

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, ss.

SUPERIOR COURT DEPARTMENT
CIVIL ACTION NO.: 2483cv00692

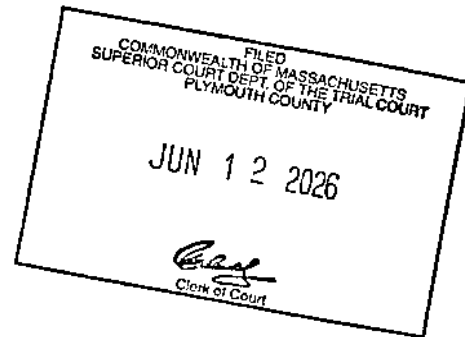
PAUL O'KEEFE, as Personal Representative of
the Estate of JOHN JOSEPH O'KEEFE III, PAUL
O'KEEFE, Individually, JOHN O'KEEFE II,
MARGARET O'KEEFE as Grandparent/Guardian
of KAYLEY FURBUSH;

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 COLIN ALBERT'S MEMORANDUM OF LAW IN OPPOSITION TO
DEFENDANT KAREN READ'S MOTION TO COMPEL**

Non-party Colin Albert (“Colin”), by his undersigned counsel, respectfully submits this memorandum of law in opposition to Defendant Karen Read’s (“Read”) Motion to Compel Colin to attend a deposition and produce documents pursuant to a third-party subpoena (the “Motion” or “Mot.”).

Read’s Motion is of a piece with her cynical, years-long campaign to scapegoat Colin (and many others) in order to deflect from her own culpability for Officer John O’Keefe’s death. Read’s Motion is littered with material misrepresentations, thoroughly debunked claims, cheap character attacks, and outright knowing falsehoods that have no place in Court filings.

On the dispositive issue before this Court—whether Read is responsible for the death of Officer O’Keefe—Colin has virtually zero relevance. It is *undisputed* that Colin was not present at 34 Fairview Road when Read and Officer O’Keefe arrived in Read’s car in front of the home. In any event, whatever marginally relevant evidence Colin may possess does not justify the extraordinary burden imposed on him—a non-party—by this subpoena.

The subpoena is breathtaking in scope. It seeks documents and communications entirely unrelated to the death of Officer O’Keefe. It demands, among other things, “all communications” with no fewer than twelve individuals—including Colin’s own mother and father—spanning over four years *without any relevance to the death of Officer O’Keefe*. These requests are not tailored to any discrete issue in this wrongful death action (or, indeed, any discrete issue at all) and are not curated to avoid undue burden upon a third party.

Colin agreed to and did review his records for all communications with police officers pertaining to the investigation into the death of Officer O’Keefe and Read’s criminal trials, and all communications around January 29, 2022 regarding the investigation into and death of Officer O’Keefe. Colin had no responsive communications, except a text exchange with Allie McCabe

confirming that the two arranged for Allie to pick Colin up from 34 Fairview at 12:10 a.m. on January 29, 2022—a text Read has had since 2023.

Read's demand for a deposition is equally flawed. On April 21, 2026, Read served Colin with a deposition subpoena for April 29—commanding his appearance *just eight days later*. Despite the short notice to a third-party witness, Colin was ready and able to appear for the deposition. However, Read cancelled Colin's deposition less than 48 hours prior and never issued a new subpoena. Read is moving to compel against a non-existent subpoena.

Further, on May 19, 2026, Colin's counsel learned that Colin had applied to enlist in the United States Army and, on May 20, Colin's application was approved. As a result of his enlistment, Colin was ordered to report to basic training outside of Massachusetts on June 2. On the same day, May 20, Colin's counsel informed Read's counsel that, if they intended to reschedule Colin's deposition after cancelling it, Colin would have limited availability and offered the only dates on which Colin was available before this extended absence beyond the close of fact discovery. Read's counsel declined those dates, despite having ten attorneys capable of taking his deposition and the fact that Read was supposedly ready to take his deposition on April 29 before she cancelled it. Instead, Read, without indicating whether any of her other nine counsel were available to take Colin's deposition prior to June 2, demanded that Colin, a third party in this lawsuit, sit for a deposition on dates he said he would be unavailable. Then, on May 22, 2026, Colin received a deposition subpoena from the Plaintiffs' counsel after the Plaintiffs' counsel learned of Colin's limited availability, scheduling his deposition for May 29, 2026. All counsel to this action—except Read—attended Colin's deposition that day.

Compounding these issues, on June 3, 2026, Read's counsel falsely told this Court—without Colin's counsel present—that Colin had “refused to appear” for the deposition. This was

an unequivocal false statement that appears to have been designed to prejudice third-party Colin before this Motion was even filed. This misrepresentation to the Court in violation of Mass. R. Prof. Conduct 3.3(a), and Read's refusal to genuinely remedy the misrepresentation further, warrants denial of this Motion as a sanction.

Rather than accommodate a third-party witness's schedule, Read filed this Motion—a classic hallmark of discovery designed to burden and harass rather than to obtain information. Indeed, the only “gamesmanship” at play is that of Read and her counsel, who have misrepresented to this Court the circumstances of their attempts to seek discovery from Colin.

I. FACTUAL BACKGROUND

A. The Events of January 29, 2022

On the evening of January 28, 2022, Colin was a 17-year-old senior at Canton High School. That evening, he was at his aunt and uncle's house at 34 Fairview celebrating his cousin Brian Albert Jr.'s birthday, who also was on leave from the military, along with a few of his cousin's friends. *See Exhibit 1* (Affidavit of Colin Albert) at ¶ 2. At 11:55 p.m., Colin texted his close friend, Allie McCabe, to coordinate a ride home because he had a midnight curfew. Allie texted back that she had to drive some other people home first. At 12:10 a.m., Allie texted Colin to say that she was “here,” Colin responded “ok,” and then Colin left 34 Fairview at that time. *See id.* at ¶¶ 4-8; *see also Exhibit 2* (text message exchange between Colin and Allie).

On his way outside, Colin saw his aunt Nicole Albert. However, Colin never saw Read or Officer O'Keefe. *See Exhibit 1* at ¶ 23. Instead, the undisputed evidence reflects that Read had not left the Waterfall Bar & Grill until *after* Colin left 34 Fairview. Allie drove Colin home where Colin remained for the rest of the evening. *See id.* at ¶ 7.

B. The Defamation Campaign Against Colin

The initial aftermath of Officer O'Keefe's death largely did not impact Colin. Colin was not present and was not a witness. He also barely knew Officer O'Keefe, who lived in Colin's former neighborhood. Following the initial shock, Colin's high school life returned to normal as he prepared for post-high school plans at Bridgewater State University and then started freshman year there. That all changed on April 12, 2023, when Read and her counsel publicly *and falsely* accused Colin of being responsible for Officer O'Keefe's death. Read had no actual evidence to support that claim. Instead, months later, her counsel, Attorney David Yannetti, would claim an individual called with a tip and identified Colin and his uncle as the responsible parties. That individual was eventually identified as Steve Scanlon, a Canton resident who previously admitted that he had no personal knowledge of the events of January 29, 2022 and that, prior to meeting with Yannetti, he had never even heard of Colin Albert. *See Exhibit 3* (investigative memo from Sgt. Yuriy Bukhenik to Det. Brian Tully regarding interview with Scanlon).

Further, days after Read's April 12 court filing, and in coordination with Read, blogger Aidan Kearney published his blog in which he accused, without any supporting evidence, Colin of killing Officer O'Keefe. The centerpiece of Read and Kearney's false accusations against Colin was a Facebook photo taken *a month after* Officer O'Keefe's death showing Colin had scraped knuckles on his right hand. Read's reliance on his photograph in the Motion to imply that Colin killed Officer O'Keefe is a misrepresentation. Indeed, prior to her first criminal trial, Read has possessed photographs of Colin taken after Officer O'Keefe's death and prior to the Facebook photo that clearly show no scrapes on Colin's knuckles or injuries to his knuckles. For the Court's convenience, samples of such photos – *with timestamps* – are displayed below:



In other words, as Read well knows, the evidence she has submitted to this Court to lamely suggest that Colin may have sustained injuries to his knuckles in connection with the death of Officer O'Keefe could not possibly support her theory because earlier photographs show the absence of any injury.

The impact of Read's continued attacks on Colin's character and reputation has been catastrophic. While such is the subject of the pending defamation action brought by Colin against Read and others, it is noteworthy for purposes of this Court's consideration of the Motion. Since Read conjured up the baseless allegations that Colin was somehow involved in the death of Officer O'Keefe, Colin has had to drop out of college and has been continually harassed and defamed online. Dozens of individuals have confronted Colin both at home and at work, accusing him of being involved in a murder, which has caused him to fear for his overall safety on a daily basis. Nevertheless, Read continues—*even in the present Motion*—to push a baseless fantasy that Colin was somehow involved in the death of Officer O'Keefe even though Read and her counsel know their claims against Colin are patently false. *See Mot.* at 4.

C. Read's April 21, 2026 Subpoena

The Motion asserts that “[o]n February 11, 2026, Ms. Read’s attorney properly served a notice of taking deposition of Colin for April 29.” Mot. at 4. That assertion is misleading. Read fails to disclose that such notice *was never sent to Colin or his counsel*. See *id.* Instead, on April 21, 2026 (*i.e.*, more than two months after Read’s attorney issued a notice of deposition to counsel of record), Read’s counsel personally served Colin with the subpoena at his home, commanding him to produce a trove of documents within *six (6) days* and to attend a deposition within *eight (8) days*. *Id.*, Ex. B. On April 27, 2026, undersigned counsel served responses and objections to the document requests obtained in the subpoena based on, *inter alia*, the requests’ overbreadth, vagueness, and ambiguity. *Id.*, Ex. C. At no point did Colin or his counsel object to the April 29, 2026 deposition date. Indeed, Mr. Albert was ready, willing, and able to attend that deposition on April 29. See **Exhibit 1** at ¶ 10.

In response to Colin’s responses and objections, on April 27, 2026, counsel for Read requested dates and times to meet and confer pursuant to Mass. Super. Ct. R. 9C. See **Exhibit 4**. In that same email, counsel for Read wrote, “[u]nder the circumstances, it makes sense to take Colin Albert’s deposition after all responsive documents are produced.” *Id.* Undersigned counsel promptly responded, seeking clarification regarding Colin’s deposition: “to clarify, *are you cancelling the deposition scheduled for [April 29, 2026]?*” *Id.* (emphasis added). Read’s counsel then responded, in relevant part, “[c]onfirmed that Wednesday’s deposition will be rescheduled to a different date.” *Id.* (emphasis added).

On April 28, 2026, undersigned counsel conferred with counsel for Read regarding, *inter alia*, the scope of the document requests. At the conference, undersigned counsel first inquired as to why the subpoena was served on Colin (a non-party) with such little compliance time. Counsel for Read did not provide an explanation, and instead simply cited Mass. R. Civ. P. 45, which

permits a subpoena to be served with a seven-day compliance time. Undersigned counsel next relayed the position that the subpoena sought irrelevant information, and was overbroad, unduly burdensome, and harassing. By way of example, undersigned counsel highlighted that, on its face, the subpoena requests, *inter alia*, over four years of communications between Colin and his parents without making any attempt to narrow those communications by topic. In attempting to reach a compromise on the subpoena's scope, undersigned counsel inquired as to the relevance that Colin has to the wrongful death action, given that he was not at 34 Fairview at the time Read and Officer O'Keefe arrived outside. Counsel for Read stated that they were not required to provide any good faith basis for sending the subpoena to Colin and simply alleged that Colin is associated with Plaintiffs' IIED claim and false narrative allegations. Undersigned counsel relayed that the subpoena was so broad that it was impossible to make a counterproposal to Read without any guidance regarding Colin's relevance. *See generally Affidavit of Attorney Kieran T. Murphy in Support of Opposition to Motion to Compel* (summarizing April 28 meet and confer).

The next day, counsel for Read transmitted what they alleged to be a "counterproposal" to the original subpoena following the April 28 conference. *See Exhibit 5*. However, this "counterproposal" was nothing more than a mirror image of the original subpoena, except for the fact that Read slightly narrowed the scope of communications between Colin and his parents, apparently in response to the illustrative example of overbreadth that undersigned counsel gave during the April 28 conference.

On May 5, 2026, counsel for Read served six additional subpoenas on non-parties Allie McCabe, Jennifer McCabe, Matthew McCabe, Brian Albert, Nicole Albert, and Brian Higgins. *See Exhibit 6*. Notwithstanding the concerns raised in Colin's responses and objections and during the April 28 9C conference, *these additional non-party subpoenas were identical to the objected-*

to subpoena originally served on Colin. At this point, it became apparent that Read was not seeking meaningful discovery in an effort to locate relevant information related to the wrongful death case, but was using her subpoena power to obtain over four years of unrelated communications in an ongoing effort to harass and retaliate against individuals who had the audacity to give information to the police and testify at trial.

Thus, since Read's team refused to do so, it became incumbent on counsel for the Alberts, the McCabes, and Mr. Higgins to propose reasonable topics of communications that they believed to be within the scope of the issue presented in this case. Following receipt of the May 5 subpoenas, counsel for the Alberts, the McCabes, and Mr. Higgins conferred internally to do so.

D. Colin Albert Joins the United States Army

On May 19, 2026, Colin informed counsel that he would likely be joining the U.S. Army, and that, if so, he would be forced to leave the Massachusetts area for initial and basic training beginning on June 2, 2026 and that he would be gone until the fall of 2026. *See Exhibit 1* at ¶ 12. On May 20, 2026, Colin confirmed that such would be the case, and that his situation would limit his access to phone or email communication. *Id.* at ¶ 13. The same day, counsel for Colin notified counsel for Read of Colin's sudden scheduling conflicts, proposing two dates for Colin's deposition (May 28 and May 29) that were within the same compliance period of the notice given to Colin by Read's original April 21 subpoena. *See Mot., Ex. E.* Colin originally requested that the circumstances of his unavailability remain private given the profound levels of harassment and intimidation that he has previously been subjected to from Read, non-party Aidan Kearney, and their following, including dozens of instances of third parties showing up to his home, workplace, and school. To protect his best interests and safety, Colin's counsel provided unqualified

representations of his unavailability, without mentioning it was to join the Army, instead stating that it was work related and that this was something Colin's counsel had just learned as well.¹

In the same May 20, 2026 email, counsel for Colin relayed a proposed scope of potentially relevant communications to the wrongful death action, which included: (1) communications from January 28, 2022 to present between Colin and (a) Michael Proctor; (b) Yuriy Bukhenik; and (c) any other law enforcement official associated with the investigation and criminal trials of Read; and (2) all communications between Colin and any other individual at or around January 28, 2022 pertaining to the circumstances surrounding the death of Officer O'Keefe and the investigation conducted into the same. *Id.*, Ex. G. Counsel also relayed in good faith that Colin had undertaken reasonable efforts in the prior weeks to locate communications responsive to those categories but, with the exception of a singular text exchange, *no other responsive communications existed*. *Id.*² Counsel stated that it believed Read was already in possession of that text exchange (indeed, she refers to it in the Motion itself), but that Colin would be willing to produce it to her to the extent that understanding was mistaken. *Id.*

Despite giving Colin the exact same amount of notice for his original deposition, counsel for Read declined to accept Colin's offer to be deposed on May 28 or 29, 2026. Instead, counsel for Read stated that the one lawyer Read designated to take Colin's deposition, Attorney Charles Waters, was "out of state" on those dates. *Id.*, Ex. E. Read's counsel did not describe the

¹ Colin's concerns about public disclosure were well founded because notwithstanding these reasonable efforts, it became public *within hours of Colin's swearing in ceremony* that Colin had joined the military. Indeed, non-party Aidan Kearney published a video disclosing Colin's decision to join the army and publicly announcing that Colin was a "big fat pu**y" and that he joined the army to avoid going to jail. See Turtleboy Live, *Ep882 - Full Jury Foreman Interview | Sean Goode & Colin Albert Update | Hockey Dad*, YOUTUBE (June 2, 2026), <https://www.youtube.com/watch?v=psCFtkEd9M8&t=9601s>, at 6:19-10:20.

