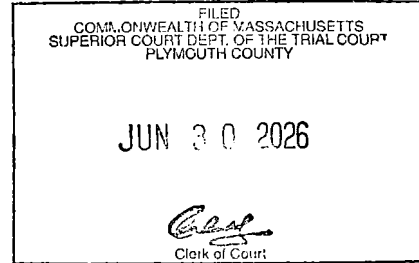


COMMONWEALTH OF MASSACHUSETTS
PLYMOUTH, ss. SUPERIOR COURT DEPARTMENT
CIVIL ACTION NO. 2483CV00692

PAUL O'KEEFE, as Personal Representative of
the Estate of JOHN JOSEPH O'KEEFE III,
PAUL O'KEEFE, Individually, JOHN O'KEEFE II,
MARGARET O'KEEFE, and MARGARET O'KEEFE
as Grandparent/Guardian of KAYLEY FURBUSH,
Plaintiffs,

v.

C&C HOSPITALITY, LLC d/b/a C.F. MCCARTHY'S,
G&S HOSPITALITY, LLC d/b/a C.F. MCCARTHY'S,
WATERFALL BAR & GRILL, LTD d/b/a
WATERFALL BAR & GRILL, and KAREN READ,
Defendants.



**NON-PARTY WITNESS LIEUTENANT BRIAN TULLY'S MOTION FOR LEAVE TO
FILE A CORRECTED MEMORANDUM**

Non-Party Witness Lieutenant Brian Tully (Ret.), through counsel, respectfully moves
for leave to file a corrected citation in his memorandum in support of his Motion to Quash
Subpoena and/or for Protective Order.

After filing the memorandum, counsel discovered that one citation on page 6, Section
I(A), inadvertently cited an incorrect Massachusetts case. Counsel respectfully requests leave to
substitute the correct authority, Cronin v. Strayer, 392 Mass. 525, 534-35, (1984). The correction
does not alter the argument presented, the legal proposition for which the citation was offered, or
the relief requested. It is submitted solely to correct the citation and assist the Court.

WHEREFORE, Lt. Tully respectfully requests that the Court allow the filing of the
attached corrected memorandum. Attached hereto as Attachment 1.

Respectfully submitted,

For the Non-Party Witness,
Lieutenant Brian Tully (Ret.),
By his attorneys,

Dated: June 29, 2026

/s/ Timothy M. Burke
Timothy M. Burke, Esq., BBO# 065720
Law Offices of Timothy M. Burke
117 Kendrick Street, Suite 300

6-30-26 (Hilder, J.) allowed. attached: KS [signature]