

IN THE CIRCUIT COURT FOR THE SECOND JUDICIAL CIRCUIT
IN AND FOR LEON COUNTY, FLORIDA

RENE ROMO, an individual; BENJAMIN
WEAVER, an individual; *et al*,

Plaintiffs,

VS.

KEN DETZNER, in his official capacity
as Florida Secretary of State, PAMELA
JO BOND, in her official capacity as
Attorney General,

Defendants.

THE LEAGUE OF WOMEN VOTERS OF FLORIDA;
THE NATIONAL COUNCIL OF LA RAZA;
et al,

Plaintiffs,

VS.

KEN DETZNER, in his official capacity
as Florida Secretary of State; THE FLORIDA
SENATE, *et al*.

Defendants.

SUBPOENA DECUS TECUM FOR DEPOSITION

THE STATE OF FLORIDA:

TO: THOMAS HOFFELER

7119 Marine Drive
Alexandria, VA 22307
Phone: (703) 768-0205
thoffeller@rnchg.org

YOU ARE COMMANDED TO APPEAR before a person authorized to take depositions
at One Fountain Square, 11911 Freedom Drive, Suite 300, Reston, VA 20190-5602, Telephone:

CASE NO. 2012-CA-00412

M012001573

FILED
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CITY OF ALEXANDRIA
2012 NOV 28 P 12: 06
EDWARD SEMONIAN, CLERK
CITY CLERK

(703) 773-4000, on December 20, 2012 at 9:00 a.m., for the taking of your deposition in this action and to have with you at that time and place the following:

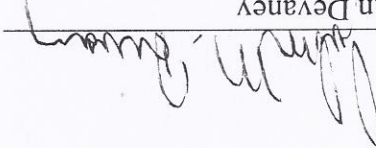
All materials listed on the attached Addendum.

If you fail to appear, you may be in contempt of court.

You are subpoenaed to appear by the following attorney, and unless excused from this subpoena by this attorney or the court, you shall respond to this subpoena as directed.

Dated: November 27, 2012

For the Court



John Devaney

Subpoena issued by:

John Devaney (admitted *pro hac vice*)
Marc Elias (admitted *pro hac vice*)
Elisabeth C. Frost (admitted *pro hac vice*)

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APPENDUM

DEFINITIONS

For the purposes of this subpoena, the following definitions apply:

1. The term "document" refers to every tangible thing from which information can be obtained, perceived, reproduced, or communicated, either directly or with the aid of a machine or device, including, but not limited to, any handwritten, typed, printed or graphic materials; any drawing, diagram, list, graph, report, plan, map, analysis or chart; any photograph, slide, movie, videotape, image, or film; any record, correspondence, calendar, document, presentation, PowerPoint, memorandum, note or other writing; e-mails, instant messages, text messages, voice mails, and social media messages, updates or posts (including, but not limited to, messages, updates or posts on Facebook or Twitter), however stored or recorded (including, for electronic documents, those in active and inactive drive space, and for example, deleted files in drive slack space and documents stored in recycle bins) on all computers used at any time by you including state owned computers, personal computers or any other computer to which you have had access, and including all metadata, and all drafts and non-identical copies of the foregoing.

2. The term "communication" means the act or fact of communicating, whether in person, by telephone, in writing, by facsimile, by e-mail, by voicemail, by instant messaging, by text messaging, by social media (including, but not limited to, by Facebook or by Twitter), or otherwise.

DOCUMENTS TO BE PRODUCED

You are to bring to the deposition any document in your possession or control that relates to or discusses:

1. Congressional redistricting in Florida following the 2010 census;
2. Congressional redistricting maps (whole or partial, completed or draft) that were:
 - a. submitted to or discussed with any legislator, legislative staff member, or any legislative committee; or
 - b. submitted to or discussed with any person with the intent that the map would be conveyed to any legislator, legislative staff member, or any legislative committee for submission to or consideration by a Florida legislator, a committee of the Florida Legislature, the Florida House of Representatives, the Florida Senate, or the Florida Legislature;
3. Any communication with any person about the subjects described in 1 and 2 above;
4. Any knowledge you have about:

- a. the method or process by which the 2012 Florida redistricting maps were drawn;
- b. any person who was involved in any way in drafting any map or district that was submitted to any Florida legislator, legislative staff member, or to any legislative committee.

**STATEMENT OF RECIPROCITY IN SUPPORT OF APPLICATION FOR ISSUANCE
OF SUBPOENA TO PERSON UNDER FOREIGN SUBPOENA IN ROMO V. DETZNER,
CASE NO. 2012-CA-00412 (FLORIDA CIRCUIT COURT, LEON COUNTY)**

In support of the undersigned's application to the Clerk of the Circuit Court for the City of Alexandria for the issuance of a subpoena to a person under a foreign subpoena, I hereby submit this statement of reciprocity:

1. I am an attorney licensed to practice law in the District of Columbia and a Partner with the law firm of Perkins Coie LLP.

2. I am counsel of record for the Romo Plaintiffs in the matter of *Romo v. Detzner*, No. 2012-CA-00412, presently pending in the Circuit Court in Leon County, Florida. I was admitted *pro hac vice* for the purposes of representing the Romo Plaintiffs in this matter.

3. The Virginia Code provides that the requirement of reciprocity is met "if the jurisdiction where the action is pending has extended a similar privilege to persons in the Commonwealth, by that jurisdiction's enactment of the Uniform Interstate Depositions

and Discovery Act ('UIDA'), a *predecessor uniform act*, or another comparable law or rule of court providing substantially similar mechanisms for use by out-of-state parties." Va. Code. Ann. § 8.01-412. 434-14 (emphasis added).

4. Florida has adopted the Uniform Foreign Depositions Act, Fla. Stat. Ann. § 92.051, which is a "predecessor uniform act" to the UIDA. Accordingly, the reciprocity requirement is satisfied in this instance.

Dated: November 27, 2012

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