

PHILIP GODLEWSKI,
Plaintiff

v.

CHRIS KELLY, et al.
Defendants.

IN THE COURT OF COMMON PLEAS
OF LACKAWANNA COUNTY

CIVIL DIVISION

JURY TRIAL DEMANDED

No.: 2021-CV-2195

MAURICE KELLY
LACKAWANNA COUNTY
2023 JUN 12 P 2:34
RECEIVED
COURT REPORTER

**PETITION FOR ISSUANCE OF A COMMISSION TO
TAKE OUT OF STATE DEPOSITION**

Defendants, Chris Kelly, The Scranton Times, L.P. and Larry Holeva, by and through their attorneys, Haggerty Hinton & Cosgrove LLP, respectfully petition this Court pursuant to Pa. R.C.P. No. 4015 and 42 Pa. Cons. Stat. § 5325 for the issuance of a commission to take an out of state deposition upon oral examination upon the following basis:

1. Defendants propose to take the deposition upon oral examination of a corporate designee of Harvard University located in Massachusetts on June 23 2023, via Zoom before a Standing Commissioner or other person authorized by law to administer oaths, pursuant to a notice of deposition dated May 12, 2023, a true and correct copy of which is attached as Exhibit "A".
2. Pursuant to Pa. R.C.P. 4007.1(d) and as stated in the attached notice of deposition, Defendants propose to serve Harvard University with a subpoena issued pursuant to the laws of Massachusetts and issued by a Massachusetts Court.
3. Veritext Legal Solutions is a court reporting agency that provides deposition and litigation support solutions across all of North America with certified court reporters that are competent and qualified to execute a commission for taking the deposition of a corporate designee of Harvard University.
4. The Veritext court reporter is not an attorney of any party to this action, nor a relative

or employee of any party or such party's attorney, and has no financial interest in this action as would disqualify him/her under Pa. R.C.P. No. 4015(c).

5. In order to effectuate said order and secure the testimony of a corporate designee of Harvard University a commission should issue to Veritext Legal Solutions.

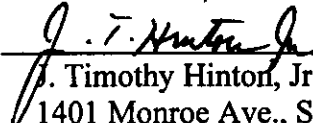
WHEREFORE, Defendants respectfully request that this Court authorize the issuance of a commission to Veritext Legal Solutions pursuant to Pa. R.C.P. No. 4015 and 42 Pa. Cons. Stat. §5325, to take the out of state deposition of the appointed corporate designee from Harvard University upon oral examination in accordance with Pennsylvania Rules of Civil Procedure.

RESPECTFULLY SUBMITTED,

HAGGERTY HINTON & COSGROVE LLP

Date: 5-12-2023

By: _____


J. Timothy Hinton, Jr., Esq.
1401 Monroe Ave., Suite 2
Dunmore, PA 18509
(570) 344-9845
timhinton@haggertylaw.net
Attorneys for Defendants,
*Chris Kelly, The Scranton Times, L.P.,
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**

JUDICIAL
ADMINISTRATIVE
SECTION
MAY 12 P 3:46
CLERK OF JUDICIAL
SECTION CIVIL DIVISION

PHILIP GODLEWSKI,
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: IN THE COURT OF COMMON PLEAS
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: CIVIL DIVISION
:
: JURY TRIAL DEMANDED
:
: No.: 2021-CV-2195

.....
CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of May 2023, I caused to be served by electronic mail,
a true and correct copy of the foregoing Petition for Issuance of a Commission to take Out of
State Deposition upon all parties:

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

RESPECTFULLY SUBMITTED,

HAGGERTY HINTON, & COSGROVE LLP

By: J. Timothy Hinton, Jr.
J. Timothy Hinton, Jr., Esq.
1401 Monroe Ave., Suite 2
Dunmore, PA 18509
(570) 344-9845
timhinton@haggertylaw.net
Attorneys for Defendants,
*Chris Kelly, The Scranton Times, L.P.,
and Larry Holeva*

MAURI R. KELLY
CLERK OF JUDICIAL
RECORDS OF CIVIL DIVISION
LACKAWANNA COUNTY
2023 MAY 12 P 3:46

PHILIP GODLEWSKI,	:	IN THE COURT OF COMMON PLEAS
Plaintiff	:	OF LACKAWANNA COUNTY
	:	
v.	:	CIVIL DIVISION
	:	
CHRIS KELLY, et al.	:	JURY TRIAL DEMANDED
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NOTICE OF TAKING DEPOSITIONS ON ORAL EXAMINATION
UNDER PENNSYLVANIA R.C.P. 4007.1

