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7
8 Attorney for Respondent,
9 JOHN DOE

10
11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF RIVERSIDE, DESERT BRANCH

13 IN RE MARRIAGE OF:

14 PETITIONER: JANE DOE

15 and

16 RESPONDENT: JOHN DOE

CASE NO.: IND 0000000

STIPULATION AND ORDER RE
CONSENT TO PRODUCE OUT-OF-
STATE ACCOUNTANT AND
ATTORNEY RECORDS

17 IT IS HEREBY STIPULATED AND AGREED by and between Petitioner, JANE
18 DOE and Respondent, JOHN DOE, and by and through Sallie Wiseacre, Esq., attorney
19 for Petitioner, and Thurman W. Arnold, III, CFLS, attorney for Respondent, as follows:

20 Release of Documents and Things by FRED SMITH, CPA and/or the Custodian of
21 Records for FRED SMITH & Co., LLC

22 1. Fred Smith, CPA and/or the Custodian of Records for Smith & Co., LLC, a
23 Limited Liability Company doing business in the State of Oregon at the commonly
24 known mailing address of 111 SW Anywhere Street, Ste. 100, Portland, Oregon,
25 97201, shall, within fourteen (14) days of receipt of this Stipulation and Order, \$20.00
26 for estimated postage, and \$30.00 per day for witness fees pursuant to Oregon Revised
27 Statutes § 44.415 (one day estimated without travel, such that estimated witness fees
28 are \$30.00), deliver by mail to the Law Firm of Thurman W. Arnold, III at 225 S. Civic

1 Dr., Ste. 1-3, Palm Springs, CA 92262 the following:

2 (A) All documents and records (whether on paper or electronically stored, and
3 whether in the form of handwriting, typewriting, printing, photostating, photographing,
4 photocopying, transmitting by electronic mail or facsimile, and every other means of
5 recording upon any tangible thing, any form of communication or representation,
6 including letters, words, pictures, sounds, or symbols, or combinations thereof, and any
7 record thereby created, regardless of the manner in which the record has been stored)
8 in the possession or under the custody or control of Fred Smith, CPA and/or the
9 Custodian of Records for Smith & Co., LLC from December 31, 2003 to the present
10 involving, individually or jointly, John Doe, Jane Doe (a.k.a. Jane Maidenname), Victory
11 Partners (a general or limited partnership), Our Yacht Marine, LLC, Capital Resources,
12 the John Doe and Jane Doe Family Trust and/or any other trust or any other business
13 entity, partnership, or other proprietorship in which any of these persons or entities had
14 an actual, beneficial, and/or optional ownership and/or other form of interest in, and/or
15 received any money, property and/or any form of benefit from, including but not limited
16 to:

17 (i) Fred Smith, CPA's and/or Smith & Co., LLC's entire client file(s),
18 document(s), and record(s) for or pertaining to the person(s), trust(s), and/or entity(ies)
19 described in Item 1(A), above;

20 (ii) Any and all tax returns, whether personal/individual, corporate, or other
21 business entity or trust form, prepared for or filed by Fred Smith, CPA and/or Smith &
22 Co., LLC on behalf of the person(s), trust(s) or entity(ies) described in Item 1(A), above;
23 and

24 (iii) Any and all other tax form(s), statement(s), billing(s), note(s),
25 correspondence(s), email(s), memo(s), letter(s), questionnaire(s), recording(s),
26 contract(s), notice(s), title(s), article(s) of incorporation or organization, shareholder
27 agreement(s), member agreement(s), minutes, insurance policy(ies), or any other
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1 written material(s) created by Fred Smith, CPA and/or Smith & Co., LLC for, or received
2 by Fred Smith, CPA and/or Smith & Co., LLC from, the person(s), trust(s) or entity(ies)
3 described in Item 1(A), above, in connection with his, her, or its engagement and/or
4 retention of Fred Smith CPA and/or Smith & Co., LLC.

5 (iv) NOTE: Any electronically stored information provided pursuant to this
6 Stipulation and Order must be delivered either in a paper (i.e. hard copy) form or in .pdf
7 format upon a standard CD-ROM disk readable by any computer having Adobe
8 software. Financial spreadsheets may be produced in "Microsoft Excel" format.

