

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
MAURI B. KELLY
LACKAWANNA COUNTY
2024 JAN 31 P 2:53
CLERK OF JUDICIAL
RECORDS CIVIL DIVISION

**EXHIBIT LIST FOR BRIEF IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT
FILED BY DEFENDANTS**

- Exhibit 1 - February 14, 2021 column published in the Times-Tribune newspaper (ST 3721-3723)
- Exhibit 2 - Godlewski's 7/25/23 Deposition
- Exhibit 3 - July 12, 2011 article published in the Times-Tribune newspaper (ST 0020)
- Exhibit 4 - Text messages between Brienna DuBorgel and Godlewski from 5/28/2022, 8/5/2022, 8/6/2022, and 8/18/2022 (ST 1456-1470, ST 1480-1483, ST 1492-1494)
- Exhibit 5 - Godlewski's August 6, 2022 social media post (ST 1847)
- Exhibit 6 - February 6, 2023 Hearing transcript
- Exhibit 7 - Brienna DuBorgel's first Affidavit dated October 31, 2022 (ST 1511-1512)
- Exhibit 8 - November 2022 text message from Godlewski to Brienna DuBorgel (ST 3744)
- Exhibit 9 - Godlewski's December 5, 2022 social media post (ST 3540)
- Exhibit 10 - Text messages between Godlewski and Brienna DuBorgel from November 29-30, 2022 (ST 3747-3751)
- Exhibit 11 - Plaintiff's Response to Defendants' Interrogatories (Set II)
- Exhibit 12 - Warrant of Arrest and Criminal Complaint (ST 608-623)
- Exhibit 13 - Thomas Nezlo's Affidavit with Exhibit (ST 3794-3795 and ST 0629)
- Exhibit 14 - Brienna DuBorgel's second Affidavit dated March 28, 2023 with Exhibits (ST 3500-3501, ST 2790-2905, and ST 2784-2785)
- Exhibit 15 - Attorney Patricia Lafferty's Affidavit with Exhibits (ST 3707-3709, ST 2918, ST 2790-2905, ST 608-622, and ST 3700-3707)

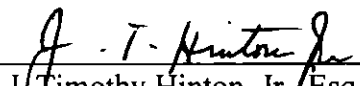
- Exhibit 16 - Waiver of Preliminary Hearing (ST 3804)
- Exhibit 17 - Case Summary and Guilty Plea Colloquy (ST 3796-3800)
- Exhibit 18 - Information sheet (ST 3803)
- Exhibit 19 - Criminal Docket from case number CP-35-CR-0002613-2010 (ST 3700-3706)
- Exhibit 20 - Dori Gallagher's deposition transcript of July 20, 2023
- Exhibit 21 - Dori Gallagher's deposition transcript of December 19, 2023 (select pages, pp. 11, 13-15)
- Exhibit 22 - Ciara O'Malley's deposition transcript (select pages, pp. 9-11, 14, 16-17, 21-23, 65-66)
- Exhibit 23 - Linda DuBorgel's Affidavit with Exhibits (ST 3925-3926 and ST 3193-3499)
- Exhibit 24 - Plaintiff's Response to Interrogatories (Set VIII)
- Exhibit 25 - Key showing the conversion of time zones 24 Hour Clock (GMT) to EST
- Exhibit 26 - Open house listing from The Sunday Times on February 28, 2010 (ST 3542-3546)
- Exhibit 27 - Marie Godlewski's deposition transcript (select pages, p. 37)
- Exhibit 28 - Godlewski's May 9, 2023 Telegram posts (ST 3569 and 3572)
- Exhibit 29 - Plaintiff's Response to Interrogatories (Set I)
- Exhibit 30 - Plaintiff's Supplemental Response letter dated December 9, 2021
- Exhibit 31 - Deposition of Sherry Strok (select pages, pp. 10-12, 22-25)
- Exhibit 32 - Plaintiff's Response to Admissions (Set III) along with Exhibit "C" the transcription of select times [12:36-56:40] from the November 26, 2021 interview (ST 3815-3823)
- Exhibit 33 - Joseph Strok's obituary (ST 1538)
- Exhibit 34 - Plaintiff's Response to Defendant's Request for Admissions (Set I)

- Exhibit 35 - Text messages between Brienna DuBorgel and Godlewski from 4/2/2021-4/8/2021(ST 1098-1109)
- Exhibit 36 - Plaintiff's Response to Interrogatories (Set IV)
- Exhibit 37 - Plaintiff's Response to Request for Production of Documents (Set I)
- Exhibit 38 - Plaintiff's Response to Request for Production of Documents (Set IV)
- Exhibit 39 - Amanda Turoni's deposition transcript (select pages, pp. 73-77)
- Exhibit 40 - January 27, 2009 letter to Riverside School District from Linda and Paul DuBorgel (ST 514-521)
- Exhibit 41 - Photos of earrings (ST 1805-1807)
- Exhibit 42 - January 8, 2009 memo by Joseph Moceyunas (Riverside High School, Principal) (ST 0513)
- Exhibit 43 - Joseph Moceyunas's deposition transcript (select pages, pp. 15-16, 18-19, 21-22, 25-28)
- Exhibit 44 - Chris Kelly's deposition transcript
- Exhibit 45 - Archived 2010-11 articles (ST 0804-0806, ST 0018 and ST 0020)
- Exhibit 46 - Deed of transfer from Grays to Grantees and copy of the Grays' Divorce Decree (ST 3898-3902)
- Exhibit 47 - Text message from Godlewski to Brienna DuBorgel on 3/31/21 (ST 1041)

RESPECTFULLY SUBMITTED,

HAGGERTY HINTON & COSGROVE LLP

Date: January 31, 2024

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 and The Scranton Times, L.P.

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

MAURIE B. KELLY
LACKAWANNA COUNTY
2024 JAN 31 P 2:53
OFFICE OF JUDICIAL
RECORDS CIVIL DIVISION

PHILIP GODLEWSKI,
Plaintiff

v.

CHRIS KELLY, et al.
Defendants.

IN THE COURT OF COMMON PLEAS
OF LACKAWANNA COUNTY

CIVIL DIVISION

JURY TRIAL DEMANDED 2: 53

No.: 2021-CV-2195

CLERK OF JUDICIAL
RECORDS CIVIL DIVISION
2024 JAN 31 P 2: 53
LACKAWANNA COUNTY
CHRIS B. KELLY

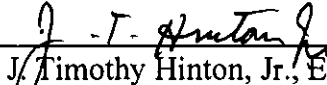
CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of January 2024, I caused to be served by electronic mail, a true and correct copy of the foregoing Exhibit List for Brief in Support of Motion for Summary Judgment upon all parties:

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

RESPECTFULLY SUBMITTED,

HAGGERTY HINTON & COSGROVE LLP

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