

**IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

DAN McCaleb, Executive Editor of THE CENTER SQUARE, Plaintiff, v. MICHELLE LONG, in her official capacity as DIRECTOR of TENNESSEE ADMINISTRATIVE OFFICES OF THE COURTS, Defendant.	No. 3:22-cv-00439 Judge Richardson Magistrate Judge Frensley
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**PLAINTIFF'S NOTICE AND DISCLOSURE THAT
PROFESSOR BENJAMIN H. BARTON WILL PRESENT EVIDENCE AT
TRIAL AS AN EXPERT WITNESS UNDER FED. R. EVID. 702, 703, OR 705**

Plaintiff Dan McCaleb, Executive Editor of The Center Square, pursuant to Fed. R. Civ. P. 26 (2)(A), hereby notifies and discloses to Defendant Michelle Long the identity of any witness McCaleb may use at trial to present evidence under Fed. R. Evid. 702, 703, or 705, as follows:

BENJAMIN H. BARTON

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In accordance with Fed. R. Civ. P. 26 (2)(B), Professor Barton's Declaration and Written Report is attached as **Exhibit 1**, and his CV is attached as **Exhibit 2**.

Dated: September 1, 2023

Respectfully submitted,

/s/ M.E. Buck Dougherty III

M.E. Buck Dougherty III, TN BPR #022474

James McQuaid, admitted *pro hac vice*

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Attorneys for Plaintiff Dan McCaleb,
Executive Editor of The Center Square

CERTIFICATE OF SERVICE

I hereby certify that on September 1, 2023, a copy of the foregoing *Plaintiff's Notice And Disclosure That Professor Benjamin H. Barton Will Present Evidence At Trial As An Expert Witness Under Fed. R. Evid. 702, 703, Or 705* was filed electronically via the Court's CM/ECF filing system. Notice of this filing will be sent by operation of the Court and served on all parties indicated on the electronic filing receipt, including a copy to the Office of Tennessee Attorney General and Reporter, counsel for Defendant Administrative Director Michelle Long, as follows:

JONATHAN SKRMETTI

Office of the Attorney General & Reporter

Andrew C. Coulam, Deputy Attorney General

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