9 **Release of Documents and Things by George Jordan, Attorney At Law and/or the**
10 **Custodian of Records for the Law Firm of Jordan, Houston & Friendly**

11 2. George Jordan Attorney At Law and/or the Custodian of Records for
12 Jordan, Houston & Friendly, a Professional Corporation doing business in the State of
13 Oregon at the commonly known mailing address of 1 SW Main St., Ste. 102, Portland,
14 Oregon, 97204, shall, within fourteen (14) days of receipt of this Stipulation and Order,
15 \$20.00 for estimated postage, and \$30.00 per day for witness fees pursuant to Oregon
16 Revised Statutes § 44.415 (one day estimated without travel, such that estimated
17 witness fees are \$30.00), deliver by mail to the Law Firm of Thurman W. Arnold, III at
18 225 S. Civic Dr., Ste. 1-3, Palm Springs, CA 92262 the following:

19 (A) All documents and records (whether on paper or electronically stored, and
20 whether in the form of handwriting, typewriting, printing, photostating, photographing,
21 photocopying, transmitting by electronic mail or facsimile, and every other means of
22 recording upon any tangible thing, any form of communication or representation,
23 including letters, words, pictures, sounds, or symbols, or combinations thereof, and any
24 record thereby created, regardless of the manner in which the record has been stored)
25 in the possession or under the custody or control of George Jordan, Attorney At Law
26 and/or the Custodian of Records for Jordan, Houston & Friendly, PC from December
27 31, 2004 to the present involving, individually or jointly, John Doe, Jane Doe (a.k.a.
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1 Jane Maidenname), Victory Partners (a general or limited partnership), Our Yacht
2 Marine, LLC, the John Doe and Jane Doe Family Trust and/or any other trust or any
3 other business entity, partnership, or other proprietorship in which any of these persons
4 or entities had an actual, beneficial, and/or optional ownership and/or other form of
5 interest in, and/or received any money, property and/or any form of benefit from,
6 including but not limited to:

7 (i) George Jordan's, Attorney at Law and/or the Custodian of Records for
8 Jordan, Houston & Friendly, PC's entire client file(s), document(s), and record(s) for or
9 pertaining to the person(s), trust(s), or entity(ies) described in Item 2(A), above;

10 (ii) Any and all documents and records whether personal/individual,
11 corporate, or other business entity or trust form, prepared for or maintained by George
12 Jordan, Attorney at Law and/or Jordan, Houston & Friendly,, PC on behalf of the
13 person(s), trust(s) or entity(ies) described in Item 2(A), above; and

14 (iii) Any and all trust(s), will(s), amendment(s) thereto, codicil(s) thereto,
15 Charles Schwab or other financial account statement(s), pleading(s) or other
16 documents filed on behalf of the persons, business entities, or trusts referenced above
17 with any court of law, other periodical or one-time statement(s) of any kind, billing
18 statements(s), note(s), correspondence(s), email(s), memo(s), letter(s), tax return(s),
19 notice(s), title(s), article(s) of incorporation, shareholder agreement(s), member
20 agreement(s), minutes, insurance policy(ies), receipt(s), questionnaire(s), audio or
21 visual recording(s), contract(s), agreement(s), documents showing any deposit(s),
22 check(s), withdrawal(s), or wire-transfer(s), or any other written material(s) created by
23 George Jordan, Attorney At Law and/or Jordan, Houston & Friendly,, PC for, or
24 received by George Jordan, Attorney at Law and/or the Custodian of Records for
25 Jordan, Houston & Friendly, PC from, these person(s), trust(s) or entity(ies) described
26 in Item 2(A), above, in connection with his, her, or its engagement and/or retention of
27 George Jordan, Attorney At Law and/or Jordan, Houston & Friendly, PC.

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1 (iv) NOTE: Any electronically stored information provided pursuant to this
2 Stipulation and Order must be delivered either in a paper (i.e. hard copy) form or in .pdf
3 format upon a standard CD-ROM disk readable by any computer having Adobe
4 software. Financial spreadsheets may be produced in "Microsoft Excel" format.

5 **Other Matters**

6 3. Petitioner Jane Doe and Respondent John Doe, individually, collectively,
7 and in those applicable capacities of those entity(ies) and/or trust(s) described above
8 for which he or she may act as a duly authorized agent, hereby waive any privilege or
9 notice he, she, or it may be entitled to receive under California or Oregon law with
10 respect to the documents and things agreed to be delivered and disclosed as set forth
11 herein.

12 4. The Law Firm of Thurman W. Arnold, III shall, within a reasonable time
13 upon receipt of the above-referenced documents and things from the forgoing persons
14 and/or entities, deliver to the Law Offices of Sallie Wiseacre, a true and exact duplicate
15 copy of all documents and things so received.

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