

PHILIP GODLEWSKI,  
Plaintiff

v.

CHRIS KELLY, TIMES SHAMROCK  
COMMUNICATIONS, THE SCRANTON  
TIMES-TRIBUNE, LARRY HOLEVA  
Defendants.

IN THE COURT OF COMMON PLEAS  
OF LACKAWANNA COUNTY  
CIVIL DIVISION

JURY TRIAL DEMANDED

No.: 2021-CV-2195

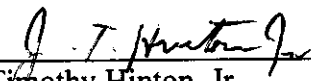
**CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things, from **ERA One Source Realty**, pursuant to Rule 4009.22, Defendant certifies that:

1. a Notice of Intent to Serve the Subpoena to Produce Documents and Things for Discovery with a copy of the proposed Subpoena attached thereto was mailed to each party's attorney at least twenty days prior to the date on which the subpoena was served;
2. a copy of the Notice of Intent, including the proposed subpoena, is attached to this certificate;
3. no objection to the proposed subpoena has been received within the requisite 20-day notice period; and
4. the subpoena which will be served is identical to the subpoena which is attached to the Notice of Intent to Serve the Subpoena.

Respectfully submitted:

Date: 4-14-22

  
 J. Timothy Hinton, Jr.  
**Haggerty Hinton & Cosgrove LLP**  
 PA I.D. No. 61981  
 1401 Monroe Ave., Suite 2  
 Dunmore, PA 18509  
 Attorneys for Defendants,  
 Chris Kelly, Times Shamrock  
 Communications, The Scranton Times-  
 Tribune and Larry Holeva

PHILIP GODLEWSKI,  
Plaintiff

v.

CHRIS KELLY, TIMES SHAMROCK  
COMMUNICATIONS, THE SCRANTON  
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Defendants.

: IN THE COURT OF COMMON PLEAS  
: OF LACKAWANNA COUNTY  
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: No.: 2021-CV-2195

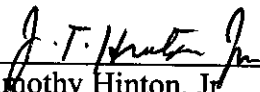
**CERTIFICATE OF SERVICE**

I, J. Timothy Hinton, Jr., Esq., hereby certify that I served a true and correct copy of the forgoing Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22, by depositing same in the United States Mail, postage prepaid, on this 14 day of April 2022, upon the following:

Timothy M. Kolman, Esq.  
414 Hulmeville Ave.  
Penndel, PA 19047  
TKolman@kolmanlaw.com  
*Attorney for Plaintiff*

Date: 4-14-22

Respectfully submitted:

  
\_\_\_\_\_  
J. Timothy Hinton, Jr.  
**Haggerty Hinton & Cosgrove LLP**  
PA I.D. No. 61981  
1401 Monroe Ave., Suite 2  
Dunmore, PA 18509  
Attorneys for Defendants,  
Chris Kelly, Times Shamrock  
Communications, The Scranton Times-  
Tribune and Larry Holeva

**CERTIFICATE OF COMPLIANCE**

I hereby certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

*/s/ J. Timothy Hinton, Jr., Esq.* \_\_\_\_\_  
**J. TIMOTHY HINTON, JR., ESQUIRE**  
**PA I.D. 61981**



HAGGERTY  
HINTON &  
COSGROVE LLP  
ATTORNEYS AT LAW

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Telephone 570-344-9845 • Fax 570-343-9731 • 1401 Monroe Ave., Suite 2, Dunmore, PA 18509 • [hhc@haggertylaw.net](mailto:hhc@haggertylaw.net)

Joseph O. Haggerty, Jr.  
J. Timothy Hinton, Jr.\*  
Michael F. Cosgrove  
Matthew E. Haggerty - Of Counsel

March 24, 2022

Timothy M. Kolman, Esq.  
414 Hulmeville Ave.  
Penndel, PA 1904

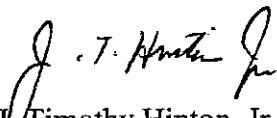
Re: Philip Godlewski vs. Chris Kelly, et  
al.  
No. 2021-CV-2195

Dear Attorney Kolman:

Enclosed is a Notice of Intent to Serve a Subpoena to Produce Documents and Things for  
Discovery upon ERA One Source Realty along with a proposed Subpoena.

Thank you.

Very truly yours,



J. Timothy Hinton, Jr.

JTH:jl  
Encls.

