

# EXHIBIT A



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# Transcript of Anthony Guy

**Date:** March 9, 2017

**Case:** Larrick -v- The Sheriff of Beaver County, Pennsylvania, et al.

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Transcript of Anthony Guy  
Conducted on March 9, 2017

1 (1 to 4)

<p>1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE WESTERN DISTRICT OF PENNSYLVANIA</p> <p>3 -----x</p> <p>4 CURTIS LARRICK, : Civil Division</p> <p>5 Plaintiff, :</p> <p>6 vs. : No. 16-282</p> <p>7 THE SHERIFF OF BEAVER COUNTY, : 8 PENNSYLVANIA; BEAVER COUNTY, : 9 PENNSYLVANIA and ANTHONY GUY, : 10 Sheriff of Beaver County in his : 11 individual capacity, : 12 Defendants. : 13 -----x</p> <p>14 Videotaped Deposition of ANTHONY GUY 15 Beaver, Pennsylvania 16 Thursday, March 9, 2017 17 11:57 a.m.</p> <p>18 19 20 21 22</p> <p>23 Job No.: 137328 24 Pages: 1 - 149 25 Reported by: Deborah Endler</p>	<p>1 A P P E A R A N C E S</p> <p>2 On behalf of the Plaintiff:</p> <p>3 John E. Black, III, Esquire 4 Samuel J. Cordes &amp; Associates 5 245 Fort Pitt Boulevard 6 Pittsburgh, Pennsylvania 15222 7 (412) 281-7991 8 jblack@cordeslawfirm.com</p> <p>9 On behalf of the Defendants:</p> <p>10 Marie Milie Jones, Esquire 11 Jones Passodelis, PLLC 12 Gulf Tower, Suite 3510 13 707 Grant Street 14 Pittsburgh, Pennsylvania 15219 15 (412) 315-7272 16 mjones@jonespassodelis.com</p> <p>17</p> <p>18 ALSO PRESENT: Nate LeMaster, Videographer 19 Curtis Larrick, Plaintiff 20 Abby Cook, Student Court Reporter</p> <p>21 22 23 24 25</p>																																												
<p>1 Videotaped Deposition of ANTHONY GUY, held 2 at the:</p> <p>3 4 5</p> <p>6 Beaver County Court of Common Pleas 7 Law Department Conference Room 8 810 Third Street 9 Beaver, Pennsylvania 15009 10 (724) 728-5700</p> <p>11 12 13 14</p> <p>15 Pursuant to agreement, before Deborah 16 Endler, Court Reporter and Notary Public in and 17 for the Commonwealth of Pennsylvania.</p> <p>18 19 20 21 22 23 24 25</p>	<p>1 C O N T E N T S</p> <table> <tr> <td>2 EXAMINATION of ANTHONY GUY</td> <td>PAGE</td> </tr> <tr> <td>3 By Mr. Black</td> <td>6</td> </tr> <tr> <td>4 By Ms. Jones</td> <td>143</td> </tr> </table> <p>5</p> <p>6 E X H I B I T S</p> <table> <tr> <td>7 GUY DEPOSITION EXHIBITS</td> <td>PAGE</td> </tr> <tr> <td>8 Exhibit 1 - List of Names</td> <td>24</td> </tr> <tr> <td>9 Exhibit 2 - Notes from interviews</td> <td>61</td> </tr> <tr> <td>10 Exhibit 3 - Ochs Interview Notes</td> <td>105</td> </tr> <tr> <td>11 Exhibit 4 - McGeehan Interview</td> <td></td> </tr> <tr> <td>12 Notes</td> <td>106</td> </tr> <tr> <td>13 Exhibit 5 - Larrick Interview</td> <td></td> </tr> <tr> <td>14 Notes</td> <td>124</td> </tr> <tr> <td>15 Exhibit 6 - Fratangelli Interview</td> <td></td> </tr> <tr> <td>16 Notes</td> <td>125</td> </tr> <tr> <td>17 Exhibit 7 - Termination Notice</td> <td>127</td> </tr> <tr> <td>18 Exhibit 8 - 1/4/2015 Letter from</td> <td></td> </tr> <tr> <td>19 Mr. Guy to Mr. Rabik</td> <td>130</td> </tr> <tr> <td>20 Exhibit 9 - Defendants' Answers</td> <td></td> </tr> <tr> <td>21 to Plaintiff's First</td> <td></td> </tr> <tr> <td>22 Interrogatories</td> <td>134</td> </tr> <tr> <td>23</td> <td></td> </tr> <tr> <td>24</td> <td></td> </tr> <tr> <td>25</td> <td></td> </tr> </table>	2 EXAMINATION of ANTHONY GUY	PAGE	3 By Mr. Black	6	4 By Ms. Jones	143	7 GUY DEPOSITION EXHIBITS	PAGE	8 Exhibit 1 - List of Names	24	9 Exhibit 2 - Notes from interviews	61	10 Exhibit 3 - Ochs Interview Notes	105	11 Exhibit 4 - McGeehan Interview		12 Notes	106	13 Exhibit 5 - Larrick Interview		14 Notes	124	15 Exhibit 6 - Fratangelli Interview		16 Notes	125	17 Exhibit 7 - Termination Notice	127	18 Exhibit 8 - 1/4/2015 Letter from		19 Mr. Guy to Mr. Rabik	130	20 Exhibit 9 - Defendants' Answers		21 to Plaintiff's First		22 Interrogatories	134	23		24		25	
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2 (5 to 8)