² The efforts undertaken to locate these communications are described in detail in the Affidavit of Colin Albert. See Exhibit 1 at ¶¶ 16-20.

circumstances of the designated lawyer's unavailability or explain why any one of the other nine lawyers representing Ms. Read could not take Colin's deposition. Read never identified whether Attorneys Rosenberg, Seligson, or Jackson (who extensively questioned Colin during Read's first criminal trial) were unavailable.

On May 21, 2026, Colin's counsel also informed Plaintiffs' counsel regarding Colin's sudden availability issues. With no deposition scheduled prior to Colin's departure, on May 22, 2026, the Plaintiffs served a subpoena on Colin (through his counsel) commanding his attendance at a deposition on May 28, 2026. *See Exhibit 7*. Bound by the subpoena, on May 28, Mr. Albert was deposed, where he testified truthfully under oath regarding the events of January 29, 2022 in addition to other issues. *See Exhibit 1* at ¶ 15. Counsel for the Plaintiffs, as well as counsel for Defendant C.F. McCarthy's questioned Colin. *Id.* Counsel for Defendant Waterfall Bar & Grill was in attendance via Zoom but did not ask any questions. *Id.* None of the ten lawyers for Ms. Read chose to attend Colin's deposition, even though, upon the undersigned's information and belief, another witness deposition was previously scheduled for that day but cancelled. Further, the deposition occurred in the same building as Sheehan Phinney's office.

E. The June 3, 2026 Status Conference

During a June 3, 2026 status conference in this matter, counsel for Read, Attorney Rosenberg, accused the undersigned, as well as Colin, Brian and Nicole Albert, the McCabes, and Mr. Higgins of "playing games" with the wrongful death action discovery schedule. At no point prior to making the accusation to the Court that these non-parties were "playing games" did Read's counsel undertake any effort to inquire about the schedules of these non-parties or their counsel so that all parties could come to mutually agreed upon deposition dates. Indeed, it appears that this courtesy was only given to the other witnesses in this case.

Moreover, during the same June 3 status conference, counsel for Read previewed this Motion outside the presence of Colin's counsel and, in doing so, proffered to this Court that "*Colin Albert refused to, to appear*" for a deposition and "*refused to produce documents.*" The Trial Channel, *O'Keefe v. Read Civil Status Hearing | June 3, 2026*, YOUTUBE (June 3, 2026), <https://www.youtube.com/watch?v=TLiJB0MXSAo>, at 17:15-17:40. As this Opposition and supporting exhibits clearly demonstrate, that proposition—made in open court and to a livestreamed audience of hundreds—was wholly and demonstrably untrue. Colin never refused to appear for a deposition; Ms. Read's counsel cancelled his original deposition. See **Exhibit 2**. Then, Colin sat for a deposition in this case on May 28, 2026, and Read's counsel refused to appear.

The patent misrepresentations regarding Colin "refusing to appear" for a deposition sparked immediate online attacks and defamation against Colin. Following that misrepresentation, Colin, as well as other non-parties, were harassed, defamed, and ridiculed by dozens on various social media platforms falsely claiming that Colin refused to appear for the deposition. This was entirely predictable.

F. Attempts to Meet and Confer to Redress the June 3 Misrepresentations

During the Court's motion hearing in the Defamation action on June 4, undersigned counsel sought to address the misrepresentations with the Court. After the hearing, the undersigned initiated a meet-and-confer on this issue with Read's counsel, Attorney Seligson, explaining to Read's counsel that the misrepresentation was serious, clearly contradictory to the record, and had sparked substantial public attacks on Colin. The following day, counsel for Colin reached out for an explanation and a willingness to see if Attorney Rosenberg was willing to retract or clarify his statements. Attorney Rosenberg indicated that he would evaluate the wording he used during the June 3 hearing and let Colin's counsel know whether his statements needed

clarification. Then, on Saturday, June 5 he filed unilaterally with the Court a letter that did not correct the record but, rather, continued to make misrepresentations.

II. ARGUMENT

Read's Motion fails to cite a single case, rule, or statute in support of its arguments. Instead, the Motion relies on misleading and fabricated claims and is used as a mechanism to continue to harass Colin by impugning his character.

A. The Deposition Subpoena is No Longer Valid

Under Mass. R. Civ. P. 45, a subpoena must command the witness to appear "at a specified time and place." Thus, once that date passes without the deposition occurring, there is no longer any operative command to appear at a future deposition. The plain language of Rule 45 makes clear that a non-party subpoena is not a continuing obligation unless it is reissued or amended to impose a new command; the original subpoena is functionally exhausted once the date contained therein lapses.

Here, Read's counsel never once inquired as to Colin's availability before serving him a deposition subpoena. *See Boston Bar Ass'n, Civility Standards for Civil Litigation B.5(b)*, available at <https://www.bostonbar.org/wp-content/uploads/2022/06/civility-standards.pdf> ("In scheduling depositions reasonable consideration should be given to accommodating schedules of opposing lawyers and of the deponent."). Despite this, Colin was ready, willing, and able to attend the April 29 deposition as scheduled. *See Exhibit 1* at ¶ 10. However, Read's counsel unilaterally cancelled the April 29, 2026 deposition just days after Read served the subpoena and never rescheduled it. *See Exhibit 4*. In cancelling the deposition, Read's counsel cited the parties' ongoing dispute regarding the scope of the document subpoena, but the Motion ignores the fact that Read could have taken Colin's deposition on April 29 and continued it to a later date pending the disposition of that dispute. Read's counsel chose not to do so and failed to re-issue a deposition

subpoena on Colin for a different date. Plaintiffs' counsel thereafter issued their own subpoena commanding Colin to attend a deposition, *see Exhibit 7*, and Colin appeared for said deposition on May 28, 2026. The only party in this action that did not appear at that deposition was Read. Read's counsel cites no authority justifying this conduct, much less any authority that would support an order commanding Colin to attend a deposition on a date and time that has lapsed.

To the extent Read challenges the procedural soundness of Plaintiffs' May 22, 2026 subpoena, *that issue is between the Plaintiffs and Read* and cannot serve as a basis to grant the instant Motion. Those concerns are properly raised in a motion for summary judgment. Colin's legitimate scheduling issues were promptly relayed to Read's counsel. Instead of working with the undersigned in good faith to complete Colin's deposition before he enlisted in the U.S. Army, Read's counsel instead chose to engage in litigation tactics by filing the instant Motion. The Court should not entertain such subterfuge.

B. The Document Subpoena is Overly Broad and Unduly Burdensome

Massachusetts Rule of Civil Procedure 45 authorizes the issuance of subpoenas to non-parties, but that authority is not unlimited. Under Rule 45(d)(1), the court "shall protect a person who is neither a party nor a party's officer from undue burden or expense." Subpoenas *duces tecum* "are subject to supervision by the presiding judge to prevent oppressive, unnecessary, irrelevant, and other improper inquiry and investigation." *Cronin v. Strayer*, 392 Mass. 525, 535-36 (1984). To be proper, a subpoena must describe the documents sought with "reasonable particularity." Mass. R. Civ. P. 45(a)(1)(D).

Ms. Read's subpoena violates these standards in several critical respects:

- **Requests A through F** each demand "all documents, including communications, relating to" a named person or broadly defined topic—Karen Read, John O'Keefe, Michael Proctor, the "Investigation," the "Criminal Trials," and the "Civil Actions." These categories are defined in the broadest possible terms. The defined term "Investigation" encompasses "any investigation concerning the death of Officer

O'Keefe conducted by the Massachusetts State Police, Town of Canton Police Department, Norfolk District Attorney's Office, and/or any other law enforcement agency." The defined term "Civil Actions" sweeps in both the instant wrongful death action and a separate federal civil rights action filed by Read. These requests contain no temporal limitation whatsoever, effectively demanding every document Colin has ever possessed relating to any of these topics.

- **Requests G through I** demand "all communications" with Michael Proctor, John O'Keefe, and Paul O'Keefe—again with no temporal limitation and no subject-matter restriction. A request for literally all communications ever exchanged between two individuals, regardless of topic, is the epitome of overbreadth. Moreover, Colin has already made a good faith representation to Read's counsel that he is not in possession of any communications with Michael Proctor. *See* Mot., Ex. E.
- **Request J** demands all communications from January 28, 2022 to the present—a period spanning more than four years—with twelve named individuals, including Colin's own parents, aunts, and uncles. This request would require Colin to produce every text message, email, and communication he has exchanged with his own family members for over four years, regardless of whether those communications have any connection to this litigation.

The breadth of these requests is particularly inappropriate given that they are directed at a non-party. Colin has no real connection to this litigation. He is not a defendant. He has not been accused of any wrongdoing in this wrongful death action. He has already provided testimony. Read has failed to sufficiently establish the relevance that Colin has to the wrongful death action, despite counsel's multiple attempts to understand it. Indeed, when asked what basis Read has to believe that Colin was responsible for the death of Officer O'Keefe on an April 28, 2026 9C conference with Colin's counsel, Read's counsel refused to provide any detail. *See, e.g., Smith v. Turbocombustor Tech., Inc.*, 338 F.R.D. 174, 176 (D. Mass. 2021) (burden of establishing relevance of requested information on a non-party subpoena is on the subpoenaing party).

The Motion itself acknowledges Colin's testimony that he left 34 Fairview prior to the arrival of Read and Officer O'Keefe. *See* Mot. at 2. Colin has testified to that fact under oath on three separate occasions (including in his deposition in this case, which Read's team did not attend), and now submits an affidavit attesting to the same. Read's baseless accusations that Colin

has “violent tendencies” and that Colin and “Mr. O’Keefe had a series of prior disputes,” *id.*, are entirely unfounded, illustrated by the Motion’s failure to cite to any evidence in their support. Indeed, had Read’s counsel attended Colin’s deposition in this matter, they would have learned that Colin and Mr. O’Keefe barely had any relationship at all, and that Colin certainly never harbored any animus toward Mr. O’Keefe. Moreover, the allegations (which are, again, unsupported) regarding a photograph of Colin with scabs on his knuckles ignores entirely the evidence admitted during Read’s first trials of Colin appearing in photographs after the death of Officer O’Keefe, but before the photograph showing scabs on his knuckles, with his hands entirely unharmed. Notably, the document subpoena does not seek photographs of Colin following the death of Officer O’Keefe, because Read knows that such photo would undermine her fantasy regarding Colin’s involvement in Officer O’Keefe’s death. *See supra*.

On its face, the subpoena treats Colin as though he were a party to the case—or worse, as though he were a target of investigation—and demands a comprehensive accounting of his entire private life. These assertions lack any basis in fact. Indeed, during her second criminal trial, in which significant latitude is afforded to a criminal defendant, Read was expressly barred by the Court from arguing a third-party culprit theory with respect to Colin. In any event, the Motion provides no basis upon which Read would be entitled to such an extraordinary and invasive tranche of discovery against a third party. Read should not be permitted to use her subpoena power in this action as a covert means of obtaining irrelevant discovery from a non-party solely to impugn that non-party’s character and reputation.

Moreover, Read’s own “proposed narrowing” demonstrates the overbreadth of the original subpoena. Even after purporting to narrow the requests, Read continued to demand “all documents, including communications, relating to” the same broad categories (Requests A through

I), and merely adjusted one sub-category of Request J relating to Colin's parents. *See Exhibit 5.* A "narrowing" that leaves intact requests for all documents relating to six overbroad topics is no narrowing at all.

This subpoena illustrates precisely the type of burden from which Rule 45 is designed to protect.

C. The Court Should Deny the Motion for the Independent Reason that Read's Counsel Violated Mass. R. Prof. Conduct 3.3(a).

For years, Colin and others have been subject to outrageous abuse for no reason other than his willingness to cooperate in a law enforcement investigation into the death of Officer John O'Keefe. That abuse has included defamation and misinformation that has been publicized by Read and her attorneys in a judicial forum.

Indeed, Professional Rule of Conduct 3.3(a)(1) provides that a lawyer shall not knowingly make a false statement of fact or law to a tribunal. This duty of candor is among the most fundamental obligations an attorney owes to the Court and to the administration of justice. The rule recognizes that the integrity of judicial proceedings depends upon the truthfulness of representations made by counsel, and that courts are entitled to rely upon those representations in making decisions that affect the rights of litigants. *See* Mass. R. Prof. Conduct 3.3, cmt. 2. Courts possess inherent authority to impose sanctions for conduct that abuses the judicial process, including the making of false representations to the tribunal. *See Bassichis v. Flores*, 490 Mass. 143, 159-60 (2022).

Further, misrepresentations by counsel in a case such as this will have a profound impact on various non-party witnesses, including Colin, because they are immediately relied upon and used by online purveyors of lies who have adopted Read's baseless claims and used them to torment and harass those witnesses. It is for this reason that the Court should treat such

misstatements, especially those that are endlessly parroted against the various non-party witnesses, very seriously. As detailed below, counsel's collegial efforts to convey this concern to Read's counsel was met by indignation followed by the submission of a convoluted and misleading letter to the Court that only compounded the harm.

Here, the misrepresentation by Read's counsel to this Court during the June 3, 2026 status conference undoubtedly violated Rule 3.3(a). First, the statement was false. Colin did not refuse to appear for his deposition. The email correspondence attached hereto confirms that the Read team cancelled the deposition and never rescheduled it. *See Exhibit 4*. Second, the falsity was known to Read's counsel at the time he made the statement. Colin did not refuse to appear for Read's deposition. Read counsel cancelled the deposition *just six days after the subpoena was served on Colin*. Colin was available and prepared to appear in response to Read's deposition subpoena on the noticed date. Third, the statement was material. Read's counsel made the statement to the Court in connection with this Motion, that was served but not filed, made the statement outside the presence of opposing third-party counsel, and made the statement to persuade the Court that Colin was engaged in obstructive conduct, thereby prejudicing this Court and the public against Colin in anticipation of the filing of Read's Motion.

After this issue was initially raised following the June 4, 2026 hearing in the defamation case, counsel for Colin tried to confer with Read's counsel regarding this issue to see if the parties could reach agreement on a corrective filing. Indeed, it was counsel's expectation that, if Read's counsel's misstatement had been inadvertent or careless, Read's counsel would appreciate the harm that such a statement was likely to cause and voluntarily correct it. Instead, Read's counsel responded with personal criticism directed towards opposing counsel and continued his assertions that the same was "play[ing] games to avoid [Colin's] deposition." *See Exhibit 8*. While Read's

counsel ultimately agreed that his statement that Colin “refused to appear” for a deposition was “somewhat inartful in context,” and stated his willingness to clarify the record with the Court, he failed to do so.

