

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

BUCKEYE DIAMOND LOGISTICS, INC. :  
fka BUCKEYE RECYCLERS, INC. :

Plaintiff, :

Case No. C3-01-440

v. :

Judge Walter Herbert Rice

CHEP USA, a general partnership :

Defendant. :

**PLAINTIFF’S NOTICE OF FILING OF DEPOSITIONS**

Plaintiff Buckeye Diamond Logistics hereby gives notice that it is filing the following depositions with the Court:

- Todd Sizemore
- Keith Norder (2/17/04)
- Candice Southwick (4/7/04)
- Derrick Smith
- Elton Potts (4/8/04)
- Glen Kolb
- Michael Woods

Each deposition is being filed under seal pursuant to CHEP USA’s designation of materials therein as confidential under the Stipulated Protective Order in this matter.

Buckeye disputes such designations and reserves the right to seek to have these transcripts made public.

Respectfully submitted,

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s/James A. Wilson

James A. Wilson (0030704)  
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Attorney for Plaintiff

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of this Notice was served on October 12, 2004, by electronic delivery upon:

John C. McDonald  
Kevin L. Murch  
Schottenstein Zox & Dunn  
250 West Street  
Columbus, OH 43215

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s/James A. Wilson

James A. Wilson