<p style="text-align: right;">5</p> <p>1 PROCEEDINGS</p> <p>2 VIDEOGRAPHER: Here begins tape number</p> <p>3 one in the videotaped deposition of Sheriff</p> <p>4 Anthony Guy, in the matter of Larrick versus</p> <p>5 the Sheriff of Beaver County, Pennsylvania,</p> <p>6 et al., in the United States District Court</p> <p>7 for the Western District of Pennsylvania,</p> <p>8 Case No. 16-282.</p> <p>9 Today is March 9th, 2017. The time on</p> <p>10 the video monitor is 11:57 a.m.</p> <p>11 Videographer today is Nate LeMaster,</p> <p>12 representing Planet Depos.</p> <p>13 This video deposition is taking place</p> <p>14 at 810 Third Street in Beaver, Pennsylvania,</p> <p>15 15009.</p> <p>16 Would counsel, please, voice identify</p> <p>17 themselves and state whom they</p> <p>18 represent?</p> <p>19 MR. BLACK: Jay Black on behalf of the</p> <p>20 Plaintiff, Curtis Larrick.</p> <p>21 MS. JONES: Marie Milie Jones for all</p> <p>22 Defendants.</p> <p>23 VIDEOGRAPHER: Court reporter today is</p> <p>24 Deb Endler, representing Planet Depos.</p> <p>25 Would the reporter please swear in the</p>	<p style="text-align: right;">7</p> <p>1 answer any pending question.</p> <p>2 A. I understand.</p> <p>3 Q. Sir, could you just tell me your</p> <p>4 educational background?</p> <p>5 A. Yeah, high school graduate Quigley</p> <p>6 Catholic High School. Did about a year and a</p> <p>7 half or so of college off and on and went to</p> <p>8 State Police Academy, graduated from there 1984.</p> <p>9 Significant training and education</p> <p>10 throughout my career with the State Police. I</p> <p>11 don't know if you want me to go into detail on</p> <p>12 that.</p> <p>13 Q. We may come back to that. How long did</p> <p>14 you work for the Pennsylvania State Police?</p> <p>15 A. 25, just shy of 26 years.</p> <p>16 Q. And what was the last position you</p> <p>17 held?</p> <p>18 A. I was sergeant in charge of the</p> <p>19 criminal investigation unit in Washington County,</p> <p>20 PA.</p> <p>21 Q. And how long did you hold that office</p> <p>22 for?</p> <p>23 A. Right about a year, just before I</p> <p>24 retired.</p> <p>25 Q. What other positions, kind of working</p>
<p style="text-align: right;">6</p> <p>1 witness?</p> <p>2 (Witness first duly sworn.)</p> <p>3 Whereupon,</p> <p>4 ANTHONY GUY</p> <p>5 being first duly sworn or affirmed to testify to</p> <p>6 the truth, the whole truth, and nothing but the</p> <p>7 truth, was examined and testified as</p> <p>8 follows:</p> <p>9 EXAMINATION BY COUNSEL FOR THE PLAINTIFF</p> <p>10 BY MR. BLACK:</p> <p>11 Q. Good afternoon, Sheriff Guy.</p> <p>12 A. Good afternoon.</p> <p>13 Q. You had a chance to hear the other</p> <p>14 depositions. I'm going to give you kind of the</p> <p>15 same ground rules. Will you let me know if you</p> <p>16 don't understand a question?</p> <p>17 A. I will.</p> <p>18 Q. Will you also let me know if you don't</p> <p>19 hear a question?</p> <p>20 A. I will.</p> <p>21 Q. And will you continue to give me verbal</p> <p>22 answers?</p> <p>23 A. I will.</p> <p>24 Q. And again, you are welcome to break as</p> <p>25 much as you like. I would ask that you finish</p>	<p style="text-align: right;">8</p> <p>1 your way back, did you have within the</p> <p>2 Pennsylvania State Police?</p> <p>3 A. Prior to that I was patrol section</p> <p>4 supervisor, sergeant in charge of a patrol</p> <p>5 section in Uniontown, PA, Fayette County. And</p> <p>6 that was for probably close to a year also.</p> <p>7 Prior to that I was in Indiana,</p> <p>8 Pennsylvania, Indiana County. Was patrol</p> <p>9 sergeant there. And when I made sergeant, I did</p> <p>10 about four months, I believe, in Dunmore,</p> <p>11 Lackawanna County. And again, throughout that</p> <p>12 time I was trying to work my way back to get</p> <p>13 closer to home.</p> <p>14 Prior to that, I was, I did 10 years as</p> <p>15 a polygraph examiner. And during that entire</p> <p>16 time, the last 15 years of my career, I was a</p> <p>17 member of the Special Emergency Response Team,</p> <p>18 State Police SWAT team.</p> <p>19 Prior to the polygraph tenure, I was a</p> <p>20 member of the patrol unit at the Finley Barracks.</p> <p>21 I also worked for the Troop B Vice Unit for about</p> <p>22 two and a half years out of Washington, PA.</p> <p>23 Prior to that I was a motorcycle</p> <p>24 trooper on the parkway in, working out of Finley</p> <p>25 Barracks in Pittsburgh. Prior to that, a couple</p>

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3 (9 to 12)

<p style="text-align: right;">9</p> <p>1 of years in New Castle, Lawrence County. And I</p> <p>2 started my career with the State Police at the</p> <p>3 patrol unit in Uniontown in Fayette County.</p> <p>4 Q. And what was your actual retirement</p> <p>5 date? I mean, I don't mean the day, but --</p> <p>6 A. Yes, April of 2010. I think April</p> <p>7 10th, I believe.</p> <p>8 Q. And following your retirement, did you</p> <p>9 hold any other positions with any employer?</p> <p>10 A. Yeah, I did some private security work</p> <p>11 for several different companies. And the last</p> <p>12 position that I had was with, as a security, not</p> <p>13 court, a security officer with a company by the</p> <p>14 name of Alutiq, A-l-u-t-i-i-q, and they had</p> <p>15 responsibility, had a contract with the Federal</p> <p>16 Government to cover federal office buildings in</p> <p>17 the southwestern Pennsylvania area.</p> <p>18 Q. And the other companies that you worked</p> <p>19 in a security capacity with, do you remember the</p> <p>20 names of any?</p> <p>21 A. Yeah, a couple of them were just for</p> <p>22 private investigators who would call me up to do</p> <p>23 particular work for them. And I worked for maybe</p> <p>24 a year or so, little over a year, for a company</p> <p>25 by the name of Templar out of Louisiana. We had</p>	<p style="text-align: right;">11</p> <p>1 Q. And that would have been the election</p> <p>2 in 2015 for Sheriff of Beaver County?</p> <p>3 A. That's correct.</p> <p>4 Q. And why did you run for Beaver County</p> <p>5 Sheriff in 2015?</p> <p>6 A. Well, a lot of things came into play</p> <p>7 for me there. Number one, because I read the</p> <p>8 newspaper, I recognized there were a lot of</p> <p>9 problems in the Sheriff's Office. What I saw was</p> <p>10 a lack of professionalism, a lack of</p> <p>11 organization. And I talked to a few deputies</p> <p>12 around that time who had mentioned to me that</p> <p>13 they had begun to lose the respect of the people</p> <p>14 that they served.</p> <p>15 During that period of time in my life,</p> <p>16 I was, frankly, I was going through, in the midst</p> <p>17 of a Bible study. And the purpose of the Bible</p> <p>18 study was where we can use what we have, our</p> <p>19 skills, our knowledge, our background, to impact,</p> <p>20 impact things in a positive way. So through a</p> <p>21 lot of prayer, I guess insightful thought, came</p> <p>22 to the conclusion that this was something I</p> <p>23 should do.</p> <p>24 Q. And you mentioned the things that you</p> <p>25 were seeing in the newspaper. Can you tell me</p>
<p style="text-align: right;">10</p> <p>1 contracts with companies here in southwestern</p> <p>2 Pennsylvania for security in regards to oil &amp; gas</p> <p>3 industry.</p> <p>4 Q. And you mentioned that you had some</p> <p>5 specialized training while you were in the State</p> <p>6 Police. Can you tell me just the nature of the</p> <p>7 training?</p> <p>8 A. I guess ongoing training, nothing</p> <p>9 totally significant there that was different than</p> <p>10 other troopers got, but I did 11 weeks with the</p> <p>11 Royal Canadian Mounted Police in Ottawa, Canada</p> <p>12 for my polygraph training. That was in 1996.</p> <p>13 1995 when I got onto the Special</p> <p>14 Emergency Response Team, I did, I think it was a</p> <p>15 three week SWAT course put on by the State Police</p> <p>16 in Hershey, PA and ongoing training with that,</p> <p>17 basically monthly for the next 15 years.</p> <p>18 Motorcycle training in Washington, D.C.</p> <p>19 with U.S. Park Police for two weeks, when I got</p> <p>20 on the motorcycle unit. And various, when I</p> <p>21 worked undercover, various training in regards to</p> <p>22 tactics, techniques of undercover police work.</p> <p>23 Q. And how many times have you run for</p> <p>24 political office?</p> <p>25 A. Once.</p>	<p style="text-align: right;">12</p> <p>1 what you remember seeing?</p> <p>2 A. Yeah, sure, that the current Sheriff,</p> <p>3 or the Sheriff at the time, had been arrested. I</p> <p>4 guess that was the main thing that came into</p> <p>5 play, that there was a lot of turmoil involved in</p> <p>6 that.</p> <p>7 I just thought that he was given, and</p> <p>8 keep in mind, this was at a time that law</p> <p>9 enforcement was being questioned in regards to</p> <p>10 everything they do, and protests going on.</p> <p>11 And I just saw the activity in Beaver</p> <p>12 County Sheriff's Office, and the lack of positive</p> <p>13 leadership there, was kind of contributing to the</p> <p>14 negative view that people, that society might</p> <p>15 have on law enforcement in general.</p> <p>16 Q. And the Sheriff at that time, just for</p> <p>17 the record, was George David?</p> <p>18 A. That's correct.</p> <p>19 Q. And he had been in that office for a</p> <p>20 number of years?</p> <p>21 A. Yes.</p> <p>22 Q. Okay. You mentioned having talked to</p> <p>23 some deputies. Do you recall who you had talked</p> <p>24 to?</p> <p>25 A. Yeah, I talked to, I worked at a gym in</p>