Instead, despite counsel’s efforts to further the meet and confer process on this issue, Read’s counsel unilaterally submitted an *ex parte* letter that merely provided the Court with a narrative of his position regarding the April 21 subpoena prior to the Court’s consideration of Read’s instant Motion. *See* Doc. No. 108. Instead of offering a plain, candid, and professional acknowledgement that his public accusation against Colin was incorrect, Read’s counsel’s letter took additional swipes at Colin by confusingly suggesting that he had been referring to broad discovery disputes. This did not remedy the harm, but compounded it. The plain meaning of the words “refused to appear” communicated to the Court and the public that Colin affirmatively declined to attend his deposition. That is how any reasonable listener would interpret those words, that is how members of the public understood the statement following the hearing, and that is precisely why Colin’s counsel sought clarification. Read’s counsel’s post-hoc explanation—that he was actually referring to a series of future scheduling and document production disputes—only underscores that his original statement was misleading. A dispute over document production or future scheduling in no way means Colin “refus[ed] to appear.”

The harm flowing from the misrepresentation has been substantial. Colin has been subjected to a campaign of online harassment and intimidation that was sparked directly by Read’s counsel’s false statements in open court. Indeed, in the hours and days that followed the June 3 status conference, disturbing comments were publicly made in direct response to Attorney Rosenberg’s misrepresentations, including, *inter alia*, that Colin made the decision to serve his country in order to “flee” his deposition in this case and that such decision meant Colin “can kill

legally.” Other comments made immediately following the status conference included that Colin was “complicit in murder” and accused Colin of “dodg[ing] a deposition with Olympic-level agility.” See **Exhibit 9** (compilation of online harassment tied to June 3 misrepresentations).

Even after Colin’s counsel put Read on notice of her counsel’s Rule 3.3(a) violation and attempted to meet and confer regarding a potential resolution, Read’s counsel nevertheless continued to project the false narrative that Colin refused to appear for a deposition. For example, on June 5, 2026, during Read’s recent media campaign, Attorney Alan Jackson appeared on podcaster Billy Bush’s YouTube show, wherein he discussed the issues pertaining to Colin’s deposition. On that show, Attorney Jackson stated that Colin “has not been deposed yet,” accused the undersigned of engaging in “shenanigans” and “play[ing] a few games” and alluded that the Read team intended to re-issue a deposition subpoena on Colin notwithstanding his recent enlistment in the U.S. Army. See *Hot Mics with Billy Bush, Karen Read- Today Show Intv Reax + Bombshell Lawsuit Exposing Gross Texts & MA Institutional Bias*, YOUTUBE (June 5, 2026), <https://www.youtube.com/watch?v=E371cr6es-0>, at 15:45-17:25.

For any of the foregoing reasons, the Court should exercise its inherent authority and deny the instant Motion because of Read’s counsel’s Rules violation.

III. CONCLUSION

Had Read’s counsel engaged in good faith to reach a reasonable consensus regarding the subpoena, this motion practice would have been unnecessary. They refused to do so. Instead, they offered Colin hollow compromises (which were, indeed, not compromises at all), refused to coordinate their schedules to accommodate his recent—and commendable—career change, and subsequently made entirely false misrepresentations in open court. Contrary to Read’s accusations, the only one engaged in “gamesmanship” here appears to be her.

For the foregoing reasons, the Motion should be denied in its entirety, and the Court should grant any further relief deemed just and proper.

Dated in Boston, Massachusetts on this 9th day of June, 2026.

COLIN ALBERT

By his attorney,

/s/ James L. Tuxbury
James L. Tuxbury (BBO No. 624916)
HINCKLEY ALLEN & SNYDER LLP
28 State Street
Boston, MA 02109
Tel: (617) 378-4100
jtuxbury@hinckleyallen.com

CERTIFICATE OF SERVICE

I hereby certify that on June 9, 2026, I cause to be served a copy of the foregoing *Document* by electronic mail upon:

<u>Counsel to Plaintiffs:</u> Daniel T. Buck, Esq. Marc A. Diller, Esq. Diller Law, LLP 50 Congress St. Boston, Massachusetts 02109 dbuck@dillerlaw.com mdiller@dillerlaw.com Bibianne U. Fell, Esq. Marlee Horwitz, Esq. Fell Law, PC 10531 4S Commons Dr. – Ste. 166-610 San Diego, California 92127 bibifell@fellfirm.com 10680 Treena St. – Ste. 160 San Diego, California 92131 marlee@fellfirm.com	<u>Counsel to Waterfall Bar & Grill:</u> John M. Dealy, Esq. David F. Hassett, Esq. Casey L. McCaffrey, Esq. Hassett and Donnelly, P.C. 446 Main St. – 12th Floor Worcester, Massachusetts 01608 jdealy@hassettdonnelly.com dhassett@hassettdonnelly.com cmccaffrey@hassettdonnelly.com John A. Donovan, Esq. Sloane and Walsh LLP One Boston Place 201 Washington St. – Suite 1600 Boston, Massachusetts 02108 jdonovan@sloanewalsh.com
<u>Counsel to C.F. McCarthy's:</u> Alexandra M. Beaton, Esq. Tamara Smith Holtslag, Esq., Esq. Lincoln Rose, Esq. Peabody and Arnold LLP 600 Atlantic Ave Boston, MA 02210 ambeaton@peabodyarnold.com tsmith@peabodyarnold.com lrose@peabodyarnold.com	<u>Counsel to Karen Read:</u> Michael William Bell, Esq. Arthur Maravelis, Esq. Sarah Anne Shipley, Esq. Thomas M. Tang, Esq. Tang and Maravelis, P.C. 111 South Bedor St. – Suite 200 Burlington, Massachusetts 01803 mbell@tangmaravelis.com amaravelis@tangmaravelis.com sshipley@tangmaravelis.com ttang@tangmaravelis.com Aaron Rosenberg, Esq. Damon M. Seligson, Esq. Charles Waters, Esq. Sheehan Phinney Bass and Green PA 28 State St. – 22nd Floor Boston, Massachusetts 02109 arosenberg@sheehan.com dseligson@sheehan.com cwaters@sheeh.com Alan Jackson, Esq. Elizabeth Little, Esq.

	Caleb E. Mason, Esq. Werksman Jackson & Quinn LLP 888 West Sixth St. – Fourth Floor Los Angeles, California 90017 cmason@werksmanjackson.com
--	--

/s/ James L. Tuxbury

James L. Tuxbury

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 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.)
_____)

**AFFIDAVIT OF ATTORNEY KIERAN T. MURPHY IN SUPPORT OF
OPPOSITION TO MOTION TO COMPEL**

I, Kieran T. Murphy, on oath, hereby depose and state as follows:

1. I am an associate at Hinckley, Allen & Snyder, LLP and counsel to non-party Colin Alert. I have personal knowledge of all things stated herein.
2. On April 28, 2026, I participated in a conference pursuant to Mass. Super. Ct. R. 9C regarding the subpoena served by Defendant Karen Read ("Read") on Colin Albert ("Colin") on April 21, 2026. Also in attendance were my colleagues, James Tuxbury and Christopher Mattei, as well as counsel for Defendant Read, Aaron Rosenberg.
3. At that conference, Mr. Tuxbury inquired with Mr. Rosenberg regarding why the subpoena was served with such limited compliance time. In particular, the April 21, 2026 subpoena required that Colin produce documents by April 27, 2026 and to sit for a deposition on

April 29, 2026. In response, Read's counsel did not provide an explanation and merely recited Mass. R. Civ. P. 45 permitting subpoenas to be served with a seven-day compliance time.

4. Counsel then discussed the responses and objections to the subpoena that Colin served on Read the day prior. In particular, we discussed Colin's position that the document requests were overbroad, unduly burdensome, harassing, and sought irrelevant information.

5. As an example, Mr. Tuxbury highlighted that the document requests, as written, sought over four years of communications between Colin and his parents without making any attempt to narrow the scope of those communications by topic.

6. When asked what relevance Colin has to the questions presented in the wrongful death case, counsel for Ms. Read indicated generally that Colin is associated with Plaintiffs' intentional infliction of emotional distress claim and false narrative allegations.

7. Mr. Tuxbury inquired as to what good faith basis Read's counsel has to believe that Colin was involved in the death of Officer John O'Keefe. In response, Read's counsel indicated that they were not obligated to provide a good faith basis for sending a third-party subpoena.

8. Counsel then discussed the possibility of narrowing the document requests and whether the parties could come to an agreement on the same. Mr. Mattei relayed to Read's counsel that the initial requests were so broad in scope that it would be difficult for Colin's counsel to make a counterproposal that fits within the scope that Read's counsel might think is relevant. In response, Read's counsel agreed to provide updated document requests attempting to narrow the scope of the original subpoena following the Rule 9C conference.

9. On April 29, 2026, Read's counsel did provide a counterproposal. The counterproposal was a mirror image of the original subpoena served on Colin, except that Read slightly narrowed the scope of communications sought between Colin and his parents.

SUBSCRIBED AND SWORN TO UNDER THE PENALTIES OF PERJURY THIS 9th DAY
OF JUNE, 2026.

/s/ Kieran T. Murphy

Kieran T. Murphy

CERTIFICATE OF SERVICE

I hereby certify that, on June 9, 2026, I cause to be served a copy of the foregoing Document by electronic mail upon:

<u>Counsel to Plaintiffs:</u> Daniel T. Buck, Esq. Marc A. Diller, Esq. Diller Law, LLP 50 Congress St. Boston, Massachusetts 02109 dbuck@dillerlaw.com mdiller@dillerlaw.com Bibianne U. Fell, Esq. Marlee Horwitz, Esq. Fell Law, PC 10531 4S Commons Dr. -- Ste. 166-610 San Diego, California 92127 bibbi@fellfirm.com 10680 Treena St. -- Ste. 160 San Diego, California 92131 marlee@fellfirm.com	<u>Counsel to Waterfall Bar & Grill:</u> John M. Dealy, Esq. David F. Hassett, Esq. Casey L. McCaffrey, Esq. Hassett and Donnelly, P.C. 446 Main St. -- 12th Floor Worcester, Massachusetts 01608 jdealy@hassettdonnelly.com dhassett@hassettdonnelly.com cmccaffrey@hassettdonnelly.com John A. Donovan, Esq. Sloane and Walsh LLP One Boston Place 201 Washington St. -- Suite 1600 Boston, Massachusetts 02108 jdonovan@sloanewalsh.com
<u>Counsel to C.F. McCarthy's:</u> Alexandra M. Beaton, Esq. Tamara Smith Holtslag, Esq., Esq. Lincoln Rose, Esq. Peabody and Arnold LLP 600 Atlantic Ave Boston, MA 02210 ambeaton@peabodyarnold.com tsmith@peabodyarnold.com lrose@peabodyarnold.com	<u>Counsel to Karen Read:</u> Michael William Bell, Esq. Arthur Maravelis, Esq. Sarah Anne Shipley, Esq. Thomas M. Tang, Esq. Tang and Maravelis, P.C. 111 South Bedor St. -- Suite 200 Burlington, Massachusetts 01803 mbell@tangmaravelis.com amaravelis@tangmaravelis.com sshipley@tangmaravelis.com ttang@tangmaravelis.com Aaron Roscnberg, Esq. Damon M. Seligson, Esq. Charles Waters, Esq. Sheehan Phinney Bass and Green PA 28 State St. -- 22nd Floor Boston, Massachusetts 02109 arosenberg@sheehan.com dseligson@sheehan.com

	cwaters@sheehn.com Alan Jackson, Esq. Elizabeth Little, Esq. Caleb E. Mason, Esq. Werksman Jackson & Quinn LLP 888 West Sixth St. -- Fourth Floor Los Angeles, California 90017 cmason@werksmanjackson.com
--	--

/s/ Kieran T. Murphy
Kieran T. Murphy

EXHIBIT 1

2. On the evening
and uncle's house at 3
("34 Fairview"). I
Albert, Jr.'s birthday.

3. I arrived at 34

4. At around 11
cousin Allie McCabe
Fairview.

5. She texted back
people first.

6. At around 12:
picked me up from 34

Plaintiffs, and attorney
Defendant C.F. McCarth
represents Defendant W
but did not ask me any q

16. As for the dc
asked for, shortly after
me to try to find certain

17. First, I chec
communications on my
subpoena. I confirmed t
for Michael Proctor, Jol
phone, so I don't have
about anything.

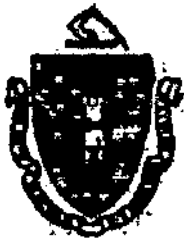


2

EXHIBIT 2



EXHIBIT 3



MAURA HEALEY
GOVERNOR

KIM DRISCOLL
LEUTENANT GOVERNOR

TERRENCE M. FIDDY
SECRETARY

The Commonwealth of Massachusetts

Department of State Police

Division of Investigative Services
Norfolk County State Police Detective Unit
45 Shawmut Rd., Canton, MA 02021



JOHN E. MORAN JR.
COLONEL / SUPERINTENDENT

JOHN D. FERRARI
DEPUTY SUPERINTENDENT

October 17, 2023

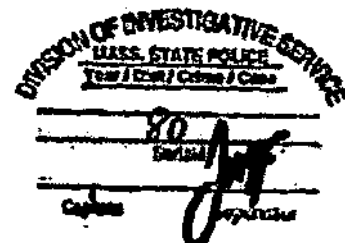
TO: Detective Lieutenant Brian Tully, #3520

FROM: Sergeant Yuriy Baidchenik, #3543

SUBJECT: Stephen Richard Scanlon (DOB [REDACTED]) - interview at NDAO RE: O'Keefe MV Homicide

Case: 2022-112-33

1. On Monday, October 16, 2023, at approximately 1:00 PM, Lt. Fanning and I, were able to interview Stephen Richard Scanlon (DOB [REDACTED]) during a pre-scheduled time, which I set up through his attorney Tim Flaherty. The interview took place at the Norfolk District Attorney's Office, located in Canton. Upon their arrival, I directed Mr. Flaherty and Mr. Scanlon to the community room, which is where the meeting was held. Following brief introductions, we asked Stephen if in, or around February 2022 he reached out to Attorney Yarnetti over the phone or had he visited his law offices as it related to the O'Keefe homicide out in Canton.



2. Stephen stated that he initially reached out to Karen Read over Facebook messenger and told her that he was a Private Investigator and would be willing to put another set of eyes on the investigation, even mentioning that he would do it free of charge. Karen Read recommended that Stephen contact her attorney David Yannetti. Stephen stated that he was not sure of the exact date, but that he eventually called Yannetti's office and offered the same services, suggesting that O'Keefe might have been beaten up and that he was not sure what happened but would be willing to work on the case, obviously only if agreed on by Yannetti and his client (Karen Read). Following their phone conversation, David Yannetti asked Stephen to come into the office to further discuss the matter, which Stephen did, back in early 2022.

3. Stephen went on to say that during his visit to Yannetti's office there was another individual present during their meeting. Stephen identified the male party as Paul Mackowski who is also a private investigator in Massachusetts and the two had crossed paths in the past. During the meeting, Stephen was asked if he knew Colin Albert and an ATF Agent, both of whom were allegedly in the home during the evening hours when O'Keefe was killed. According to Stephen, this was the first time he had heard of Colin Albert and an ATF Agent being possibly involved in the matter, and both had been mentioned by Mackowski and Yannetti. Prior to the meeting concluding, Stephen stated that Yannetti handed him a check for \$1,200-\$1,500 and asked him to keep his eyes and ears open in the Canton area in regards to the O'Keefe case. Although Stephen took the check, he consulted with his attorney Tim Flaherty and returned it back to Yannetti, since he was not working on the case and he further felt it would be a conflict of interest.

