

Person Requesting: Marshall E. Home
Address: 3051 W. Mexico St.
Tucson, Arizona 85746
Phone: 520-908-3281
Representing: CounterClaimant
State Bar Number _____

SUPERIOR COURT OF ARIZONA, COUNTY OF Pima

Marshall E. Home,)
Secured Party, CounterClaimant)
Plaintiff(s),)
vs.)
MARK S. BOSCO, Jr., TIFFANY AND BOSCO, P. A.;)
THOMAS M. MURPHY, GUST ROSENFELD, P.L.C.)
COUNTER)
Defendant(s).)

Case No. 2010 3852

SUBPOENA DUCES TECUM

THE STATE OF ARIZONA SENDS GREETINGS TO:

YOU ARE HEREBY COMMANDED to appear, attend and testify before: _____
THE HONORABLE CHRISTOPHER P. STARING, PRESIDING JUDGE
located at 110 W CONGRESS, TUCSON, ARIZONA 85701
on the 6TH day of DECEMBER, 2010, at the hour of 11 A.M.
then and there to testify in the above entitled action now pending in said Court, on the part of
the CounterClaimant. And that you bring
with you and produce then and there the following documents, papers or things: _____
SEE ATTACHED LIST

Request for reasonable accommodation for persons with disabilities must be made to the Court at least 5 working days in advance of your scheduled court date.

INSERT To the Subpoena Duces Tecum, see page 1

Please produce the following documents, papers of things:

1. The signed, notarized retainer agreement that Thomas M. Murphy has a contract to represent Federal National Mortgage Association or any of the defendants in this Arizona Superior Court.
2. The signed, notarized retainer agreement that Mark S. Bosco, Jr, Leonard J. McDonald, Jr. of Tiffany and Bosco, P.C. has a contract to represent Federal National Mortgage Association.
3. Produce the Notice of Appearance for Thomas M. Murphy to represent FNMA in this case on July 6, 2010.
4. Produce the written acceptance from the July 6, 2010 Court of Judge Villarreal for Thomas Murphy to appear in this matter.
5. Produce the Notice of Appearance promised to Judge Villarreal allegedly to be delivered on the afternoon of July 6, 2010, per the transcript at page 7.
6. Produce the Substitution of Attorney for Thomas M. Murphy to represent FNMA.
7. Produce the signed, notarized retainer agreement that Mark S. Bosco, Jr and or Tiffany and Bosco, P.L.C. has authority to represent FNMA in this case against Marshall E. Home.
8. Produce the original note which proves Marshall E. Home signed a mortgage contract with Federal National Mortgage Association..
9. Produce the documents that shows FNMA is a damaged party by Marshall Home.
10. Produce documents that Tiffany and Bosco, P.L.C/MARK S. BOSCO, Jr. are acting as representatives of FNMA and not as debt collectors for their own accounts.
11. Produce a secured lien registered in the Arizona Secretary of State, UCC DIV, and Pima County Recorder's office against MARSHALL E. HOME, debtor, Ens Legis , as stated in Tiffany and Bosco letter, dated, November 10, 2009 "FNMA, has secured the real property"....
12. Produce the document which proves that Countrywide Home Loans lent anything of value to Marshall E. Home.
13. Produce evidence that Leonard J. McDonald, Jr, Mark S. Bosco, Tiffany and Bosco, P.L.C. And Thomas M. Murphy have standing to represent other defendants in this case.

14. Produce documents stating that Leonard J. McDonald, Jr wrote "PLAINTIFFS RESPONSE TO DEFENDANT'S MOTION TO DISQUALIFY COUNSEL"
"PLAINTIFF/COUNTERDEFENDANT'S REPLY IN SUPPORT OF ITS MOTION TO DISMISS/DEFENDANT/COUNTERCLAIMANT'S AMENDED COUNTERCLAIM"
PLAINTIFF'S SEPARATE STATEMENT OF FACTS IN SUPPORT OF ITS RESPONSE TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT/
PLAINTIFF'S SEPARATE STATEMENT OF FACTS IN SUPPORT OF ITS RESPONSE TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT"
"PLAINTIFFS RESPONSE TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT" and that the Court can accept documents, not signed by Leonard J. McDonald, Jr., but signed by Thomas M. Murphy, dated Nov 2, 2010, who has not entered this Court.

Your Duties In Responding To This Subpoena

You have the duty to produce the documents requested as they are kept by you in the usual course of business, or you may organize the documents and label them to correspond with the categories set forth in this subpoena. See Rule 45(d)(1) of the Arizona Rules of Civil Procedure.