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4 (13 to 16)

<p style="text-align: right;">13</p> <p>1 Hopewell Township and Ron Costanzo worked out 2 there also, as did Jim Brown. And these things 3 came up just more or less casual conversation. 4 And they seemed to be somewhat distraught over 5 the way things had been going there. 6 Q. And did you know at the time, did you 7 know Sheriff David at all? 8 A. Yeah, I grew up in Aliquippa. I knew 9 he was an Aliquippa Police Officer years ago. I 10 knew he had become Sheriff. I would see him out 11 places. 12 I, frankly, to be honest with you, I 13 don't know that he ever necessarily recognized 14 me, but on occasion I would see him and greet 15 him, shake hands with him. That was about the 16 extent of it. 17 Q. And at the time you decided to run for 18 office, just based on having been in the State 19 Police and being from the area, did you know any 20 other employees within the Sheriff's Department? 21 A. None come to mind right now, no. I 22 knew who John Joe Fratangelli was. 23 Q. And how did you know who John Joe 24 Fratangelli was? 25 A. Growing up in Aliquippa. I knew his</p>	<p style="text-align: right;">15</p> <p>1 Republican primary? 2 A. Sam Piccinini. 3 Q. And with respect to the primary, can 4 you tell me what you did for your campaign in the 5 primary? 6 A. I'm not sure I understand the question. 7 Q. Did you have signs? 8 A. Yes. 9 Q. Okay. Did you have radio commercials? 10 A. No, I don't think in the primary, no, I 11 don't think so. 12 Q. How about television commercials? 13 A. No. 14 Q. Okay. What did you do during the 15 primary season to get your name out there? 16 A. Um, we had some mailers was the main 17 focus, in addition to the signs, of course. We 18 sent out some mailers. For the most part, 19 introducing myself to the voting public. 20 Q. And did you have a campaign staff? 21 A. I did. 22 Q. And who was your campaign staff? 23 A. My campaign manager was a lady by the 24 name of Kate Miller. 25 Q. And anyone else on the staff other</p>
<p style="text-align: right;">14</p> <p>1 sisters. 2 Q. And growing up, did you know any of 3 Sheriff David's family? 4 A. Not immediately, not immediate family. 5 I knew cousins of his. 6 Q. Okay. And what cousins of his did 7 you -- 8 A. So I grew up across the street from a 9 police officer in Aliquippa at the time by the 10 name of Joe David, and he had three children, 11 Dan, Joe and Janice and I knew them. 12 And I believe, and I didn't know the 13 exact relationship, but I believed they were 14 cousins. 15 Q. Do you know if any of the David cousins 16 worked for the Sheriff's Department during any 17 period? 18 A. Yes, I knew Joe David did. 19 Q. And that would have been Joe David the 20 son? 21 A. That's correct, I'm sorry. 22 Q. And just based on the prior testimony, 23 is it fair to say you ran as the Republican? 24 A. Yes. 25 Q. And in the primary, who else ran in the</p>	<p style="text-align: right;">16</p> <p>1 than -- 2 A. Yeah, maybe best way to explain this is 3 to say that I had absolutely no political 4 experience at all. And when I was told that I 5 needed to put a campaign committee together, I 6 searched my mind for people who had political 7 acumen. And I knew no one in that field. And 8 some people advised me that it might just be a 9 good idea to get some people together who were 10 close friends, who knew me, who understood me and 11 would support me, work hard for me. 12 So basically the people that were on my 13 campaign committee had no political experience, 14 but they were the people that I would spend 15 weekends with, my wife, going out to dinner with. 16 So Kate Miller and her husband John, 17 John, Mike Morocco. I'm drawing a blank right 18 now. Chris Katley. It was a small community at 19 first. 20 And as time went on, some people who 21 met me expressed interest in helping me and we 22 adopted some additional people, including Aaron 23 Bernstein who subsequently ran for State Rep 24 successfully in 2016. Again, a small committee. 25 That was the core of it.</p>

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5 (17 to 20)

<p style="text-align: right;">17</p> <p>1 Q. And during the primary season, did you 2 have any campaign events? 3 A. Yeah. And I apologize for -- these 4 aren't things that I thought I was going to be 5 talking about, so excuse me if I don't recall 6 specifically. 7 I know that we had a meet and greet at 8 a restaurant in Bridgewater early on in the 9 campaign, probably not long after the petition 10 period. And maybe a spaghetti dinner at Our Lady 11 of Family church hall maybe a few weeks before 12 the, before the primary. Those are the ones I 13 specifically recall. There may have been others. 14 But the timing of it I'm not sure. 15 Q. Okay. And again, talking about in the 16 primary season, were you aware of any employees 17 in the Sheriff's Department that were supporting 18 you during the primary season? 19 A. None come to mind. There may have 20 been, but specifically, no. 21 Q. Then let's just kind of move forward to 22 the general election. Who was the Democratic 23 nominee? 24 A. In the general? 25 Q. Yes.</p>	<p style="text-align: right;">19</p> <p>1 A. Jay Alstadt was one who contacted me. 2 We had a discussion. He told me that he would 3 like to see me win. I don't know what kind of 4 support he may or may not have given me. 5 Mike Hurst had contacted me, let me 6 know that he supported me. 7 I had spoken with -- I had spoken with 8 other deputies, and I don't know that they had 9 specifically expressed their support for me over 10 my opponent, but I think a handful of others 11 contacted me to let me know that they wouldn't 12 mind seeing me win. 13 Q. Do you recall who those individuals 14 are? 15 A. Yeah, I believe that Ronnie Costanzo 16 had talked to me sometime in that period. If I 17 had a roster here, I could let you know. 18 But I could tell you that John Joe 19 Fratangelli had let me know that he was 20 supporting me in the election. 21 Q. And did you know John Joe Fratangelli 22 at all? 23 A. Yeah, I knew who he was. I wouldn't 24 consider our relationship as friends. Again, I 25 knew his sisters I guess probably better than</p>
<p style="text-align: right;">18</p> <p>1 A. In the general it was Wayne Kress. 2 Q. Okay. And did you know Mr. Kress at 3 all? 4 A. Never heard of him. 5 Q. Okay. 6 A. Prior to the primary, of course. 7 Q. Right. And during the general 8 election, did you have campaign events? 9 A. Yes. 10 Q. Okay. Do you recall what they were? 11 And again, to the best of your recollection. 12 A. We had, sometime in the fall we had a 13 tailgate event at the Fez. We had, I believe 14 another luncheon, small luncheon at the Fez. We 15 had an event at a restaurant at the Beaver Valley 16 Mall. I can't think of the name of it right now. 17 Those were the major fundraising events 18 that we had, I believe. 19 Q. And during the general election, are 20 you aware of any employees in the Sheriff's 21 Department supporting you? 22 A. Um, several contacted me during the 23 campaign. 24 Q. Do you recall who contacted you during 25 the campaign?</p>	<p style="text-align: right;">20</p> <p>1 knowing him. 2 Q. And do you recall when he contacted you 3 about the election? 4 A. I remember a couple of specific 5 conversations with Mr. Fratangelli. But as far 6 as his support, I believe it was fairly late in 7 the election period. Maybe a few weeks prior to 8 the general election itself. Almost certainly 9 within the last month. 10 Q. And the nature of your contact with him 11 beyond the support, what was that about? You say 12 you had contact with him a few times. 13 A. I had run into him, I had run into him 14 at a Chiefs of Police meeting. And as a 15 Lieutenant in Beaver County Sheriff's Office, he 16 was in that organization. And the Chiefs of 17 Police were holding a meeting and they brought in 18 the candidates to kind of make a pitch to them 19 about supporting candidates. 20 And it was after that meeting that, as 21 I was walking out, that Mr. Fratangelli walked 22 out also and engaged me in a conversation. 23 Q. And do you recall what he said in that 24 conversation? 25 A. I do. He had mentioned, he said to me</p>

