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*Attorneys for Defendant Watchtower Bible and Tract Society of New York, Inc.*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION**

TRACY CAEKAERT, and CAMILLIA  
MAPLEY,

Plaintiffs,

vs.

WATCHTOWER BIBLE AND  
TRACT SOCIETY OF NEW YORK,  
INC., WATCH TOWER BIBLE AND  
TRACT SOCIETY OF  
PENNSYLVANIA, and BRUCE  
MAPLEY SR.,

Defendants.

Cause No. CV 20-52-BLG-SPW

**DEFENDANT WATCHTOWER  
BIBLE AND TRACT SOCIETY OF  
NEW YORK, INC.'S MOTION FOR  
PROTECTIVE ORDER PURSUANT  
TO FED. R. CIV. P. 26(c).**

WATCHTOWER BIBLE AND  
TRACT SOCIETY OF NEW YORK,  
INC.

Cross-Claimant,

vs.

BRUCE MAPLEY SR.,

Cross-Claim Defendant.

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**COMES NOW**, Defendant Watchtower Bible and Tract Society of New York, Inc. (“WTNY”), by and through its counsel of record, and respectfully moves the Court for a protective order pursuant to Rule 26(c), Fed. R. Civ. P., to preclude the depositions of Messrs. Allen Shuster, Gary Breaux, and Marvin Gene Smalley. As more fully explained in the accompanying Brief in Support, these three men do not have unique knowledge regarding Plaintiffs’ purported deposition topics, two of them are high-level corporate officers whose depositions are subject to the apex doctrine, and Plaintiffs have failed to pursue less intrusive discovery, to include WTNY’s duly identified alternative witnesses who are better suited to address Plaintiffs’ deposition topics.

The undersigned hereby certifies that WTNY’s counsel has attempted to meet-and-confer in good faith with Plaintiffs’ counsel in an attempt to resolve the subject matter of this motion, including an offer to depose three alternative Defendant Watchtower Bible and Tract Society of New York, Inc.’s Motion for Protective Order

witnesses better suited to testify about Plaintiffs' purported topics. Plaintiffs' counsel has served Notices of Deposition for above-named individuals, and WTNY understands Plaintiffs object to this motion.

DATED this 18<sup>th</sup> day of May, 2023.

By: /s/ Jon A. Wilson  
Jon A. Wilson  
BROWN LAW FIRM, P.C.  
*Attorneys for Defendant Watchtower  
Bible and Tract Society of New York,  
Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that, on May 18, 2023, a copy of the foregoing was served on the following person(s):

1. U.S. District Court, Billings Division
2. Robert L. Stepan/Ryan R. Shaffer/James C. Murnion  
MEYER, SHAFFER & STEPANS, PLLP  
430 Ryman Street  
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3. Matthew L. Merrill (appearing *pro hac vice*)  
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4. Gerry P. Fagan/Christopher T. Sweeney/Jordan W. FitzGerald  
MOULTON BELLINGHAM PC  
P.O. Box 2559  
Billings, MT 59103-2559
5. Bruce G. Mapley Sr.  
3905 Caylan Cove  
Birmingham, AL 35215

by the following means:

<u>1-4</u>	CM/ECF	<u>        </u>	Fax
<u>        </u>	Hand Delivery	<u>        </u>	E-Mail
<u>5</u>	U.S. Mail	<u>        </u>	Overnight Delivery Services

By: /s/ Michael P. Sarabia  
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