Meyers, Esquire. During these proceedings, Wife made an oral motion for protective order. Husband did not object to Wife proceeding on her motion for protective order.

The issue of child support for the parties' minor child is before this magistrate. By previous order, Wife's motion to dismiss the motion was denied.

Husband served interrogatories and request for production of documents to Wife on August 8, 2012. Wife initially delayed responding fully to this discovery request based upon the then pending motion to dismiss. She later served a supplemental response dated November 13, 2013. The supplemental response did not provide the entire discovery as requested.

Husband's counsel submitted an affidavit in support of attorney fees setting forth attorney fees to November 18, 2013 of \$1300 with an additional amount expended during this hearing. He seeks a total award of \$1920.

Evidence of a party's current income, even if employed to full capacity, is alone not sufficient for the calculation of child support. In the case of *Lanzillotta v. Lanzillotta*¹, the court

¹ 2013-Ohio-4050 (Ohio Ct. App., Hamilton County Sept. 20, 2013)

held it was an abuse of discretion to not include prior over time earnings in the calculation of child support despite the testimony that this overtime was no longer be available.

In addition to all of the specific line entries contained in the child support worksheet, additional factors, for the purposes of considering deviation in calculated child support, are relevant, including:

- (A) Special and unusual needs of the children;
- (B) Extraordinary obligations for minor children or obligations for handicapped children who are not stepchildren and who are not offspring from the marriage or relationship that is the basis of the immediate child support determination;
- (C) Other court-ordered payments;
- (D) Extended parenting time or extraordinary costs associated with parenting time, provided that this division does not authorize and shall not be construed as authorizing any deviation from the schedule and the applicable worksheet, through the line establishing the actual annual obligation, or any escrowing, impoundment, or withholding of child support because of a denial of or interference with a right of parenting time granted by court order;
- (E) The obligor obtaining additional employment after a child support order is issued in order to support a second family;
- (F) The financial resources and the earning ability of the child;
- (G) Disparity in income between parties or households;
- (H) Benefits that either parent receives from remarriage or sharing living expenses with another person;
- (I) The amount of federal, state, and local taxes actually paid or estimated to be paid by a parent or both of the parents;
- (J) Significant in-kind contributions from a parent, including, but not limited to, direct payment for lessons, sports equipment, schooling, or clothing;
- (K) The relative financial resources, other assets and resources, and needs of each parent;
- (L) The standard of living and circumstances of each parent and the standard of living the child would have enjoyed had the marriage continued or had the parents been married;
- (M) The physical and emotional condition and needs of the child;
- (N) The need and capacity of the child for an education and the educational opportunities that would have been available to the child had the circumstances requiring a court order for support not arisen;
- (O) The responsibility of each parent for the support of others;
- (P) Any other relevant factor.

Additionally, when determining child support in shared parenting cases the court must consider:

...extraordinary circumstances and other factors or criteria if it deviates from the amount described in division (A)(1) of this section and shall enter in the journal the amount described in division (A)(1) of this section its determination that the amount would be unjust or inappropriate and would not be in the best interest of the child,

and findings of fact supporting its determination.

(B) For the purposes of this section, "extraordinary circumstances of the parents" includes all of the following:

- (1) The amount of time the children spend with each parent;
- (2) The ability of each parent to maintain adequate housing for the children;
- (3) Each parent's expenses, including child care expenses, school tuition, medical expenses, dental expenses, and any other expenses the court considers relevant;
- (4) Any other circumstances the court considers relevant.

Ohio Civ. R. 26 provides,

(B) Scope of discovery.

Unless otherwise ordered by the court in accordance with these rules, the scope of discovery is as follows:

(1) In general.

Parties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action, whether it relates to the claim or defense of the party seeking discovery or to the claim or defense of any other party, including the existence, description, nature, custody, condition and location of any books, documents, electronically stored information, or other tangible things and the identity and location of persons having knowledge of any discoverable matter. It is not ground for objection that the information sought will be inadmissible at the trial if the information sought appears reasonably calculated to lead to the discovery of admissible evidence.

...

(6) Claims of privilege or protection of trial-preparation materials.

(a) Information withheld.

When information subject to discovery is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(b) Information produced.

If information is produced in discovery that is subject to a claim of privilege or of protection as trial preparation material, the party making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a receiving party must promptly return, sequester, or destroy the specified information and any copies within the party's possession, custody or control. A party may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim of privilege or of protection as trial preparation material. If the receiving party disclosed the information before being notified, it must take reasonable steps to retrieve it. The producing party must preserve the information until the claim is resolved.

(C) Protective orders.

