

EXHIBIT B

NOTICE OF ISSUANCE AND SERVICE OF THIRD-PARTY SUBPOENA

Pursuant to Fed. R. Civ. P. 45(a)(4)

UNITED STATES DISTRICT COURT for the Eastern District of Pennsylvania

Richard P. Glunk, M.D., Plaintiff,

v.

Willistown Township, et al., Defendants.

Civil Action No. 2:25-cv-03058-JFM

TO: Robert T. Sing, Esquire Siana Law 941 Pottstown Pike, Suite 200 Chester Springs, PA 19425 (610) 321-5500

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 45(a)(4), the undersigned counsel for [party, e.g., Plaintiff(s)] will cause the attached Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action (Form AO 88B), directed to the James Powell and Herbert, Rowland, and Grubic, Inc.(501 Allendale Rd., King of Prussia, PA 19406), to be served on or about May 20, 2026.

A copy of the Subpoena, including Attachment A (Definitions and Document Requests), is attached hereto as **Exhibit A**.

This Notice is being served upon you in advance of service of the Subpoena on the recipient, as required by Fed. R. Civ. P. 45(a)(4), because the Subpoena commands the production of documents, electronically stored information, or tangible things before trial.

Dated: May 19, 2026

Respectfully submitted,

/s/ Richard P. Glunk, M.D.

Richard P. Glunk, M.D.
209 Spring Road

Malvern, PA 19355
drglunk@verizon.net
610-213-5566

Certificate of Service

I hereby certify that on December 18, 2025, a true and correct copy of the foregoing Notice of Issuance and Service of Third-Party Subpoena, together with Exhibit A (the Subpoena and Attachment A), was served upon the above addressee and all counsel of record via email.

Dated: December 18, 2025

Respectfully submitted,

/s/ Richard P. Glunk, M.D.

Richard P. Glunk, M.D.
209 Spring Road
Malvern, PA 19355
drglunk@verizon.net
610-213-5566

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT
for the Eastern District of Pennsylvania

RICHARD P. GLUNK, M.D.

Plaintiff

v.

WILLISTOWN TOWNSHIP, et al.

Defendant

Civil Action No. 2:25-cv-03058-JFM

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To: James Powell and Herbert, Rowland, Grubic, Inc.

(Name of person to whom this subpoena is directed)

Production: YOU ARE COMMANDED to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material:

See "Attachment A- Document Requests"

Place: Herbert, Rowland & Grubic, Inc.
501 Allendale Road
King of Prussia, PA 19406

Date and Time: December 24, 2025 12:00 P.M.

Inspection of Premises: YOU ARE COMMANDED to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:

Date and Time:

The following provisions of Fed. R. Civ. P. 45 are attached - Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: November 24, 2025



CLERK OF COURT

George Wylesal

Signature of Clerk or Deputy Clerk

OR

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party)

Richard P. Glunk, MD

, who issues or requests this subpoena, are:

Richard P. Glunk, MD, 209 Spring Road, Malvern, PA 19355, drglunk@verizon.net, 610-213-5586

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____

on *(date)* _____.

I served the subpoena by delivering a copy to the named person as follows: _____

_____ on *(date)* _____ ; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of \$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc.:

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)**(c) Place of Compliance.**

(1) For a Trial, Hearing, or Deposition. A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
 - (i) is a party or a party's officer; or
 - (ii) is commanded to attend a trial and would not incur substantial expense.

(2) For Other Discovery. A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) When Required. On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored information:

(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored information in more than one form.

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

Attachment A – Document Requests

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

RICHARD P. GLUNK,

Plaintiff

v.

WILLISTOWN TOWNSHIP, ET AL.

Defendant.

Civil Action No. 2:25-cv-03058-JFM

**PLAINTIFF’S FIRST SUBPOENA DUCES TECUM REQUEST FOR PRODUCTION OF
DOCUMENTS TO JAMES POWELL AND HERBERT, ROWLAND, AND GRUBIC,
INC.**

(Pursuant to Rules 34 and 45 of the Federal Rules of Civil Procedure)

I. INTRODUCTION

Pursuant to Rules 34 and 45 of the Federal Rules of Civil Procedure, you are hereby requested to produce for inspection and copying the documents and electronically stored information (ESI) described below. Production shall be made within 30 days of service of this subpoena (or on a mutually agreed date) at the location specified in the accompanying Form AO 88B subpoena.