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6 (21 to 24)

21	<p>1 that I need to understand that he did the things</p> <p>2 that he did because he was life-long friends with</p> <p>3 George David and that he was loyal to George</p> <p>4 David and that he would be loyal to me in the</p> <p>5 same way.</p> <p>6 Q. And with him referencing that he had</p> <p>7 done the things that he did, did you know what he</p> <p>8 was referring to?</p> <p>9 A. There was a lot of negative, there was</p> <p>10 a lot of negative incidents that he was involved</p> <p>11 in with the Sheriff.</p> <p>12 Q. And do you recall what those were at</p> <p>13 all?</p> <p>14 A. Um, specifically I know that there was</p> <p>15 an incident where he had falsified an affidavit</p> <p>16 and reporting in regards to a person he had</p> <p>17 arrested. He was known to actively campaign on</p> <p>18 duty. People had told me that. And I assumed</p> <p>19 that those are the types of things that he was</p> <p>20 referencing.</p> <p>21 Q. And who had told you that he had</p> <p>22 actively campaigned on duty?</p> <p>23 A. Several people, including a friend of</p> <p>24 mine who was approached by him and George David</p> <p>25 while Fratangelli was on duty and in uniform</p>	23	<p>1 primary or general, any employees of the</p> <p>2 Sheriff's Department attending any of your</p> <p>3 fundraisers beyond Hurst?</p> <p>4 A. I don't believe any did. I can't be</p> <p>5 100 percent certain of that, but that's the one</p> <p>6 that I do recall.</p> <p>7 Q. And did Hurst have any role in your</p> <p>8 campaign such as putting up signs or --</p> <p>9 A. No.</p> <p>10 Q. -- anything like that? Was there</p> <p>11 anyone in the Sheriff's Department that helped</p> <p>12 with putting up signs or campaigning for you?</p> <p>13 A. No.</p> <p>14 Q. Are you familiar with Randy Tallon?</p> <p>15 A. I do know Randy Tallon.</p> <p>16 Q. Okay. And do you recall in what</p> <p>17 context you met Mr. Tallon?</p> <p>18 A. No, I don't recall a first meeting. It</p> <p>19 may have been sometime after the election, but it</p> <p>20 could have been before that.</p> <p>21 To put things in a little bit of</p> <p>22 context, that year, I met a lot of people.</p> <p>23 Q. I'm sure you did.</p> <p>24 A. So, county-wide campaign keeps you</p> <p>25 pretty busy. You go to a lot of events. You</p>
22	<p>1 driving a Sheriff's vehicle, had come to him and</p> <p>2 asked for my friend's support and to encourage</p> <p>3 him, my friend, to run for office also.</p> <p>4 Q. And who was that friend?</p> <p>5 A. It was Art Piroli, P-i-r-o-l-i.</p> <p>6 Q. And you mentioned Jay Alstadt</p> <p>7 contacting you. Did you know Alstadt at all</p> <p>8 prior to him contacting you?</p> <p>9 A. I did not. I mean I knew that he was</p> <p>10 the Chief Deputy here at the Sheriff's Office,</p> <p>11 but I don't believe we had ever met before.</p> <p>12 Q. Okay. And prior to Hurst contacting</p> <p>13 you, did you know Mike Hurst at all?</p> <p>14 A. First time I met Mike Hurst was at a</p> <p>15 fundraiser in I believe Brighton Township for a</p> <p>16 canine, for New Brighton PD.</p> <p>17 Q. And do you recall when that was?</p> <p>18 A. I believe it was sometime in the</p> <p>19 primary period, prior to May. Maybe March, April</p> <p>20 of 2015.</p> <p>21 Q. And did Hurst attend any of your</p> <p>22 campaign events?</p> <p>23 A. I believe he did come to that, I think</p> <p>24 it was the spaghetti dinner.</p> <p>25 Q. Do you recall, either during the</p>	24	<p>1 shake a lot of hands. I'm horrible with names,</p> <p>2 and so I hope that explains my limited</p> <p>3 recollection of some of those things.</p> <p>4 Q. Absolutely. Do you know if Tallon</p> <p>5 supported you in the election for sure?</p> <p>6 A. I don't know.</p> <p>7 (THEREUPON, Guy Deposition Exhibit 1</p> <p>8 was marked for identification.)</p> <p>9 Q. Exhibit 1 of your deposition. I just</p> <p>10 want to kind of use this as a roster so we can go</p> <p>11 through the people in terms of what you knew</p> <p>12 about them.</p> <p>13 Were you familiar with Mr. Ochs at all</p> <p>14 prior to the election?</p> <p>15 A. Nothing other than what I had read</p> <p>16 about him in the paper.</p> <p>17 Q. Okay. And what had you read about Ochs</p> <p>18 in the paper?</p> <p>19 A. That he had given a statement at some</p> <p>20 point in the investigation in which George David</p> <p>21 was arrested. He was actually in the room at the</p> <p>22 time that the activities occurred, and that he</p> <p>23 had given a statement and vacillated on that</p> <p>24 statement throughout that investigation.</p> <p>25 Q. Do you know if there were any criminal</p>



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7 (25 to 28)