Upon motion by any party or by the person from whom discovery is sought, and for good cause shown, the court in which the action is pending may make any order that justice requires to protect a party or person from annoyance, embarrassment, oppression, or undue burden or expense, including one or more of the following: (1) that the discovery not be had; (2) that the discovery may be had only on specified terms and conditions, including a designation of the time or place; (3) that the discovery may be had only by a method of discovery other than that selected by the party seeking discovery; (4) that certain matters not be inquired into or that the scope of the discovery be limited to certain matters; (5) that discovery be conducted with no one present except persons designated by the court; (6) that a deposition after being sealed be opened only by order of the court; (7) that a trade secret or other confidential research, development, or commercial information not be disclosed or be disclosed only in a designated way; (8) that the parties simultaneously file specified documents or information enclosed in sealed envelopes to be opened as directed by the court.

If the motion for a protective order is denied in whole or in part, the court, on terms and conditions as are just, may order that any party or person provide or permit discovery. The provisions of Civ.R. 37(A)(4) apply to the award of expenses incurred in relation to the motion.

Before any person moves for a protective order under this rule, that person shall make a reasonable effort to resolve the matter through discussion with the attorney or unrepresented party seeking discovery. A motion for a protective order shall be accompanied by a statement reciting the effort made to resolve the matter in accordance with this paragraph.

Permissible discovery, "which is relevant to the subject matter involved in the pending action", in a child support proceeding based upon the above factors can be quite extensive.

Also, at a hearing for a modification of child support specific documentation and verification of income and earnings of the parties must be provided to the court. R.C. §3119.05.

Husband seeks an award of attorney's fees under Civ. R 37 (A)(4) which requires the court after granting a motion to compel "to pay to the moving party the reasonable expenses occurred in obtaining the order, including attorney's fees unless the court finds that the opposition to the motion was substantially justified or that other circumstances make an award of expenses unjust."

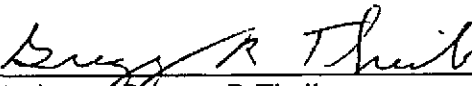
Based upon the evidence presented at the hearing and upon due consideration of the applicable law, the Order of the magistrate is as follows:

Husband's discovery requests are comprehensive; however all of these discovery requests may lead to the discovery of evidence relevant to the calculation of child support. Husband's motion to compel is granted except for information from calendar year 2006.

The requested discovery does not request privileged information and does not subject Wife to "annoyance, embarrassment, oppression, or undue burden or expense" to any greater extent than is typical in litigation to determine child support. The motion for protective order is denied.

In accordance with Civ. R. 37, Wife shall pay to Husband sum of \$1000 toward his attorney fees in the prosecution of this motion to compel.

Copies of this order have been mailed to the parties or their counsel. This Order is effective immediately. Either party may appeal this order by filing a Motion to Set the Order Aside within ten days of the date this order is entered. The pendency of a Motion to Set the Order Aside does not stay the effectiveness of this order unless the Magistrate or Judge grants a stay.


Magistrate Gregory R Theile 11/19/2013

Copies sent by Clerk of Courts to:

Wijdan Jreisat Esq, Attorney For Plaintiff
2400 Chemed Center
255 E 5th St
Cincinnati, OH. 45202

Robert J Meyers Esq, Attorney For Defendant
105 E 4th St Suite 300
Cincinnati, OH. 45202



Wijdan Jreisat (0063955)
Trial Attorney for Plaintiff

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

ELLEN L. TURNER,	:	Case No. DR0500131
Plaintiff,	:	<u>AFFIDAVIT OF WIJDAN JREISAT IN</u>
v.	:	<u>SUPPORT OF MEMORANDUM IN</u>
	:	<u>OPPOSITION TO MOTION TO</u>
	:	<u>COMPEL</u>
JON H. ENTINE,	:	
Defendant.	:	Magistrate: Theile
	:	Judge: Sieve

STATE OF OHIO)
) SS:
COUNTY OF HAMILTON)

Wijdan Jreisat, being duly cautioned and sworn states upon her personal knowledge:

1. I am the attorney for the Plaintiff Ellen L. Turner.
2. As reflected by the responses attached to Defendant's motion to compel

Plaintiff timely responded to Defendant's Interrogatories and Request for Production of Documents and asserted objections where appropriate including the basis for such objections.

3. On September 9, 2013, I forwarded Plaintiff's motion to dismiss the underlying motion for support to which the discovery requests were directed. In the letter enclosing that motion, I noted that the discovery requested was overbroad. "[G]iven our motion, I suggest[ed] that we address the preliminary issue of whether the motion can proceed before expending time pursuing discovery." A copy of that letter is attached hereto as Exhibit 1.

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 TRACY WINKLER
 CLERK OF COURTS
 HAMILTON COUNTY, OH

4. Despite the claims to the contrary, I responded to the September 18, 2013 correspondence from opposing counsel by letter dated September 26, 2013. In that letter, I advised that: "If the Court determines that the motion can proceed, as I advised in my discovery responses, we will provide certain information as to Ellen's income, etc. I am prepared to do so in short order but believe the Court must first determine the threshold issue of whether your motion can proceed." A copy of that letter is attached hereto as Exhibit 2.

