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*Attorney for Plaintiffs Schei Development  
Corporation, Roger J. Schei and Frances R. Schei*

U.S. COURTS  
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COURT REPORTER  
Pocatello, Idaho

**IN THE UNITED STATES BANKRUPTCY COURT  
DISTRICT OF IDAHO  
THE HONORABLE JIM D. PAPPAS**

In Re:

JOHN L. MERZLOCK,  
  
Debtor.

Case No. 03-41775 JDP

**WITNESS AND EXHIBIT LIST OF SCHEI  
DEVELOPMENT CORPORATION,  
ROGER J. SCHEI AND FRANCES R.  
SCHEI**

Schei Development Corporation, Roger J. Schei and Frances R. Schei, judgment creditors, through the undersigned counsel, and pursuant to the Court's order of October 21, 2003, submit the following Witness and Exhibit List:

Witnesses: These Judgment Creditors adopt and incorporate by reference disclosure of all witnesses named by the Trustee and Citizens Community Bank and the following:

- Bron M. Rammell
- Lowell M. Hawkes

Exhibits: These Judgment Creditors adopt and incorporate by reference all exhibits listed by the Trustee, Citizens Community Bank, and Darren Kuhn, including the following:

- Financial documents from January 2003 civil trial, Exhibit 65 and the documents disclosure incidental thereto, copies of which were attached to the witness and exhibit list of Darren Kuhn, consisting of the following:

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- Individual or Partnership Statement at close of business 1/15/03
  - Schedule 1 Notes and Contracts Receivable to Individual or Partnership Statement
  - Profit/Loss 2001
  - Profit/Loss 2002
  - Profit/Loss 2002 corrected
  - Notes on Appraisal Income
  - 1997 Appraisal Income summary
  - 1998 Appraisal Income summary
  - 1999 Appraisal Income summary
  - 2002 Appraisal Income summary
  - IRS Notice dated October 29, 2001
  - Continental Broker-Dealer Corp. (Boca Raton, FL) Securities Account
  - Continental Broker-Dealer Corp. (Boca Raton, FL) Account Summary
  - BNY Clearing Services LLC (Milwaukee, WI) 2001 Tax Reporting Statement
  - Emmett A. Larkin Company, Inc. (San Francisco, CA) Statement 12-2001
  - Form 4868 Application for Automatic Extension and personal check # 3693
  - 1998 Form 1099-Misc from Coldwell Banker Landmark
  - 1997 Form 1099-Misc from Coldwell Banker Landmark
- Partial transcript of civil pretrial deposition of Debtor Merzlock, pages 6-13 & 94-97 (December 12, 2002), a copy of which was attached to the witness and exhibit list of Darren Kuhn.

DATED this 26th day of November, 2003.

NORMAN G. REECE, P.C.

By *Norman G. Reece, Jr.*  
 Norman G. Reece, Jr., Of the Firm, Attorney for  
 Plaintiffs, Schei Development Corporation,  
 Roger J. Schei and Frances R. Schei

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of November, 2003, I served a true and correct copy of the foregoing WITNESS AND EXHIBIT LIST OF SCHEI DEVELOPMENT CORPORATION, ROGER J. SCHEI AND FRANCES R. SCHEI, by depositing the same in the United States mail, at Pocatello, postage pre-paid, in an envelope addressed to:

David E. Rayborn  
Attorney at Law  
P.O. Box 1  
Pocatello, ID 83204

Ronald S. George  
Attorney at Law  
357 West Center, Suite 213  
Pocatello, ID 83204

Lowell N. Hawkes  
Lowell N. Hawkes, Chtd.  
1322 East Center  
Pocatello, ID 83201

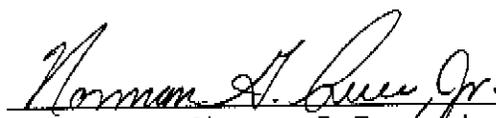
Curt R. Thomsen  
Thomsen & Stephens, P.A.  
2635 Channing Way  
Idaho Falls, ID 83404

Bron M. Rammell  
Dial, May & Rammell  
P.O. Box 370  
Pocatello, ID 83204-0370

Craig W. Christensen  
Craig W. Christensen, Chtd.  
P.O. Box 130  
Pocatello, ID 83204-0130

Office of the U.S. Trustee  
304 North 8th Street, Room 347  
Boise, ID 83702

L.D. Fitzgerald, Trustee  
P.O. Box 6199  
Pocatello, ID 83205-6199

  
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Norman G. Reece, Jr.