Emergency Injunctions to stop proceedings, If eligible
Motions & Petitions
tbd - possible

weis

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ALLENTOWN, PA. 18103
TELEPHONE: 610-821-4550

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TAX	0.00
**** BALANCE	5.49
CASH	6.00
CHANGE	0.51

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WEIS CLUB MEMBERS
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(Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com

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Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$ 5.49

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OCT 8 2008

Sent To Lehman Brothers (All Name Variations)
Street, Apt. No.; or PO Box No. 745 Seventh Avenue Attn: Legal Counsel
City, State, ZIP+4 New York NY 10019
PS Form 3800, August 2006 See Reverse for Instructions

Page 1 of 8

Fed: 5-cv-4457
Philadelphia, Pa
and
Fed: 1:06 mc 54
Alexandria, VA
and
Others

Also on
ePacer
US
Courts

Please see 2
federal subpoenas
enclosed with
official forms
and ones recently
sent on 7/22/2008
and
according to The Morning Call newspaper
Lehman Brothers filed for bankruptcy on
Sept. 15 2008

Homeless efilings
account
federalsubpoena@
yahoo.com

RECEIVED
OCT 10 2008
U.S. BANKRUPTCY COURT
SO. DIST. OF NEW YORK

Thanks!
BF & others
(A Class
Actions)

Other contact US District Court in Allentown Pa
(Evelyn)

YAHOO! MAIL Classic

Page 2 of 8

.!!!07/22/2008!!!!Please See The Text Body!!!! Please Focus On Definitely Answering 2a After Reading The Other Legal Background Informations and Please See The Text Body. Federal Subpoenas and FOIAs Legal eFilings eSent

Tuesday, July 22, 2008 8:04 PM

From: "b smith" <federalsubpoena@yahoo.com>

To: LehmanCommodities@lehman.com, CorpCommEurope@lehman.com, imd.analyst@lehman.com, tdphires@lehman.com, webmaster@netiq.com, derrick_viallz@bmc.com, mae_forsythe@bmc.com, "US Courts JPML" <karen_redmond@ao.uscourts.gov>, "Melissa K" <kirchnerm@allentownsd.org>, "L C Clerk Of Courts" <dianewashburn@lehighcounty.org>, "US Dept Of Labor" <foiarequest@dol.gov>, "US Dept Of Labor" <webmaster-oas@dol.gov>, "US Dept Of Labor" <webmaster-sol@dol.gov>, "US Dept Of Labor" <civilrightscenter@dol.gov>, "LC Court Administration" <CAHelp@lehighcounty.org>, "N J District Court" <ecfchange@njd.uscourts.gov>, "US NAVY" <foia@ogc.law.navy.mil>, "nsf.gov" <foia@nsf.gov>, "Barry @ NYFLIX" <bsmith@nyflix.com>, "US Patent And Trademark Office" <webmaster@uspto.gov>, "Pa State Governors Office" <ob-webmaster@state.pa.us>, "ofheo.gov" <foiaoffice@ofheo.gov>, "ots.treas.gov" <public.info@ots.treas.gov>, "PA Courts Pacer" <pacer@psc.uscourts.gov>, "pacle.org" <pacleb@pacle.org>, "pacourts.us" <civil.rules@pacourts.us>, "pacourts.us" <ccpaopc@pacourts.us>, "pasen.gov" <jrhoades@pasen.gov>, "sba.gov" <fsc.asksba@sba.gov>, "US SEC" <foia/pa@sec.gov>, "US Senator" <arlen_specter@specter.senate.gov>, senator.simitian@sen.ca.gov, senator@feinstein.senate.gov

All 16 Legal pages are legally included

US District Court and Others Federal Civil Case Subpoena Side 1.pdf.PDF (812KB),
US District Court and Others Federal Civil Case Subpoena Side 2.pdf.PDF (1006KB),
US District Court and Others Federal Criminal Case Subpoena Side 1.pdf.PDF (514KB),
US District Court and Others Federal Criminal Case Subpoena Side 2.pdf.PDF (521KB),
Wheel Incident Pictures -More Pictures Are Available Fed5-CV-4457 and Others.PDF (108KB),
ePacers Denial and Blocking Of A Homeless Litigants Rights To Access His AccountPage 1 of 7.pdf.PDF (164KB),
ePacers Denial and Blocking Of A Homeless Litigants Rights To Access His AccountPage 2 of 7Fed5-CV-4457and Others.pdf.PDF (162KB),
United States Whitehouse Website Online Form eFilings System Check and Contents 01302008 Page 1.PDF.PDF (73KB),
United States Whitehouse Website Online Form eFilings System Check and Contents 01302008 Page 2.PDF.PDF (75KB),
United States Whitehouse Website Online Form eFilings System Check and Contents 01302008 Page 3.PDF.PDF (30KB)