4. In days and weeks following their meeting, Stephen was in communication with an individual named Jack Hollow. Mr. Hollow, according to Stephen is a mutual friend of both Stephen and Mackowski, and used to do work with Brian Albert. Hollow shared information which he had learned from Mackowski. That information being that Yannetti and his team were looking into Colin Albert and the ATF Agent since Colin allegedly had "Beef" with O'Keefe. I asked Stephen how come he did not reach out to investigators when he learned this information, to which he stated that everything he had learned was 4th, 5th or even 6th person removed from the source, thus he did not think that it was credible or important to reach out to us at that time.

5. At this point Stephen circled back about an event he had mentioned earlier in our conversation. Stephen had told us that he was at Paddy's Irish House in Newton for lunch one of the days following the homicide taking place, and the local news was broadcasting coverage on the case.

He sparked up a conversation on the matter with the bartender who told him that she lives in the neighborhood where O'Keefe was found and that days following the investigation, she received a call from an unknown party telling her that the police were looking for Ring camera footage and not to release it to the authorities. Stephen didn't know the bartender and only provided a physical description of the female and her approximate age being in the 30's. Stephen told us that he also shared this information with Mackowski and Yannetti during their meeting as well.

6. Stephen once again reiterated that he told Yannetti and Mackowski that his opinion and theory was that O'Keefe looked like he could have been beat up, but he had no personal knowledge of what actually happened or who could have been involved in the murder. The name Colin Albert and the ATF agent were mentioned by Yannetti and Mackowski in the meeting and not Stephen. ^{July 2022} which Stephen

7. We asked when was the last time he spoke to Brian Albert, since the two used to work together. Stephen told us that he last spoke to Brian in April of this year and that he considers Brian a friend. Stephen told us he knows both Brian and his wife. He has also met Chris Albert and Kevin Albert at Brian's house years prior. Stephen estimated it to be around 1998-2001 during the time when Brian was in a bad car crash and Stephen would stop by the house to check in on Brian.

8. Stephen was asked if he had ever had a phone conversation with Aidan Kearney and whether or not the conversation was recorded by either of them and if so, was Stephen advised by Kearney about the recording. Stephen stated that in approximately June of 2023, he spoke with "Turtleboy" following a Saturday night live show that Aidan Kearney does on YouTube. The following morning (Sunday) after the show, during the episode where Kearney mentioned Stephen by name and his alleged connection to the case, Stephen woke up to a Facebook message from Aidan stating something along the lines of "Tik tok tik tok, you should call me. You shouldn't be scared of Brian Albert, you should be scared of me." Stephen told us he asked Kearney for his number and called him. Prior to talking with Kearney, Stephen told us he stated "before I speak to you any further, is this being recorded?" To which Kearney stated "Absolutely not, that would be illegal." During their conversation, Stephen told Aidan that he did not know Colin or the ATF agent in question and he didn't know anything about the case. Aidan told Stephen that he was not talking to the defense but to close friends of Karen's and that is where he is getting his information. Stephen told us that he suspected that Yannetti was feeding Aidan his information on the case and the investigation.

9. Stephen recalled sitting on the beach during the summer of 2023, when a friend of his "Irish Ray" who is also a retired private investigator contacted Stephen and told him that a recording of

Aidan and Stephen's conversation was shared online by Aidan. This was the same conversation that Aidan assured Stephen was not being recorded. Stephen went on saying how upset he was about Aidan recording him without his consent, especially after promising him he would not do such a thing. Stephen had to fight back tears as he told us how upsetting it was to have Aidan drag his daughter into this mess as well. Stephen told us that Aidan told him to call a 401 area code number that Sunday morning, which is the line that their conversation was held on and at the same time recorded.

10. We were further told by Stephen that Gretchen Voss of the Boston Magazine publication had reached out to him for comment on a story she published, but he never returned her calls. Stephen once again told us that his theory was all based on his opinion and the media reports and that he himself had no personal knowledge of the O'Keefe incident. Additionally, Stephen never spoke to anyone involved in the case, so he would not have any insider information either. At this point Stephen's attorney Mr. Flaherty jumped in and stated that as a result of Aidan's blogs and YouTube Live shows, there has been a significant impact on Stephen and his livelihood due to the publicity generated by Aidan. Stephen is losing work as a result and it is impacting his reputation in the professional field and on personal levels.

11. Without having anything further to add, we thanked both Stephen and Mr. Flaherty for their time and concluded the interview.

Respectfully Submitted,

Sgt. Yuriy Bukhenik #3543

Sergeant Yuriy Bukhenik, #3543
Massachusetts State Police
Norfolk District Attorney's Office

EXHIBIT 4

Murphy, Kieran T.

From: Aaron D. Rosenberg <arosenberg@sheehan.com>
Sent: Monday, April 27, 2026 4:21 PM
To: Tuxbury, James L.; Charles M. Waters
Cc: Damon M. Seligson; Fish, Jr., William S.; Christopher Mattei; Renee Mihail; Murphy, Kieran T.
Subject: RE: O'Keefe et al v. C&C Hospitality LLC et al (2483cv00692) - Colin Albert Subpoena Responses

EXTERNAL EMAIL

Jim,

Yes, we can discuss both topics tomorrow. Confirmed that Wednesday's deposition will be rescheduled to a different date. See you virtually tomorrow.

Best,

Aaron

Aaron D. Rosenberg

SHEEHAN PHINNEY

28 State Street, 22nd Floor, Boston, MA 02109

T 617.897.5664

arosenberg@sheehan.com

www.sheehan.com



From: Tuxbury, James L. <jtuxbury@hinckleyallen.com>
Sent: Monday, April 27, 2026 2:54 PM
To: Charles M. Waters <cwaters@sheehan.com>
Cc: Damon M. Seligson <dseligson@sheehan.com>; Fish, Jr., William S. <wfish@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Renee Mihail <rmihail@koskoff.com>; Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Aaron D. Rosenberg <arosenberg@sheehan.com>
Subject: RE: O'Keefe et al v. C&C Hospitality LLC et al (2483cv00692) - Colin Albert Subpoena Responses

Chas,

Why don't we have a 9C tomorrow at 10 during the already scheduled call?

Further, to clarify are you cancelling the deposition scheduled for Wednesday?

Thanks,

Jim

James L. Tuxbury

Partner

Hinckley Allen
28 State Street
Boston, MA 02109-1775
p: 617-378-4162 | f: 617-345-9020
jtuxbury@hinckleyallen.com

From: Charles M. Waters <cwaters@sheehan.com>

Sent: Monday, April 27, 2026 12:57 PM

To: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Aaron D. Rosenberg <arosenberg@sheehan.com>

Cc: Damon M. Seligson <dseligson@sheehan.com>; Tuxbury, James L. <jtuxbury@hinckleyallen.com>; Fish, Jr., William S. <wfish@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Renee Mihail <rmihail@koskoff.com>

Subject: RE: O'Keefe et al v. C&C Hospitality LLC et al (2483cv00692) - Colin Albert Subpoena Responses

EXTERNAL EMAIL

Kieran –

I'm taking this deposition. Please provide a few times in the next day or two when you/your team are available for a 9C conference to narrow this dispute.

Under the circumstances, it makes sense to take Colin Albert's deposition after all responsive documents are produced.

Chas

Charles M. Waters

Shareholder

SHEEHAN PHINNEY

Sheehan Phinney Bass & Green
28 State Street
Boston, MA 02109
T 617.897.5644 (direct)
T 617.429.1265 (cell)
cwaters@sheehan.com
www.sheehan.com



From: Murphy, Kieran T. <KMurphy@hinckleyallen.com>

Sent: Monday, April 27, 2026 11:24 AM

To: Aaron D. Rosenberg <arosenberg@sheehan.com>

Cc: Damon M. Seligson <dseligson@sheehan.com>; Charles M. Waters <cwaters@sheehan.com>; Tuxbury, James L. <jtuxbury@hinckleyallen.com>; Fish, Jr., William S. <wfish@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Renee Mihail <rmihail@koskoff.com>

Subject: O'Keefe et al v. C&C Hospitality LLC et al (2483cv00692) - Colin Albert Subpoena Responses

Aaron—

Attached please find non-party Colin Albert's responses and objections to the subpoena duces tecum that was served on him on April 21, 2026.

Regards,
Kieran

Kieran T. Murphy

Associate

Hinckley Allen

30 South Pearl Street, Suite 1101

Albany, NY 12207-3492

p: 518-396-3143 | c: 860-936-5622

KMurphy@hinckleyallen.com

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This email has been scanned for viruses and malware, and automatically archived by Mimecast.

Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware, and automatically archived by Mimecast.

EXHIBIT 5

SCHEDULE A

Colin Albert is required to produce by April 27, 2026 at 12:00 p.m. the following documents:

- A. All documents, including communications, relating to Karen Read;
- B. All documents, including communications, relating to John O'Keefe;
- C. All documents, including communications, relating to Michael Proctor;
- D. All documents, including communications, relating to the Investigation;
- E. All documents, including communications, relating to the Criminal Trials;
- F. All documents, including communications, relating to the Civil Actions;
- G. All communications with Michael Proctor;
- H. All communications with John O'Keefe;
- I. All communications with Paul O'Keefe;
- J. All communications from January 28, 2022 to the present with:
 - a. Courtney Elburg;
 - b. Kerry Roberts;
 - c. Brian Higgins;
 - d. Brian Albert;
 - e. Nicole Albert;
 - f. Matthew McCabe;
 - g. Jennifer McCabe;
 - h. Allie McCabe;
 - i. Brian Albert, Jr.; and/or
 - j. Yuriy Bukhenik.
- K. All communications with Chris Albert or Julie Albert from January 28, 2022 through April 30, 2022.
- L. All communications with Chris Albert or Julie Albert from May 1, 2022 to the present concerning the events of January 28th and 29th, 2022; Karen Read; John O'Keefe III; the investigation into Mr. O'Keefe's death; the Massachusetts State Police, Canton Police Department, or any member, officer, employee, representative, or agent thereof; the Norfolk District Attorney's Office or any employee, representative, or agent thereof; the Commonwealth prosecution of Karen Read; Alan Jackson; David Yannetti; Robert Alessi; the United States Attorney's Office, the Federal Bureau of Investigation, or the

United States Department of Justice or any employee, representative, or agent thereof; or any other police department or law enforcement body or agency or any employee, representative, or agent thereof.

EXHIBIT 6

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, SS

SUPERIOR COURT DEPARTMENT

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,

Civil Action No. 2483cv00692

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.

SUBPOENA DUCES TECUM

To: Jennifer McCabe
c/o James L. Tuxbury, Esq.
Hinckley Allen & Snyder LLP
28 State Street
Boston, MA 02109

GREETINGS, YOU HEREBY ARE COMMANDED, in the name of the
Commonwealth of Massachusetts, pursuant to the provisions of Rule 45 of the Massachusetts
Rules of Civil Procedure, to appear and testify on behalf of Defendant Karen Read, at the offices
of Sheehan Phinney Bass & Green PA, 28 State Street, 22nd Floor, Boston, Massachusetts, on

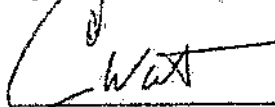
June 29, 2026, at 10:00 a.m., and to testify as to your knowledge, at the taking of the deposition in the above-entitled action, before a Notary Public in and for the Commonwealth of Massachusetts. The deposition will continue day to day as necessary and will be recorded stenographically and by audio visual means.

FURTHERMORE, you are required to produce the documents listed in the Schedule A attached hereto by June 1, 2026 at 12:00 p.m.

Respectfully submitted,

KAREN READ,

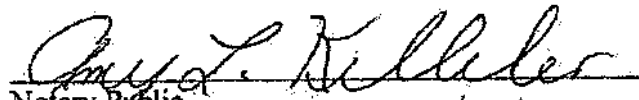
By her attorneys,



Damon M. Seligson (BBO# 632763)
Charles M. Waters (BBO# 631425)
Aaron D. Rosenberg (BBO# 684826)
Sheehan Phinney Bass & Green, PA
28 State Street, 22nd Floor
Boston, MA 02109
617.897.5600
dseligson@sheehan.com
cwaters@sheehan.com
arosenberg@sheehan.com

Dated: May 5, 2026




Notary Public
My Commission Expires: 3/6/2031

DEFINITIONS

Unless specifically indicated, or otherwise required by the context in which the terms, names, and instructions are used:

1. **"Karen Read"** means Defendant Karen Read, her agents, attorneys, and other representatives.
2. **"John O'Keefe"** means John J. O'Keefe III, his agents, attorneys, and other representatives.
3. **"Michael Proctor"** means former Massachusetts State Police Trooper Michael Proctor, his agents, attorneys, and other representatives.
4. **"Nicole Albert," "Kerry Roberts," "Julie Albert," "Chris Albert," "Brian Higgins," "Brian Albert," "Matthew McCabe," "Courtney Elburg," "Allie McCabe," "Brian Albert, Jr.," "Paul O'Keefe," "Kevin Albert," and "Colin Albert"** means these individuals and their agents, attorneys, and other representatives.
5. **"Investigation"** means any investigation concerning the death of John O'Keefe conducted by the Massachusetts State Police, Town of Canton Police Department, Norfolk District Attorney's Office, and/or any other law enforcement agency.
6. **"Criminal Trials"** means the two criminal trials conducted in the case *Commonwealth v. Karen Read*, Norfolk Superior Court, Civil Action No. 2282CR00117.
7. **"Civil Actions"** means the above captioned action *Paul O'Keefe et al. v. Karen Read et al.*, Plymouth Superior Court, Civil Action No. 2483cv00692, and *Karen Read v. Michael Proctor et al.*, United States District Court, District of Massachusetts, Civil Action No. 1:25-cv-13588-DJC.
8. **"Document" or "documents"** means all written, printed, typed, or other graphic matter; all print-outs and run-offs now, or at any time, in your possession, custody or control, or known to you, whether or not prepared by you. "Document" or "documents" includes, but is not limited to, all correspondence, agreements, memoranda, reports, notes, drafts of documents, internal communications, interoffice communications, telegrams, letters, directives, bulletins,

accounts, vouchers, invoices, bills, ledgers, financial statements, analyses, estimates, maps, charts, graphs, drawings, work sheets, minutes, and summaries of meetings, conversations, or communications of any type, including telephone conversations and telephone messages, text messages, electronically stored information, electronic mail, instant messages, and information stored on CD-ROM and/or tape. "Document" or "documents" also include all copies and drafts which are not identical to the original.

9. A "**recording**" means any original or copies, either full or partial, of any responsive audio or video recording, including all metadata associated with such recordings. "Recording" also includes any derivative works or derivative video or audio compilations.

10. The term "**concerning**" means referring to, relating to, describing, evidencing, or constituting.

11. The term "**communication**" means the transmittal of information (in the form of facts, ideas, inquiries, or otherwise) in whatever form, written or verbal or otherwise.

12. "**Representative**" or "**representatives**" used with reference to a person or entity, means (a) any past or present officer, director, partner, associate, employee, servant, agent, subsidiary, affiliate, legal counsel, or any agent of such persons; and (b) any other persons acting on behalf of, or in concert with, such persons, including, without limitation, insurance brokers or agents, auditors, actuaries, and consultants of any type.

13. "**Relate(s) to,**" "**related to,**" or "**relating to**" means to refer to, reflect, concern, pertain to, or in any manner be connected with the matter discussed.