<p style="text-align: right;">25</p> <p>1 charges ever filed against Ochs?</p> <p>2 <b>A. I believe there were, but I don't</b></p> <p>3 <b>specifically recall what they were. But I</b></p> <p>4 <b>believe he was charged at one point.</b></p> <p>5 <b>Q. And understanding you have met a lot of</b></p> <p>6 <b>people at a lot of times, do you recall when you</b></p> <p>7 <b>first personally came into contact with Mr. Ochs?</b></p> <p>8 <b>A. It could very well have been the day</b></p> <p>9 <b>that we interviewed him here in this room.</b></p> <p>10 <b>Q. Fair to say that you don't have a</b></p> <p>11 <b>specific recollection of meeting him prior to</b></p> <p>12 <b>that event?</b></p> <p>13 <b>A. I do not.</b></p> <p>14 <b>Q. And with respect to Tibolet, at the</b></p> <p>15 <b>time you were running for election, what did you</b></p> <p>16 <b>know about Tibolet?</b></p> <p>17 <b>A. I knew that he was also involved in</b></p> <p>18 <b>that investigation and had given a statement at</b></p> <p>19 <b>some point.</b></p> <p>20 <b>Q. And were you aware at all if there were</b></p> <p>21 <b>any issue with Tibolet's statement?</b></p> <p>22 <b>A. During the time that I was running for</b></p> <p>23 <b>office?</b></p> <p>24 <b>Q. Yes.</b></p> <p>25 <b>A. No.</b></p>	<p style="text-align: right;">27</p> <p>1 you know about Stevenson?</p> <p>2 <b>A. That she had --</b></p> <p>3 <b>MS. JONES: I'm sorry, just so I'm</b></p> <p>4 <b>clear on the time frame.</b></p> <p>5 <b>MR. BLACK: During the election period</b></p> <p>6 <b>and then we'll move forward.</b></p> <p>7 <b>MS. JONES: Okay.</b></p> <p>8 <b>A. Stevenson at some point, and I'm glad</b></p> <p>9 <b>you mentioned the time frame, at some point had</b></p> <p>10 <b>gotten herself into some hot water with some</b></p> <p>11 <b>charges, also. And I became aware of that in the</b></p> <p>12 <b>conversations that I had with Deputy Joe O'Shea,</b></p> <p>13 <b>who I guess you could probably say was</b></p> <p>14 <b>instrumental in bringing to light that she had</b></p> <p>15 <b>been harboring her, I believe brother or half</b></p> <p>16 <b>brother, who was wanted on charges while she</b></p> <p>17 <b>worked in the Sheriff's Office.</b></p> <p>18 <b>Q. And do you know if that was before or</b></p> <p>19 <b>after you had won the general election?</b></p> <p>20 <b>A. Specifically if it was before, it was</b></p> <p>21 <b>not long before. Maybe it was somewhere around</b></p> <p>22 <b>that same time that the actual charges were</b></p> <p>23 <b>brought.</b></p> <p>24 <b>Q. Okay. And prior to you winning the</b></p> <p>25 <b>election, what did you know about Curt Larrick?</b></p>
<p style="text-align: right;">26</p> <p>1 <b>Q. At any point in time did you learn that</b></p> <p>2 <b>there had been an issues with Tibolet's</b></p> <p>3 <b>statement?</b></p> <p>4 <b>A. Yes.</b></p> <p>5 <b>Q. And do you recall what you learned</b></p> <p>6 <b>about their being an issue about Tibolet's</b></p> <p>7 <b>statement?</b></p> <p>8 <b>A. That was in the conversation, either in</b></p> <p>9 <b>the interview that I had, I'll have to say it was</b></p> <p>10 <b>in the interview that I had with Jay Alstadt.</b></p> <p>11 <b>Q. And do you recall what Alstadt said</b></p> <p>12 <b>about Tibolet?</b></p> <p>13 <b>A. He characterized both Ochs and Tibolet</b></p> <p>14 <b>in a very similar manner, in that the night of</b></p> <p>15 <b>the incident, the evening of the incident, he was</b></p> <p>16 <b>notified of it, and he asked and told Ochs and</b></p> <p>17 <b>Tibolet to prepare a report as of what happened,</b></p> <p>18 <b>and that he made it clear to them that whatever</b></p> <p>19 <b>took place in that room needed to be on that</b></p> <p>20 <b>paper and both of them prepared a statement based</b></p> <p>21 <b>on that. And I believe subsequently both of them</b></p> <p>22 <b>changed their stories throughout the</b></p> <p>23 <b>investigation and it differed from their original</b></p> <p>24 <b>statements.</b></p> <p>25 <b>Q. And with respect to Stevenson, what did</b></p>	<p style="text-align: right;">28</p> <p>1 <b>A. Nothing. Prior to winning the</b></p> <p>2 <b>election?</b></p> <p>3 <b>Q. Yeah.</b></p> <p>4 <b>A. I'm going to have to, I'm going to have</b></p> <p>5 <b>to revisit that for a second. A few weeks before</b></p> <p>6 <b>the election, the general election, I had started</b></p> <p>7 <b>to hear Curt Larrick's name and started to hear</b></p> <p>8 <b>that he had been saying things about me.</b></p> <p>9 <b>Q. Okay. And the few weeks before the</b></p> <p>10 <b>election, who had you heard from that Larrick had</b></p> <p>11 <b>been saying things about you?</b></p> <p>12 <b>A. Specifically, I don't recall. It may</b></p> <p>13 <b>have been, it may have been deputies who had been</b></p> <p>14 <b>in touch with me. Again, I was talking to a lot</b></p> <p>15 <b>of people at that time. I don't specifically</b></p> <p>16 <b>recall. I do recall the things that were being</b></p> <p>17 <b>said.</b></p> <p>18 <b>Q. And what do you recall you were told</b></p> <p>19 <b>Larrick had been saying about you?</b></p> <p>20 <b>A. That I had, that I was intending on</b></p> <p>21 <b>keeping some people employed in the Sheriff's</b></p> <p>22 <b>Office, that I was not going to fire people, that</b></p> <p>23 <b>I was going to bring back some people that had</b></p> <p>24 <b>been released from there in the past, that I had</b></p> <p>25 <b>a close relationship with the current Sheriff,</b></p>

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8 (29 to 32)