5. The Court determined that the motion would not be dismissed. After considering options for setting aside the Magistrate's order, Plaintiff determined to save additional expenditures and focus on the motion at hand.

6. Without so much as an inquiry as to where matters stood, Defendant's counsel proceeded to file his motion to compel. Interestingly, Defendant himself had not complied with the discovery requests directed to him at the time that he filed the motion to compel. In fact, he had also withheld discovery, presumably pending the resolution of the motion to dismiss and, like Plaintiff, he had yet to so supplement his responses.

7. By correspondence dated November 4, 2013, I corresponded with counsel's to correct his misstatements in the motion as to my lack of response. I also noted that both parties had delayed their responses and, in fact, neither had supplemented their original responses as of that date, despite the decision on the motion to dismiss. A copy of that letter is attached hereto as Exhibit 3.


8. Since that correspondence, both parties have supplemented their discovery responses.

9. On November 12, 2013, I spoke with counsel for Defendant to advise that I had resolved most of the objections asserted with three remaining questions:

- a. As Plaintiff is employed with a different employer, she did not believe her 2006 income information was relevant. Counsel agreed that the materials requested for 2006 were not relevant so that no income information was needed. That resolved that issue.
- b. In light of prior issues with Defendant, Plaintiff sought a protective order for the materials to be produced. Counsel advised he saw no issue with that and asked that I forward a draft. I did so the next day by electronic mail.
- c. Plaintiff did not retain any bank or credit card statements but had accessed what materials were available on line for production. Counsel for Defendant advised he had no issue with that.

10. With those issues addressed, Plaintiff supplemented her responses and produced some documents. Upon entry of the protective order, the remaining documents will be produced.

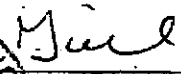
AFFIANT FURTHER SAYETH NAUGHT.



Wijdan Jreisat

Sworn to before me and subscribed in my presence this 14th day of November 2013 by Wijdan Jreisat.





JOHN R. GIERL
Attorney at Law
Notary Public, State of Ohio
My Commission Has No Expiration
Date: Section 147.03 O.R.C.



D104289708

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

ELLEN L. TURNER,

Plaintiff,

v.

JOHN H. ENTINE,

Defendant.

: Case No. DR0500131

: File No. E233969

: PLAINTIFF'S MEMORANDUM IN
: OPPOSITION TO DEFENDANT'S
: MOTION TO COMPEL
: DISCOVERY

: Judge Sieve

: Magistrate Theile

Defendant has filed a motion to compel alleging that Plaintiff failed to answer or respond to his discovery requests. This mischaracterizes the facts and omits other relevant facts. The facts belie the claim of a recalcitrant party refusing to comply with discovery and ignoring counsel's appeals. Moreover, in support of his motion Defendant cites case law regarding the need for corporate and personal records where a party is involved in a closely held business. The reliance on this law is unwarranted. Unlike Defendant, who is self-employed and for whom scrutiny of business expenses will be necessary, Plaintiff's income is wages and bonuses from a third party employer. Therefore, the cases cited in the motion to compel also belie the facts.

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TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH

As reflected by the responses attached to Defendant's motion to compel, Plaintiff timely responded to Defendant's Interrogatories and Request for Production of Documents and asserted objections where appropriate including the basis for such objections. Affidavit of Wijdan Jreisat in Support of Memorandum in Opposition to Motion to Compel, ¶2 ("Jreisat Affidavit"), which is attached hereto and incorporated herein by reference. Both Rule 33 and Rule 34 provide that a party is to answer an

interrogatory or request for production unless it asserts an objection. See Rule 33(A)(3) and Rule 34(B)(1).

As a preliminary matter, the reason for Plaintiff's approach was set forth in both the responses when served and in a letter. The responses reference the pending motion to dismiss. On September 9, 2013, counsel for Plaintiff forwarded Plaintiff's motion to dismiss the underlying motion for support to which the discovery requests were directed. In the letter enclosing that motion, she noted that the discovery requested was overbroad. Moreover, given the motion to dismiss, she suggested "that we address the preliminary issue of whether the motion can proceed before expending time pursuing discovery." Jreisat Affidavit, ¶3. A copy of that letter is attached to the Jreisat Affidavit as Exhibit 1.

Defendant claims that he filed the motion in question because his letter of September 18, 2013, requesting Plaintiff reconsider her objections, went ignored. In fact, counsel for Plaintiff responded to the September 18, 2013 correspondence from opposing counsel by letter dated September 26, 2013. In that letter, counsel for Plaintiff advised that: "If the Court determines that the motion can proceed, as I advised in my discovery responses, we will provide certain information as to Ellen's income, etc. I am prepared to do so in short order but believe the Court must first determine the threshold issue of whether your motion can proceed." Jreisat Affidavit, ¶4. A copy of that letter is attached to the Jreisat Affidavit as Exhibit 2. The Court determined that the motion would not be dismissed. After considering options for setting aside the Magistrate's order, Plaintiff determined to save additional expenditures and focus on the motion at hand. Jreisat Affidavit, ¶5.