INSTRUCTIONS

1. **Documents Withheld.** If any document is withheld under a claim of privilege or other protection, so as to aid the Court and the parties hereto to determine the validity of the claim of privilege or other protection, please provide the following information with respect to any such documents:

- (a) the identity of the person(s) who prepared the document, who signed it, and over whose name it was sent or issued;

- (b) the identity of the person(s) to whom the document was directed;
- (c) the nature and substance of the document with sufficient particularity to enable the Court and parties hereto to identify the document;
- (d) the date of the document;
- (e) the identity of the person(s) who has custody of, or control over the document and each copy thereof;
- (f) the identify of each person to whom copies of the document were furnished;
- (g) the number of pages;
- (h) the basis on which any privilege or other protection is claimed; and,
- (i) whether any non-privileged or non-protected matter is included in the document.

2. **Partial Production.** If you object to a particular request, or portion thereof, you must produce all documents called for which are not subject to that objection. Similarly, wherever a document is not produced in full, please state with particularity the reason or reasons it is not being produced in full, and describe, to the best of your knowledge, information and belief, and with as much particularity as possible, those portions of the document which are not produced.

3. **Orderly Response.** Wherever it is reasonably practicable, please produce documents in such manner as will facilitate their identification with the particular request or category of requests to which they are responsive.

4. **Construction of "and" and "or".** As used herein, the words "and" and "or" shall be construed both conjunctively and disjunctively, and each shall include the other wherever such dual construction will serve to bring within the scope of these requests and any documents which would otherwise not be brought within its scope.

5. **Construction of the Singular and Plural Forms.** As used herein, the singular form shall include the plural and vice versa whenever such dual construction will serve to bring within the scope of these requests any documents which would otherwise not be brought within its scope.

6. **Format for Production.** For all documents currently stored in electronic format, produce those documents in their electronic, native form with all metadata intact. For example, emails should be produced in .pst format and audio and video recordings should be produced in their native forms with all metadata intact. If you intend to produce documents in a format other than that specified in these instructions, please notify Plaintiff's counsel before making the production.

7. **Supplementation Required.** To the extent you obtain possession, custody, or control of a document that is responsive to these requests after you make your production in response to these requests, you must supplement that initial production with the newly acquired document.

SCHEDULE A

Jennifer McCabe is required to produce by June 1, 2026 at 12:00 p.m. the following documents:

- A. All documents, including communications, relating to Karen Read;
- B. All documents, including communications, relating to John O'Keefe;
- C. All documents, including communications, relating to Michael Proctor;
- D. All documents, including communications, relating to the Investigation;
- E. All documents, including communications, relating to the Criminal Trials;
- F. All documents, including communications, relating to the Civil Actions;
- G. All communications with Michael Proctor;
- H. All communications with John O'Keefe;
- I. All communications with Paul O'Keefe;
- J. All communications from January 28, 2022 to the present with:
 - a. Nicole Albert;
 - b. Julie Albert;
 - c. Kerry Roberts;
 - d. Courtney Elburg;
 - e. Allison McCabe;
 - f. Chris Albert;
 - g. Brian Higgins;
 - h. Brian Albert;
 - i. Matthew McCabe;
 - j. Colin Albert;
 - k. Brian Albert, Jr.;
 - l. Brian Tully; and/or
 - m. Yuriy Bukhenik.

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, SS

SUPERIOR COURT DEPARTMENT

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,

Civil Action No. 2483cv00692

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.

SUBPOENA DUCES TECUM

To: Allison McCabe
c/o James L. Tuxbury, Esq.
Hinckley Allen & Snyder LLP
28 State Street
Boston, MA 02109

GREETINGS, YOU HEREBY ARE COMMANDED, in the name of the
Commonwealth of Massachusetts, pursuant to the provisions of Rule 45 of the Massachusetts
Rules of Civil Procedure, to appear and testify on behalf of Defendant Karen Read, at the offices
of Sheehan Phinney Bass & Green PA, 28 State Street, 22nd Floor, Boston, Massachusetts, on

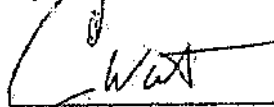
June 10, 2026, at 10:00 a.m., and to testify as to your knowledge, at the taking of the deposition in the above-entitled action, before a Notary Public in and for the Commonwealth of Massachusetts. The deposition will continue day to day as necessary and will be recorded stenographically and by audio visual means.

FURTHERMORE, you are required to produce the documents listed in the Schedule A attached hereto by June 1, 2026 at 12:00 p.m.

Respectfully submitted,

KAREN READ,

By her attorneys,



Damon M. Seligson (BBO# 632763)
Charles M. Waters (BBO# 631425)
Aaron D. Rosenberg (BBO# 684826)
Sheehan Phinney Bass & Green, PA
28 State Street, 22nd Floor
Boston, MA 02109
617.897.5600
dseligson@sheehan.com
cwaters@sheehan.com
arosenberg@sheehan.com

Dated: May 5, 2026




Notary Public
My Commission Expires: 3/6/2027

DEFINITIONS

Unless specifically indicated, or otherwise required by the context in which the terms, names, and instructions are used:

1. **"Karen Read"** means Defendant Karen Read, her agents, attorneys, and other representatives.
2. **"John O'Keefe"** means John J. O'Keefe III, his agents, attorneys, and other representatives.
3. **"Michael Proctor"** means former Massachusetts State Police Trooper Michael Proctor, his agents, attorneys, and other representatives.
4. **"Chris Albert," "Julie Albert," "Brian Higgins," "Brian Albert," "Nicole Albert," "Matthew McCabe," "Jennifer McCabe," "Courtney Elburg," "Kerry Roberts," "Brian Albert, Jr.," "Paul O'Keefe," "Kevin Albert," and "Colin Albert"** means these individuals and their agents, attorneys, and other representatives.
5. **"Investigation"** means any investigation concerning the death of John O'Keefe conducted by the Massachusetts State Police, Town of Canton Police Department, Norfolk District Attorney's Office, and/or any other law enforcement agency.
6. **"Criminal Trials"** means the two criminal trials conducted in the case *Commonwealth v. Karen Read*, Norfolk Superior Court, Civil Action No. 2282CR00117.
7. **"Civil Actions"** means the above captioned action *Paul O'Keefe et al. v. Karen Read et al.*, Plymouth Superior Court, Civil Action No. 2483cv00692, and *Karen Read v. Michael Proctor et al.*, United States District Court, District of Massachusetts, Civil Action No. 1:25-cv-13588-DJC.
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accounts, vouchers, invoices, bills, ledgers, financial statements, analyses, estimates, maps, charts, graphs, drawings, work sheets, minutes, and summaries of meetings, conversations, or communications of any type, including telephone conversations and telephone messages, text messages, electronically stored information, electronic mail, instant messages, and information stored on CD-ROM and/or tape. "Document" or "documents" also include all copies and drafts which are not identical to the original.

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11. The term "**communication**" means the transmittal of information (in the form of facts, ideas, inquiries, or otherwise) in whatever form, written or verbal or otherwise.

12. "**Representative**" or "**representatives**" used with reference to a person or entity, means (a) any past or present officer, director, partner, associate, employee, servant, agent, subsidiary, affiliate, legal counsel, or any agent of such persons; and (b) any other persons acting on behalf of, or in concert with, such persons, including, without limitation, insurance brokers or agents, auditors, actuaries, and consultants of any type.

13. "**Relate(s) to,**" "**related to,**" or "**relating to**" means to refer to, reflect, concern, pertain to, or in any manner be connected with the matter discussed.

INSTRUCTIONS

1. **Documents Withheld.** If any document is withheld under a claim of privilege or other protection, so as to aid the Court and the parties hereto to determine the validity of the claim of privilege or other protection, please provide the following information with respect to any such documents:

- (a) the identity of the person(s) who prepared the document, who signed it, and over whose name it was sent or issued;

- (b) the identity of the person(s) to whom the document was directed;
- (c) the nature and substance of the document with sufficient particularity to enable the Court and parties hereto to identify the document;
- (d) the date of the document;
- (e) the identity of the person(s) who has custody of, or control over the document and each copy thereof;
- (f) the identify of each person to whom copies of the document were furnished;
- (g) the number of pages;
- (h) the basis on which any privilege or other protection is claimed; and,
- (i) whether any non-privileged or non-protected matter is included in the document.

2. **Partial Production.** If you object to a particular request, or portion thereof, you must produce all documents called for which are not subject to that objection. Similarly, wherever a document is not produced in full, please state with particularity the reason or reasons it is not being produced in full, and describe, to the best of your knowledge, information and belief, and with as much particularity as possible, those portions of the document which are not produced.

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7. **Supplementation Required.** To the extent you obtain possession, custody, or control of a document that is responsive to these requests after you make your production in response to these requests, you must supplement that initial production with the newly acquired document.

SCHEDULE A

Allison McCabe is required to produce by June 1, 2026 at 12:00 p.m. the following documents:

- A. All documents, including communications, relating to Karen Read;
- B. All documents, including communications, relating to John O'Keefe;
- C. All documents, including communications, relating to Michael Proctor;
- D. All documents, including communications, relating to the Investigation;
- E. All documents, including communications, relating to the Criminal Trials;
- F. All documents, including communications, relating to the Civil Actions;
- G. All communications with Michael Proctor;
- H. All communications with John O'Keefe;
- I. All communications with Paul O'Keefe;
- J. All communications from January 28, 2022 to the present with:
 - a. Chris Albert;
 - b. Julie Albert;
 - c. Courtney Elburg;
 - d. Kerry Roberts;
 - e. Brian Higgins;
 - f. Brian Albert;
 - g. Nicole Albert;
 - h. Matthew McCabe;
 - i. Jennifer McCabe;
 - j. Colin Albert;
 - k. Brian Albert, Jr.; and/or
 - l. Yuriy Bukhenik.

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, SS

SUPERIOR COURT DEPARTMENT

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.

Civil Action No. 2483cv00692

SUBPOENA DUCES TECUM

To: Brian Higgins
c/o James L. Tuxbury, Esq.
Hinckley Allen & Snyder LLP
28 State Street
Boston, MA 02109

GREETINGS, YOU HEREBY ARE COMMANDED, in the name of the
Commonwealth of Massachusetts, pursuant to the provisions of Rule 45 of the Massachusetts
Rules of Civil Procedure, to appear and testify on behalf of Defendant Karen Read, at the offices
of Sheehan Phinney Bass & Green PA, 28 State Street, 22nd Floor, Boston, Massachusetts, on

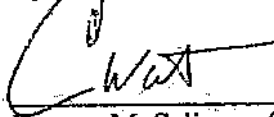
June 18, 2026, at 10:00 a.m., and to testify as to your knowledge, at the taking of the deposition in the above-entitled action, before a Notary Public in and for the Commonwealth of Massachusetts. The deposition will continue day to day as necessary and will be recorded stenographically and by audio visual means.

FURTHERMORE, you are required to produce the documents listed in the Schedule A attached hereto by June 1, 2026 at 12:00 p.m.

Respectfully submitted,

KAREN READ,

By her attorneys,



Damon M. Seligson (BBO# 632763)
Charles M. Waters (BBO# 631425)
Aaron D. Rosenberg (BBO# 684826)
Sheehan Phinney Bass & Green, PA
28 State Street, 22nd Floor
Boston, MA 02109
617.897.5600
dseligson@sheehan.com
cwaters@sheehan.com
arosenberg@sheehan.com

Dated: May 5, 2026



Notary Public
My Commission Expires: 3/6/2031

DEFINITIONS

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1. **"Karen Read"** means Defendant Karen Read, her agents, attorneys, and other representatives.
2. **"John O'Keefe"** means John J. O'Keefe III, his agents, attorneys, and other representatives.
3. **"Michael Proctor"** means former Massachusetts State Police Trooper Michael Proctor, his agents, attorneys, and other representatives.
4. **"Chris Albert," "Kerry Roberts," "Julie Albert," "Brian Albert," "Nicole Albert," "Matthew McCabe," "Jennifer McCabe," "Courtney Elburg," "Allie McCabe," "Brian Albert, Jr.," "Paul O'Keefe," "Kevin Albert," and "Colin Albert"** means these individuals and their agents, attorneys, and other representatives.
5. **"Investigation"** means any investigation concerning the death of John O'Keefe conducted by the Massachusetts State Police, Town of Canton Police Department, Norfolk District Attorney's Office, and/or any other law enforcement agency.
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7. **"Civil Actions"** means the above captioned action *Paul O'Keefe et al. v. Karen Read et al.*, Plymouth Superior Court, Civil Action No. 2483cv00692, and *Karen Read v. Michael Proctor et al.*, United States District Court, District of Massachusetts, Civil Action No. 1:25-cv-13588-DJC.
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INSTRUCTIONS

1. **Documents Withheld.** If any document is withheld under a claim of privilege or other protection, so as to aid the Court and the parties hereto to determine the validity of the claim of privilege or other protection, please provide the following information with respect to any such documents:

- (a) the identity of the person(s) who prepared the document, who signed it, and over whose name it was sent or issued;

- (b) the identity of the person(s) to whom the document was directed;
- (c) the nature and substance of the document with sufficient particularity to enable the Court and parties hereto to identify the document;
- (d) the date of the document;
- (e) the identity of the person(s) who has custody of, or control over the document and each copy thereof;
- (f) the identify of each person to whom copies of the document were furnished;
- (g) the number of pages;
- (h) the basis on which any privilege or other protection is claimed; and,
- (i) whether any non-privileged or non-protected matter is included in the document.

2. **Partial Production.** If you object to a particular request, or portion thereof, you must produce all documents called for which are not subject to that objection. Similarly, wherever a document is not produced in full, please state with particularity the reason or reasons it is not being produced in full, and describe, to the best of your knowledge, information and belief, and with as much particularity as possible, those portions of the document which are not produced.

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6. **Format for Production.** For all documents currently stored in electronic format, produce those documents in their electronic, native form with all metadata intact. For example, emails should be produced in .pst format and audio and video recordings should be produced in their native forms with all metadata intact. If you intend to produce documents in a format other than that specified in these instructions, please notify Plaintiff's counsel before making the production.

7. **Supplementation Required.** To the extent you obtain possession, custody, or control of a document that is responsive to these requests after you make your production in response to these requests, you must supplement that initial production with the newly acquired document.

SCHEDULE A

Brian Higgins is required to produce by June 1, 2026 at 12:00 p.m. the following documents:

- A. All documents, including communications, relating to Karen Read;
- B. All documents, including communications, relating to John O'Keefe;
- C. All documents, including communications, relating to Michael Proctor;
- D. All documents, including communications, relating to the Investigation;
- E. All documents, including communications, relating to the Criminal Trials;
- F. All documents, including communications, relating to the Civil Actions;
- G. All communications with Michael Proctor;
- H. All communications with John O'Keefe;
- I. All communications with Paul O'Keefe;
- J. All communications from January 28, 2022 to the present with:
 - a. Chris Albert;
 - b. Julie Albert;
 - c. Kerry Roberts;
 - d. Courtney Elburg;
 - e. Allison McCabe;
 - f. Brian Albert;
 - g. Nicole Albert;
 - h. Matthew McCabe;
 - i. Jennifer McCabe;
 - j. Colin Albert;
 - k. Brian Albert, Jr.;
 - l. Brian Tully; and/or
 - m. Yuriy Bukhenik.

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, SS

SUPERIOR COURT DEPARTMENT

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.

Civil Action No. 2483cv00692

SUBPOENA DUCES TECUM

To: Nicole Albert
c/o James L. Tuxbury, Esq.
Hinckley Allen & Snyder LLP
28 State Street
Boston, MA 02109

GREETINGS, YOU HEREBY ARE COMMANDED, in the name of the
Commonwealth of Massachusetts, pursuant to the provisions of Rule 45 of the Massachusetts
Rules of Civil Procedure, to appear and testify on behalf of Defendant Karen Read, at the offices
of Sheehan Phinney Bass & Green PA, 28 State Street, 22nd Floor, Boston, Massachusetts, on

June 22, 2026, at 10:00 a.m., and to testify as to your knowledge, at the taking of the deposition in the above-entitled action, before a Notary Public in and for the Commonwealth of Massachusetts. The deposition will continue day to day as necessary and will be recorded stenographically and by audio visual means.

FURTHERMORE, you are required to produce the documents listed in the Schedule A attached hereto by June 1, 2026 at 12:00 p.m.

Respectfully submitted,

KAREN READ,

By her attorneys,



Damon M. Seligson (BBO# 632763)
Charles M. Waters (BBO# 631425)
Aaron D. Rosenberg (BBO# 684826)
Sheehan Phinney Bass & Green, PA
28 State Street, 22nd Floor
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dseligson@sheehan.com
cwaters@sheehan.com
arosenberg@sheehan.com

Dated: May 5, 2026




Notary Public
My Commission Expires: 3/6/2031

DEFINITIONS

Unless specifically indicated, or otherwise required by the context in which the terms, names, and instructions are used:

1. **"Karen Read"** means Defendant Karen Read, her agents, attorneys, and other representatives.
2. **"John O'Keefe"** means John J. O'Keefe III, his agents, attorneys, and other representatives.
3. **"Michael Proctor"** means former Massachusetts State Police Trooper Michael Proctor, his agents, attorneys, and other representatives.
4. **"Chris Albert," "Kerry Roberts," "Julie Albert," "Brian Albert," "Brian Higgins," "Matthew McCabe," "Jennifer McCabe," "Courtney Elburg," "Allie McCabe," "Brian Albert, Jr.," "Paul O'Keefe," "Kevin Albert," and "Colin Albert"** means these individuals and their agents, attorneys, and other representatives.
5. **"Investigation"** means any investigation concerning the death of John O'Keefe conducted by the Massachusetts State Police, Town of Canton Police Department, Norfolk District Attorney's Office, and/or any other law enforcement agency.
6. **"Criminal Trials"** means the two criminal trials conducted in the case *Commonwealth v. Karen Read*, Norfolk Superior Court, Civil Action No. 2282CR00117.
7. **"Civil Actions"** means the above captioned action *Paul O'Keefe et al. v. Karen Read et al.*, Plymouth Superior Court, Civil Action No. 2483cv00692, and *Karen Read v. Michael Proctor et al.*, United States District Court, District of Massachusetts, Civil Action No. 1:25-cv-13588-DJC.
8. **"Document" or "documents"** means all written, printed, typed, or other graphic matter; all print-outs and run-offs now, or at any time, in your possession, custody or control, or known to you, whether or not prepared by you. "Document" or "documents" includes, but is not limited to, all correspondence, agreements, memoranda, reports, notes, drafts of documents, internal communications, interoffice communications, telegrams, letters, directives, bulletins,

accounts, vouchers, invoices, bills, ledgers, financial statements, analyses, estimates, maps, charts, graphs, drawings, work sheets, minutes, and summaries of meetings, conversations, or communications of any type, including telephone conversations and telephone messages, text messages, electronically stored information, electronic mail, instant messages, and information stored on CD-ROM and/or tape. "Document" or "documents" also include all copies and drafts which are not identical to the original.

9. A "**recording**" means any original or copies, either full or partial, of any responsive audio or video recording, including all metadata associated with such recordings. "Recording" also includes any derivative works or derivative video or audio compilations.

10. The term "**concerning**" means referring to, relating to, describing, evidencing, or constituting.

11. The term "**communication**" means the transmittal of information (in the form of facts, ideas, inquiries, or otherwise) in whatever form, written or verbal or otherwise.

12. "**Representative**" or "**representatives**" used with reference to a person or entity, means (a) any past or present officer, director, partner, associate, employee, servant, agent, subsidiary, affiliate, legal counsel, or any agent of such persons; and (b) any other persons acting on behalf of, or in concert with, such persons, including, without limitation, insurance brokers or agents, auditors, actuaries, and consultants of any type.

13. "**Relate(s) to,**" "**related to,**" or "**relating to**" means to refer to, reflect, concern, pertain to, or in any manner be connected with the matter discussed.

INSTRUCTIONS

1. **Documents Withheld.** If any document is withheld under a claim of privilege or other protection, so as to aid the Court and the parties hereto to determine the validity of the claim of privilege or other protection, please provide the following information with respect to any such documents:

- (a) the identity of the person(s) who prepared the document, who signed it, and over whose name it was sent or issued;

- (b) the identity of the person(s) to whom the document was directed;
- (c) the nature and substance of the document with sufficient particularity to enable the Court and parties hereto to identify the document;
- (d) the date of the document;
- (e) the identity of the person(s) who has custody of, or control over the document and each copy thereof;
- (f) the identify of each person to whom copies of the document were furnished;
- (g) the number of pages;
- (h) the basis on which any privilege or other protection is claimed; and,
- (i) whether any non-privileged or non-protected matter is included in the document.

2. **Partial Production.** If you object to a particular request, or portion thereof, you must produce all documents called for which are not subject to that objection. Similarly, wherever a document is not produced in full, please state with particularity the reason or reasons it is not being produced in full, and describe, to the best of your knowledge, information and belief, and with as much particularity as possible, those portions of the document which are not produced.

3. **Orderly Response.** Wherever it is reasonably practicable, please produce documents in such manner as will facilitate their identification with the particular request or category of requests to which they are responsive.

4. **Construction of "and" and "or".** As used herein, the words "and" and "or" shall be construed both conjunctively and disjunctively, and each shall include the other wherever such dual construction will serve to bring within the scope of these requests and any documents which would otherwise not be brought within its scope.

5. **Construction of the Singular and Plural Forms.** As used herein, the singular form shall include the plural and vice versa whenever such dual construction will serve to bring within the scope of these requests any documents which would otherwise not be brought within its scope.

6. **Format for Production.** For all documents currently stored in electronic format, produce those documents in their electronic, native form with all metadata intact. For example, emails should be produced in .pst format and audio and video recordings should be produced in their native forms with all metadata intact. If you intend to produce documents in a format other than that specified in these instructions, please notify Plaintiff's counsel before making the production.

7. **Supplementation Required.** To the extent you obtain possession, custody, or control of a document that is responsive to these requests after you make your production in response to these requests, you must supplement that initial production with the newly acquired document.

SCHEDULE A

Nicole Albert is required to produce by June 1, 2026 at 12:00 p.m. the following documents:

- A. All documents, including communications, relating to Karen Read;
- B. All documents, including communications, relating to John O'Keefe;
- C. All documents, including communications, relating to Michael Proctor;
- D. All documents, including communications, relating to the Investigation;
- E. All documents, including communications, relating to the Criminal Trials;
- F. All documents, including communications, relating to the Civil Actions;
- G. All communications with Michael Proctor;
- H. All communications with John O'Keefe;
- I. All communications with Paul O'Keefe;
- J. All communications from January 28, 2022 to the present with:
 - a. Chris Albert;
 - b. Julie Albert;
 - c. Kerry Roberts;
 - d. Courtney Elburg;
 - e. Allison McCabe;
 - f. Brian Albert;
 - g. Brian Higgins;
 - h. Matthew McCabe;
 - i. Jennifer McCabe;
 - j. Colin Albert;
 - k. Brian Albert, Jr.;
 - l. Brian Tully; and/or
 - m. Yuriy Bukhenik.

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, SS

SUPERIOR COURT DEPARTMENT

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,

Civil Action No. 2483cv00692

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.

SUBPOENA DUCES TECUM

To: Brian Albert
c/o James L. Tuxbury, Esq.
Hinckley Allen & Snyder LLP
28 State Street
Boston, MA 02109

GREETINGS, YOU HEREBY ARE COMMANDED, in the name of the
Commonwealth of Massachusetts, pursuant to the provisions of Rule 45 of the Massachusetts
Rules of Civil Procedure, to appear and testify on behalf of Defendant Karen Read, at the offices
of Sheehan Phinney Bass & Green PA, 28 State Street, 22nd Floor, Boston, Massachusetts, on

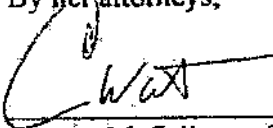
June 24, 2026, at 10:00 a.m., and to testify as to your knowledge, at the taking of the deposition in the above-entitled action, before a Notary Public in and for the Commonwealth of Massachusetts. The deposition will continue day to day as necessary and will be recorded stenographically and by audio visual means.

FURTHERMORE, you are required to produce the documents listed in the Schedule A attached hereto by June 1, 2026 at 12:00 p.m.

Respectfully submitted,

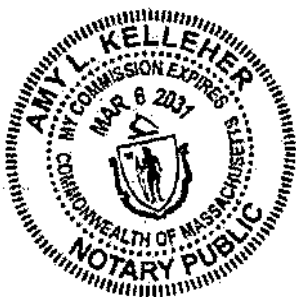
KAREN READ,

By her attorneys,



Damon M. Seligson (BBO# 632763)
Charles M. Waters (BBO# 631425)
Aaron D. Rosenberg (BBO# 684826)
Sheehan Phinney Bass & Green, PA
28 State Street, 22nd Floor
Boston, MA 02109
617.897.5600
dseligson@sheehan.com
cwaters@sheehan.com
arosenberg@sheehan.com

Dated: May 5, 2026




Notary Public
My Commission Expires: 3/6/2037

DEFINITIONS

Unless specifically indicated, or otherwise required by the context in which the terms, names, and instructions are used:

1. **"Karen Read"** means Defendant Karen Read, her agents, attorneys, and other representatives.
2. **"John O'Keefe"** means John J. O'Keefe III, his agents, attorneys, and other representatives.
3. **"Michael Proctor"** means former Massachusetts State Police Trooper Michael Proctor, his agents, attorneys, and other representatives.
4. **"Nicole Albert," "Kerry Roberts," "Julie Albert," "Chris Albert," "Brian Higgins," "Matthew McCabe," "Jennifer McCabe," "Courtney Elburg," "Allie McCabe," "Brian Albert, Jr.," "Paul O'Keefe," "Kevin Albert," and "Colin Albert"** means these individuals and their agents, attorneys, and other representatives.
5. **"Investigation"** means any investigation concerning the death of John O'Keefe conducted by the Massachusetts State Police, Town of Canton Police Department, Norfolk District Attorney's Office, and/or any other law enforcement agency.
6. **"Criminal Trials"** means the two criminal trials conducted in the case *Commonwealth v. Karen Read*, Norfolk Superior Court, Civil Action No. 2282CR00117.
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accounts, vouchers, invoices, bills, ledgers, financial statements, analyses, estimates, maps, charts, graphs, drawings, work sheets, minutes, and summaries of meetings, conversations, or communications of any type, including telephone conversations and telephone messages, text messages, electronically stored information, electronic mail, instant messages, and information stored on CD-ROM and/or tape. "Document" or "documents" also include all copies and drafts which are not identical to the original.

9. A "**recording**" means any original or copies, either full or partial, of any responsive audio or video recording, including all metadata associated with such recordings. "Recording" also includes any derivative works or derivative video or audio compilations.

10. The term "**concerning**" means referring to, relating to, describing, evidencing, or constituting.

11. The term "**communication**" means the transmittal of information (in the form of facts, ideas, inquiries, or otherwise) in whatever form, written or verbal or otherwise.

12. "**Representative**" or "**representatives**" used with reference to a person or entity, means (a) any past or present officer, director, partner, associate, employee, servant, agent, subsidiary, affiliate, legal counsel, or any agent of such persons; and (b) any other persons acting on behalf of, or in concert with, such persons, including, without limitation, insurance brokers or agents, auditors, actuaries, and consultants of any type.

13. "**Relate(s) to,**" "**related to,**" or "**relating to**" means to refer to, reflect, concern, pertain to, or in any manner be connected with the matter discussed.

INSTRUCTIONS

1. **Documents Withheld.** If any document is withheld under a claim of privilege or other protection, so as to aid the Court and the parties hereto to determine the validity of the claim of privilege or other protection, please provide the following information with respect to any such documents:

- (a) the identity of the person(s) who prepared the document, who signed it, and over whose name it was sent or issued;

- (b) the identity of the person(s) to whom the document was directed;
- (c) the nature and substance of the document with sufficient particularity to enable the Court and parties hereto to identify the document;
- (d) the date of the document;
- (e) the identity of the person(s) who has custody of, or control over the document and each copy thereof;
- (f) the identify of each person to whom copies of the document were furnished;
- (g) the number of pages;
- (h) the basis on which any privilege or other protection is claimed; and,
- (i) whether any non-privileged or non-protected matter is included in the document.

2. **Partial Production.** If you object to a particular request, or portion thereof, you must produce all documents called for which are not subject to that objection. Similarly, wherever a document is not produced in full, please state with particularity the reason or reasons it is not being produced in full, and describe, to the best of your knowledge, information and belief, and with as much particularity as possible, those portions of the document which are not produced.

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7. **Supplementation Required.** To the extent you obtain possession, custody, or control of a document that is responsive to these requests after you make your production in response to these requests, you must supplement that initial production with the newly acquired document.

SCHEDULE A

Brian Albert is required to produce by June 1, 2026 at 12:00 p.m. the following documents:

- A. All documents, including communications, relating to Karen Read;
- B. All documents, including communications, relating to John O'Keefe;
- C. All documents, including communications, relating to Michael Proctor;
- D. All documents, including communications, relating to the Investigation;
- E. All documents, including communications, relating to the Criminal Trials;
- F. All documents, including communications, relating to the Civil Actions;
- G. All communications with Michael Proctor;
- H. All communications with John O'Keefe;
- I. All communications with Paul O'Keefe;
- J. All communications from January 28, 2022 to the present with:
 - a. Nicole Albert;
 - b. Julie Albert;
 - c. Kerry Roberts;
 - d. Courtney Elburg;
 - e. Allison McCabe;
 - f. Chris Albert;
 - g. Brian Higgins;
 - h. Matthew McCabe;
 - i. Jennifer McCabe;
 - j. Colin Albert;
 - k. Brian Albert, Jr.;
 - l. Brian Tully; and/or
 - m. Yuriy Bukhenik.

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, SS

SUPERIOR COURT DEPARTMENT

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.

Civil Action No. 2483cv00692

SUBPOENA DUCES TECUM

To: Matthew McCabe
c/o James L. Tuxbury, Esq.
Hinckley Allen & Snyder LLP
28 State Street
Boston, MA 02109

GREETINGS, YOU HEREBY ARE COMMANDED, in the name of the
Commonwealth of Massachusetts, pursuant to the provisions of Rule 45 of the Massachusetts
Rules of Civil Procedure, to appear and testify on behalf of Defendant Karen Read, at the offices
of Sheehan Phinney Bass & Green PA, 28 State Street, 22nd Floor, Boston, Massachusetts, on

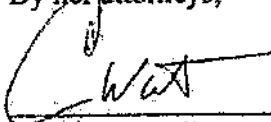
June 26, 2026, at 10:00 a.m., and to testify as to your knowledge, at the taking of the deposition in the above-entitled action, before a Notary Public in and for the Commonwealth of Massachusetts. The deposition will continue day to day as necessary and will be recorded stenographically and by audio visual means.

