

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RONALD T. WHITAKER, SR.,	:	
Co-Administrator of the Estate of	:	CIVIL ACTION NO. 1:08-627
Ronald Taylor Whitaker, Jr., et al.,	:	
	:	(Judge Christopher C. Conner)
Plaintiffs,	:	
	:	
v.	:	
	:	
SPRINGETTSBURY TOWNSHIP, et al.,	:	Filed Electronically
	:	
Defendants.	:	

**APPENDIX TO DEFENDANTS’
JOINT CONCISE STATEMENT OF MATERIAL FACTS**

Pursuant to Local Rule 56.1 of the United States District Court for the Middle District of Pennsylvania, Defendants Springettsbury Township, Springettsbury Township Police Department, Chief of Police David Eshbach and Officer Gary Utter, by and through their undersigned counsel, submit the following Appendix to Defendants’ Joint Concise Statement of Material Facts in support of their Joint Motion for Summary Judgment.

<u>Exhibit</u>	<u>Description</u>
A	Documents subpoenaed by Plaintiffs from PA State Police
B	Documents produced by Springettsbury Township during discovery
C	Excerpts and exhibits from Ronald T. Whitaker, Sr.’s deposition
D	Excerpts and exhibits from Dalea Lynn’s deposition

- E Excerpts from David Eshbach’s first deposition (“Eshbach I”)
- F Excerpts from Gary Utter’s deposition
- G Excerpts from David Eshbach’s second deposition (“Eshbach II”)
- H Declaration of David C. Eshbach and attached exhibits
- I Excerpts from James Miller’s deposition
- J Excerpts from Christopher Ford’s deposition
- K Excerpts from John Krentz’s deposition
- L Excerpts from Gregory Witmer’s deposition
- M Excerpts from William Polizzotto, Jr.’s deposition

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Dated: September 3, 2009

CERTIFICATE OF ELECTRONIC SERVICE

We hereby certify that on this 3rd day of September 2009, we caused a true and correct copy of the foregoing Appendix to Defendants' Joint Concise Statement of Material Facts to be served upon the following via the ECF system of the United States District Court for the Middle District of Pennsylvania:

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