

VIRGINIA:

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IN THE CIRCUIT COURT FOR THE COUNTY OF STAFFORD

CIRCUIT COURT
STAFFORD VIRGINIA

SENATOR BRYCE REEVES,)
)
Plaintiff,)
)
v.)
)
MARTHA MCDANIEL,)
)
Defendant.)

Case No. CL16001083

SENATOR BRYCE REEVES'S REQUEST FOR DEPOSITIONS

Pursuant to Va. S. Ct. Rule 4:5(a), Plaintiff Senator Bryce Reeves respectfully requests that the Court grant him leave to depose, by counsel, James Gable, Lisa Gable, Ronald Hedlund, and Waverly Woods, for the reasons set forth below:

1. Senator Reeves filed this action against "Martha McDaniel" on October 4, 2016, after an email sent from staffordfreedom@gmail.com under McDaniel's name, included the false and defamatory allegation that Senator Reeves engaged in an extra-marital affair with a campaign aide. As alleged in Senator Reeves's Complaint, that allegation is categorically false, and under Virginia law, it is defamatory *per se*.

2. Plaintiff believes that "Martha McDaniel" may be a fictitious individual because he has not been able to locate (or thereby serve) any individual by that name. Because the Defendant has not been served, Senator Reeves seeks leave of this Honorable Court, pursuant to Va. S. Ct. Rule 4:5(a), to depose James Gable, Lisa Gable, Ronald Hedlund, and Waverly Woods.

3. Upon information and belief, James Gable, Lisa Gable, Ronald Hedlund, and Waverly Woods each has relevant knowledge regarding Senator Reeves's claims in this case, including information about the email address staffordfreedom@gmail.com, the identity of "Martha McDaniel," and/or and the false and defamatory allegation that is the subject of this lawsuit.

4. On October 11, 2016, Senator Reeves issued a *subpoena duces tecum* to Google, Inc. ("Google") to determine the identity of the account holder associated to staffordfreedom@gmail.com. Records from Google indicate that the account was tied to two IP addresses. Copies of the relevant records provided by Google are attached to this Request as Exhibit 1. Subsequently, Senator Reeves issued *subpoenas duces tecum* to Century Link Communications LLC ("CenturyLink") and determined that an IP address registered to James and Lisa Gable logged into the email address staffordfreedom@gmail.com. Copies of the relevant records provided by and Century Link and public records confirming the Gables' address are attached to this Request as Exhibit 2.

5. According to eyewitnesses, on Friday, December 9, 2016, at approximately 6:30 p.m., Waverly Woods repeated the false and defamatory allegation that Senator Reeves had engaged in an extra-marital affair with one of his campaign aides. According to the same eyewitnesses, Ms. Woods made the statements at the Omni Hotel in downtown Richmond, Virginia, during the Republican Party Advance. David Eggleston and Elwin Lee Pillsbury Jr.—among others—were present and heard Ms. Woods's statements. Messrs. Eggleston and Pillsbury have stated that they are prepared to execute affidavits confirming that they heard Ms. Woods make this allegation.

6. Additionally, Ronald Hedlund has made multiple statements—publicly and privately—regarding the same false allegation about Senator Reeves. For example, in a conversation with Mr. Pillsbury during the first two weeks of January 2017, Mr. Hedlund suggested that Mr. Pillsbury should not align himself too closely with Senator Reeves politically because, according to Mr. Hedlund, the false allegation regarding Senator Reeves is true. Mr. Pillsbury is prepared to execute an affidavit confirming this conversation.

7. Accordingly, each witness possesses relevant and discoverable information related to the email address staffordfreedom@gmail.com, the identity of “Martha McDaniel,” and/or the false allegations contained in the email from “Martha McDaniel” concerning Senator Reeves.

8. On February 9, 2017, counsel for Senator Reeves issued *subpoenas duces tecum* and *ad testificandum* for each witness and mailed courtesy copies to this Court. The *subpoenas duces tecum* requested documents related to each witness’s knowledge of the case. The *subpoenas ad testificandum* summoned each witness to testify at depositions in the county or city where each witness resides and/or conducts business, as follows:

- a. James Gable: 9:00 a.m., February 27, 2017; Fauquier County Public Library, Warrenton, Virginia;
- b. Lisa Gable: 12:00 p.m., February 27, 2017; Fauquier County Public Library, Warrenton, Virginia;
- c. Ronald Hedlund: 9:30 a.m., March 1, 2017; Williams Mullen Center, Richmond, Virginia;
- d. Waverly Woods: 3:00 p.m., March 1, 2017; Troutman Sanders, Virginia Beach Town Center, Virginia Beach, Virginia.

9. The subpoenas have been served upon the parties, pursuant to the Rules of the Supreme Court of Virginia. No party has objected to any subpoena that has been issued.