PHILIP GODLEWSKI,	:	IN THE COURT OF COMMON PLEAS
Plaintiff	:	OF LACKAWANNA COUNTY
	:	
v.	:	CIVIL DIVISION
	:	
CHRIS KELLY, TIMES SHAMROCK	:	JURY TRIAL DEMANDED
COMMUNICATIONS, THE SCRANTON	:	
TIMES-TRIBUNE, LARRY HOLEVA	:	
Defendants.	:	No.: 2021-CV-2195

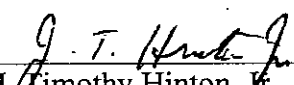
**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE DOCUMENTS AND  
THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

To: Counsel and Parties of Record

Defendants, Chris Kelly, Times Shamrock Communications, The Scranton Times-Tribune and Larry Holeva, intend to serve a subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made the subpoena may be served.

Date: March 24, 2022

Respectfully submitted:

  
 \_\_\_\_\_  
 J. Timothy Hinton, Jr.  
**Haggerty Hinton & Cosgrove LLP**  
 PA I.D. No. 61981  
 1401 Monroe Ave., Suite 2  
 Dunmore, PA 18509  
 Attorneys for Defendants,  
 Chris Kelly, Times Shamrock  
 Communications, The Scranton Times-  
 Tribune and Larry Holeva

PHILIP GODLEWSKI,	:	IN THE COURT OF COMMON PLEAS
Plaintiff	:	OF LACKAWANNA COUNTY
	:	
v.	:	CIVIL DIVISION
	:	
CHRIS KELLY, TIMES SHAMROCK	:	JURY TRIAL DEMANDED
COMMUNICATIONS, THE SCRANTON	:	
TIMES-TRIBUNE, LARRY HOLEVA	:	
Defendants.	:	No.: 2021-CV-2195


**CERTIFICATE OF SERVICE**

I, **J. Timothy Hinton, Jr., Esquire**, certify that on this 24<sup>th</sup> day of March 2022, I caused a true and correct copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21, by depositing same in the United States Mail postage prepaid:

Timothy M. Kolman, Esq.  
414 Hulmeville Ave.  
Penndel, PA 19047  
[TKolman@kolmanlaw.com](mailto:TKolman@kolmanlaw.com)  
*Attorney for Plaintiff*

Respectfully submitted:

Date: March 24, 2022

  
\_\_\_\_\_  
J. Timothy Hinton, Jr.  
**Haggerty Hinton & Cosgrove LLP**  
PA I.D. No. 61981  
1401 Monroe Ave., Suite 2  
Dunmore, PA 18509  
Attorneys for Defendants,  
Chris Kelly, Times Shamrock  
Communications, The Scranton Times-  
Tribune and Larry Holeva

**CERTIFICATE OF COMPLIANCE**

I hereby certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

/s/ J. Timothy Hinton, Jr., Esq. \_\_\_\_\_  
**J. TIMOTHY HINTON, JR., ESQUIRE**  
**PA I.D. 61981**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF LACKAWANNA

Philip Godlewski  
Plaintiffs,

vs.

Chris Kelly, et al.  
Defendants.

File No. 2021-CV-2195

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY**  
**PURSUANT TO RULE 4009.22**

TO: ERA One Source Realty, 230 Northern Blvd, South Abington Township, PA 18411

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

All personnel, employment, or independent contractor ("IC") records relating to Phil Godlewski ("Phil") including any employment or IC agreements, any termination or severance agreements, any correspondence (incl. emails) regarding the termination of Phil as an employee or as an IC and W-2s or 1099 forms issued to Phil for any years, any documents regarding Phil's criminal arrests or any loans provided to Phil Godlewski by ERA One Source Realty or Sunita Arora.

at Haggerty Hinton & Cosgrove LLP, 1401 Monroe Ave., Suite 2., Dunmore, PA 18509

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

Name: J. Timothy Hinton, Jr., Esq.  
Address: 1401 Monroe Ave., Suite 2  
Dunmore, PA 18509  
Telephone: (570) 344-9845  
Supreme Court ID # 61981  
Attorney For: Defendants

BY THE COURT:

Mauri B. Kelly

Mauri B. Kelly  
Clerk of Judicial Records, Civil Division

DATE: 3/24/22

Seal of the Court