Without so much as an inquiry as to where matters stood, Defendant's counsel proceeded to file his motion to compel. Interestingly, Defendant himself had not complied with the discovery requests directed to him at the time that he filed the motion to compel. In fact, he had also withheld discovery, presumably pending the resolution of the motion to dismiss and, like Plaintiff, he had yet to so supplement his responses. Jreisat Affidavit, ¶6. By correspondence dated November 4, 2013, counsel for Plaintiff corresponded with opposing counsel to correct his misstatements in the motion as to her lack of response. Counsel for Plaintiff also noted that both parties had delayed their responses and, in fact, neither had supplemented their original responses as of that date, despite the decision on the motion to dismiss. Jreisat Affidavit, ¶7. A copy of that letter is attached to the Jreisat Affidavit as Exhibit 3.

Since that correspondence, both parties have supplemented their discovery responses. Jreisat Affidavit, ¶8. On November 12, 2013, counsel for Plaintiff spoke with counsel for Defendant to advise that counsel for Plaintiff had resolved most of the objections asserted with three remaining questions:

- a. As Plaintiff is employed with a different employer, she did not believe her 2006 income information was relevant. Counsel agreed that the materials requested for 2006 were not relevant so that no income information was needed. That resolved that issue.
- b. In light of prior issues with Defendant, Plaintiff sought a protective order for the materials to be produced. Counsel advised he saw no issue with that and asked that counsel for Plaintiff forward a draft. She did so the next day by electronic mail.

c. Plaintiff did not retain any bank or credit card statements but had accessed what materials were available on line for production. Counsel for Defendant advised he had no issue with that. Jreisat Affidavit, ¶9.

With those issues addressed, Plaintiff supplemented her responses and produced some documents. Upon entry of the protective order, the remaining documents will be produced. Jreisat Affidavit, ¶10. As such, Plaintiff requests that the motion be denied as unwarranted and moot.

Respectfully submitted,



Wijdan Jreisat (0063955)
Trial Attorney for Plaintiff
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
(513) 721-4532
(513) 762-0021 (facsimile)
wjreisat@katzteller.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via US Mail this 14th day
of November, 2013 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202



Wijdan Jreisat

KTBH: 4824-7537-0006, v. 1

KATZ TELLER

FILE COPY

Wijdan Jreisat • Phone: • Fax: (513) 762-0021 • wjreisat@katzteller.com

September 9, 2013

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202

Re: Ellen L. Turner v. Jon H. Entine

Dear Counsel:

I am enclosing our motion to dismiss the motion filed by Mr. Entine for support and Plaintiff's Answers and Responses to Defendant's Interrogatories and Request for Production of Documents.

As I have previously shared with Bob, I believe the discovery requested is overbroad in any case. In addition, given our motion, I suggest that we address the preliminary issue of whether the motion can proceed before expending time pursuing discovery.

Let me know if you have any questions.

Sincerely,



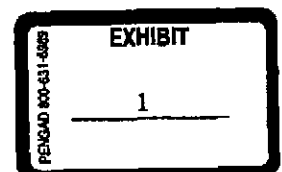
Wijdan Jreisat

WJ/ct/ KTBH: 4828-6759-6309, v. 1

Enclosure

cc: Ellen L. Turner (w/encl.)

Katz Teller Brant & Hild, A Legal Professional Association
255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202
Phone: (513) 721-4532 • katzteller.com



KATZ TELLER

Wijdan Jreisat • Phone: • Fax: (513) 762-0021 • wjreisat@katzteller.com

September 26, 2013

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

Re: Ellen L. Turner v. Jon H. Entine


Dear Bob:

I am responding to your correspondence of September 18. As you know, we have filed a motion to dismiss Mr. Entine's motion for child support. That motion is set for hearing shortly. As such, any discovery on the issue is a fishing expedition at this juncture.

If the Court determines that the motion can proceed, as I advised in my discovery responses, we will provide certain information as to Ellen's income, etc. I am prepared to do so in short order but believe the Court must first determine the threshold issue of whether your motion can proceed.

Let me know if you wish to discuss further.

Sincerely,

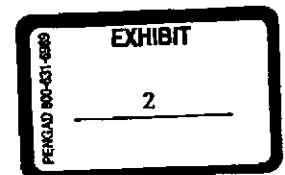


Wijdan Jreisat

WJ/cv/ KTBH: 4852-9729-8966, v. 1
cc: Anne Barry Flottman, Esq.
Ellen L. Turner



Katz Teller Brant & Hild, A Legal Professional Association
255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202
Phone: (513) 721-4532 • katzteller.com



KATZ TELLER

Wijdan Jreisat • Phone: • Fax: (513) 762-0021 • wjreisat@katzteller.com

November 4, 2013

Via Electronic Mail

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

Re: Turner v. Entine

Dear Bob:

I am following up on the motion to compel you have filed on behalf of Mr. Entine.