II. DEFINITIONS AND INSTRUCTIONS

1. “You” or “Your” means James Powell and/or Herbert, Rowland, and Grubic, Inc., including its subsidiaries, affiliates, officers, directors, employees, agents, and all persons acting on its behalf.

2. “Plaintiff” refers to Richard P. Glunk, M.D., the plaintiff in this action.
3. “Defendants” refers to Willistown Township (“Township”), Shanna Lodge (“Lodge”), Robert T. Lange (“Lange”), Molly H.B. Perrin (“Perrin”), William R. Shoemaker (“Shoemaker”), and Bill Hagan, Jr. (“Hagan”) the Defendants in this action.
4. “Complaint” refers to Plaintiff’s Complaint, dated June 13, 2025.
5. “Litigation” refers to the lawsuit currently styled Richard P. Glunk. M.D. v. Willistown Township, et al. civil action number 2:25-cv-03058-JFM, proceeding in the Eastern District of Pennsylvania.
6. The term “document” or “documents” refers to all forms of information within the scope of discovery permitted by the Federal Rules of Civil Procedure. The term includes, but is not limited to, papers, books, accounts, receipts, bills, invoices, checks, electronic transfers, drawings, graphs, charts, photographs, electronic, audio and videotape recordings, e-mail, electronic information, and any other form of data compilation from which the information can be obtained and translated. “Document” or “documents” includes, whenever applicable and without limitation, the originals (absent any original, a copy) of any recordation of any intelligence or information, whether handwritten, typed, printed or otherwise visually or aurally reproduced, letters, correspondence, memoranda, telegrams, notes, reports, compilations, data, notebooks, laboratory notebooks, work papers, graphs, charts, blueprints, books, pamphlets, brochures, circulars, manuals,

instructions, ledgers, drawings (including engineering, assembly, and detail drawings), sketches, photographs, diaries, sales literature, advertising literature, agreements, minutes of meetings, punch cards, magnetic tape or wire, other machine producible records including films, video tapes and sound reproductions, printout sheets, summaries or records of telephone conversations, personal conversations or interviews, and any and all other writings, typings, printings, drafts, copies and/or mechanical or photographic reproductions or recordations thereof in the possession, custody or control of you or known to you, whether or not prepared by you. "Document" or "documents" also include all copies which are not identical to the originals, such as those bearing marginal comments, alterations, notes or other notations not present on the original document as originally written, typed or otherwise prepared.

7. The phrase "all documents that refer or relate to" means and includes all documents that in any manner or form relate in any way to the subject matter in question, including, without limitation, all documents that contain, record, reflect, summarize, evaluate, comment upon, or discuss that subject matter or that in any manner state the background of, or were the basis for, or that relate to, record, evaluate, comment upon, or were referred to, relied upon, utilized, generated, transmitted, or received in arriving at conclusion(s), opinion(s), estimate(s), position(s), decision(s), belief(s), or assertion(s)

concerning the subject matter in question.

8. The term “communication” or “communications” refers to any transmission of information, including electronic transmission, correspondence, telephone calls, or conversations.

9. Where a request calls for production of electronically stored information, this information should be produced in its native format, where such format is a reasonably usable form.

To the extent electronically stored information is stored in a format that is not reasonably usable, this information should be produced in .PDF or .TIFF format.

III. INSTRUCTIONS

1. Each request shall be deemed continuing so as to require supplemental responses if additional responsive documents become available.
2. If any document is withheld based on a claim of privilege, identify the document by date, author, recipients, general subject matter, and the basis of the privilege claimed.
3. If no documents exist in response to a particular request, state that fact specifically.
4. Produce all documents as they are kept in the usual course of business or organized and labeled to correspond with the categories in these requests.

REQUEST FOR DOCUMENTS

Please produce the following:

REQUEST FOR DOCUMENTS NO. 1.

All contracts, subcontracts, purchase orders, change orders, and amendments relating to the design, supply, installation, repair, replacement, or maintenance of the Spring Road Culvert from January 1, 2015, to the present.

REQUEST FOR DOCUMENTS NO. 2.

All invoices, payment applications, receipts, lien waivers, and payment records related to work performed on or materials supplied for the Spring Road Culvert from January 1, 2015, to the present.