Observations and Opinions.
No Accusations and Allegations are being Expressed and Implied. The Plantiffs Are Not Responsible For "Misinformations".Official Forms Are enclosed as Attachments. This Legal efilings can be added onto but without a delay on actions,please reply in the timely manner as legally written below. Please note all legal efilings/emails attachments legally binds, bounds and is legally binding to all case filings and efilings including past federal subpoenas sent and/or served.Please read and answer number 2 (all) addressed to you directly. To: All organizations and individuals as legally written in the eFilings Addresses and please see all legal writings below,herewithin and all throughout.

"ALL LEGAL WRITINGS HEREWITHIN AND ALL SURRONDINGS IS LEGALLY EFFECTIVE IMMEDIATELY" "ALL REPLIES TO BE IN LEGAL WRITINGS AND TO BE SENT TO THE COURTS LISTED,PLEASE"Please include all individuals thought to be and possibly acting on your organizations behalf. Bottom line questions and answers requested: All informations on possible relations,associations and possible involvements of the "possible stealings of informations that have created all the inventions and movies and others legal disputes legally written herewithin and all throughout.Please answer in writings with Real Names of individuals and Real Names Of All Organizations,if applicable and if possible by factual informations not hearsay please.All FOIAs informations legally written below,herewithin and throughout legally applies to all agencies.

A Legal eLaws
eGovernment(s)
http://en.wikipedia.org/wiki/EGovernment
http://search.yahoo.com/search;_ylt=A0geu5.z7cJHyDoBE6istLcF?ei=UTF-8&p=eGovernment&fr=yfp-t-501

YAHOO! MAIL Classic

Page 356 of

!!!!Please See Text Body!!!!Please Legally Answer 2a !!!!7/22/2008!!!!Legal eFilings Of Federal Subpoenas and FOIAs That Are Legally Effective Immediately

Tuesday, July 22, 2008 8:33 PM

From: "prosebobaneyman" <prosebobaneyman@yahoo.com>

To: mjmcnama@lehman.com, invbank.associate.us@lehman.com, lmd.associate@lehman.com, amy.sachrison@netiq.com, press@softwareag.com, Partner_Certification@bmc.com, staff@film.com, brenda.happ@mail.house.gov, jason.lane@mail.house.gov, info.clerkweb@mail.house.gov, james.franko@mail.house.gov, efiling@vetapp.gov, rita_wallace@ca6.uscourts.gov, karen_redmond@ao.uscourts.gov, ecf_paed@paed.uscourts.gov, melonie.mccall@usdoj.gov, uscfc_webmaster@ao.uscourts.gov, treasurer@cfcbar.org, llevasseur@mayerbrownrowe.com, bryant.snee@usdoj.gov, efoia@doc.gov, foiaappeals@doc.gov, ecf_clerksoffice@paed.uscourts.gov, vaed_ecf_questions@vaed.uscourts.gov, harrlesr@slsd.org, iatorolar@slsd.org, limparl@slsd.org, twillgin@fjc.gov, "Pa State General Counsel" <gc-webmaster@state.pa.us>, "Pa State Governors Office" <ob-webmaster@state.pa.us>, "Pa State Health Dept" <webmaster@health.state.pa.us>, "Pa State Rep Steve Samuelson" <ssamuels@pahouse.net>, "Pa State Webmaster" <webmaster@dot.state.pa.us>, "Pa Courts Pacer" <pacer@psc.uscourts.gov>, "Pacer Help desk" <pacer.psc@uscourts.gov>, "Center For Ind Rights" <families@nmf.org>, "Human Rights" <hrc@hrc.org>, "Pa Children Rights" <juvenile.rules@pacourts.us>, "Pa Civil Procedural Rules" <civil.rules@pacourts.us>, "sba.gov" <foia@sba.gov>, "sba.gov" <answerdesk@sba.gov>, "sba.gov" <dfchelpdesk1@sba.gov>, "sba.gov" <charlotte.nc@sba.gov>, "sba.gov" <richmond.va@sba.gov>, "sba.gov" <ombudsman@sba.gov>, "sba.gov" <technology@sba.gov>, "SEC" <foia/pa@sec.gov>, "Barry Smith" <barrysmith@nyflix.com>, "State Of Pa Fellow Webmaster" <ra-erwebmaster@state.pa.us>, "State Of Pa Fellow Webmaster" <ra-ethicswebmaster@state.pa.us>, "State Of Pa Fellow Webmaster" <ra-jcjcwebmaster@state.pa.us>, "US Supreme Court-Please Forward" <gpoaccess@gpo.gov>, "United Nations" <tb-petitions@ohchr.org>, "United Nations" <ngochr@ohchr.org>, "United Nations" <personnel@ohchr.org>, "United Nations" <fellowship_prog@ohchr.org>, "United Nations" <infodesk@ohchr.org>, "United Nations" <publications@ohchr.org>, "US Congress" <kathleen.chapman@mail.house.gov>, "NJ District Court" <ecfhelp@njd.uscourts.gov.org>, "Delaware Corporation Bureau" <gic@state.de.us>, "DOC" <psaputo@eda.doc.gov>, "DOC" <rhickey@eda.doc.gov>, "eFiling" <ecf_paed@paeduscourts.gov>, "ePacermail" <pacermail@psc.uscourts.gov>, "FEC" <foia@fec.gov>, "foia" <alexandra_mallus@ios.doi.gov>, "foia" <foia-pa@occ.treas.gov>, "foia" <efoia@fdic.gov>, "LC Court Administration" <CAHelp@lehighcounty.org>, "Lehigh County Domestic Relations Rosemary McFee" <rosemarymcfee@pacses.com>, "LC Court Lisa Wilson" <lisawilson@lehighcounty.org>, "Melissa K" <kirchnerm@allentownsd.org>, "NCUA" <ohrmail@ncua.gov>, "NJ District Court" <ecfhelp@njd.uscourts.gov>, "US Whitehouse" <comments@whitehouse.gov>, "US Whitehouse" <vice_president@whitehouse.gov>