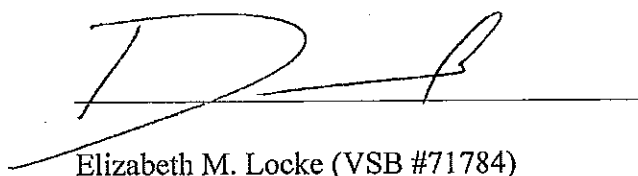
10. Accordingly, pursuant to Va. S. Ct. Rule 4:5(a), Senator Reeves requests this Court to grant him leave to depose these witnesses, who have relevant and discoverable knowledge of matters related to this case, as described in paragraph 8 of this Request.

CONCLUSION

For the reasons set forth above, Senator Reeves respectfully requests that this Court grant him leave to depose, by counsel, James Gable, Lisa Gable, Ronald Hedlund, and Waverly Woods at the times and places set forth above.

Dated: February 21, 2017

Respectfully submitted,

A handwritten signature in black ink, appearing to be "ELIZABETH M. LOCKE", written over a horizontal line.

Elizabeth M. Locke (VSB #71784)
Daniel P. Watkins (VSB #84592)
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Counsel for Senator Bryce Reeves

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF STAFFORD

BRYCE REEVES,

Plaintiff,

v.

MARTHA MCDANIEL,

Defendant.

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Civil No. CL16-1083

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2017 FEB 24 AM 8:51
CLERK COURT
STAFFORD VIRGINIA

MOTION TO QUASH

COMES NOW, Ron Hedlund, by the undersigned counsel, and pursuant to the Rules of the Supreme Court of Virginia, hereby files the following Motion to Quash the subpoena duces tecum served upon him, and as grounds in support, hereby states the following:

1. Plaintiff has filed a complaint for defamation against the defendant in this Court, but has either not attempted or not accomplished service of process of said complaint against the defendant.
2. Plaintiff has attempted to serve upon Mr. Hedlund an attorney generated subpoena to produce documents on or before February 25, 2017 related to the above-styled matter.¹
3. The party does not have any relevant information and the subpoena is overly broad and does not appear to be calculated to lead to potentially discoverable evidence.
4. It is apparent that the Plaintiff is attempting to abuse the civil discovery process to harass Mr. Hedlund, and that such subpoena is not made in good faith, or with a reasonable basis upon which discoverable information may be obtained.
5. Counsel for Mr. Hedlund has attempted to resolve this matter with Plaintiff's counsel prior to the filing of this Motion, but to no avail.

WHEREFORE, Ron Hedlund seeks from this Honorable Court the following relief:

- a. that his Motion to Quash be granted;
- b. that the Plaintiff be sanctioned for his intentional violation of the Rules of the Supreme Court regarding discovery;
- c. that he be awarded her attorney's fees and costs expended in this matter; and
- d. that this Court award any and all other relief that this Court deem appropriate.

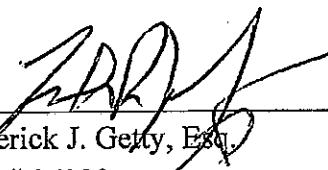
PREPARED BY:
GETTY & ASSOCIATES
P.C.
PO BOX 1040
LOCUST GROVE, VA
22508
540-972-7600

¹ The subpoena was posted upon a residence that has been attributed to Mr. Hedlund, but no other attempt at perfecting this substituted service has been made as required by either the Rules of the Supreme Court or the Virginia Code by the plaintiff to perfect this service of process.

Respectfully Submitted,

Ron Hedlund

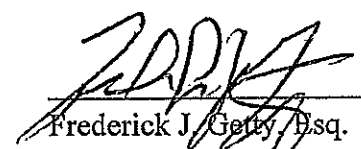
By Counsel



Frederick J. Getty, Esq.
VSB # 37338
Getty & Associates, P.C.
P.O. Box 1040
Locust Grove, VA 22508
540-972-7600
info@gettyandassociates.com

Certificate of Service

I hereby certify that a true copy of the foregoing was delivered, by Hand Delivered, to Elizabeth Locke, Esq. at 902 Prince Street, Alexandria, Virginia 22314, this 23rd day of February, 2017.



Frederick J. Getty, Esq.

PREPARED BY:
GETTY & ASSOCIATES
P.C.
PO BOX 1040
LOCUST GROVE, VA
22508
540-972-7600

SUBPOENA EXHIBIT – RONALD HEDLUND

EXHIBIT A

- 1) All documents after January 1, 2016 relating to Senator Reeves, including any communications with Alexander or Jill Vogel, the Vogel Campaign, Lisa Gable, James Gable, Helen Gable, or any of their respective representatives and/or agents and affiliated entities.
- 2) All documents relating to Martha McDaniel or the email address staffordforfreedom@gmail.com.
- 3) All documents and communications claiming that Senator Reeves has ever had an extra-marital affair and documents and communications relating to the same.
- 4) All emails (including attachments), letters, memoranda, text messages, and voicemails dated after January 1, 2016, to, from, or copying Alexander or Jill Vogel, the Vogel Campaign, Lisa Gable, James Gable, Helen Gable, you, Waverly Woods or any of your or their respective representatives and/or agents that contain any of the following words: hacker, hackers, hack, hacks, hacking, hacked, Bryce, Reeves, Martha McDaniel, affair, staffordforfreedom@gmail.com.
- 5) All documents dated after January 1, 2016, relating to money paid—or benefits rendered—to you or any of your relatives by Alexander or Jill Vogel, the Vogel Campaign, Lisa Gable, James Gable, Helen Gable, or any of their respective representatives and/or agents and affiliated entities.

