

THE STATE OF NEW HAMPSHIRE

MERRIMACK, SS.

SUPERIOR COURT

Casella Waste Systems, Inc.

v.

Docket #217-2023-CV-00285

Jon Swan

**PLAINTIFF'S PRELIMINARY EXHIBIT AND WITNESS LIST**

NOW COMES the Plaintiff, Casella Waste Systems, Inc. ("Casella", or the "Plaintiff"), by and through its attorneys, Cleveland, Waters and Bass, P.A., and Lehmann Major List, PLLC and submits the within Preliminary Exhibit and Witness List.

**I. List of Exhibits**

- a. Settlement Agreement Dated May 11, 2023.
- b. Social Media Posts by Jon Swan attached as Exhibits to the Complaint.
- c. Pleadings submitted by the Defendant in this matter.
- d. The Defendant's responses to discovery requests propounded by the Defendant in this matter.
- e. Any document marked during the deposition of any person who has given a deposition in this case.
- f. All documents and exhibits exchanged during discovery, including interrogatory answers and automatic disclosures.
- g. Chalks, charts, or illustrations for or used during trial.
- h. Any exhibits as are necessary for impeachment or rebuttal, cross-examination, or to authenticate another exhibit.
- i. Any exhibit identified by the Defendant.
- j. The Plaintiff reserves the right to supplement this list of exhibits up to the time of trial upon reasonable notice to counsel for the Defendant.

**II. List of Witnesses**

- a. Jon Swan
- b. Rebecca Metcalf
- c. Melissa Stevens
- d. Any witness necessary to lay a foundation for the introduction of any exhibit
- e. Any witness required to authenticate any document or photograph
- f. Any witness necessary for cross-examination or rebuttal, including, but not limited to, rebuttal expert witnesses
- g. Any person deposed during discovery in this case
- h. Any other witness discovered by the Plaintiff upon reasonable notice to the Defendant and to this Court
- i. The Plaintiff reserves the right to call any witness identified by the Defendant, the right to supplement the within list of witnesses up to the time of trial upon reasonable notice to the Defendant, and the right to call authentication and rebuttal witnesses not included in this list

Respectfully submitted,

RAYSTER REALTY, LLC

By its Attorneys  
CLEVELAND, WATERS AND BASS, P.A.

Dated: April 10, 2023

By: /s/ Jeffrey C. Christensen  
Jeffrey C. Christensen, Esq. (NH Bar #265308)  
Two Capital Plaza  
Concord, NH 03301  
(603) 224-7761

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served this day, April 10, 2023, through the court's ecf-filing system upon all parties who have filed appearances.

/s/ Jeffrey C. Christensen  
Jeffrey C. Christensen, Esq.