15 legal pages are legally included

US District Court and Others Federal Civil Case Subpoena Side 1.pdf.PDF (812KB),
US District Court and Others Federal Civil Case Subpoena Side 2.pdf.PDF (1006KB),
US District Court and Others Federal Criminal Case Subpoena Side 1.pdf.PDF (514KB),
US District Court and Others Federal Criminal Case Subpoena Side 2.pdf.PDF (521KB),
Wheel Incident Pictures -More Pictures Are Available Fed5-CV-4457 and Others.PDF (108KB),
eFiilings in US District Court in Virginia.pdf (1125KB),
Bring Forward Evidences Blocked By Them In The Past tbd Possible. They Complied Partially With The Picture Page 2 of 3.PDF (155KB),
Bring Forward Evidences Blocked By Them In The Past tbd Possible. They Complied Partially With The Picture Page 3 of 3.PDF (160KB),
Bring Forward Evidences Blocked By Them In The Past tbd Possible. They Complied Partially With The Pictures Of Wheel In...PDF (164KB),
United States Whitehouse Website Online Form eFilings System Check and Contents 01302008 Page 1.PDF.PDF (73KB),
United States Whitehouse Website Online Form eFilings System Check and Contents 01302008 Page 2.PDF.PDF (75KB),
United States Whitehouse Website Online Form eFilings System Check and Contents 01302008 Page 3.PDF.PDF (30KB)

Observations and Opinions.
No Accusations and Allegations are being Expressed and Implied. The Plantiffs Are Not Responsible For "Misinformations".Official Forms Are enclosed as Attachments. This Legal efilings can be added onto but without a delay on actions,please reply in the timely manner as legally written below. Please note all legal efilings/emails attachments legally binds, bounds and is legally binding to all case filings and efilings including past federal subpoenas sent and/or served.Please read and answer number 2 (all) addressed to you directly. To: All organizations and individuals as legally written in the eFilings Addresses and please see all legal writings below,herewithin and all throughout.

"ALL LEGAL WRITINGS HEREWITHIN AND ALL SURRONDINGS IS LEGALLY EFFECTIVE IMMEDIATELY" "ALL REPLIES TO BE IN LEGAL WRITINGS AND TO BE SENT TO THE COURTS LISTED,PLEASE"Please include all individuals thought to be and possibly acting on your organizations behalf. Bottom line

Observations and Opinions
: No Accusations and Allegations are being Expressed and Implied Page 4068 Page 1 of 4

AO89 (Rev. 7/95) Subpoena in a Criminal Case

SPmh, US Court of Federal Claims, US District Courts (Philadelphia, Pennsylvania, Alexandria Virginia and all others)

UNITED STATES DISTRICT COURT

Eastern (All of the US) DISTRICT OF Pennsylvania, New Jersey, Tennessee, Virginia, California, Florida, Ohio, North Carolina and Kansas and Michigan and more and Delaware

BF Smith & others (A class Action)
V. LLC's and others In Active Due to All Events