DEPONENT: Corporate Designee of Harvard University


NOTICE IS HEREBY GIVEN, that pursuant to R.C.P. 4007, the above-referenced deponent's deposition will be taken by the undersigned Plaintiffs' counsel before a Standing Commissioner or other person authorized by law to administer oaths on **Friday, June 23, 2023 at 11:00 a.m. via Zoom**. The deposition will be recorded by stenographic means and/or by utilizing digital audio recording equipment and/or video recording equipment. The subject matter of the deposition will be to inquire into the facts and circumstances surrounding all matters listed below:

1. The enrollment of Phil Godlewski (SS# and DOB to be provided) in any Harvard University or Harvard Business School program since 2002, including, but not limited to, a program called "Certificate of Master in Negotiation Mastery" and the requirements of the program;
2. Any certificates or degrees conferred upon Phil Godlewski since 2002 by Harvard University or Harvard Business School;
3. The dates Phil Godlewski attended or completed any educational programs or courses conducted by Harvard University or Harvard Business School;
4. The authenticity of the purported certificate attached hereto as Exhibit "A".



RESPECTFULLY SUBMITTED,

BY:



J. Timothy Hinton, Sr., Esq.
HAGGERTY HINTON & COSGROVE LLP
1401 Monroe Ave., Suite 2
Dunmore, PA 18509
Ph: (570) 344-9845
timhinton@haggertylaw.net
Attorneys for Defendants,
Chris Kelly, The Scranton Times, L.P.
and Larry Holeva

PHILIP GODLEWSKI,
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: IN THE COURT OF COMMON PLEAS
: OF LACKAWANNA COUNTY

: CIVIL DIVISION

: JURY TRIAL DEMANDED
: No.: 2021-CV-2195

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CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of May 2023, I caused to be served by electronic mail, a true and correct copy of the foregoing Notice of Deposition upon the following

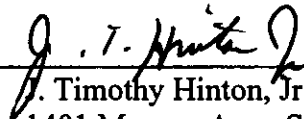
Timothy M. Kolman, Esq.
414 Hulmeville Ave.
Pennel, PA 19047
TKolman@kolmanlaw.com
Attorney for Plaintiff

william_meyer@harvard.edu
William Meyer, Esq.

RESPECTFULLY SUBMITTED,

HAGGERTY HINTON & COSGROVE LLP

By: _____



J. Timothy Hinton, Jr., Esq.
1401 Monroe Ave., Suite 2
Dunmore, PA 18509
(570) 344-9845

timhinton@haggertylaw.net

Attorneys for Defendants,
*Chris Kelly, Times Shamrock
Communications, The Scranton Times-
Tribune and Larry Holeva*




HARVARD
UNIVERSITY

AT CAMBRIDGE IN THE COMMONWEALTH OF MASSACHUSETTS

THE PRESIDENT AND FELLOWS of HARVARD BUSINESS
SCHOOL, acting on the recommendation of the
Faculty of Negotiation Mastership
and with the consent of the Honorable and Reverend
the Board of Overseers, have conferred on

PHIL GODLEWSKI

the Certificate of Master in Negotiation Mastership

In witness whereof, by authority duly committed to us,
we have hereunder placed our names and the University
seal on this year of Our Lord two thousand and twenty
one and of Harvard Business School the three hundred
and eighty-five.



EXHIBIT

"A"

ST 1829

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OF LACKAWANNA COUNTY

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.....
COMMISSION

To Veritext Legal Solutions:

Having confidence in your prudence and fidelity, we have appointed you, and by these presents do give unto you full power and authority, in pursuance of an order made in our Court of Common Pleas of Lackawanna County in a certain cause therein pending, between Philip Godlewski and Chris Kelly, et al. No. 2021-CV-2195, to call before you at a certain day and place, by you, for that purpose, to be appointed, a corporate designee of Harvard University as witness in the said cause; and then and there to examine each of the said witness upon their respective oath or solemn affirmation, touching the premises, and reducing their testimony to writing. And when you shall have so done, you are to send the same before the Judges of our said Court, together with the oral examination and this commission, under your hands and seals and the hands and seals of such of you as may act hereunder.

IN TESTIMONY WHEREOF, we have caused the seal of our said Court to be hereunto affixed.

Witness the Honorable Patricia Corbett, President Judge of our said Court at Lackawanna County, this ___ day of _____, 2023.

Clerk of Judicial Records

Seal of the Court