If this subpoena asks you to produce and permit inspection and copying of designated books, papers, documents, tangible things, or the inspection of premises, you need not appear to produce the items unless the subpoena states that you must appear for a deposition, hearing or trial. See Rule 45(c)(2)(A) of the Arizona Rules of Civil Procedure.

Your Right To Object

The party or attorney serving the subpoena has a duty to take reasonable steps to avoid imposing an undue burden or expense on you. The Superior Court enforces this duty and may impose sanctions upon the party or attorney serving the subpoena if this duty is breached. See Rule 45(c)(1) of the Arizona Rules of Civil Procedure.

You may object to this subpoena if you feel that you should not be required to respond to the request(s) made. Any objection to this subpoena must be made within 14 days after it is served upon you, or before the time specified for compliance, by providing a written objection to the party or attorney serving the subpoena. See Rule 45(c)(2)(B) of the Arizona Rules of Civil Procedure.

If you object because you claim the information requested is privileged or subject to protection as trial preparation material, you must express the objection clearly, and support each objection with a description of the nature of the document, communication or item not produced so that the demanding party can contest the claim. See Rule 45(d)(2) of the Arizona Rules of Civil Procedure.

If you object to the subpoena in writing you do not need to comply with the subpoena until a court orders you to do so. It will be up to the party or attorney serving the subpoena to seek an order from the court to compel you to provide the documents or inspection requested, after providing notice to you. See Rule 45(c)(2)(B) of the Arizona Rules of Civil Procedure.

If you are not a party to the litigation, or an officer of a party, the court will issue an order to protect you from any significant expense resulting from the inspection and copying commanded. See Rule 45(c)(2)(B) of the Arizona Rules of Civil Procedure.

You also may file a motion in the superior court of the county in which the case is pending to quash or modify the subpoena if the subpoena:

- (i) does not provide a reasonable time for compliance;
- (ii) requires a non-party or officer of a party to travel to a county different from the county where the person resides or does business in person; or to travel to a place farther than 40 miles from the place of service, or to travel to a place different from any other convenient place fixed by an order of a court, except that a subpoena for you to appear and testify at trial can command you to travel from any place within the state;
- (iii) requires the disclosure of privileged or protected information and no waiver or exception applies; or
- (iv) subjects you to an undue burden. See Rule 45(c)(3)(A) of the Arizona Rules of Civil Procedure.

If This Subpoena:

- (i) requires disclosure of a trade secret or other confidential research, development, or

commercial trade information; or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the experts's study made not at the request of any party; or

(iii) requires a person who is not a party or an officer to incur substantial travel expense;

The court may either quash or modify the subpoena, or the court may order you to appear or produce documents only upon specified conditions, if the party who served the subpoena shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that you will be reasonably compensated. See Rule 45(c)(3)(B) of the Arizona Rules of Civil Procedure.

If you fail to obey this subpoena without adequate excuse, your action may be punishable as a contempt of court.

NOV 18 2010

WITNESS My Hand and the Seal of said Court this date: _____

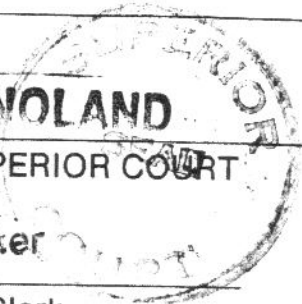
PATRICIA A. NOLAND

CLERK OF THE SUPERIOR COURT

Abby Baker

By: _____

Deputy Clerk



REQUESTS R REASONABLE
ACCOMMODATION FOR PERSONS WITH
DISABILITIES MUST BE MADE
TO THE COURT - 28A ARIZONA
§ JUDICIAL RULES IN
ADVANCE OF A COURT PROCEEDING

AFFIDAVIT OF SERVICE

STATE OF ARIZONA)

COUNTY OF PIMA) ss.

I do hereby state that I received the foregoing SUBPOENA DUCES TECUM on the _____ day of _____, _____, at the hour of _____ m., and that I personally served the same upon _____ in the manner hereinafter set forth, to wit:

NAME	DATE	TIME	PLACE	MANNER

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____

Signature of Affiant

Printed Name

Address

City/State/Zip Code

Phone: _____

FEES..... \$ _____

MILEAGE..... \$ _____

OTHER..... \$ _____

TOTAL..... \$ _____