



IN THE DISTRICT COURT OF TULSA COUNTY
STATE OF OKLAHOMA

FILED

STATE OF OKLAHOMA,

OCT 10 2012

Plaintiff,

Case No. CF-2012-3841

SALLY HOWE SMITH, COURT CLERK
STATE OF OKLA. TULSA COUNTY
Judge William C. Kellough

v.

WINDSTREAM CORPORATION,
a Delaware Corporation,

Defendant.

ORDER

NOW on this 28th day of September, 2012, this matter comes on for hearing before the Presiding Judge of the District Court, upon the application of Windstream Corporation for release of Grand Jury transcripts for use as provided by law upon Indictments issued by the grand jury. The Court, having reviewed the Application and being fully advised in the premises, finds that said Application should be and is here by ordered sustained.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Court Reporter(s) of the Oklahoma Multicounty Grand Jury shall prepare an official shorthand reporter's transcript of the following witnesses appearing before the Thirteenth Oklahoma Multicounty Grand Jury:

1. **Ed Bryson**, 83 Front Street, Sekiu, Washington;
2. **Ryan Chevront**, VIP Sports Marketing, Inc., 811 W. Evergreen Ave., Suite 305, Chicago, Illinois;
3. **Wesley Edens**, Office of State Auditor and Inspector, 100 State Capitol Building, Oklahoma City, Oklahoma;
4. **Maryanne Flippo**, 7209 South Date Avenue, Broken Arrow, Oklahoma;

5. **Gary Gerber**, C/o Mark Jennings, Esq., Brewster & DeAngelis, PLLC, 2617 E. 21st Street, Tulsa, Oklahoma;
6. **Jackie Johnson**, Chief Investigator, Oklahoma Attorney General, 313 N.E. 21st Street, Oklahoma City, Oklahoma;
7. **Cheryl Krueger**, Windstream Communications, 401 S. 21st Street, Suite 100, Lincoln, Nebraska;
8. **Michael O'Bryan**, Windstream Communications, 5506 Walsh Lane, Little Rock, Arkansas;
9. **Joy Plested**, Director of Accounting, Broken Arrow Public Schools, 701 South Main Street, Broken Arrow, Oklahoma;
10. **Kristin Rankin**, Windstream Communications, 4001 Rodney Parham, Little Rock, Arkansas;
11. **Daniel D. Rice**, Windstream Communications, 14206 S. Toledo Avenue, Bixby, Oklahoma;
12. **Wes Smithwick**, Broken Arrow Chamber of Commerce, 210 N Main, Street, Suite C, Broken Arrow, Oklahoma;
13. **Deborah Sovereign**, Kellogg & Sovereign Consulting, LLC, 1101 Stadium Drive, Ada, Oklahoma;
14. **Terry Lynn Stover**, 4706 S. 199th Avenue, Broken Arrow, Oklahoma;
15. **Dwayne Thompson**, Chief Administrative Officer, Broken Arrow Public Schools, 701 South Main Street, Broken Arrow, Oklahoma;
16. **Stephanie Jean Updike**, 8676 S. Murphree Drive, Broken Arrow, Oklahoma;
17. **Phyllis Walta**, Walta & Walta, 120 East Oklahoma, Hennessey, Oklahoma;
18. **Matt Watson**, Windstream Communications, 4001 Rodney Parham, Little Rock, Arkansas;
19. **Sharon Whelpley**, 10308 S. 197th Avenue, Broken Arrow, Oklahoma;
20. **Don Wilborne**, 5 Noyant Court, Little Rock, Arkansas;
21. **Sharolyn (Shari) Wilkins**, 2705 N. 14th Street, Broken Arrow, Oklahoma;

22. **Louis Wood**, 300 West Birmingham Street, Broken Arrow, Oklahoma.

23. **Dr. James Sisney**, 18 Diamond Blvd., Newkirk, OK 74647

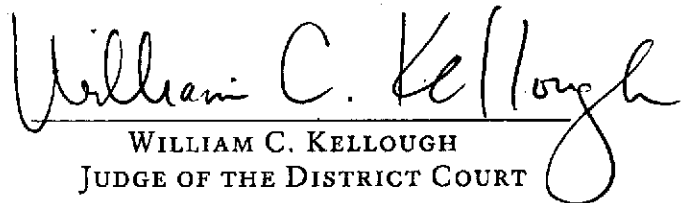
IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Court Reporter shall provide such transcripts to the undersigned District Judge for relevancy review pursuant to *In Re. Proceedings of Multicounty Grand Jury*, 1993 OK CR 12, 847 P.2d 812, 815, *English v. District Court of Adair County*, 1972 OK CR 1, 492 P.2d 1125, 1127.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon completion of said transcript, the same is to be made available to John D. Russell, Warren F. Bickford and Sofia R. Nagda upon payment of the expense for such transcription, and the true, full and complete copies of all relevant exhibits provided to the grand jury also be provided to counsel for Defendant. Use of said transcripts by the Defendant shall be as provided by 22 Okla. Stat. § 340(B).

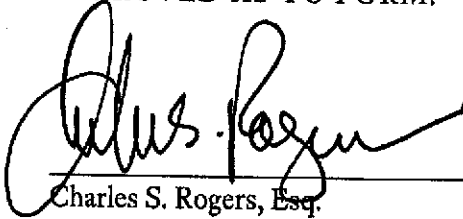
IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Honorable William C. Kellough is the designated District Judge for the captioned case and that the Honorable Clifford Smith is the designated magistrate for the captioned case.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the State of Oklahoma's objections to this Court's jurisdiction to order transcription and production of the foregoing grand jury transcripts are overruled.

Dated: October 5, 2012.


WILLIAM C. KELLOUGH
JUDGE OF THE DISTRICT COURT

APPROVED AS TO FORM:



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