REQUEST FOR DOCUMENTS NO. 3.

All engineering drawings, plans, specifications, as-built drawings, shop drawings, and design calculations (including hydraulic and structural calculations) for the Spring Road Culvert and any prior or subsequent culvert at that location.

REQUEST FOR DOCUMENTS NO. 4.

All correspondence (including emails, letters, text messages, and memoranda) between You and any party concerning the Spring Road Culvert, including but not limited to Defendants from January 1, 2015, to the present.

REQUEST FOR DOCUMENTS NO. 5.

All inspection reports, condition assessments, maintenance logs, repair records, and video inspections of the Spring Road Culvert from January 1, 2015, to the present.

REQUEST FOR DOCUMENTS NO. 6.

All photographs, videos, drone footage, or other images depicting the Spring Road Culvert (before, during, or after installation, repair, or failure) from January 1, 2015, to the present.

REQUEST FOR DOCUMENTS NO. 7.

All permits, approvals, environmental reports, hydraulic studies, and correspondence with any governmental agency (including but not limited to Pennsylvania Department of Environmental Protection, U.S. Army Corps of Engineers, state DOT, county road department) concerning the Spring Road Culvert.

REQUEST FOR DOCUMENTS NO. 8.

All documents reflecting or relating to the cause, contributing factors, or responsibility for any failure, collapse, blockage, flooding, or damage associated with the Spring Road Culvert.

REQUEST FOR DOCUMENTS NO. 9.

Any and all insurance policies (including declarations pages and correspondence with insurers) that may provide coverage for claims arising out of the Spring Road Culvert.

REQUEST FOR DOCUMENTS NO. 10.

All documents You intend to rely upon or that support any position You may take if called to testify regarding the Spring Road Culvert,

REQUEST FOR DOCUMENTS NO. 11.

All documents that refer or relate to the placement of the OSB and rock on or about May 8, 2025, at the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 12.

All communications, texts, emails regarding the placement of the OSB and rock on or about May 8, 2025, at the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 13.

All documents that refer or relate to the planning of the placement of the rock and OSB, at the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 14.

All communications, texts, emails regarding the planning of the placement of the rock and OSB, at the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 15.

All documents that refer or relate to the maintenance the Spring Road culvert on/or after 2018.

REQUEST FOR DOCUMENTS NO. 16.

All communications, texts, emails regarding the maintenance the Spring Road culvert on/or after 2018.

REQUEST FOR DOCUMENTS NO. 17.

All documents that refer or relate to the failure of the OSB at the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 18.

All communications, texts, emails regarding the failure of the OSB at the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 19.

All documents that refer or relate to the damage to West Crum Creek from the rock placed by WILLISTOWN TOWNSHIP.

REQUEST FOR DOCUMENTS NO. 20.

All communications, texts, emails regarding the damage to West Crum Creek from the rock placed by WILLISTOWN TOWNSHIP.

REQUEST FOR DOCUMENTS NO. 21.

All documents that refer or relate to the damage to Plaintiff's property from the rock placed by WILLISTOWN TOWNSHIP.

REQUEST FOR DOCUMENTS NO. 22.

All communications, texts, emails regarding the damage to Plaintiff's property from the rock placed by WILLISTOWN TOWNSHIP.

REQUEST FOR DOCUMENTS NO. 23.

All documents that refer or relate to Defendants claims regarding Plaintiff's property border.

REQUEST FOR DOCUMENTS NO. 24.

All communications, texts, emails regarding Defendants claims regarding Plaintiff's property border.

REQUEST FOR DOCUMENTS NO. 25.

All documents that refer or relate to the property border of Richard Glunk, 209 Spring Road, Malvern, Willistown Township, Chester County, Pennsylvania.

REQUEST FOR DOCUMENTS NO. 26.

All documents that refer or relate to the property border of Robert R. Corrato and/or Seaspring Real Estate Partners LLC, that adjoins Plaintiff's property.

REQUEST FOR DOCUMENTS NO. 27.

All communications, texts, emails regarding the property border of Robert R. Corrato and/or Seaspring Real Estate Partners LLC, that adjoins Plaintiff's property.

REQUEST FOR DOCUMENTS NO. 28.

All documents that refer or relate to the removal of the rock from Plaintiff's property and/or the disputed part of Plaintiff's property.