As you know, Ms. Turner timely responded to the discovery requests you directed by responding and/or asserting objections to those requests. Moreover, despite your claims to the contrary, I responded to your letter of September 18, 2013 by letter dated September 26, 2013. I have attached another copy for your reference. Given the pending motion to dismiss, I advised that we would await the Court's determination on the issue before addressing the discovery attendant to it.

Now that the Court has ruled on the motion, I expected to supplement our response. Moreover, I am still awaiting your responses to our discovery requests. As you recall, you did not produce any documents despite making reference to them. Moreover, it appears that your responses are incomplete. I will not be able to make an assessment of any additional issues until you have provided the rest of your responses.

Sincerely,



Wijdan Jreisat

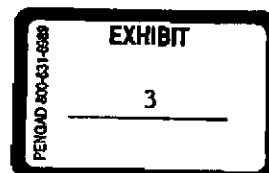
WJ/hsf KTBH: 4826-4706-5386, v. 1

Enclosure

cc: Anne B. Flottman, Esq. (w/enc)
Ellen L. Turner (w/enc)



Katz Teller Brant & Hild, A Legal Professional Association
255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202
Phone: (513) 721-4532 • katzteller.com



() PRE-DECREE POST DECREE

() Chg. of Cust.

() Vis. Enforce/Mod.

() Sup. Enforce/Mod.

Others

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

ELLEN L. TURNER

Plaintiff,

Vs.

JON H. ENTINE

Defendant.

CASE NO. DR0500131

FILE NO. E233969

JUDGE SIEVE

MAGISTRATE THEILE

DEFENDANT'S MOTION TO COMPEL
DISCOVERY

Pursuant to Rule 37 of the Ohio Rules of Civil Procedure, Defendant, Jon H. Entine, by and through counsel, moves this Court for an order compelling Plaintiff Ellen L. Turner to fully and accurately produce her discovery documents pursuant to Defendant's Interrogatories and Request for Production of Documents directed to Plaintiff and served on August 8, 2012. A memorandum in support is attached.

TRACY WINKLER
CLERK OF COURTS
HAMILTON COUNTY, OH

2013 OCT 30 A 11:12

FILED



Robert J. Meyers #0014589

Attorney for Defendant

BUECHNER HAFFER MEYERS
& KOENIG CO, L.P.A.

105 East Fourth Street, Suite 300
Cincinnati, Ohio 45202

Telephone: 513-579-1500

Facsimile: 513-977-4361

Email: rmeyers@bhmklaw.com

BUECHNER HAFFER
MEYERS & KOENIG
CO., L.P.A.

Suite 300

105 East Fourth Street
Cincinnati, Ohio 45202

(513) 579-1500



D104107374

Sizemore, 77 Ohio App. 3d 733, 738, 603 N.E.2d 1032, 1035 (2nd Dist. 1991) (holding that in cases involving child support obligations of persons associated with closely-held businesses, analysis of income requires sharp scrutiny of all available records to prevent avoidance of child support), cited by *Rientjes v. Rientjes*, 1995 Ohio App. LEXIS 4561, *17 (Oct. 18, 1995). Although Plaintiff's Counsel characterizes Defendant's request for information regarding other persons providing monetary contributions to Plaintiff's living expenses as "harassing," such information could lead to relevant evidence, such as, under Civ.R. 75(B)(1) evidence concerning whether Defendant may join unknown person(s) having possession of, control of, or claiming an interest in property that should be considered in determining child support.

By a letter dated September 18, 2013 from Defendant's counsel to Plaintiff's counsel, it was requested that Defendant provide the information and documents requested for reasons including Defendant's right to verify Plaintiff's income and circumstances for the purposes of Defendant's *Motion to Modify/Set Child Support/Health Care Order* filed on August 7, 2013. A copy of the letter is attached as Exhibit B.

To date, Plaintiff's counsel has not responded to Defendant's counsel's letter and Plaintiff has not produced requested documents and the correspondence has been ignored.

Also attached to this motion as Exhibit C is an affidavit of counsel indicating his efforts to resolve the discovery dispute extra-judicially. Counsel for Defendant attempted to obtain the documents and information requested in Defendant's Interrogatories and Request for Production of Documents directed to Plaintiff by informal, out of court means as outlined above and in the accompanying Affidavit of Attorney Robert J. Meyers in Support. The documents and information requested are necessary for Defendant to prepare his case for trial. Defendant is entitled to the information sought in the document requests.

Based upon the foregoing, Defendant respectfully requests the Court grant his Motion to Compel and order Plaintiff to completely, accurately and immediately respond to Defendant's Interrogatories and Request for Production of Documents to which Plaintiff has failed to completely and accurately answer. Defendant further requests the Court order Defendant to pay Plaintiff the amount of \$1,550.00 for the reasonable expenses, including reasonable attorney's fees, incurred by Defendant in preparing and prosecuting his Motion to Compel.



