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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF WYOMING**

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RUSTY AND MARC ANDRUS, a married couple, and RUSTLERS, LLC, a Wyoming Limited Liability Company,

*Plaintiffs,*

vs.

THE TOWN OF THAYNE, WYOMING, an incorporated Wyoming municipality, and the MAYOR AND MEMBERS OF THE TOWN COUNCIL OF THE TOWN OF THAYNE WYOMING, in each of their official capacities,

*Defendants.*

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CASE NO. 18-CV-05-S

**PLAINTIFFS' LIST OF OTHER WITNESSES**

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COME NOW the Plaintiffs, by and through their undersigned counsel, and pursuant to the Court's *Order on Initial Pretrial Conference*, hereby list the following other fact witnesses, who have not been previously listed in Plaintiffs' initial disclosures, and who may be called to present testimony at the trial of this matter, as follows:

1. Karen Moreton, Lincoln County Sheriff's Department, Dispatch Center. Ms. Moreton is an individual who has had a conversation with Plaintiffs Marc and Rusty Andrus at a

local grocery store concerning an email that she received from Bishop David Johnson of the LDS Church, encouraging the recipients of the email to attend Plaintiffs' liquor license hearing. If called, Ms. Moreton is expected to testify as to her recollection of the subject email communication and others listed as recipients on the email communication, though it is understood that she may no longer possess the email communication and does not recall many specifics about the communication at this time. Ms. Moreton is also expected to testify as to the substance of her conversation with Plaintiffs Marc and Rusty Andrus at the local grocery store.

2. David Johnson, 229 Serenity Lane, Bedford, Wyoming. Mr. Johnson has been identified in Defendants' discovery responses as an individual who emailed the Mayor of the Town of Thayne following the issuance of Plaintiffs' liquor license, castigating the Town for issuing another liquor license in the Town of Thayne and advocating that the Town of Thayne charge Plaintiffs an annual fee of \$10,500 for their liquor license. If called, Mr. Johnson is expected to testify as to his communications with the Town of Thayne and Defendants, as well as his communications, if any, with third parties relative to Plaintiffs' liquor license hearings or the approval of Plaintiffs' liquor license.

3. Kirk Dana, 200 Westwood, Thayne, Wyoming. Mr. Dana has been identified by Defendant Mayor Lainhart as an individual who communicated with Mayor Lainhart relative to the issuance of Plaintiffs' liquor license. If called, Mr. Dana is expected to testify as to the substance of his conversations with Mayor Lainhart relative to the issuance of Plaintiffs' liquor license.

Plaintiffs reserve the right to call witnesses previously listed by them in their Rule 26 initial disclosures and any supplements or amendments thereto, or any other designation previously submitted in this matter by Plaintiffs.

Plaintiffs reserve the right to call witnesses listed by Defendants in this matter.

Plaintiffs reserve the right to disclose additional individuals with knowledge relevant to this matter or other discoverable information which Plaintiffs may use in support of their claims as discovery in this matter progresses and as additional individuals with knowledge or other discoverable information are discovered. Plaintiffs will amend and/or supplement the foregoing disclosure consistent with the Court's *Order on Initial Pretrial Conference* and their ongoing discovery and disclosure obligations under Fed. R. Civ. P. 26.

RESPECTFULLY SUBMITTED this 12th day of October, 2018.

*/s/ Kevin P. Gregory*

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 12th day of October, 2018, I caused a true and correct copy of the foregoing to be served on those listed below using the delivery method(s) indicated:

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/s/ Kevin P. Gregory  
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