

Robert L. Stepan
Ryan R. Shaffer
James C. Murnion
Meyer, Shaffer & Stepan, PLLP
430 Ryman Street
Missoula, MT 59802
Tel: (406) 543-6929
Fax: (406) 721-1799
rob@mss-lawfirm.com
ryan@mss-lawfirm.com
james@mss-lawfirm.com

Attorneys for Plaintiff

**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,)

WATCHTOWER BIBLE AND TRACT)
SOCIETY OF NEW YORK, INC.,)
Cross Claimant,)

BRUCE MAPLEY, SR.,)
Cross Defendant.)

Case No. CV-20-52-BLG-SPW

**PLAINTIFFS' MOTION TO
COMPEL RE: THE HARDIN
CONGREGATION SUBPOENA**

_____)

COMES NOW, Plaintiffs, by and through undersigned counsel, and respectfully moves the Court for an order providing:

1. The Hardin Congregation of Jehovah's Witnesses ("Hardin Congregation") may not withhold documents responsive to Plaintiffs' Subpoena based on the unrecognized *third-party privacy, congregant expectation of confidentiality, and elder expectation of confidentiality* privileges; and
2. The Hardin Congregation shall timely supplement its privilege log with enough detail to assess whether the clergy penitent privilege justifies withholding documents responsive to Plaintiffs' Subpoena.

A Brief in Support, along with a copy of the subpoena documents at issue, are being filed contemporaneously with this Motion. Defendants Watch Tower Bible and Tract Society of Pennsylvania and Watchtower Bible and Tract Society of New York, Inc. were contacted regarding this Motion and they reserve the right to object. Defendant Bruce Mapley, Sr. was contacted regarding this Motion and no response was received.

DATED this 21st day of April, 2021.

By: /s/ Ryan Shaffer
Robert L. Stepans
Ryan R. Shaffer
James C. Murnion
MEYER, SHAFFER & STEPANS PLLP
Attorneys for Plaintiffs