SUBPOENA IN A CRIMINAL CASE

Case Number: Fed: 5-CV-4457 and Fed: 1:06mc54 and others including legally

MB Wagner, Lehman Brothers (All name variations), The Lehigh County Pa, The Commonwealth of Pennsylvania (and all States) and all others "possibly" involved-

TO: Lehman Brothers (all name variations) 745 Seventh Avenue, New York (City), NY 10019 And all locations and all others

all Lehigh County, Pa courts and all US Courts and all legal filings and legal attachments. Also, based on the News, if applicable

☐ YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below, or any subsequent place, date and time set by the court, to testify in the above referenced case. This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

PLACE	COURTROOM
If you can't read and/or understand, please contact federalsubpoena@yahoo.com and/or any of the US Courts legally listed on These legal documents and/or the legal filings and legal attachments.	DATE AND TIME

☑ YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s): Please send by legal communications in two ways and to two locations your legal replies and please focus your legal replies on all (possible) informations of relations, associations and possible involvements towards BF Smith (aka Beverley F Smith - all name variations Ex: Bob) & others (his past business ventures and entities ex: Internet, movies, financial and others) old home and home office at 586 E Hosser St, Allentown, Pa 18103 (9) Please others legal pages legally transferred here within all (some but not all) possible involvements, if any.

U.S. MAGISTRATE JUDGE OR CLERK OF COURT	DATE
(By) Deputy Clerk	10/2/2008

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER: BF Smith & others, BF ~~Smith~~, 1545 W Greenleaf St, Allentown, Pa. 18102 (Pro Se, In Forma Pauperis, Class Actions)

No phone. Please call any US Courts if needed (legally listed - phone numbers, fax, etc. also email)

Observations and Opinions

No Accusations and Allegations are being Expressed and Implied -

These legal documents and all legal case and all legal writing contents may be

Observations and Opinions
No Accusations and Allegations are being Expressed and Implied

AO89 (Rev. 7/95) Subpoena in a Criminal Case (Reverse)

PROOF OF SERVICE		
RECEIVED BY SERVER	DATE 10/02/2008	PLACE Lehman Brothers (all name variations) and more and others, 745 Seventh Avenue, New York, NY 10019 and all others
SERVED	DATE 10/02/2008	PLACE Lehman Brothers (all name variations) and more and others, 745 Seventh Avenue, New York, NY 10019 and others (all)
SERVED ON (PRINT NAME) Lehman Brothers (all name variations) and more and others, 745 Seventh Avenue, New York, NY 10019 and all others		FEES AND MILEAGE TENDERED TO WITNESS ☐ YES ☐ NO AMOUNT $
SERVED BY (PRINT NAME) B E Smith & others (A Class Action), c/o G. Smith, 1545 W Greenleaf St, Allentown, Pa 18102		TITLE Pro Se, In Forma Pauperis

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on 10/2/2008
DATE

B E Smith & others / B E Smith
SIGNATURE OF SERVER c/o Gloria Smith
1545 W Greenleaf St
ADDRESS OF SERVER
Allentown, Pa 18102

Please reply in legal writings as previously legally described by 11/2/2008. One month of receipt by Lehman Brothers (A Name Variations and all others

ADDITIONAL INFORMATION (2) These legal documents herewithin and all throughout are legally transferred, automatically interchangeable and legally bound and legally bound to all case filings in all courts as legally described and in all legal ePacer, legal efilings and legal attachments and all others. (3) This is a legal, equitable and compensatory claim also as of the first date esent, eserved, served and all prior legal possible events, if applicable. (4) Please see all organizations (for example) and all locations some legal include: all financial organizations (ex: Charles Schwab Investments and others in the Omega Buildings on S Cedar Crest Blvd, Allentown Pa and all movie organizations for legally example (all possible) Paramount, Newberger & Berman, Wells Fargo, BNY Mellon Investors, JP Morgan (All other venture capital organizations) Computershare (all Drip-Stock Transfer Organizations), Scottrade, Lehigh County Pa and the Commonwealth of Pa (Pensions, Retirements, all other financial organizations) with all other states (Tennessee and more), Datek aka TD Ameritrade (First Horizon) and all business permits organizations, all business licenses organizations, all legal organizations Others and please do not exclude all federal organizations, all state organizations, all local organizations, all retired individuals, all security organizations and all other organizations and associations, and more

Observations and Opinions. No Accusations and Allegations are being Expressed and Implied

Please see other legal pages and all credit organizations and all stock analyst organizations (Ex: Stifel and all predecessors) and all newspaper organizations and all music [illegible] and all transportation organizations and all [illegible]

Observations and Opinions are being Expressed and Implied,
No Accusations and Allegations are

Issued by the

UNITED STATES DISTRICT COURT

Eastern (All of the U.S.) DISTRICT OF Pennsylvania, New Jersey, Tennessee, Virginia, California, Florida, Ohio, Michigan and all others and Delaware

B E Smith & others (A class Action - LLC's and others Inactive Due to All Rents)

V.

