

IN RE: **Recorded Telephone Conversation
between Neil J. Gillespie
and Krista J. Sterken.**

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RECEIVED AT: As Indicated Below

DATE & TIME: May 25th, 2011
11:55 a.m.

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Court Reporter

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APPEARANCES:

NEIL J. GILLESPIE
8092 SW 115th Loop
Ocala, Florida 34481
(352) 854-7807

KRISTA J. STERKEN, ESQUIRE
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150 East Gibson Street
Madison, Wisconsin 53703-1481

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2 This transcript was made from a voice
3 recording of the home office business extension
4 telephone May 25, 2011, at 11:55 a.m. of Neil J.
5 Gillespie with attorney Krista J. Sterken, Foley &
6 Lardner, LLP., Verex Plaza, 150 East Gilman Street,
7 Madison, Wisconsin, 53703-1481.

8 All calls on the home office business
9 telephone extension of Neil J. Gillespie
10 (352)854-7807 are recorded for quality assurance
11 purposes pursuant to the business use exemption of
12 Florida Statutes chapter 934, section
13 934.02(4)(a)(1) and the holding of Royal Health
14 Care Servs., Inc. v. Jefferson-Pilot Life Ins. Co.,
15 924 F.2d 215 (11th Cir. 1991)

16 * * * * *

17 AUTOMATED ANSWERING MACHINE: This call is
18 being recorded for quality assurance purposes.

19 MR. GILLESPIE: Hello.

20 MS. STERKEN: Hi, my name is Krista Sterken.
21 I'm an attorney with Foley and Lardner and I'm
22 calling for Neil Gillsky (sic).

23 MR. GILLESPIE: This is Neil Gillespie.

24 MS. STERKEN: Hi. Sorry I mispronounced your
25 name. I'm responding to the e-mail that you sent

1 out to Michael Leffel. We work with --

2 MR. GILLESPIE: Ma'am, I'm having a hard time
3 hearing you. I don't know if it's my phone or if
4 there is a bad connection, but could you try and
5 speak up.

6 MS. STERKEN: Sure. And if it continues to be
7 a problem let me know and I can just call you back.

8 MR. GILLESPIE: Well, that sounds better.

9 MS. STERKEN: Okay.

10 MR. GILLESPIE: I mean, I have a hearing
11 problem, you know, this is one reason I record my
12 calls so I can go back and listen to them to make
13 sure I didn't miss anything.

14 MS. STERKEN: Fair enough. Well, I was just
15 responding to the e-mail that you sent to Michael
16 Leffel.

17 MR. GILLESPIE: Yes. And can you refresh my
18 memory, what Amicus brief did he file?

19 MS. STERKEN: We work with -- there's a group
20 with the University of Wisconsin that focuses on
21 family issues.

22 MR. GILLESPIE: Yes.

23 MS. STERKEN: And we filed a brief for them.

24 MR. GILLESPIE: All right. I didn't get all
25 the briefs because it was just too much for me.

1 MS. STERKEN: Fair enough. Well, if you would
2 like to see a copy of that brief I can certainly
3 send it to you.

4 MR. GILLESPIE: No, I think I have it
5 downloaded. I downloaded everything that was
6 available in the Supreme Court pages.

7 MS. STERKEN: Okay. Sounds good. Well, we
8 just wanted to let you know, you know, certainly we
9 would need to run conflicts and there is a process
10 before we could agree to represent you in this
11 case. But we're certainly interested. We think
12 this raises an important issue. So if you're still
13 looking for representation we would love to start
14 to look at conflicts and those other issues.

15 MR. GILLESPIE: Yes, I really appreciate your
16 call. You know, yesterday I went to the -- in
17 person to the Public Defender in Tampa.

18 MS. STERKEN: Uh-huh.

19 MR. GILLESPIE: But they said that they can't
20 do anything unless they get an order from the
21 Court.

22 MS. STERKEN: Okay.

23 MR. GILLESPIE: And I filed an affidavit of
24 indigency.

25 MS. STERKEN: Uh-huh.

1 MR. GILLESPIE: I had been declared indigent
2 in the District Court of Appeal and in the Supreme
3 Court.

4 MS. STERKEN: Uh-huh.

5 MR. GILLESPIE: But in Tampa they're just
6 making everything extra difficult for me.

7 MS. STERKEN: Okay.

8 MR. GILLESPIE: But I had asked them if -- I
9 had asked the counsel for the clerk of the Court if
10 my affidavit of indigency was sufficient.

11 MS. STERKEN: Uh-huh.

12 MR. GILLESPIE: And he didn't really respond.
13 Now I find from the Public Defender that I have to
14 have a special form.

15 MS. STERKEN: Okay.

16 MR. GILLESPIE: So I haven't got that. It's
17 not -- the form is not available online, so that
18 means I have to go back to the Court. And for me
19 that's a 200-mile round trip by car.