<p style="text-align: right;">29</p> <p>1 <b>George David, those types of things.</b></p> <p>2 Q. And just so I'm clear, sitting here</p> <p>3 today, you couldn't tell me what the source of</p> <p>4 that information was?</p> <p>5 <b>A. No, I do not specifically recall.</b></p> <p>6 Q. And do you recall if it was relayed to</p> <p>7 you verbally or in writing?</p> <p>8 <b>A. Verbally.</b></p> <p>9 Q. And when you --</p> <p>10 <b>A. Nobody would ever, I don't recall</b></p> <p>11 <b>anybody ever writing anything like that down.</b></p> <p>12 <b>Just, again, a very busy time, talking to a lot</b></p> <p>13 <b>of people.</b></p> <p>14 <b>I'll say this, too, in the campaign,</b></p> <p>15 <b>things seem, every issue becomes very important</b></p> <p>16 <b>to you, and that type of thing, those kind of</b></p> <p>17 <b>things being said about me concerned me</b></p> <p>18 <b>especially coming from somebody who is a</b></p> <p>19 <b>Sheriff's Deputy.</b></p> <p>20 Q. At the point that you heard that, did</p> <p>21 you do anything to confirm that Larrick had said</p> <p>22 anything about you?</p> <p>23 <b>A. At the point that I heard those things,</b></p> <p>24 <b>no.</b></p> <p>25 Q. And prior to people telling you that</p>	<p style="text-align: right;">31</p> <p>1 <b>A. Um, no, not until after the election.</b></p> <p>2 Q. I just want to keep working down.</p> <p>3 There is a reference to Lupo. Do you know who,</p> <p>4 did you know who Lupo was during the general</p> <p>5 election?</p> <p>6 <b>A. I don't believe so.</b></p> <p>7 Q. And then we've talked about Hurst.</p> <p>8 How about Yasick? Did you know who</p> <p>9 that person is?</p> <p>10 <b>A. I may have heard the name. I don't</b></p> <p>11 <b>believe I had ever met him.</b></p> <p>12 Q. How about Kutzko?</p> <p>13 <b>A. I don't believe I ever heard -- I may</b></p> <p>14 <b>have heard the name, never met him.</b></p> <p>15 Q. How about Hunter?</p> <p>16 <b>A. Never met him.</b></p> <p>17 Q. Had you heard the name before or any</p> <p>18 context of who Hunter was?</p> <p>19 <b>A. I don't believe so.</b></p> <p>20 Q. How about Chapes?</p> <p>21 <b>A. I knew who she was.</b></p> <p>22 Q. Okay. How did you know who Chapes was?</p> <p>23 <b>A. I knew that she was the girlfriend of</b></p> <p>24 <b>another deputy who I knew.</b></p> <p>25 Q. And whose girlfriend was Chapes?</p>
<p style="text-align: right;">30</p> <p>1 Deputy Larrick had been saying things about you,</p> <p>2 did you even know that somebody by the name of</p> <p>3 Curtis Larrick existed?</p> <p>4 <b>A. I did not.</b></p> <p>5 Q. Whoever told you this information, did</p> <p>6 you ask them who Larrick was?</p> <p>7 <b>A. That was part of the relaying</b></p> <p>8 <b>information to me, yes. My recollection is it</b></p> <p>9 <b>became clear to me at that point who he was and</b></p> <p>10 <b>that he was saying these things.</b></p> <p>11 Q. And did whoever told you this</p> <p>12 information tell you at all why they believed</p> <p>13 Larrick was saying this about you?</p> <p>14 <b>A. Why they believed it?</b></p> <p>15 Q. Yeah.</p> <p>16 <b>A. No, not that I recall.</b></p> <p>17 Q. And prior to you being elected, did you</p> <p>18 know who Clark was on this list?</p> <p>19 <b>A. I did not.</b></p> <p>20 Q. Did you eventually learn who Clark is?</p> <p>21 <b>A. Yes.</b></p> <p>22 Q. Is that Paul Clark?</p> <p>23 <b>A. Yes.</b></p> <p>24 Q. Okay. And on this list do you know who</p> <p>25 Kuhlber was?</p>	<p style="text-align: right;">32</p> <p>1 <b>A. And that would have been Jim Brown,</b></p> <p>2 <b>Deputy Jim Brown.</b></p> <p>3 Q. And how about Matzie, did you know who</p> <p>4 that was at the time you won?</p> <p>5 <b>A. I don't believe so.</b></p> <p>6 Q. How about Ramanna?</p> <p>7 <b>A. I knew Ralph Ramanna, Ramanna, casually</b></p> <p>8 <b>from growing up in Aliquippa. Frankly, at that</b></p> <p>9 <b>time I didn't even realize, probably didn't even</b></p> <p>10 <b>realize that he was still employed by the</b></p> <p>11 <b>Sheriff's Office until afterwards.</b></p> <p>12 Q. And moving down the list, did you know</p> <p>13 who Mangerie was?</p> <p>14 <b>A. I had heard the name. I don't believe</b></p> <p>15 <b>I had ever met him.</b></p> <p>16 Q. Do you recall in what context you had</p> <p>17 heard the name?</p> <p>18 <b>A. That he was the head of the deputies</b></p> <p>19 <b>union here.</b></p> <p>20 Q. How about Hanna? And again, all this</p> <p>21 is during the election.</p> <p>22 <b>A. Yeah, I don't believe that I had ever</b></p> <p>23 <b>heard his name before.</b></p> <p>24 Q. How about Montani?</p> <p>25 <b>A. Yes, I had heard of Montani.</b></p>

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9 (33 to 36)

<p style="text-align: right;">33</p> <p>1 Q. And how had you heard of Montani?</p> <p>2 A. And frankly, I think I had met him,</p> <p>3 too. Again, casually. I think Montani would</p> <p>4 have been one of the ones who expressed his</p> <p>5 support for me during the general election.</p> <p>6 Q. And what makes you think he may have</p> <p>7 been one of the people who expressed his support</p> <p>8 for you?</p> <p>9 A. I knew that he was working on the Dave</p> <p>10 Gabauer's coroner campaign, and I had met him at</p> <p>11 some events and we had spoken briefly. And he</p> <p>12 encouraged me to keep running hard and wished me</p> <p>13 luck, success.</p> <p>14 Q. How about Cumberledge, did you know who</p> <p>15 that was?</p> <p>16 A. I did not.</p> <p>17 Q. With respect to Bredemeir, did you know</p> <p>18 who that was?</p> <p>19 A. I did not.</p> <p>20 Q. During the election, did you know who</p> <p>21 Rapko was?</p> <p>22 A. Yeah, I knew Justin Rapko's parents. I</p> <p>23 knew him as a young man and probably when he was</p> <p>24 an adolescent growing up.</p> <p>25 Q. And how about Branchetti, did you know</p>	<p style="text-align: right;">35</p> <p>1 Q. And just so we get it in the record, is</p> <p>2 this a list that you compiled?</p> <p>3 A. I wrote these names on here, yes.</p> <p>4 Q. Okay. Are any of the individuals in</p> <p>5 the part-time list at the bottom now full-time</p> <p>6 employees?</p> <p>7 A. They are.</p> <p>8 Q. Okay. Can we go through who are now</p> <p>9 full-time?</p> <p>10 A. Sure, that would be Mangerie, Hanna,</p> <p>11 Montani and Bredemeir.</p> <p>12 Q. And with respect to Mangerie, do you</p> <p>13 now know who Mangerie supported in the election?</p> <p>14 A. I do.</p> <p>15 Q. And who did Mangerie support?</p> <p>16 A. In the general election?</p> <p>17 Q. Yes.</p> <p>18 A. Kress.</p> <p>19 Q. And how did you learn that Mangerie had</p> <p>20 supported Kress?</p> <p>21 A. I don't specifically recall.</p> <p>22 Q. Do you recall when you learned that?</p> <p>23 A. I do not. I know it was -- I'm certain</p> <p>24 it was post election. I didn't know who Mangerie</p> <p>25 was -- I'm sure it was post election.</p>
<p style="text-align: right;">34</p> <p>1 Branchetti?</p> <p>2 A. I did not.</p> <p>3 Q. And below Rapko, is that Sallis?</p> <p>4 A. Sallis.</p> <p>5 Q. And did you know Sallis?</p> <p>6 A. I did not.</p> <p>7 Q. After you were elected, did you have an</p> <p>8 opportunity to learn about some of these</p> <p>9 individuals?</p> <p>10 A. I learned about all of them.</p> <p>11 Q. And did you learn, my understanding</p> <p>12 that you conducted interviews with everyone in</p> <p>13 the department. Did you learn of anything else</p> <p>14 about these individuals prior to the interviews</p> <p>15 with the people in the department themselves?</p> <p>16 A. Nothing comes to mind there. And</p> <p>17 you're talking about post election?</p> <p>18 Q. Post election.</p> <p>19 A. Prior to the interviews?</p> <p>20 Q. Prior to the interviews.</p> <p>21 A. No.</p> <p>22 Q. In looking at the bottom of the list</p> <p>23 with the 1 through 8, are those part-time</p> <p>24 deputies at the time?</p> <p>25 A. They are.</p>	<p style="text-align: right;">36</p> <p>1 Q. And sitting here today, you are not</p> <p>2 sure what the source of that was?</p> <p>3 A. I do not know. Yeah, and again there's</p> <p>4 a, I believe that people desire to give me</p> <p>5 information sometimes because it might make them</p> <p>6 feel important that they know it or they</p> <p>7 transferred that information to me. So it was</p> <p>8 very common for people to approach me regularly,</p> <p>9 routinely to tell me things like that.</p> <p>10 Q. And for people to tell you, hey, this</p> <p>11 person is supporting you or, hey, this person is</p> <p>12 supporting your opponent?</p> <p>13 A. Yes.</p> <p>14 Q. And during the course of the election</p> <p>15 and after that, was that something that would</p> <p>16 happen often where people would just approach you</p> <p>17 and tell you, hey, somebody is supporting you or,</p> <p>18 hey, somebody is supporting your opponent?</p> <p>19 A. It is, yeah.</p> <p>20 Q. Kind of the nature of being in the</p> <p>21 political arena?</p> <p>22 A. I think it is, yeah. That's what I've</p> <p>23 come to discover.</p> <p>24 Q. At any point in time did you learn who</p> <p>25 Hanna supported?</p>

