

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Trial Court of the Commonwealth
District Court Division
Framingham District Court
Docket #0049CR1893

COMMONWEALTH OF MASSACHUSETTS)
)
v.)
)
MICHAEL ELBERY)

SUBPOENA DUCES TECUM

TO: Keeper of Payroll Records
Maximum Security
18 Travis Drive
Newton, MA 02467

GREETINGS:

You are hereby commanded to appear before the Framingham District Court within the County of Middlesex on September 13, 2000, at 9:00 a.m., and from day to day thereafter, until the above captioned case is heard by said court, and you are commanded to bring with you the following:

A list of all employees with the first name of Dave or David working for, or who have worked for, your company during the period from January 1, 2000 to present in Massachusetts, including their current addresses and telephone numbers.

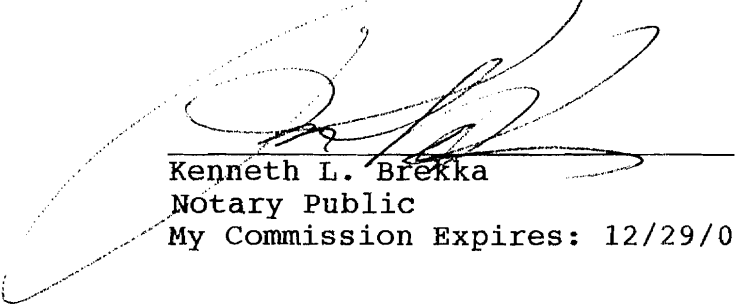
Hereof fail not, or you will answer your default under the pains and penalties of perjury in the law in that behalf made and provided.

YOU MAY AVOID THE ABOVE REFERENCED COURT APPEARANCE BY DELIVERING ALL OF THE REQUESTED RECORDS TO THE OFFICE OF KENNETH L. BREKKA, ESQ., 32 MAIN STREET, HUBBARDSTON, MASSACHUSETTS 01452 ON OR BEFORE SEPTEMBER 12, 2000 BEFORE 5:00 P.M.

Dated at Hubbardston, Massachusetts the 31st day of August, 2000.

Call for Attorney:

Kenneth L. Brekka, Esquire
Brekka & Brekka
32 Main Street
Hubbardston, MA 01452
(978) 928-5000


Kenneth L. Brekka
Notary Public
My Commission Expires: 12/29/00

RETURN OF SERVICE

MIDDLESEX , SS., 2000

I this day summoned the within named

to appear and give evidence at Court as within directed by
delivering to in hand, leaving
at last and usual place of

abode, to wit, No.
Street, in an attested copy of the
subpoena together with fees for
attendance and travel

Service and Travel

Cop.

Pd. Witness

Deputy Sheriff/Constable

Motor Vehicle

It being necessary I actually use a
motor vehicle the distance of
..... miles in the service of
this process

Deputy Sheriff/Constable

Subscribed and sworn to before me

This day of, 2000.

.....

My Commission Expires: