

**IN THE UNITED STATES COURT
DISTRICT OF KANSAS**

SAMUEL K. LIPARI,)	
)	
Plaintiff,)	
)	
v.)	Case No. 2:07-cv-02146-CM-DJW
)	
U.S. BANCORP and)	
U.S. BANK NATIONAL ASSOCIATION,)	
)	
Defendants.)	

DEFENDANTS' PRELIMINARY LIST OF WITNESSES AND EXHIBITS

Defendants hereby submit their preliminary list of witnesses and exhibits pursuant to the Court's Scheduling Order. Defendants reserve the right to supplement these lists at the time of the pretrial order or upon further discovery.

A. WITNESSES

The following individuals may be called to testify in the trial of this case:

1. Brian Kabbes
2. Lars Anderson
3. Susan Payne
4. Douglas Lewis
5. Becky Hainje
6. Witnesses for impeachment, foundational, or rebuttal purposes.

B. EXHIBITS

1. Unsigned, drafts of escrow agreement under discussion.
2. Bank statements of Medical Supply and/or Sam Lipari.
3. Pleadings, discovery responses, affidavits of Sam Lipari in this suit or other litigation.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was filed on May 16, 2008 and served via United States mail, postage prepaid, on the 17th day of May, 2008 to:

Mr. Samuel K. Lipari
297 NE Bayview
Lee's Summit, MO 64064

Plaintiff

/s/ Jay E. Heidrick _____
Attorney for Defendants