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10 (37 to 40)

<p style="text-align: right;">37</p> <p>1 A. No. I don't think I still know to this</p> <p>2 day.</p> <p>3 Q. How about with respect to Cumberledge?</p> <p>4 A. No.</p> <p>5 Q. How about with respect to Bredemeir?</p> <p>6 A. Yes.</p> <p>7 Q. And do you know how you learned</p> <p>8 Bredemeir supported someone?</p> <p>9 A. Yes, she supported Kress. She told me</p> <p>10 that.</p> <p>11 Q. Okay. And do you recall when she told</p> <p>12 you that?</p> <p>13 A. Yeah, it was after I had taken office.</p> <p>14 She came into my office one day and told me that</p> <p>15 she wanted to be straight up with me and let me</p> <p>16 know that during the campaign that she had</p> <p>17 supported Kress and that she was glad that he</p> <p>18 wasn't successful.</p> <p>19 Q. And do you know if at the point that</p> <p>20 she told you that, you had already determined who</p> <p>21 would be retained and not retained?</p> <p>22 A. I'm certain it was after January 4th.</p> <p>23 Q. Do you know if it was before or after</p> <p>24 that she was moved to full-time deputy?</p> <p>25 A. I believe it was after. I want to say</p>	<p style="text-align: right;">39</p> <p>1 before I took office. And I don't base that on</p> <p>2 any specific conversation I had, just that there</p> <p>3 was, at some point, a recognition in my mind that</p> <p>4 that's where he was.</p> <p>5 Q. I understand that, but you are not sure</p> <p>6 at all where that came from?</p> <p>7 A. No, I'm not. And I think it's</p> <p>8 important and I don't, I hesitate to say some of</p> <p>9 these things. But whenever someone would give me</p> <p>10 some information like that, who supported me, who</p> <p>11 supported my opponent, I always really took it</p> <p>12 with a grain of salt.</p> <p>13 This line of work, this involvement in</p> <p>14 politics, causes, polygraph examiner for 10</p> <p>15 years, and I know people lie. But this line of</p> <p>16 work really makes you guarded in who you trust</p> <p>17 and what information you believe.</p> <p>18 So again, my recognition of these</p> <p>19 things might not have been just one conversation</p> <p>20 but a series of conversations and more or less</p> <p>21 putting things together.</p> <p>22 Q. And I want to kind of move up the chart</p> <p>23 with, is it Ramanna or Ramanna?</p> <p>24 A. I call him Ramanna, Ralph Ramanna,</p> <p>25 yeah, I'm sorry, Ralph Ramanna. You are correct,</p>
<p style="text-align: right;">38</p> <p>1 it was mid summer, early fall last year.</p> <p>2 Q. Do you recall when she was moved to</p> <p>3 full-time?</p> <p>4 A. I think that would have been April.</p> <p>5 Q. And with respect to Rapko, did you ever</p> <p>6 find out who Rapko supported?</p> <p>7 A. He told me that he had supported me.</p> <p>8 Q. Do you recall when he told you that?</p> <p>9 A. I don't.</p> <p>10 Q. With respect to Sallis, did you ever</p> <p>11 find out who Sallis supported?</p> <p>12 A. Did not.</p> <p>13 Q. And with respect to Branchetti, did you</p> <p>14 ever find out who Branchetti supported?</p> <p>15 A. I did not.</p> <p>16 Q. And with respect to the understanding</p> <p>17 you are not sure of the time frame on Mangerie,</p> <p>18 do you know if you found out he supported Kress</p> <p>19 before or after he became full-time?</p> <p>20 A. Repeat that, please. My mind just --</p> <p>21 Q. Sure. With Mangerie, do you know if</p> <p>22 you found out he supported Kress before or after</p> <p>23 he became full-time?</p> <p>24 A. Before. And as I think about Mangerie,</p> <p>25 I would have to say it was after the election but</p>	<p style="text-align: right;">40</p> <p>1 Ramanna.</p> <p>2 Q. I was wrong the first time. Did you</p> <p>3 ever find out who Ramanna supported?</p> <p>4 A. I did not.</p> <p>5 Q. How about Matzie?</p> <p>6 A. I did not.</p> <p>7 Q. How about Chapes?</p> <p>8 A. I believe Chapes supported me. And</p> <p>9 when I came to that conclusion, I don't know.</p> <p>10 Q. Do you recall what your basis for that</p> <p>11 belief was?</p> <p>12 A. I do not.</p> <p>13 Q. At any point did you learn who Hunter</p> <p>14 had supported in the election?</p> <p>15 A. I did not.</p> <p>16 Q. How about Kutzko?</p> <p>17 A. No.</p> <p>18 Q. How about Yasick?</p> <p>19 A. No.</p> <p>20 Q. There is a notation next to Yasick.</p> <p>21 What does that say?</p> <p>22 A. "Does he want to be."</p> <p>23 Q. And what does that refer to?</p> <p>24 A. That middle group of names are people</p> <p>25 that myself and my soon-to-be Chief Dean Michael</p>

Transcript of Anthony Guy  
Conducted on March 9, 2017

11 (41 to 44)

