

IN THE ALABAMA COURT OF THE JUDICIARY

IN THE MATTER OF: )  
)  
NAKITA BLOCTON )  
CIRCUIT JUDGE, )  
BIRMINGHAM DIVISION )  
DOMESTIC RELATIONS DIVISION )  
JEFFERSON COUNTY, ALABAMA )

CASE NO. 60

**FILED**

OCT - 1 2021

COURT OF THE JUDICIARY  
Rebecca C. Oates  
Secretary

OBJECTION TO SUBPOENA

COMES NOW the Administrative Office of Courts (the "AOC"), by and through the undersigned counsel, and hereby objects to Judge Nakita Blocton's ("Judge Blocton") subpoena pursuant to Alabama Rule of Civil Procedure 30(b)(5) and (6). As grounds for the AOC's objection, it states as follows:

1. On September 17, 2021, Judge Blocton issued a notice of deposition to the AOC, accompanied by a subpoena duces tecum request the AOC to present certain documents at the deposition.

2. Judge Blocton's subpoena requests the AOC to produce and permit inspection and copying of documents evidencing or concerning the following matters:

- a. The performance, search, effort, and any response by the AOC to the December 14, 2020 subpoena issued by the Judicial Inquiry Commission ("JIC") related to Judge Blocton.
- b. Any and all documents to or from the AOC and the JIC relating to Judge Blocton.
- c. Any investigation performed by the AOC regarding Judge Blocton.
- d. The entire file maintained by the AOC relating to any investigation initiated or performed by the JIC concerning Judge Blocton.
- e. The result of any investigation by the AOC relating to any computer including laptop, phone, or other electronic device maintained, assigned, or accessed by Judge Blocton.
- f. The results of any investigation performed by the AOC of any witness identified in the December 14, 2020 subpoena issued by the JIC to the AOC.
- g. Any and all records, summaries, spreadsheets which relate or reflect, the designated number of cases assigned, handled, disposed, or maintained by a member of the

Circuit Court of Jefferson County Domestic Relations Bench from 2014 to the present.

3. The AOC objects to Judge Blocton's subpoena duces tecum (the "Subpoena") as follows:

- a. The Subpoena is overly broad, unduly burdensome, harassing, oppressive, vexatious, compound, vague, ambiguous, and not reasonably limited in scope;
- b. The AOC objects as the Subpoena seeks information that is neither material nor relevant to the subject of the instant case;
- c. The Subpoena fails to state with reasonable specificity the items sought;
- d. The AOC objects to the Subpoena to the extent that it seeks information protected by the attorney-client privilege;
- e. The AOC objects to the Subpoena to the extent that it seeks information protected by the attorney work-product doctrine;
- f. The AOC objects to the Subpoena to the extent that it seeks information subject to an ongoing investigation as such information is legally privileged;
- g. The AOC objects to the extent the Subpoena seeks information disclosed in the facilitation of rendering professional legal services such that it is covered by the attorney-client privilege;
- h. The AOC objects to the extent that the Subpoena seeks information covered by other legally recognized privileges;
- i. The AOC objects to the extent that the Subpoena seeks to impose an obligation greater than that permitted by the Alabama Rules of Civil Procedure and/or otherwise exceeds the permissible scope of discovery;
- j. The AOC objects to the extent that the Subpoena seeks sensitive and proprietary information or information subject to confidentiality agreements;

4. Notwithstanding these objections, the AOC intends to respond to the subpoena and produce any responsive, non-objectionable documents.

WHEREFORE, premises considered, the AOC objects to Judge Blocton's subpoena duces tecum but will comply with the subpoena to the extent that it seeks relevant, non-privileged, non-objection documents.

Respectfully submitted October 1, 2021.

/s/ Blake E. Brookshire

**BARBARA J. WELLS (GIL037)**

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**CERTIFICATE OF SERVICE**

I do hereby certify that on October 1, 2021, I electronically served the foregoing Objection to Subpoena with the Clerk of the Judiciary Court: [coj@alappeals.gov](mailto:coj@alappeals.gov).

/s/ Blake E. Brookshire

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