

Kathleen L. DeSoto
Tessa A. Keller
GARLINGTON, LOHN & ROBINSON, PLLP
350 Ryman Street • P. O. Box 7909
Missoula, MT 59807-7909
Telephone (406) 523-2500
Telefax (406) 523-2595
kldesoto@garlington.com
takeller@garlington.com

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Candace Fisher
SANDERS COUNTY CLERK OF DISTRICT COURT
BY [Signature]
DEPUTY

Joel M. Taylor (*Pro Hac Vice*)
Associate General Counsel
Watchtower Bible and Tract Society of New York, Inc.
100 Watchtower Drive
Patterson, NY 12563
Telephone (845) 306-1000
jmtaylor@jw.org

Attorneys for Defendants/Third-Party Plaintiffs Watchtower Bible and Tract Society of New York, Inc., Christian Congregation of Jehovah's Witnesses, and Thompson Falls Congregation of Jehovah's Witnesses

MONTANA TWENTIETH JUDICIAL DISTRICT COURT, SANDERS COUNTY

ALEXIS NUNEZ and HOLLY
McGOWAN,

Plaintiffs,

v.

WATCHTOWER BIBLE AND TRACT
SOCIETY OF NEW YORK, INC.;
WATCHTOWER BIBLE AND TRACT
SOCIETY OF PENNSYLVANIA, INC.;
CHRISTIAN CONGREGATION OF
JEHOVAH'S WITNESSES and
THOMPSON FALLS CONGREGATION
OF JEHOVAH'S WITNESSES,

Defendants.

Hon. James A. Manley
Cause No. DV 16-84

REPLY IN SUPPORT OF
MOTION FOR CLARIFICATION

WATCHTOWER BIBLE AND TRACT
SOCIETY OF NEW YORK, INC.;
CHRISTIAN CONGREGATION OF
JEHOVAH'S WITNESSES and
THOMPSON FALLS CONGREGATION
OF JEHOVAH'S WITNESSES,

Third-Party Plaintiffs,

v.

MAXIMO NAVA REYES, MARCO
NUNEZ, IVY McGOWAN-
CASTLEBERRY,

Third-Party Defendants.

Defendants/Third-Party Plaintiffs Watchtower Bible and Tract Society of New York, Inc. ("Watchtower NY"), Christian Congregation of Jehovah's Witnesses ("CCJW") and the Thompson Falls Congregation of Jehovah's Witnesses ("Thompson Falls Congregation") (collectively "Religious Defendants") respectfully file their response in support of their Motion for Clarification.

DISCUSSION

In their Motion for Clarification, Religious Defendants explained to the Court and the Plaintiffs that there appeared to be an overlap between what the Court clearly ordered produced, and what the Court ordered protected. Religious Defendants candidly admitted they did not understand to what extent the portion of the Motion to Compel the Court granted overlapped with the portion the Court denied.

In their response, Plaintiffs accuse Religious Defendants of intentionally misquoting the Order to justify seeking clarification and further accuse Religious

Defendants of attempting to reargue the Motion to Compel. Plaintiffs claim a plain reading of the Court's order clearly states that **all documents** were to be provided, and the only protection the Court extended was to testimony about those documents.

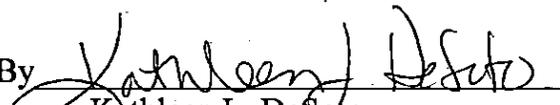
Plaintiffs' interpretation of the Court's Order illustrates why clarification is needed. If they are correct, all documents memorializing communications between the Elders of the Thompson Falls Congregation and Max Reyes related to the accusations, investigations, judicial committee, disfellowship, or reinstatement of Max Reyes, related to the sexual abuse of children, must be produced, but Plaintiffs simply cannot ask questions about those documents.

Religious Defendants did not file the Motion for Clarification for any improper purpose and did not reargue their response to Plaintiffs' Motion to Compel. The Motion for Clarification was filed simply to get guidance on what is a somewhat confusing description of the protection the Court extended to the communications between Max Reyes and the Elders. For these reasons, Religious Defendants respectfully request the Court clarify its April 5, 2018 Order.

DATED this 17th day of May, 2018.

Attorneys for Religious Defendants/Third-Party Plaintiffs:

GARLINGTON, LOHN & ROBINSON, PLLP

By 
Kathleen L. DeSoto

CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2018, a copy of the foregoing document was served on the following persons by the following means:

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1-2 E-Mail (include email in address)

1. James P. Molloy
Gallik, Bremer & Molloy, P.C.
P.O. Box 70
Bozeman, MT 59771-0070
jim@galliklawfirm.com
Corrie@galliklawfirm.com
Attorneys for Plaintiffs

2. D. Neil Smith
Nix, Patterson & Roach, LLP
1845 Woodall Rodgers Fwy., Ste. 1050
Dallas, TX 75201
dneilsmith@me.com

Ross Leonoudakis
Nix, Patterson & Roach, LLP
3600 N. Capital of Texas Hwy, Ste. B350
Austin, TX 78746
rossl@nixlaw.com
Attorneys for Plaintiffs

3. **PERSONAL & CONFIDENTIAL**
Maximo Reyes
P.O. Box 566
Plains, MT 59859

4. **COURTESY COPY TO:**
Hon. James A. Manley
20th Judicial District Court
106 Fourth Ave. E.
Polson, MT 59860

