

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

**AFFIDAVIT OF COMPLIANCE PURSUANT TO
SUPERIOR COURT RULE 9A(b)(2)**

I, Aaron D. Rosenberg, Esq. depose and state as follows:

1. I am an attorney and counsel to Defendant Karen Read ("Read") in this case. I make this affidavit based on my personal knowledge.

2. On November 7, 2025, pursuant to Superior Court Rule 9A, I served on non-party Michael Proctor ("Proctor") by courier delivery, Read's (a) Motion to Compel Michael Proctor to Produce Documents Pursuant to Subpoena, and (b) Memorandum of Law in Support of Motion to Compel (the "Motion Papers").

3. Breakaway Courier Systems (“BCS”) delivered by hand a copy of the Motion Papers to Proctor by leaving it at his abode at 6 Wentworth Road, Canton, Massachusetts on November 7, 2025 at approximately 4:20pm.

4. My office had previously served two subpoenas and a separate motion in this case on Proctor at this same address.

5. Proctor contacted me by phone in response to those prior deliveries, confirmed he was not at that time represented by counsel, and also confirmed that he had received the documents “in the door” at his home.

6. He repeatedly sought extensions to the deadlines applicable to the past subpoenas and motion, repeatedly stating that he was close to hiring counsel in this matter.

7. I agreed to many of Proctor’s requested extensions, as discussed in the Motion Papers.

8. Despite this history with packages delivered to Proctor at 6 Wentworth Road, Canton, when BCS delivered the package on November 7th, two individuals claimed that Proctor does not live at this address.

9. But prior to the deadline to respond to the Motion Papers, I received a call from another attorney considering representing Proctor – the third potential counsel I am aware of – who requested an extension of the deadline to respond to the Motion, which demonstrates that Proctor did in fact receive the documents.

10. As of November 20th, that attorney had not been engaged by Proctor and I have not heard from that attorney since.

11. I have not received an opposition or additional contact from Proctor relating to this Motion.

12. I have not received an opposition from any other party.

13. The deadline for Proctor to oppose the Motion was November 20, 2025.

14. I have therefore filed the Motion today without an opposition, pursuant to
Superior Court Rule 9A.

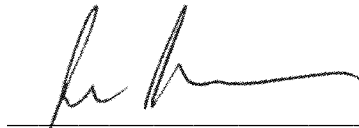
SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY THIS 25TH DAY OF
NOVEMBER, 2025.



Aaron D. Rosenberg

CERTIFICATE OF SERVICE

I certify that a copy of this document was served on all counsel of record by email and on
Michael Proctor by first-class mail on November 25, 2025.



Aaron D. Rosenberg