

EXHIBIT 2

DAN McCALEB, Executive Editor of)
THE CENTER SQUARE,)

Plaintiff,)

v.)

MICHELLE LONG, in her official capacity)
as DIRECTOR of the TENNESSEE)
ADMINISTRATIVE OFFICE OF THE)
COURTS,)

Defendant.)

AFFIDAVIT OF JUSTICE ROGER PAGE

Comes now the affiant, Justice Roger Page, who after being duly sworn, state that I am of sound mind, over the age of 18 years and make the following statements under oath:

1. I am a Tennessee Supreme Court Justice.
2. I have never acted as the Supreme Court liaison to the Advisory Commission on the Rules of Practice and Procedure.
3. I possess no firsthand knowledge of the decisions to designate the Advisory Commission meetings as open or closed to the public.
4. To the best of my recollection, I have never personally interacted with Dan McCaleb or his online news organization, The Center Square.
5. Because it would detract from my duties as a Tennessee Supreme Court Justice, and because I have no unique knowledge of Mr. McCaleb, or The Center Square, or the administration

of the Advisory Commission, it would be unduly burdensome and annoying for me to prepare for and submit to a deposition in this matter.

FURTHER THE AFFIANT SAYETH NOT.

Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on the 20th day of November 2023.



Roger Page

**IN THE UNITED STATES DISTRICT 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 the TENNESSEE
ADMINISTRATIVE OFFICE OF THE
COURTS,**

Defendant.

Case No. 3:22-cv-00439

Judge Richardson

Magistrate Judge Frensey

AFFIDAVIT OF JEFFREY BIVINS

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Comes now the affiant, Jeffrey Bivins, who after being duly sworn, state that I am of sound mind, over the age of 18 years, and make the following statements under oath:

1. I am a Tennessee Supreme Court Justice.
2. I was appointed to the Tennessee Supreme Court in July 2016. During the over nine years that I have served on the Court, before this attempt, there has never been any attempt of any kind to compel my deposition testimony.
3. I have never acted as the Supreme Court liaison to the Advisory Commission on the Rules of Practice and Procedure.
4. I possess no knowledge of the decisions to designate the Advisory Commission meetings as open or closed to the public.

5. To the best of my recollection, I have never personally interacted with Dan McCaleb or his online news organization, The Center Square.

6. Because it would detract from my duties as a Tennessee Supreme Court Justice, and because I have no unique knowledge of Mr. McCaleb, or The Center Square, or the administration of the Advisory Commission, it would be unduly burdensome and annoying for me to prepare for and submit to a deposition in this matter.

FURTHER THE AFFIANT SAYETH NOT.

Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on the 21st day of November 2023.


Jeffrey Bivins

**IN THE UNITED STATES DISTRICT 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 the TENNESSEE
ADMINISTRATIVE OFFICE OF THE
COURTS,**

Defendant.

Case No. 3:22-cv-00439

Judge Richardson

Magistrate Judge Frensley

AFFIDAVIT OF SHARON LEE

STATE OF TENNESSEE
COUNTY OF KNOX

Comes now the affiant, Sharon Lee, who after being duly sworn, state that I am of sound mind, over the age of 18 years, and make the following statements under oath:

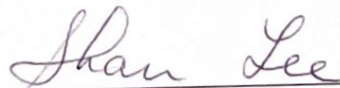
1. I am a former Justice of the Tennessee Supreme Court and am currently serving as a Special Justice.
2. I acted as the Supreme Court liaison to the Advisory Commission on the Rules of Practice and Procedure from September 1, 2019, to August 31, 2023. I do not know if or when any decision to close the Advisory Commission meetings to the public was made. If such a decision was made, it was made before I began my tenure as liaison. I attended all Commission meetings by teleconference and was not aware whether the meetings were open or closed to the public. I was never aware of any request by a member of the public to attend a meeting.

3. I did not take part in any decision to close Advisory Commission meetings to the public.
4. I possess no unique knowledge of the decisions to designate the Advisory Commission meetings as open or closed to the public.
5. The Director and staff of the Administrative Office of the Courts, including Michelle Long and Deputy Director Rachel Harmon, may have more knowledge than I about the administration of the Advisory Commission.
6. I have no relevant factual knowledge about the administration of the Advisory Commission that the Administrative Office of the Courts Director and Deputy Director would not also possess.
7. To the best of my recollection, I have never personally interacted with Dan McCaleb or his online news organization, The Center Square.
8. Because it would detract from my duties as a Tennessee Supreme Court Special Justice, and because I have no unique knowledge of Mr. McCaleb, or The Center Square, or the administration of the Advisory Commission, it would be unduly burdensome and annoying for me to prepare for and submit to a deposition in this matter.

FURTHER THE AFFIANT SAYETH NOT.

Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on the 21 day of November 2023.


Sharon Lee

5. Any facts I possess regarding decisions to designate the Advisory Commission meetings as open or closed to the public are also known to other Advisory Commission members or Administrative Office of the Courts (“AOC”) staff members.

6. To the best of my recollection, I have never personally interacted with Dan McCaleb or his online news organization, The Center Square.

7. Because it would detract from my duties as a Tennessee Supreme Court Justice, and because I have no unique knowledge of Mr. McCaleb, or The Center Square, or the decisions to designate the Advisory Commission meetings as open or closed, it would be unduly burdensome and annoying for me to prepare for and submit to a deposition in this matter.

FURTHER THE AFFIANT SAYETH NOT.

Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on the 21st day of November 2023.

A handwritten signature in cursive script that reads "Holly Kirby". The signature is written in dark ink and is positioned above a horizontal line.

Holly Kirby