Robert J. Meyers, # 0014589
Attorney for Defendant
BUECHNER HAFFER MEYERS
& KOENIG CO, L.P.A.
105 East Fourth Street, Suite 300
Cincinnati, Ohio 45202
Telephone: 513-579-1500
Facsimile: 513-977-4361
Email: rmeyers@bhmklaw.com

NOTICE OF HEARING

Please take notice that the hearing on Defendant's Motion to Compel Discovery will be heard on the 19th day of November 2013 at 9:30 A.M./P.M. for 1hr (length), before Magistrate Thiele, of the Hamilton County Domestic Relations Court, 880 Broadway, Room 2-102, Cincinnati, Ohio.



Robert J. Meyers
Attorney for Defendant

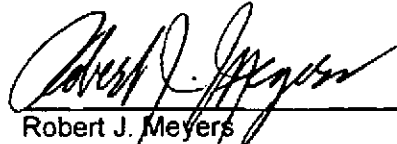
BUECHNER HAFFER
MEYERS & KOENIG
CO., L.P.A.
Suite 300
105 East Fourth Street
Cincinnati, Ohio 45202
(513) 579-1500

CERTIFICATE OF SERVICE

I hereby certify that true and accurate copies of the foregoing Motion to Compel Discovery and Affidavit of Robert J. Meyers in Support were served upon the following by regular U.S. Mail, postage prepaid, on this 29th day of October, 2013:

Wijdan Jreisat, Esq.
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202



Robert J. Meyers
Attorney for Defendant

196426

**COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO**

ELLEN L. TURNER	:	CASE NO. DR0500131
	:	FILE NO. E233969
Plaintiff	:	
vs.	:	<u>PLAINTIFF'S ANSWERS AND</u>
	:	<u>RESPONSES TO DEFENDANT'S</u>
JON H. ENTINE	:	<u>INTERROGATORIES AND REQUEST</u>
	:	<u>FOR PRODUCTION OF DOCUMENTS</u>
Defendant	:	
	:	JUDGE SIEVE
	:	MAGISTRATE THEILE

Plaintiff Ellen L. Turner ("Plaintiff"), hereby states the following as her answers and responses to Defendant's Interrogatories and Request for Production of Documents to Ellen L. Turner. These answers and responses are made without waiving but expressly reserving:

1. All objections to competency, relevancy, materiality and admissibility as evidence for any purpose in any subsequent proceeding in, or the trial of this, or any other action;
2. The right to object to the use of these answers and responses, the subject matter thereof, and any documents produced in accordance therewith or the subject matter thereof in any subsequent proceeding in, or the trial of, this or any other action;
3. The right to object on any appropriate ground at any time to a demand for further answers and responses to these or any other discovery procedures involving or relating to the subject matter of any or all of these answers and responses and any or all documents produced in accordance therewith;

4. The right at any time to revise, correct, or add to, supplement or clarify any of the answers and responses contained herein; and

5. All objections as to privilege and work product.

Plaintiff objects to the definitions and instructions contained in Defendant's Interrogatories and Request for Production of Documents to the extent that such definitions and instructions purport to or may be construed to impose duties upon Plaintiff greater than the duties imposed by the Ohio Rules of Civil Procedure.

ANSWERS AND RESPONSES TO INTERROGATORIES
AND
REQUEST FOR PRODUCTION OF DOCUMENTS

1. Please state your name and address.

ANSWER:

Ellen L. Turner
6720 Camaridge Lane
Cincinnati OH 45243

with the assistance of counsel.

2. Please list the name and address of your current place of employment, your job title, when you began that position, and your job duties.

ANSWER:

The Cambridge Group
250 5th St, 9th Floor
Cincinnati OH 45202

Principal with TCG since 9/4/2012. In that role, Plaintiff is responsible for finding new clients, developing and selling proposals and managing the consulting and analytic team(s) to key deliverables that help clients develop and execute growth strategies.

3. Please list the name and address of all places of employment where you have worked since January 1, 2010 not listed above. Include your job title, when you began that position, when you left that position, why you left that position, and your job duties.

ANSWER: Objection. As information regarding past employment would only be potentially relevant to an imputed income claim, the request, as phrased, is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information given the limited scope of inquiry before the court as to this request for child support.

4. State your salary, hourly rate, overtime, bonuses, shift differentials and all other income or benefits of your current employment including retirement contributions, payments toward health insurance, etc. Attach your year end 2012 pay stub, all pay stubs for 2013, your 2012 W-2 and 1099's, and provide each new pay stub as it is received by you.

ANSWER: Objection. Plaintiff has filed a motion to dismiss that calls into question the underlying basis of the motion filed by Defendant. As such, she objects to this request as a fishing expedition which is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information. Should the Court determine that Defendant's motion may proceed to hearing, Plaintiff will supplement this response to provide the information requested.

5. List every bonus received from any employer from January 1, 2010 and specifically state what each bonus was for and how it was determined (formula, discretionary, relocation, etc.) Attach all documentation relevant thereto.

