

**Electronically Filed**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY  
SOUTHERN DIVISION AT PIKEVILLE**

**CIVIL ACTION NUMBER: 7:23-CV-00065-REW-EBA**

**PHYLLIS SUBLETT and  
PHYLLIS SUBLETT, AS  
CALVIN KEITH SUBLETT'S SUCCESSOR** **PLAINTIFFS**

**VS.**

**WESTFIELD INSURANCE COMPANY** **DEFENDANT**

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**PLAINTIFFS' RULE 26 (a)(2), 26 (a)(2)(B), 26 (a)(2)(C) DISCLOSURES**

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Plaintiffs, Phyllis Sublett, and Phyllis Sublett as Calvin Keith Sublett's Successor, provide the following disclosures pursuant to Fed.R.Civ.P. 26(a)(2), 26 (a)(2)(B), and 26 (a)(2)(C).

1. The Plaintiff, Phyllis Sublett. Ms. Sublett will testify consistent with the allegations made in her Complaint. She will also testify as to the presence of mold caused by the flooding, from the date of the flooding to the present, and continuing until this claim is settled, or litigated, and the Plaintiffs' obtain sufficient funding to repair, and eliminate the mold damage. She will be more specific as to facts.

2. The Plaintiffs' daughter, Jennifer Jackson. She will testify as to the loss of use of the home. She will also testify as to the presence of mold caused by the flooding, from the date of the flooding to the present, and continuing until

this claim is settled, or litigated, and the Plaintiffs' obtains sufficient funding to repair, and eliminate the mold damage.

3. Blake D. Clark, PE, with Yeiser Structural, 403 Marquis Avenue, Lexington, Kentucky 40502; Telephone No.: 859/797-5566. Mr. Clark will testify, pursuant to Fed.R.Civ.P. 26(a)(2), consistent with his report, a copy of which is attached hereto as Exhibit No. 1, including but not limited to water damage from flooding to the structure, causation, necessary repairs, and physical damages caused by the flooding.

4. Jason Branham, MS WRT FRT DRES DRE, with Top Notch Restoration, 5900 Kentucky Route 302, Van Lear, Kentucky 41265; Telephone No.: 606/254-9245. Mr. Branham will testify, pursuant to Fed.R.Civ.P. 26(a)(2), consistent with his estimate, a copy of which is attached hereto as Exhibit No. 2, as to cost of repair, which totals \$53,379.99, including but not limited to water damage from flooding to the structure, necessary repairs, and physical damages caused by the flooding.

Respectfully submitted,

JERRY A. PATTON, P.S.C.  
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/s/ Jerry A. Patton  
HON. JERRY A. PATTON

Counsel for the Plaintiffs,  
Phyllis Sublett and Calvin Keith Sublett

**CERTIFICATE OF SERVICE**

This is to certify that a true and accurate copy of the foregoing was filed electronically, on this the 1<sup>st</sup> day of April, 2024, with a copy being sent electronically to the following:

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/s/ Jerry A. Patton  
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