SUBPOENA IN A CIVIL CASE

Case Number: Fed: 5-CV-445-7 and Fed: 1:06mc54 And All others as legally written on the criminal case legal document legally attached and legally transferred herewithin and all throughout

MB Wagner, Lehman Brothers (all name variations, The Lehigh County Pa, the Commonwealth of Pennsylvania (and all states) and all others To: Lehman Brothers (all name variations) 745 Seventh Avenue, New York, NY 10019 and all locations and all others

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
(4) and (all consulting, media, advertising organizations and all similar to and all partnerships, Co-Ops and joint ventures), all Petroleum organizations, all electronic transaction organizations, all whishing organizations and all other legal entities and individuals, all products organizations, also	DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case. Please legally apply in legal writings with Real Names of individuals

PLACE OF DEPOSITION	DATE AND TIME
and organizations of all possible stealing of information details and in particulars. All Organizations and Associations and companies and more	also in specific

☑ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects): Please send

All legal documents herewithin and all throughout are legally attached, legally automatically transferred, legally bound legally included to all legal case filings, all legal filings, all legal attachments and all legal contents and all exhibits

PLACE (5) Some locations possible: http://www.lehman.com/locations/ Americas, Asia (And all sitemaps, websites, each and also websites and	DATE AND TIME

☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES locations possible: 399 Park Avenue, 1271 Avenue of the Americas, 1301 Avenue of the Americas all in New York City, New York, 3414 Peachtree Road in Atlanta Georgia, Boston Massachusetts, Florham Park New Jersey, Tampa Florida, (in Tiago Illinois, Seattle Washington, Market or Public dolphin Pa, Salt Lake City Utah, Los Angeles, California, Dallas Texas	DATE AND TIME Wilmington Delaware

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6). And

Harrisburg, Pa (7) Carlisle Pa and (All surrounding locations) Jersey City New Jersey (All Locations)

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
	10/21/2008

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER B E Smith & Others B E Smith, Attn, 1545 W Broadleaf Street, Allentown, Pa. 18102 (Pro Se, In Forma Pauperis, Class Actions) No Phone. Please call any US Courts if needed (Legally listed phone number for filings take email)

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

If action is pending in district other than district of issuance, state district under case number.

Observations and Opinions. No Accusations and Allegations are being Expressed and Implied More maybe added in the legal filings sent to Lehman Brothers

Observations and Opinions
No Accusations and Allegations are being Expressed and Implied

Page 2064
Page 4 of 4

PROOF OF SERVICE

DATE

PLACE Lehman Brothers (all name variations), the ~~Lehigh County~~ 745 Seventh Ave, New York, New York City 10019 and all locations and all others

SERVED 10/2/2008

SERVED ON (PRINT NAME) Lehman Brothers (all name variations), 745 Seventh Ave, New York, New York 10019 & all others

MANNER OF SERVICE US Mail Certified Return Receipt and Signature legally requested.

SERVED BY (PRINT NAME) B E Smith & Others

TITLE Pro Se, In Forma Pauperis

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on 10/2/2008
DATE

And please legally include at Lehigh County Pa public Assistance organizations, if involved.

B E Smith & Others / ~~B E Smith~~ Bert E. ~~Smith~~
SIGNATURE OF SERVER c/o G. Smith, 1545 W Greenleaf St
ADDRESS OF SERVER
Allentown, Pa. 18102

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,
(ii) requires a person who is not a party or an officer of a party to trial be commanded to travel from any such place within the state in which the trial is held, or
(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or
(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or
(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

Observations and Opinions
No Accusations and Allegations are being Expressed and Implied

Fed: 5-CV-4457
and
Fed: 1:06mc54 And others

Page 8 of 8

BE Smith & Others
C/o G. Smith, 1545 W
Greenleaf St
Allentown, Pa.
18102

USA FIRST-CLASS FOREVER

Lehman Brothers (All name Variations) And
US Bankruptcy Courts
745 Seventh Avenue
New York, NY
10019

Attn: Legal Counsel 10/5/2008

Sent via post office box at RJ Waters Giant Food Store W Emmaus Ave & S 31 St
Allentown Pa 10/4/2008