FURTHERMORE, you are required to produce the documents listed in the Schedule A attached hereto by June 1, 2026 at 12:00 p.m.

Respectfully submitted,

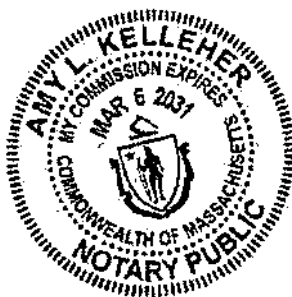
KAREN READ,

By her attorneys,



Damon M. Seligson (BBO# 632763)
Charles M. Waters (BBO# 631425)
Aaron D. Rosenberg (BBO# 684826)
Sheehan Phinney Bass & Green, PA
28 State Street, 22nd Floor
Boston, MA 02109
617.897.5600
dseligson@sheehan.com
cwaters@sheehan.com
arosenberg@sheehan.com

Dated: May 5, 2026



Notary Public

My Commission Expires: 3/6/2031

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4. **"Nicole Albert," "Kerry Roberts," "Julie Albert," "Chris Albert," "Brian Higgins," "Brian Albert," "Jennifer McCabe," "Courtney Elburg," "Allie McCabe," "Brian Albert, Jr.," "Paul O'Keefe," "Kevin Albert," and "Colin Albert"** means these individuals and their agents, attorneys, and other representatives.
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13. "**Relate(s) to,**" "**related to,**" or "**relating to**" means to refer to, reflect, concern, pertain to, or in any manner be connected with the matter discussed.

INSTRUCTIONS

1. **Documents Withheld.** If any document is withheld under a claim of privilege or other protection, so as to aid the Court and the parties hereto to determine the validity of the claim of privilege or other protection, please provide the following information with respect to any such documents:

- (a) the identity of the person(s) who prepared the document, who signed it, and over whose name it was sent or issued;

- (b) the identity of the person(s) to whom the document was directed;
- (c) the nature and substance of the document with sufficient particularity to enable the Court and parties hereto to identify the document;
- (d) the date of the document;
- (e) the identity of the person(s) who has custody of, or control over the document and each copy thereof;
- (f) the identify of each person to whom copies of the document were furnished;
- (g) the number of pages;
- (h) the basis on which any privilege or other protection is claimed; and,
- (i) whether any non-privileged or non-protected matter is included in the document.

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6. **Format for Production.** For all documents currently stored in electronic format, produce those documents in their electronic, native form with all metadata intact. For example, emails should be produced in .pst format and audio and video recordings should be produced in their native forms with all metadata intact. If you intend to produce documents in a format other than that specified in these instructions, please notify Plaintiff's counsel before making the production.

7. **Supplementation Required.** To the extent you obtain possession, custody, or control of a document that is responsive to these requests after you make your production in response to these requests, you must supplement that initial production with the newly acquired document.

SCHEDULE A

Matthew McCabe is required to produce by June 1, 2026 at 12:00 p.m. the following documents:

- A. All documents, including communications, relating to Karen Read;
- B. All documents, including communications, relating to John O'Keefe;
- C. All documents, including communications, relating to Michael Proctor;
- D. All documents, including communications, relating to the Investigation;
- E. All documents, including communications, relating to the Criminal Trials;
- F. All documents, including communications, relating to the Civil Actions;
- G. All communications with Michael Proctor;
- H. All communications with John O'Keefe;
- I. All communications with Paul O'Keefe;
- J. All communications from January 28, 2022 to the present with:
 - a. Nicole Albert;
 - b. Julie Albert;
 - c. Kerry Roberts;
 - d. Courtney Elburg;
 - e. Allison McCabe;
 - f. Chris Albert;
 - g. Brian Higgins;
 - h. Brian Albert;
 - i. Jennifer McCabe;
 - j. Colin Albert;
 - k. Brian Albert, Jr.;
 - l. Brian Tully; and/or
 - m. Yuriy Bukhenik.

EXHIBIT 7

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, ss.

SUPERIOR COURT DEPARTMENT
C.A. 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.

SUBPEONA FOR AUDIOVISUAL DEPOSITION TESTIMONY

To: Colin Albert in care of Attorney James Tuxbury
Hinckley Allen
28 State Street
Boston, MA 02109

YOU ARE HEREBY COMMANDED in the name of the Commonwealth of
Massachusetts and in accordance with the provisions of Rule 45 of the Massachusetts Rules of
Civil Procedure, to appear and testify on behalf of the Plaintiffs before a Notary Public of the
Commonwealth at the law offices of **Hinckley Allen, 28 State St. FLR 29 Boston, MA 02109** on
May 28, 2026, at 10:00am, as to your knowledge with respect to the above referenced matter.
The deposition shall be recorded by audio-visual and stenographic means.

*Pursuant to Executive Order No. 455 (01-13) you are required to bring to the deposition
a valid driver's license, passport, or other Federal- or state-issued photo identification bearing
your signature.*

HEREOR FAIL NOT, as failure by any person without adequate excuse to obey a subpoena served upon him or her may be deemed a contempt of the court in which the action is pending.

Dated: 05/22/26

Respectfully Submitted,
The Plaintiffs,
By Their Attorney,

CBrilhante

Christina Brilhante, Esq.
BBO # 717308
Diller Law, LLP
50 Congress Street, Suite 420
Boston, MA 02109
(617) 431-2423
CBrilhante@dillerlaw.com

Marc Diller

Notary Public
My Commission Expires:



COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
SUPERIOR COURT DEPARTMENT

PLYMOUTH, ss.

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.)

NOTICE OF AUDIOVISUAL DEPOSITION OF COLIN ALBERT

To: All Counsel of Record

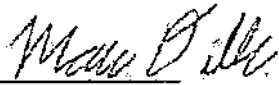
Please take notice that on **May 28, 2026, at 10:00am**, at the offices of **Hinckley Allen, 28 State St. FLR 29 Boston, MA 02109**, the Plaintiffs in this action, by their attorney, will take the audio-visual deposition upon oral examination of **Colin Albert**, pursuant to applicable provisions of the Massachusetts Rules of Civil Procedure, before a Notary Public in and for the Commonwealth of Massachusetts, or before some other officer authorized by law to administer oaths. The oral examination will continue day-to-day until completed.

The deposition testimony shall be recorded by audio-visual and stenographic means. You are invited to attend and cross-examine.

Respectfully submitted,

Plaintiffs, Paul O'Keefe, individually
and as Personal Representative of the
Estate of John O'Keefe III; John

O'Keefe II; Margaret O'Keefe,
individually and as
Grandparent/Guardian of Kayley
Furbush,
By their attorneys,

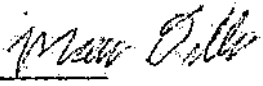
/s/ Marc Diller 

Marc Diller, Esq.
BBO# 644997
Diller Law, LLP
50 Congress Street, Suite 420
Boston, MA 02109
(617) 523-7771
mdiller@dillerlaw.com

Date: 05/22/2026

CERTIFICATE OF SERVICE

I, Marc Diller do hereby certify that a copy of this document was served on all counsel of record by email on May 22, 2026.

/s/ Marc Diller 

Marc Diller, Esq.

EXHIBIT 8

Murphy, Kieran T.

From: Aaron D. Rosenberg <aaronberg@sheehan.com>
Sent: Friday, June 5, 2026 10:58 AM
To: Tuxbury, James L.
Cc: Murphy, Kieran T.; Christopher Mattei; Damon M. Seligson; Charles M. Waters
Subject: Re: O'Keefe v Read, et al.

EXTERNAL EMAIL

Jim - It's easy to pretend to take the high road after shooting from the hip with attacks on your opposing counsel's character and integrity. I agree to extend your 9A deadline to Tuesday. You can review what I send to the Court and decide whether you plan to continue baselessly calling me a liar to further your own ends.

Aaron

Aaron D. Rosenberg
Sheehan Phinney Bass & Green, PA
(617) 897-5664
aaronberg@sheehan.com

From: Tuxbury, James L. <jtuxbury@hinckleyallen.com>
Sent: Friday, June 5, 2026 9:09 AM
To: Aaron D. Rosenberg <aaronberg@sheehan.com>
Cc: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Damon M. Seligson <dseligson@sheehan.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: RE: O'Keefe v Read, et al.

Aaron,

I'm going to avoid responding to your personal criticisms of me and our team. Given the grievous impact these types of misstatements have had on our clients in the past – especially when unaddressed – we have no choice but to take them very seriously and to avail ourselves of the protections that the rules provide.

We appreciate your willingness to correct the record on this issue. We will review your proposed filing with the Court on Monday and hopefully we can reach an agreement. In light of that, here is what I would propose. Our opposition to the motion to compel is due today and would have to include our cross motion for sanctions. Given your proposal it would make sense for us to hold off on serving our opposition and any cross motion until Tuesday so we can see if we can reach agreement as to the appropriate remedy.

In terms of the procedure, given the severity of this issue, I raised this issue with Ms. Read's counsel at the hearing yesterday morning, who was Damon. He indicated that he would address this issue with me on behalf of Ms. Read. That is all.

Best,

Jim

From: Aaron D. Rosenberg <arosenberg@sheehan.com>
Sent: Friday, June 5, 2026 6:12 AM
To: Tuxbury, James L. <jtuxbury@hinckleyallen.com>
Cc: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Damon M. Seligson <dseligson@sheehan.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: Re: O'Keefe v Read, et al.

EXTERNAL EMAIL

Jim,

I listened to the audio of the status conference and think that my single statement that Colin "refused to appear" was somewhat inartful in context, and I am willing to clarify that for the Court by letter on Monday.

Again - had you simply pointed this specific concern out to me (the lawyer you were histrionically accusing of lying to the Court) in the first place, we could have avoided a lot of wasted time and energy. As you are well aware, when a judge asks specific questions about many matters at once, sometimes lawyers misspeak. The professional course to take when you believe a correction is warranted is to point it out to the lawyer in question and ask for that correction. But I know that's not how you and your team operate and will certainly keep it in mind in the future. You'll receive a copy of my letter on Monday.

Best,

Aaron

Aaron D. Rosenberg
Sheehan Phinney Bass & Green, PA
(617) 897-5664
arosenberg@sheehan.com

From: Tuxbury, James L. <jtuxbury@hinckleyallen.com>
Sent: Thursday, June 4, 2026 7:44 PM
To: Aaron D. Rosenberg <arosenberg@sheehan.com>; Damon M. Seligson <dseligson@sheehan.com>
Cc: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: RE: O'Keefe v Read, et al.

Aaron,

No one is going "over your head." I had a meet and confer with Damon on this and that seems the appropriate route. I raised it with specificity the exact phrases we had concerns with at 10:30 AM today – less than 24 hours after the statements were made. Again, our position is clear – it was an unequivocal misrepresentation to say that Colin Albert has refused to appear for a deposition. That statement has sparked substantial and vicious social media backlash. Indeed, the Court today seemed to understand what I was talking about when I tried to raise it this morning. The Court directed me to raise any issues through a

motion. The opposition is due tomorrow so I have conferred with your colleague this morning discussing with him our concerns and desired redress. I am awaiting the response he represented to me he would make. It is Defendant Read that has created this schedule with tomorrow's deadline.

There is no need for a back and forth on this. I will wait for Damon's promised response regarding the statements made at yesterday's hearing, but we have a deadline tomorrow as you know.

Jim

From: Aaron D. Rosenberg <arosenberg@sheehan.com>
Sent: Thursday, June 4, 2026 7:27 PM
To: Tuxbury, James L. <jtuxbury@hinckleyallen.com>; Damon M. Seligson <dseligson@sheehan.com>
Cc: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: Re: O'Keefe v Read, et al.

EXTERNAL EMAIL

Jim - Are you saying that you are accusing me of lying to the Court and are now refusing to speak to me about it - insisting instead that you speak to my partner, in some silly attempt to suggest that you are "going over my head?" Even considering your tactics thus far, that is an incredible level of unprofessionalism.

As you know, Mr. Albert refused to produce documents, then refused to provide additional availability, then out of the blue claimed he would be unavailable for the entirety of our remaining discovery period save for two or three days, without any explanation. Then, within hours of you sending that email, the plaintiffs improperly noticed a deposition on a date you knew our office was unavailable, and for the first time, your office claimed that our subpoena was somehow invalid or expired. So, I do think that your client - through you and your firm - certainly played games to avoid the deposition.

However, I've told you that I will evaluate the exact wording I used and let you know whether I think it needs clarification. But your colleague first identified this issue to me (the attorney you are attacking) at 5pm today, when you already knew I was out of the office, so I'll do so early next week, as I said. If you're intent on attacking your opposing counsel as a perceived means to further your case, we'll respond as necessary.

Aaron D. Rosenberg
Sheehan Phinney Bass & Green, PA
(617) 897-5664
arosenberg@sheehan.com

From: Tuxbury, James L. <jtuxbury@hinckleyallen.com>
Sent: Thursday, June 4, 2026 7:13 PM
To: Aaron D. Rosenberg <arosenberg@sheehan.com>; Damon M. Seligson <dseligson@sheehan.com>
Cc: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: RE: O'Keefe v Read, et al.

Aaron,

I do not want to play a game of telephone. I raised these concerns in detail with Damon after the meeting and he indicated that he will be the person we will discuss on this issue. That is why Keiran's email was directed to Damon. We spoke for a while and I spoke in detail about our concerns regarding the specific statement even telling him about the real world consequences of your misstatement. He told me that from his perspective there was no intent to mispresent and that he represented to me he would look into it and get back to me. If he is telling you something different that is disappointing, but I will await to hear from him directly before I assume there is an issue. From our perspective the statement you made had no defense or basis in fact, but as a professional courtesy to Damon, I told him would be willing to hear what he learned talking to you.

Our deadline to oppose the motion to compel is tomorrow so, if you will not agree to a corrective filing, or give a valid explanation for you said, we will be forced to cross move for sanctions. There is no other time given the deadline on your motion to compel. Indeed, that is the procedure Defendant Read followed in seeking sanctions in connection with Plaintiffs' motion regarding Ms. Read's phone. The statement is very short, and the issue is very clear; documented by an email correspondence that reflects that Colin did not refuse to appear for a deposition.

Damon – as we discussed this morning, please get back to me tomorrow so we can discuss further and see if we are able to reach agreement on this issue prior to our filing deadline.

Best,

Jim

From: Aaron D. Rosenberg <arosenberg@sheehan.com>

Sent: Thursday, June 4, 2026 6:25 PM

To: Tuxbury, James L. <jtuxbury@hinckleyallen.com>

Cc: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Christopher Mattei <cmattei@koskoff.com>; Damon M. Seligson <dseligson@sheehan.com>; Charles M. Waters <cwaters@sheehan.com>

Subject: Re: O'Keefe v Read, et al.

EXTERNAL EMAIL

Jim,

Damon did not leave your conversation with any understanding of what "misrepresentation" you were referring to. I don't believe I "misrepresented" anything. But now that you've identified to me what you claim to be inaccurate, I am willing to review the recording of the status conference and evaluate whether I think that I misspoke. If so, I would of course correct the record.