20 MS. STERKEN: Right.

21 MR. GILLESPIE: So I live quite away from
22 there.

23 MS. STERKEN: They're not able to send you the
24 form?

25 MR. GILLESPIE: I asked them for all that and

1 they won't do it.

2 MS. STERKEN: Okay. All right. Well, we
3 would certainly be interested in working with you.
4 And one of the questions that I wanted to ask you
5 is whether there are any other documents associated
6 with your case that are publicly available that we
7 might be able to just review and get a sense of
8 what's happening in your case?

9 MR. GILLESPIE: Well, yes. I have scanned
10 most of the documents recently and, you know, I
11 mean, I'm not sure, maybe you could tell me what
12 documents you're looking for.

13 MS. STERKEN: Okay. You know what, let me
14 review with my partner, Michael Leffel, about what
15 specifically we would like to see. We do have your
16 Motion for Appointment of Counsel.

17 MR. GILLESPIE: Uh-huh.

18 MS. STERKEN: So we have reviewed that as
19 well.

20 MR. GILLESPIE: I mean, I have a website with
21 a lot of the documents posted there.

22 MS. STERKEN: Okay. All right. Well, then we
23 can review that. And if we need anything else
24 we'll follow up with you. How does that sound?

25 MR. GILLESPIE: That sounds good. And I also

1 put some of the documents on scribe.

2 MS. STERKEN: Okay.

3 MR. GILLESPIE: I mean, this whole case has
4 been a problem because the attorney representing
5 the other side has a conflict. But things really
6 just went off all sense of propriety when this
7 Judge Cook took over. She recused herself on the
8 same day that I filed a Motion for Prohibition.
9 But that was just really a problem.

10 MS. STERKEN: Right. Okay. Well, if you're
11 interested in the possibility of us representing
12 you --

13 MR. GILLESPIE: I am.

14 MS. STERKEN: -- we can run conflicts to see
15 if there is any reason that we wouldn't be able to
16 represent you.

17 MR. GILLESPIE: All right.

18 MS. STERKEN: And we'll also review your
19 website and just look through the documents a
20 little bit to get a sense of what's going on in
21 your case.

22 MR. GILLESPIE: All right. Well, in
23 litigation, I have a page that says litigation.

24 MS. STERKEN: Okay. Great.

25 MR. GILLESPIE: Thank you, ma'am.

1 MS. STERKEN: Yes. Absolutely, can I give you
2 my direct number so if you want to contact me you
3 can?

4 MR. GILLESPIE: Yes, that would be helpful.

5 MS. STERKEN: Let me know when you're ready.

6 MR. GILLESPIE: I'm ready.

7 MS. STERKEN: The number is 608 --

8 MR. GILLESPIE: Uh-huh.

9 MS. STERKEN: -- 258 --

10 MR. GILLESPIE: 258.

11 MS. STERKEN: -- 4227.

12 MR. GILLESPIE: 4227.

13 MS. STERKEN: And my name is Krista Sterken.

14 MR. GILLESPIE: Can you spell that for me.

15 MS. STERKEN: Yup. The first name is
16 K-r-i-s-t-a.

17 MR. GILLESPIE: Yes.

18 MS. STERKEN: And the last name is
19 S-t-e-r-k-e-n.

20 MR. GILLESPIE: K-e-n?

21 MS. STERKEN: Yup. And I'm working with
22 Michael Leffel. He's the one you contacted.

23 MR. GILLESPIE: Okay. Well, it's a pleasure
24 hearing from you.

25 MS. STERKEN: Great. And we will run some

1 conflicts and then we'll follow up with you.

2 MR. GILLESPIE: Thank you, ma'am.

3 MS. STERKEN: Okay. Great. Thanks so much.

4 MR. GILLESPIE: Bye-bye.

5 MS. STERKEN: Goodbye.

6 (Whereupon, the above recording was
7 concluded.)

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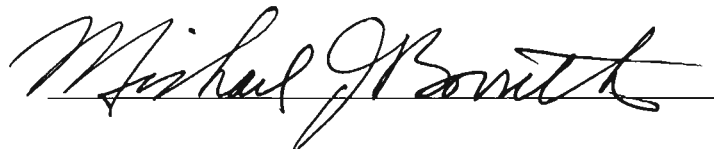
C-E-R-T-I-F-I-C-A-T-E

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

I, Michael J. Borseth, Court Reporter
for the Circuit Court of the Thirteenth Judicial
Circuit of the State of Florida, in and for
Hillsborough County, DO HEREBY CERTIFY, that I was
authorized to and did transcribe a tape/CD recording of
the proceedings and evidence in the above-styled cause,
as stated in the caption hereto, and that the foregoing
pages constitute an accurate transcription of the tape
recording of said proceedings and evidence, to the best
of my ability.

IN WITNESS WHEREOF, I have hereunto set my hand
in the City of Tampa, County of Hillsborough, State of
Florida, this 12 September 2011.

MICHAEL J. BORSETH, Court Reporter

A handwritten signature in cursive script, reading "Michael J. Borseth", written over a horizontal line.