REQUEST FOR DOCUMENTS NO. 29.

All communications, texts, emails regarding removal of the rock from Plaintiff's property and/or the disputed part of Plaintiff's property.

REQUEST FOR DOCUMENTS NO. 30.

All communications, texts, emails to or from James Powell to or from any and/or all Defendants.

REQUEST FOR DOCUMENTS NO. 31.

All communications, texts, emails to or from Herbert, Rowland, and Grubic, Inc. to or from any and/or all Defendants.

REQUEST FOR DOCUMENTS NO. 32.

All documents that refer or relate to property of Richard Glunk, 209 Spring Road, Malvern, Willistown Township, Chester County, Pennsylvania and/or communications, texts, emails to or from any personnel, employee, and/or contractor of Herbert, Rowland, and Grubic, Inc. to or from any personnel, employee, and/or contractor of Herbert, Rowland, and Grubic, Inc. that refer

or relate to property of Richard Glunk, 209 Spring Road, Malvern, Willistown Township, Chester County, Pennsylvania.

REQUEST FOR DOCUMENTS NO. 33.

All communications, texts, emails to or from any personnel, employee, and/or contractor of Herbert, Rowland, and Grubic, Inc. to or from any personnel, employee, and/or contractor of Herbert, Rowland, and Grubic, Inc. that refer or relate to the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 34.

All communications, texts, emails that refer or relate to the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 35.

All communications, texts, emails regarding Plaintiff's property since 2018.

REQUEST FOR DOCUMENTS NO. 36.

All communications, texts, emails regarding the 2020-21 culvert plans and temporary workspace easement agreement.

REQUEST FOR DOCUMENTS NO. 37.

All documents that contest or will be used to contest Plaintiff's fence being on his land.

REQUEST FOR DOCUMENTS NO. 38.

All documents that refer or relate to the Herbert, Rowland, and Grubic, Inc. surveyor who placed the pin at the edge of Spring Road to and from the Defendants.

REQUEST FOR DOCUMENTS NO. 39.

All communications, emails, texts to and from the Herbert, Rowland, and Grubic, Inc. surveyor who placed the pin at the edge of Spring Road to and from the Defendants.

REQUEST FOR DOCUMENTS NO. 40.

All documents that refer or relate to any plans for the replacement of the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 41.

All communications, texts, emails regarding any plans for the replacement of the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 42.

All documents that refer or relate to any research or determinations regarding damage that will occur to West Crum Creek and/or Plaintiff's property as a result of the replacement of the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 43.

All communications, texts, emails regarding any research or determinations regarding damage that will occur to West Crum Creek and/or Plaintiff's property as a result of the replacement of the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 44.

All documents that refer or relate to any permits for the replacement of the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 45.

All communications, texts, emails regarding any permits for the replacement of the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 46.

All documents that refer or relate to the withdrawal of the 2021 permit for the replacement of the Spring Road culvert.

REQUEST FOR DOCUMENTS NO. 47.

All communications, texts, emails regarding the withdrawal of the 2021 permit for the replacement of the Spring Road culvert.

Date: November 24, 2025

Respectfully Submitted,

/s/Richard P. Glunk
Richard P. Glunk, Pro Se
209 Spring Rd
Malvern, PA 19355
drglunk@verizon.net
610-213-5566

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

RICHARD P. GLUNK,

Plaintiff

v.

WILLISTOWN TOWNSHIP, ET AL.

Defendant.

Civil Action No. 2:25-cv-03058-JFM

CERTIFICATE OF SERVICE

I, Plaintiff Richard P. Glunk, Pro Se, hereby certify that on November 24, 2025, I caused to be served a true and correct copy of the foregoing documents via email to:

MICHAEL G. CROTTY
Siana Law
941 Pottstown Pike Suite 200
Chester Springs, PA 19425
610-321-5500
mgcrotty@sianalaw.com

and

Robert Sing
Siana Law, LLP
941 Pottstown Pike, Suite 200
Chester Springs, PA 19425
610-321-5500
rtsing@sianalaw.com

Date: November 24, 2025

Respectfully Submitted,

/s/Richard P. Glunk
Richard P. Glunk, Pro Se
209 Spring Road
Malvern, PA 19366
drglunk@verizon.net
610-213-5566