

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA**

<b>ROY L. DENTON</b>	)	
	)	
<b>Plaintiff</b>	)	<b>Case No. 1:07-cv-211</b>
	)	
<b>v.</b>	)	<b>JURY DEMAND</b>
	)	
<b>STEVE RIEVLEY</b>	)	<b>Collier/Carter</b>
	)	
<b>Defendant</b>	)	

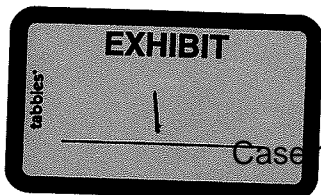
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**AFFIDAVIT OF B. ELIZABETH DICKSON RODERICK**

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COMES the Affiant, B. Elizabeth Roderick, after being duly sworn, and states the following as true and correct to the best of his knowledge, information and belief:

- (1) I am over age eighteen (18) and am competent to make this Affidavit.
- (2) I am a licensed attorney in the State of Tennessee, Board of Professional Responsibility Number 022762, and I am counsel of record for the Defendant in this case.
- (3) In effort to comply with the Order, I contacted Sprint Nextel Corporate Security Department ("Sprint"), the provider for Officer Rievley's personal telephone, on June 15, 2010 to determine the procedure for serving a subpoena upon the company in the most efficient way given the compressed timeline.
- (4) I spoke with Ms. Callie Keep of Sprint and was informed I could file the subpoena by facsimile, along with the Court's Ord. Additionally, Ms. Keep informed me that I could expect that the information requested might not be provided for three (3) to four (4) weeks given the high



volume of subpoenas Sprint receives each month.

(5) I served the Subpoena upon Sprint by facsimile on June 15, 2010, receiving confirmation of the service by Sprint that same day. I then filed Notice of Subpoena Returned Executed as to Sprint Nextel with the Court on June 17, 2010.

(6) When I received the requested records from Sprint, I sent the same, unredacted, to the Plaintiff on June 24, 2010 in compliance with this Court's June 14, 2010 Order.

(7) On June 17, 2010, I also contacted Verizon Wireless's Litigation Department ("Verizon"), the provider for Officer Rievley's city-issued cellular telephone, to determine the procedure for serving a subpoena upon the company in the most efficient way given the compressed timeline.

(8) I was informed by Verizon that Officer Rievley is not the owner or customer of Verizon of Officer Rievley's city-issued cellular telephone with Verizon.

(9) Like Sprint, Verizon confirmed that I could serve the subpoena via facsimile but that I could not expect to receive the requested records for up to six (6) to eight (8) weeks even with the Court's Order.

(10) I proceeded to serve the subpoena upon Verizon, along with Court's Order, and to file a Notice of Subpoena Returned Executed as to Verizon Wireless on June 17, 2010.

(11) To date, I have not received the requested records from Verizon Wireless and do not expect to receive on or before June 25, 2010.

(12) On June 24, 2010, I notified the Plaintiff that I had not received the information requested from Verizon Wireless for the reasons set forth herein.

FURTHER affiant saith not.

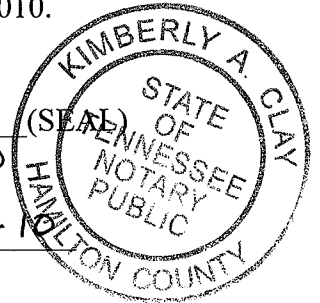
*B. Elizabeth Dickson Roderick*  
B. ELIZABETH DICKSON RODERICK

STATE OF TENNESSEE )  
                                          )  
COUNTY OF HAMILTON )

Subscribed and sworn to before me this 25<sup>th</sup> day of June, 2010.

*Kimberly A. Clay*  
NOTARY PUBLIC

My Commission Expires: 11-7-10



06252010/DAYTONDENTON/AFFEXTTIME.WPD