ANSWER: Objection. Plaintiff has filed a motion to dismiss that calls into question the underlying basis of the motion filed by Defendant. As such, she objects to this request as a fishing expedition which is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information. Should the Court determine that Defendant's motion may proceed to hearing, Plaintiff will supplement this response to provide the information requested.

6. State any businesses that you own or in which you have an interest. Attach all financial statements related to said businesses from January 1, 2010 to the present, including all income statements, all balance sheets and all quick book records.

ANSWER: Objection. As information regarding any business owned from January 2010 would only be potentially relevant to an imputed income claim, the request, as phrased, is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information given the limited scope of inquiry before the court as to this request for child support. Subject to and without waiving the objection, Plaintiff states she owns no such business.

7. Attach all of your personal and business federal tax returns for 2006 and from 2010 to the present. Include your 2012 tax return if already prepared or provide it as soon as it is prepared. For all tax returns, include all W-2's, 1099's K-1's, all schedules and any other attachment or documentation of your income that year. Include your W-2, 1099's and any other documentation of your 2012 income even if you have not yet prepared your return for the 2012 tax year.

ANSWER: Objection. As information regarding income earned in 2006 and between 2010 and 2011 would only be potentially relevant to an imputed income claim, the request, as phrased, is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information given the limited scope of inquiry before the court as to this request for child support. In addition, Plaintiff has filed a motion to dismiss that calls into question the underlying basis of the motion filed by Defendant. As such, in addition to the above objections, she objects to this request as a fishing expedition as to the current information. Should the Court determine that Defendant's motion may proceed to hearing, Plaintiff will supplement this response to provide information for 2012.

8. State your total income each year from 2010 to the present. State what portion of that amount was salary and which was bonus or some other form of income. Attach all documentation related thereto.

ANSWER: Objection. As information regarding income earned in 2006 and between 2010 and 2011 would only be potentially relevant to an imputed income claim, the request, as phrased, is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information given the limited scope of inquiry before the court as to this request for child support. In addition, Plaintiff has filed a motion to dismiss that calls into question the underlying basis of the motion filed by Defendant. As such, in addition to the above objections, she objects to this request as a fishing expedition as to the current information. Should the Court determine that Defendant's motion may proceed to hearing, Plaintiff will supplement this response to provide information for 2012 and 2013.

9. List any expenses that you claim that you pay for Madeleine Entine and provide all documentation thereof.

ANSWER: Objection. Plaintiff has filed a motion to dismiss that calls into question the underlying basis of the motion filed by Defendant. As such, she objects to this request as a fishing expedition which is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information. Should the Court determine that Defendant's motion may proceed to hearing, Plaintiff will supplement this response to provide the information requested.

10. List your current assets and debts including any bank accounts, retirement accounts, stocks, bonds, mutual funds, real estate owned, vehicles owned, whole life insurance policies, and any other asset which you own or in which you have an interest worth \$2,500 or more. State the name of the financial institution or account holder, the address of the property, the make, model and year of the vehicle and/or any other appropriate identifiers. State the current balance of any accounts, the fair market value of any other types of assets and any liability related thereto including, but not limited to mortgages and car loans. Attach all statements or other documentation relevant thereto.

ANSWER: Objection. The request, as phrased, is harassing, and not calculated to lead to relevant or discoverable information as to the only issue before the court – that of child support.

11. Attach copies of all of your bank accounts and credit card statements from January 1, 2012 to the present.

ANSWER: Objection. The request, as phrased, is overbroad, unduly burdensome, harassing, and not calculated to lead to relevant or discoverable information given the limited scope of inquiry before the court as to this request for child support.

12. Please list the names, dates of birth, and relationships of all persons who reside with you at your current residence, and disclose any monetary contributions made by such persons to your living expenses.

ANSWER: Objection. The request, as phrased not claiming insufficient income, is harassing, and not calculated to lead to relevant or discoverable information as to the only issue before the court – that of child support.

13. Please list the names, addresses and phone numbers of all witnesses that you will call at any hearing on this case and briefly state the content of their testimony.

ANSWER: That determination has not yet been made. Plaintiff will supplement this response consistent with Court schedules for such disclosures. At this time, Plaintiff anticipates calling herself and Defendant to testify.

14. Please attach all exhibits that you intend to produce at any hearing on this case.

ANSWER: That determination has not yet been made. Plaintiff will supplement this response consistent with Court schedules for such disclosures. At this time, Plaintiff anticipates introducing her tax returns.

As to objections,



Wijdan Jreisat (0063955)
Trial Attorney for Plaintiff
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202-4787
(513) 721-4532
(513) 762-0021 (facsimile)
wjreisat@katzteller.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of Plaintiff's Answers and Responses to Defendant's Interrogatories and Requests for Production of Documents have been served by U.S. Mail this 9th day of September, 2013 upon:

Robert J. Meyers, Esq.
Buechner Haffer Meyers & Koenig Co., LPA
105 E. Fourth Street, Suite 300
Cincinnati, OH 45202

and

Anne Barry Flottman, Esq.
Wood & Lamping, LLP
600 Vine Street, Suite 2500
Cincinnati, OH 45202

A handwritten signature in black ink, appearing to read 'Wijdan Jreisat', is written over a horizontal line.