However, as you know, there were two ways for you and your firm to handle your concern. You could have sent a simple email to me - the lawyer you believe misspoke - identifying it and asking me to correct it. Instead, your firm elected the first contact with me regarding this issue to be a threat of sanctions and allegations of an ethical violation, still without any explanation. I take it from your unnecessary and discourteous aggression that you stand by every word you've said and written in this case, so we'll follow up

with you later regarding multiple statements in your recent Reply in the federal case and your defamation Complaint that are demonstrably not true.

I'll let you know by Tuesday morning whether I believe any of my statements at the status conference warrant clarification.

Thanks,

Aaron

Aaron D. Rosenberg
Sheehan Phinney Bass & Green, PA
(617) 897-5664
arosenberg@sheehan.com

From: Tuxbury, James L. <jtuxbury@hinckleyallen.com>
Sent: Thursday, June 4, 2026 5:01 PM
To: Aaron D. Rosenberg <arosenberg@sheehan.com>; Murphy, Kieran T. <KMurphy@hinckleyallen.com>;
Damon M. Seligson <dseligson@sheehan.com>
Cc: Christopher Mattei <cmattei@koskoff.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: RE: O'Keefe v Read, et al.

Aaron,

I spoke with your partner Damon at length today about this. You said yesterday in open Court that Colin Albert refused to appear for a deposition. That was demonstrably not true. Our email exchange confirms that Ms. Read canceled the April 29 deposition. That misrepresentation has had real world impact as Colin and my other clients have faced an onslaught of online harassment, defamation, and intimidation sparked by your statements yesterday.

Damon indicated that he would speak with you and get back to me with an explanation, if any, which I told him that I would listen to. I remain willing to do so.

Jim

From: Aaron D. Rosenberg <arosenberg@sheehan.com>
Sent: Thursday, June 4, 2026 4:45 PM
To: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Damon M. Seligson <dseligson@sheehan.com>
Cc: Christopher Mattei <cmattei@koskoff.com>; Tuxbury, James L. <jtuxbury@hinckleyallen.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: Re: O'Keefe v Read, et al.

EXTERNAL EMAIL

You guys are really something else. What misrepresentations? Might help to lay out what you allege to be misrepresentations before accusing your opposing counsel of lying.

Aaron D. Rosenberg
Sheehan Phinney Bass & Green, PA
(617) 897-5664
arosenberg@sheehan.com

From: Murphy, Kieran T. <KMurphy@hinckleyallen.com>
Sent: Thursday, June 4, 2026 4:40:56 PM
To: Damon M. Seligson <dseligson@sheehan.com>
Cc: Aaron D. Rosenberg <arosenberg@sheehan.com>; Christopher Mattei <cmattei@koskoff.com>; Tuxbury, James L. <jtuxbury@hinckleyallen.com>; Charles M. Waters <cwaters@sheehan.com>
Subject: RE: O'Keefe v Read, et al.

Hi Damon—

I understand that you spoke with Jim today about the misrepresentations made by Aaron in open court during yesterday's wrongful death status conference regarding the facts surrounding Colin Albert's deposition and document subpoena. Please advise as soon as possible whether Aaron (or another member of your team) intends to retract or clarify those statements with Judge Gildea. Otherwise, we intend to cross-move for sanctions against Aaron for violating Rule of Professional Conduct 3.3(a) when serving our opposition to the outstanding motion to compel tomorrow.

I look forward to hearing from you.

Thanks,
Kieran

Kieran T. Murphy
Associate

Hinckley Allen
30 South Pearl Street, Suite 1101
Albany, NY 12207-3492
p: 518-396-3143 | c: 860-936-5622
KMurphy@hinckleyallen.com

From: Charles M. Waters <cwaters@sheehan.com>
Sent: Tuesday, May 26, 2026 5:21 PM
To: Christopher Mattei <cmattei@koskoff.com>; Tuxbury, James L. <jtuxbury@hinckleyallen.com>
Cc: Murphy, Kieran T. <KMurphy@hinckleyallen.com>; Damon M. Seligson <dseligson@sheehan.com>; Aaron D. Rosenberg <arosenberg@sheehan.com>
Subject: FW: O'Keefe v Read, et al.

EXTERNAL EMAIL

Fyi.

From: Charles M. Waters
Sent: Tuesday, May 26, 2026 12:35 PM
To: Marc Diller <MDiller@dillerlaw.com>; John Dealy <jdealy@hassettdonnelly.com>; David Hassett <dhassett@hassettdonnelly.com>; Tamara Smith Holtslag <tsmith@peabodyarnold.com>; Lincoln A. Rose

<lrse@peabodyarnold.com>; Alexandra M. Beaton <ambeaton@peabodyarnold.com>; Aaron D. Rosenberg <arosenberg@sheehan.com>; Damon M. Seligson <dseligson@sheehan.com>; Michael Bell <mbell@tangmaravelis.com>; Thomas Tang <ttang@tangmaravelis.com>; Art Maravelis <amaravelis@tangmaravelis.com>; Sarah Shipley <sshipley@tangmaravelis.com>; Alan Jackson <ajackson@werksmanjackson.com>; Murphy, Kieran T. <kmurphy@hinckleyallen.com>
Cc: Bibi Fell <Bibi@Fellfirm.com>; Daniel Buck <DBuck@dillerlaw.com>; Christina Brilhante <CBrilhante@dillerlaw.com>; Jason Varsch <JVarsch@dillerlaw.com>; Marlee Horwitz <marlee@fellfirm.com>
Subject: RE: O'Keefe v Read, et al.

Marc, your Notice of Deposition relating to Colin Albert's deposition violates the Rules of Civil Procedure and, therefore, is invalid. As a result, you have no right under the Rules to proceed with his deposition on May 28th.

Kieran, please see attached for service pursuant to Superior Court Rule 9A our Motion to Compel (and Memorandum) relating to Colin Albert's deposition. Please provide your Opposition in accordance with Rule 9A.

Chas.

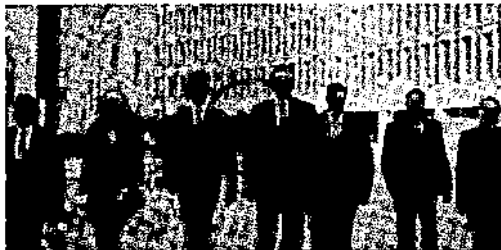
From: Marc Diller <MDiller@dillerlaw.com>
Sent: Friday, May 22, 2026 4:03 PM
To: John Dealy <jdealy@hassettdonnelly.com>; David Hassett <dhassett@hassettdonnelly.com>; Tamara Smith Holtslag <tsmith@peabodyarnold.com>; Lincoln A. Rose <lrse@peabodyarnold.com>; Alexandra M. Beaton <ambeaton@peabodyarnold.com>; Aaron D. Rosenberg <arosenberg@sheehan.com>; Damon M. Seligson <dseligson@sheehan.com>; Charles M. Waters <cwaters@sheehan.com>; Michael Bell <mbell@tangmaravelis.com>; Thomas Tang <ttang@tangmaravelis.com>; Art Maravelis <amaravelis@tangmaravelis.com>; Sarah Shipley <sshipley@tangmaravelis.com>; Alan Jackson <ajackson@werksmanjackson.com>
Cc: Bibi Fell <Bibi@Fellfirm.com>; Daniel Buck <DBuck@dillerlaw.com>; Christina Brilhante <CBrilhante@dillerlaw.com>; Jason Varsch <JVarsch@dillerlaw.com>; Marlee Horwitz <marlee@fellfirm.com>
Subject: O'Keefe v Read, et al.

Counsel,

Please note the following:

1. Tuesday's deposition of Mackowski is off while the O'Keefe and Read teams confer on Read's objections to the matter.
2. We were notified that Ms. Collins and Ms. Bombadier need to reschedule the Thursday depositions.
3. Given that all parties were already blocked for the day and our need to move depositions forward, we investigated and discovered that Colin Albert's deposition was canceled by the Read team previously and never re-noticed/subpoenaed to date. Albert's counsel has agreed to accept the subpoena and to appear next Thursday at his counsel's office (28 State St.) for deposition. See attached deposition notice which has been properly served on Albert with a confirmed appearance.
4. Friday's deposition remains on the calendar and has been confirmed that it is going forward.

Have a nice Holiday weekend. I look forward to seeing you all next week.



Marc Diller, Esq.

Phone **(617) 523-7771**

Email: marc@dillerlaw.com

Website: www.dillerlaw.com

Address: **50 Congress St., Ste. 420
Boston, MA 02109**



Effective 9/1/2022 our address changed. Please update your records with our new address 50 Congress St., Ste. 420 Boston, MA 02109.

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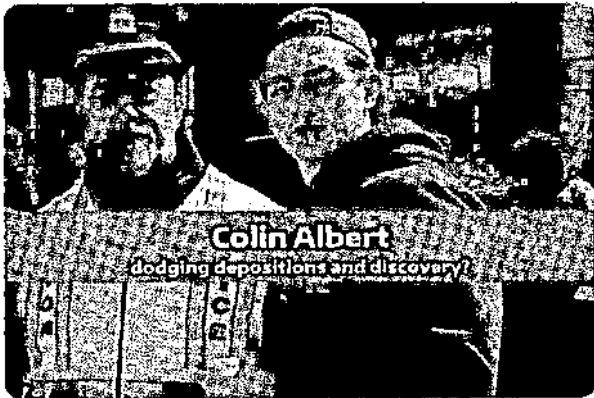
The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

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EXHIBIT 9

BoozeyBeauty @BoozeyBeauty · Jun 3
According to today's O'Keefe v. Read / Canton Bars hearing, Karen Read's attorneys are preparing motions to compel against several witnesses, but the situation involving Colin Albert stood out.

Read's attorney, Aaron Rosenberg, told the court that Brian Albert, Nicole Albert,
[Show more](#)



77 105 732 59K

Isris @DredPireIsris

Oh good! Colin is going to learn how to murder more efficiently.
5:58 PM · Jun 3, 2026 · 903 Views

23

Aidan Kearney @DoctorTurtleboy · Jun 3
Colin Albert has suddenly decided to join the army, and will be unavailable to give a deposition in the Karen Read lawsuit. Hopefully our country is a little safer now that we are being defended by a person who testified that an award winning journalist speaking into a window
[Show more](#)

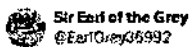


217 166 17K 177K

Susan @Astrolunachick

Does the Army know that he was in the house?
8:07 PM · Jun 3, 2026 · 3,240 Views

5 2 138

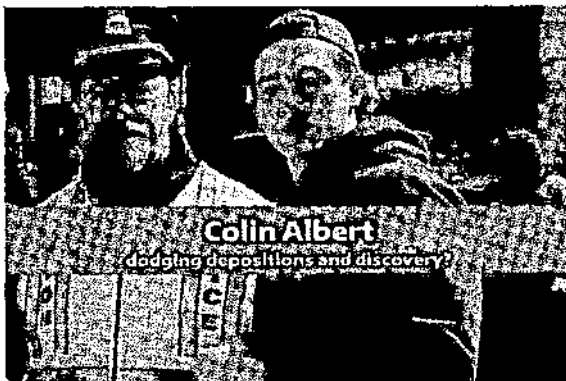


Dodging your disposition to get sent to war. Good option Colin, that doesn't make you and your family look ridiculously guilty. P.s. Everyone knows you're murderers based on your own testimonies. @DoctorTurtleboy has nothing to do with that. Sue. Me.

BoozeyBeauty @BoozeyBeauty · Jun 3

According to today's O'Keefe v. Read / Canton Bars hearing, Karen Read's attorneys are preparing motions to compel against several witnesses, but the situation involving Colin Albert stood out.

Read's attorney, Aaron Rosenberg, told the court that Brian Albert, Nicole ...



5:19 PM · Jun 3, 2026 · 1,068 Views

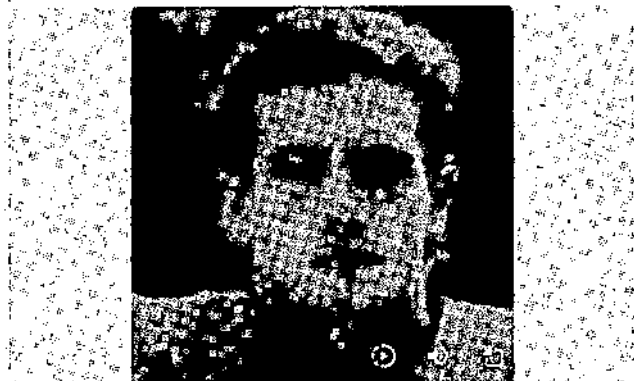


Cat Ryan @CatQuestionsAll

Now Colin Albert can kill legally

Big Daddy D @DJJunior1989 · Jun 3

Guess who is fleeing in order to not be deposed and answer the tough questions? Just because you join the service it won't shield you from prison. Bang Bang



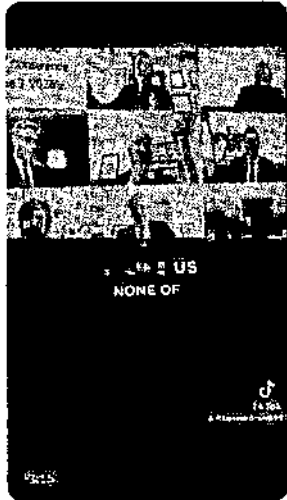
7:23 PM · Jun 3, 2026 · 728 Views



Relevant ▾

Boston Brandi @BostonBrandi100

Colin quickly enlisted. Will they get to him before he jets off? 🤔 •• It's amazing how some people can dodge a deposition with Olympic-level agility, then suddenly discover a calling to serve when sworn testimony is on the horizon. #KarenRead #JohnO'Keefe



5:29 PM • Jun 3, 2026 • 14.2K Views

80

15

266

12

1

Post not available

Suzy @Suzybeau1

Oooh Colin refusing to appear. Why Colin. Then saying you are only available for 7 days and that's it. What's up Colin. Bang. Bang.

REFUSED TO PRODUCE DOCUMENTS.



Last edited 4:45 PM • Jun 3, 2026 • 3,990 Views

15

11

107

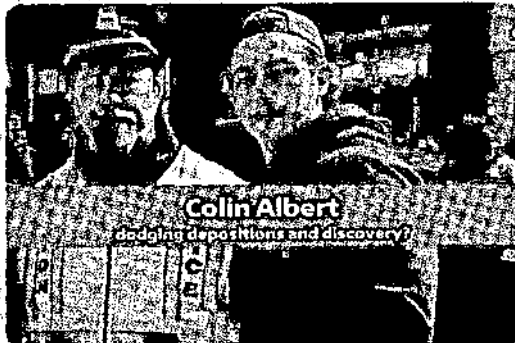
2

1

Post not available

BoozeyBeauty @BoozeyBeauty Jun 3
According to today's O'Keefe v. Read / Canton Bars hearing, Karen Read's attorneys are preparing motions to compel against several witnesses, but the situation involving Colin Albert stood out.

Read's attorney, Aaron Rosenberg, told the court that Brian Albert, Nicole Albert, Oliver Albert



77

105

722

59K

1

Sir Thomas A. Wade @t_andonly_wade

Nothing fishy about that timing at all 🐟
The McAlberts are hands down the dumbest, yet most transparent criminals of all. First they try to hide little Colly-Bear and now force him to enlist and ship off to boot camp. Can't help but feel a little sorry for this now man-child.

4:54 PM • Jun 3, 2026 • 2,313 Views

8

6

106

1

1

Post not available