SUBPOENA EXHIBIT - WAVERLY WOODS

EXHIBIT A

- 1) All documents dated after January 1, 2016, relating to Senator Reeves, including any communications with Alexander or Jill Vogel, the Vogel Campaign, Lisa Gable, James Gable, Helen Gable, or any of their respective representatives and/or agents and affiliated entities.
- 2) All documents relating to Martha McDaniel or the email address staffordforfreedom@gmail.com.
- 3) All documents and communications claiming that Senator Reeves has ever had an extra-marital affair and documents and communications relating to the same.
- 4) All emails (including attachments), letters, memoranda, text messages, and voicemails dated after January 1, 2016, to, from, or copying Alexander or Jill Vogel, the Vogel Campaign, Lisa Gable, James Gable, Helen Gable, you, Ronald Hedlund, or any of your or their respective representatives and/or agents that contain any of the following words: hacker, hackers, hack, hacks, hacking, hacked, Bryce, Reeves, Martha McDaniel, affair, staffordforfreedom@gmail.com.
- 5) All documents dated after January 1, 2016, relating to money paid—or benefits rendered—to you or any of your relatives by Alexander or Jill Vogel, the Vogel Campaign, Lisa Gable, James Gable, Helen Gable, or any of their respective representatives and/or agents and affiliated entities.

SUBPOENA EXHIBIT – JAMES GABLE

EXHIBIT A

- 1) All documents dated after January 1, 2016, relating to Senator Reeves, including any communications with Alexander Vogel, the Vogel Campaign, Helen Gable, any of their respective representatives and/or agents and affiliated entities, or with the news media.
- 2) All documents dated after January 1, 2016, relating to Martha McDaniel or the email address staffordforfreedom@gmail.com.
- 3) All documents that support the claim that you and/or your family share or have shared a wireless internet system with Alexander and/or Jill Vogel.
- 4) All documents that support any claim that your internet system(s) or any of your electronic devices have been hacked or accessed by unauthorized individuals, in relation to (1) Martha McDaniel, (2) staffordforfreedom@gmail.com, or (3) allegations that Senator Reeves had an extra-marital affair.
- 5) All documents identifying which of your electronic devices is assigned the IP address 72.165.161.154.
- 6) All documents showing your and Helen Gable's whereabouts on September 22, 2016, September 30, 2016, and October 1, 2016.
- 7) All documents and communications claiming that Senator Reeves has ever had an extra-marital affair and documents and communications relating to the same.
- 8) All emails (including attachments), letters, memoranda, text messages, and voicemails dated after January 1, 2016, to, from, or copying Alexander Vogel, Jill Vogel, the Vogel Campaign, you, or any of your or their respective representatives and/or agents that contain any of the following words: hacker, hackers, hack, hacks, hacking, hacked, Bryce, Reeves, Martha McDaniel, affair, staffordforfreedom@gmail.com.
- 9) All documents dated after January 1, 2016, relating to money paid—or benefits rendered—to you or any of your representatives or family members, including Helen Gable, by Alexander Vogel, Jill Vogel, the Vogel Campaign, or any of their respective agents, representatives and/or affiliated entities.

SUBPOENA EXHIBIT – LISA GABLE

EXHIBIT A

- 1) All documents dated after January 1, 2016, relating to Senator Reeves, including any communications with Alexander Vogel, the Vogel Campaign, Helen Gable, any of their respective representatives and/or agents and affiliated entities, or with the news media.
- 2) All documents dated after January 1, 2016, relating to Martha McDaniel or the email address staffordforfreedom@gmail.com.
- 3) All documents that support the claim that you and/or your family share or have shared a wireless internet system with Alexander and/or Jill Vogel.
- 4) All documents that support any claim that your internet system(s) or any of your electronic devices have been hacked or accessed by unauthorized individuals, in relation to (1) Martha McDaniel, (2) staffordforfreedom@gmail.com, or (3) allegations that Senator Reeves had an extra-marital affair.
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- 9) All documents dated after January 1, 2016, relating to money paid—or benefits rendered—to you or any of your representatives or family members, including Helen Gable, by Alexander Vogel, Jill Vogel, the Vogel Campaign, or any of their respective agents, representatives and/or affiliated entities.