

EXHIBIT 1

WORCESTER, SS

SUPERIOR COURT DEPT.
OF THE TRIAL COURT
CIVIL ACTION NO. 2085CV00382

_____)
 LOUISE BARRON, JACK BARRON, and)
 ARTHUR ST. ANDRE)
 Plaintiffs,)
 v.)
 DANIEL L. KOLENDA, Individually AND as a)
 Member of the SOUTHBOROUGH BOARD of)
 SELECTMEN, and BRIAN SHEA,)
 MARTY HEALEY, LISA BRACCIO, and)
 SAM STIVERS, Individually and as member of the)
 SOUTHBOROUGH BOARD OF SELECTMEN)
 AND THE TOWN OF SOUTHBOROUGH)
 Defendants.)
 _____)

DOCUMENTS ONLY SUBPOENA TO MARK PURPLE, TOWN ADMINISTRATOR
FOR THE TOWN OF SOUTHBOROUGH
PURSUANT TO MASS. R. CIV. P. 45(b)

TO: MARK PURPLE, TOWN ADMINISTRATOR
TOWN OF SOUTHBOROUGH

c/o Attorney John Davis
Pierce Davis & Perritano LLP
10 Post Office Square
Boston, MA 02109

(DOCUMENTS ONLY)

GREETINGS:

YOU ARE HEREBY COMMANDED in the name of the Commonwealth of
 Massachusetts in accordance with the provisions of Rule 45(b) of the Massachusetts Rules of
 Civil Procedure to produce to Attorney Jeremy Silverfine, PO Box 549, Belmont, MA 02478, the

documents requested in the attached Schedule A on or before **February 21, 2024**. Pursuant to Mass. R. Civ. P. 45(b), "A command in a subpoena to produce documents, electronically stored information, or tangible things requires the responding person to permit inspection, copying, testing, or sampling of the materials. A person commanded to produce documents, electronically stored information, or tangible things, or to permit inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial."

The requested records are to be used for the purposes of litigation. The foregoing counsel hereby certifies that the attached notice has been emailed this day to Defendant's counsel, John Davis.

****If you have any questions, please contact Attorney Jeremy Silverfine upon receipt of this subpoena at (617) 939-3092.**

Hereof fail not as you will answer your default under the pains and penalties in the law in that behalf made and provided.

Respectfully submitted,
The Plaintiff,
By her attorney,

/s/ Jeremy Silverfine
Jeremy Silverfine, BBO# 542779
PO Box 549
Belmont, MA 02478
(617) 939-3092
silverfine@verizon.net

DATED: 2/9/24

SCHEDULE "A"

No. 1

Copies of all communications and documents (including, but not limited to texts and emails) sent and received from all Board of Selectmen ("BOS") members (Daniel Kolenda, Bonnie Phaneuf, Lisa Braccio, Brian Shea, and Brian Shifrin), Mark Purple, and Kathleen "Katie" Barry from December 4, 2018, to January 4, 2019.

No. 2

Copies of all original drafts of the Board of Selectmen ("BOS") meeting minutes sent out by the Town of Southborough, Kathleen "Katie" Barry and/or someone on their behalf prior to the BOS meetings scheduled for December 4, 2018, December 18, 2018, and January 2, 2019.

No. 3

Copies of all original drafts of the Board of Selectmen ("BOS") agendas and meeting packets for BOS meetings scheduled for December 4, 2018, December 18, 2018, and January 2, 2019, sent out by the Town of Southborough, Kathleen "Katie" Barry, and/or someone on their behalf.

No. 4

Copies of all communications and documents (including, but not limited to texts and emails) sent and received by Mark Purple to and from all Board of Selectmen ("BOS") members (Daniel Kolenda, Bonnie Phaneuf, Lisa Braccio, Brian Shea, and Brian Shifrin), and Kathleen "Katie" Barry from December 4, 2018, to January 4, 2019, concerning the BOS agenda and meeting packets prior to the upcoming BOS meetings scheduled for December 4, 2018, December 18, 2018, and January 2, 2019.

No. 5

The last known home address and contact information for former Town of Southborough employee Heidi Kriger.

No. 6

The complete salary history for former Town of Southborough employee Jennifer Hom.

No. 7

The yearly budget history for the Town of Southborough Recreation Department from 2017 through 2020, including the salaries of the director and program director.

No. 8

Copies of all communications and documents (including, but not limited to texts and emails, contracts) relative to the contract between the Town of Southborough and Fortinet for any WiFi or other service.

No. 9

Copies of all communications and documents (including, but not limited to texts and emails, contracts) relative to any bids for the contract with the Town of Southborough for their WiFi service.

No. 10

Copies of all communications and documents (including, but not limited to texts and emails) relative to any process for bids for the contract with the Town of Southborough for their WiFi service.

No. 11

An affidavit to certify that the attached records are a true and complete copy of the records kept in the normal course of business. Said Affidavit should be signed under the pains and penalties of perjury by the Keeper of the Records.

WORCESTER, SS

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LOUISE BARRON, JACK BARRON, and
ARTHUR ST. ANDRE
Plaintiffs,

v.

DANIEL L. KOLENDA, Individually AND as a
Member of the SOUTHBOROUGH BOARD of
SELECTMEN, and BRIAN SHEA,
MARTY HEALEY, LISA BRACCIO, and
SAM STIVERS, Individually and as member of the
SOUTHBOROUGH BOARD OF SELECTMEN
AND THE TOWN OF SOUTHBOROUGH
Defendants.

AFFIDAVIT OF AUTHENTICITY

I, _____, hereby certify that I am the Keeper of the Records of **The Town of Southborough.**

I further certify that the attached records are a true and complete copy of the records kept in the normal course of business of **The Town of Southborough.**

Subscribed and sworn to under the pains and penalties of perjury, this _____ day of _____, 2024.

Keeper of Records,
The Town of Southborough