Wijdan Jreisat

VERIFICATION

I swear that the above information is true to the best of my information and belief.

Ellen L. Turner
ELLEN L. TURNER

STATE OF OHIO)
) SS:
COUNTY OF HAMILTON)

Sworn to before me and subscribed in my presence by **ELLEN L. TURNER** this
10th day of September 2013.



Cheryl L. Stacy
Notary Public, State of Ohio
My Commission Expires 06-17-2018

Cheryl L. Stacy
Notary Public

BUECHNER HAFFER MEYERS & KOENIG Co., LPA
ATTORNEYS AT LAW

ROBERT W. BUECHNER ^{1,2}
GLORJA S. HAFFER ¹
EDWARD M. O'CONNELL, JR. ¹
ROBERT J. MEYERS
PETER E. KOENIG ¹
STEPHEN B. HOFFSIS
DAVID W. BURLEIGH ¹
BRIAN R. REDDEN
ROBERT G. HYLAND
BRIAN J. HIRSCH ¹
JENNIFER T. LEONARD ¹
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September 18, 2013

Wijdan Jreisat, Esq.
Katz, Teller, Brant & Hild
255 East Fifth Street, Suite 2400
Cincinnati, Ohio 45202

**Re: *Ellen L. Turner v. Jon H. Entine*, Hamilton County Domestic Relations
Court Case No. DR 0500131**

Dear Wijdan:

I believe that your response to the Defendant's Interrogatories and Request for Production of Documents to Ellen L. Turner is both incomplete and inappropriate. The documents and information requested are relevant and discoverable for a number of reasons, not the least of which is our right to verify Ms. Turner's income and circumstances for the purposes of Defendant's Motion to Modify/Set Child Support/Health Care Order filed on August 7, 2013.

Please provide the information and documents requested to me. If you do not, and we cannot resolve the matter, I will be forced to file a Motion to Compel.

Very truly yours,

BUECHNER HAFFER MEYERS
& KOENIG CO., LPA



Robert J. Meyers

RJM:ACL:
Cc: Mr. Jon Entine
195690

EXHIBIT B

COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
HAMILTON COUNTY, OHIO

ELLEN L. TURNER

Plaintiff,

Vs.

JON H. ENTINE

Defendant.

:
: CASE NO. DR0500131
: FILE NO. E233969

: JUDGE SIEVE
: MAGISTRATE THEILE

: AFFIDAVIT OF ROBERT J. MEYERS IN
: SUPPORT OF MOTION TO COMPEL

1. On August 8, 2012, Defendant served Plaintiff with Defendant's Interrogatories and Request for Production of Documents Upon Ellen Turner.

2. On September 9, 2013, Plaintiff served Defendant with Plaintiff's Responses to Defendant's Request for Production of Documents Upon Plaintiff, a copy of which is attached to Defendant's Motion to Compel as Exhibit A. Plaintiff's response came with a denial of any production of documents and failed to adequately respond to Defendant's interrogatories.

3. On September 18, 2013, I sent a letter to counsel for Plaintiff, advising her that the response was inappropriate and again requested that the documents be provided to Defendant. A true and accurate copy of this letter is attached to Defendant's Motion to Compel Discovery as Exhibit B.

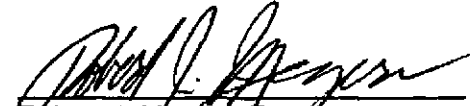
4. Plaintiff's counsel has not responded to the letter.

5. To date, Plaintiff has inappropriately responded to Defendant's discovery requests and the correspondence from Defendant's counsel has been ignored.

BUECHNER HAFFER
MEYERS & KOENIG
CO., L.P.A.
Suite 300
105 East Fourth Street
Cincinnati, Ohio 45202
(513) 579-1500

EXHIBIT C

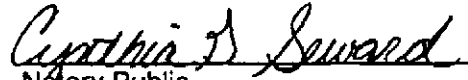
FURTHER AFFIANT SAYETH NOT.


Robert J. Meyers, Esq.

Sworn to before me and subscribed in my presence this 29th day of October, 2013.




CYNTHIA G. SEWARD
Notary Public, State of Ohio
My Commission Expires
February 15, 2015


Notary Public

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Affidavit of Robert J. Meyers was served upon Wijdan Jreisat, Attorney for Plaintiff, Katz Teller Brant & Hild, 255 East Fifth Street, Suite 2400, Cincinnati, Ohio 45202, by First Class U.S. mail, postage prepaid, this 29th day of October, 2013.


Robert J. Meyers (0014589)
Attorney for Defendant

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