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*Attorneys for BNSF Railway Company and John Swing*

## IN THE SUPREME COURT OF THE STATE OF MONTANA

|                                                             |                                                                                                                                                       |
|-------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| IN RE ASBESTOS LITIGATION,<br><br><i>Consolidated Cases</i> | Cause No. AC 17-0694<br><br>THIS DOCUMENT RELATES TO:<br><i>Tracie Barnes, et. al. v. BNSF Railway, et. al.</i><br>Lincoln County Cause No: DV-16-111 |
|-------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|

**BNSF'S NOTICE OF VIDEOTAPED DEPOSITION OF PLAINTIFF  
GERRI FLORES**

**TO: Gerri Flores, Plaintiff**  
**McGarvey Heberling Sullivan & Lacey**  
345 1st Ave E  
Kalispell, MT 59901

*Testimony:* **PLEASE TAKE NOTICE** that pursuant to Montana Rules of Civil Procedure 30, **YOU ARE COMMANDED** to appear at the time, date and place set forth below to testify at a deposition to be taken in this civil action.

**PLACE: McGarvey Heberling Sullivan & Lacey, 345 1st Ave E, Kalispell, MT 59901**

**DATE AND TIME OF DEPOSITION: Thursday, July 19, 2018 at 10:00 a.m. MST**

The deposition will be taken before an official court reporter or some other person authorized to administer oaths. This deposition will videotaped, and Defendant, BNSF, provides notice to Plaintiff and the other parties to this action that the deposition may be used at the time of trial in the above-captioned matter.

Date: July 5, 2018.

Knight Nicastro, LLC  
Respectfully submitted,

/s/ Chad Knight

Chad Knight  
Anthony Nicastro  
Nadia Patrick  
Attorneys for BNSF Railway Company and John  
Swing

**CERTIFICATE OF SERVICE**

I hereby certify that the original of the foregoing was sent via ECF to the Clerk of Supreme Court of Montana, In Re Asbestos Litigation and a copy was served upon the following counsel of record by Email and U.S. Mail on this 5<sup>th</sup> day of July, 2018:

Roger Sullivan  
Allan M. McGarvey  
John F. Lacey  
Ethan Welder  
Dustin Leftridge  
McGarvey, Heberling, Sullivan & Lacey, P.C.  
345 First Avenue East  
Kalispell, MT 59901  
(406) 752-5566  
*Attorneys for MHSL Plaintiffs*

/s/ Chad Knight  
Chad Knight

## **CERTIFICATE OF SERVICE**

I, Chad M. Knight, hereby certify that I have served true and accurate copies of the foregoing Notice - Other to the following on 07-05-2018:

Roger M. Sullivan (Attorney)  
345 1st Avenue E  
MT  
Kalispell MT 59901  
Representing: Adams, et al  
Service Method: eService

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Service Method: eService

Electronically Signed By: Chad M. Knight  
Dated: 07-05-2018