41	<p>1 and Jay Alstadt kind of kicked around some names</p> <p>2 about both people who were supervisors,</p> <p>3 sergeants, and people who potentially could be</p> <p>4 good sergeants. And Yasick is a Sergeant, but it</p> <p>5 was kind of questioned whether or not he wanted</p> <p>6 to remain in that position as supervisor.</p> <p>7 Q. And moving up the list, with Kuhlber,</p> <p>8 did you ever find out who Kuhlber supported?</p> <p>9 A. No.</p> <p>10 Q. With respect to Clark, did you ever</p> <p>11 find out who Clark supported?</p> <p>12 A. I did.</p> <p>13 Q. And who did Clark support?</p> <p>14 A. He supported Kress.</p> <p>15 Q. And how did you learn that?</p> <p>16 A. I don't recall specifically. Again,</p> <p>17 may have been combination of conversations that I</p> <p>18 had had with people.</p> <p>19 Q. Do you recall Fratangelli telling you</p> <p>20 that in your interview with him?</p> <p>21 A. Telling me?</p> <p>22 Q. That Clark supported Kress.</p> <p>23 A. Not specifically at this point in time.</p> <p>24 Q. With respect to Larrick, did you</p> <p>25 find -- what did you learn about Larrick</p>	43	<p>1 A. Okay, go ahead.</p> <p>2 Q. With the people telling you about</p> <p>3 Larrick, sitting here today, you can't remember</p> <p>4 who they are?</p> <p>5 A. Correct.</p> <p>6 Q. And sitting here today, do you have any</p> <p>7 reason to believe they were telling you the truth</p> <p>8 about Larrick?</p> <p>9 A. Do I have reason to believe they were</p> <p>10 telling me the truth about Larrick in regards to</p> <p>11 the things that he was saying?</p> <p>12 Q. Yes.</p> <p>13 A. I do have reason to believe that.</p> <p>14 Q. And what is your reason for believing</p> <p>15 that?</p> <p>16 A. The statement that Curt Larrick made to</p> <p>17 me.</p> <p>18 Q. We will get into that. You wanted to</p> <p>19 clarify something. What did you want to clarify?</p> <p>20 A. Pretty much the same subject is that</p> <p>21 when you said do I have firsthand information</p> <p>22 that he had said these things. I guess to</p> <p>23 clarify that, I had never heard him say these</p> <p>24 things to other people. But it was in that</p> <p>25 conversation that I had with him that he verified</p>
42	<p>1 supporting Kress?</p> <p>2 A. Again, I would go back to the period of</p> <p>3 time where I was, had started to hear his name</p> <p>4 and his telling people things about me that</p> <p>5 weren't true.</p> <p>6 And this was confirmed for me on</p> <p>7 election day when he approached me.</p> <p>8 Q. We'll talk about that in a second.</p> <p>9 With respect to you hearing these</p> <p>10 things he was saying about you, did you know</p> <p>11 whether or not he had actually been saying those?</p> <p>12 A. You mean firsthand?</p> <p>13 Q. Yeah.</p> <p>14 A. No.</p> <p>15 Q. And what you told me earlier, people</p> <p>16 lie a lot, true?</p> <p>17 A. Absolutely.</p> <p>18 Q. And with respect to people telling you</p> <p>19 about Larrick --</p> <p>20 A. Can I clarify one thing?</p> <p>21 Q. Sure.</p> <p>22 MS. JONES: Let him finish the</p> <p>23 question.</p> <p>24 THE WITNESS: I'm sorry.</p> <p>25 MS. JONES: There is no other question.</p>	44	<p>1 to me that he had been saying these things.</p> <p>2 That's the clarification.</p> <p>3 Q. On election day where did you see Curt</p> <p>4 Larrick?</p> <p>5 A. I think it was, it was at a polling</p> <p>6 place, and I believe it was Economy 1 or 2. I</p> <p>7 can't remember what designation of that polling</p> <p>8 place.</p> <p>9 Q. And did you approach Larrick or did he</p> <p>10 approach you?</p> <p>11 A. He approached me.</p> <p>12 Q. Okay. And what did Larrick say when he</p> <p>13 approached you?</p> <p>14 A. Boy, I can't specifically remember word</p> <p>15 for word how the conversation was initiated. I</p> <p>16 believe he came up and introduced himself to me</p> <p>17 or acknowledged that he knew who I was as a way</p> <p>18 to open the conversation.</p> <p>19 Q. Okay. And do you recall what he was</p> <p>20 wearing at the time?</p> <p>21 A. Yeah. He was wearing, I believe it was</p> <p>22 a white T-shirt with words across the front</p> <p>23 indicating vote for Wayne Kress or something</p> <p>24 along those lines, maybe a ball cap and some</p> <p>25 stickers or buttons on the T-shirt in addition to</p>

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12 (45 to 48)

<p style="text-align: right;">45</p> <p>1 that.</p> <p>2 Q. Okay. What did he say to you next</p> <p>3 after he opened up?</p> <p>4 A. He said, you know, something along the</p> <p>5 lines of good to meet you or something like that.</p> <p>6 And then he said I just want to come up here and</p> <p>7 tell you about what just happened to me and</p> <p>8 proceeded to tell me a story of what took place</p> <p>9 apparently shortly before that, where he claimed</p> <p>10 to be, apparently shortly before that.</p> <p>11 Q. Okay. And what did he tell you?</p> <p>12 A. He said he was working at a polling</p> <p>13 place just down the road from there and that he</p> <p>14 was approached by an individual, a man, who came</p> <p>15 up to him and started yelling at him, chewing him</p> <p>16 out for all the things that he had done. And he</p> <p>17 expressed to me that this guy believed that he</p> <p>18 was me, that he was Tony Guy. And so the guy</p> <p>19 thought he was yelling at Tony Guy for all these</p> <p>20 things that he had done.</p> <p>21 And he told me that this guy was loud</p> <p>22 and boisterous and yelling and screaming at him.</p> <p>23 And that this went on for about 10 minutes. And</p> <p>24 that he just stood there with his hands crossed</p> <p>25 in front of him and listened to what the guy had</p>	<p style="text-align: right;">47</p> <p>1 attempts to verify them if they were true. I</p> <p>2 said I have a Facebook page, a website, an email</p> <p>3 address that's easy to find. I said you've been</p> <p>4 Sheriff's Deputy for sometime, I think if you</p> <p>5 wanted to contact me, you could probably get my</p> <p>6 phone number fairly easily. I said I wish you</p> <p>7 would have asked me those things before you</p> <p>8 started spreading those lies.</p> <p>9 Q. And did Larrick say anything in</p> <p>10 response?</p> <p>11 A. He did. He said, well, that's the</p> <p>12 things that I heard so that's what I'm repeating,</p> <p>13 that's what I'm telling people.</p> <p>14 Q. Did Larrick say to you that he had</p> <p>15 heard that you were planning to fire him when you</p> <p>16 took office?</p> <p>17 A. No.</p> <p>18 Q. Other than what you've testified to,</p> <p>19 did Larrick say anything else during the</p> <p>20 conversation?</p> <p>21 A. It seemed -- my recollection is that he</p> <p>22 talked to me about some difficulties that he had</p> <p>23 had in the office in his relationship with the</p> <p>24 then current Sheriff George David and that they</p> <p>25 had made things difficult for him and wanted to</p>
<p style="text-align: right;">46</p> <p>1 to say. And when the guy was finally done, he</p> <p>2 said I'm sorry, sir, but I'm not Tony Guy.</p> <p>3 That's the story that he told me.</p> <p>4 Q. And did you say anything to Larrick at</p> <p>5 that point?</p> <p>6 A. In regards to the story?</p> <p>7 Q. In regards to anything.</p> <p>8 A. I said, well, something along the lines</p> <p>9 that's interesting. And I said I'm glad I'm</p> <p>10 finally getting a chance to meet you because I</p> <p>11 had been hearing your name recently and hearing</p> <p>12 that you had been saying some things about me</p> <p>13 that are not true.</p> <p>14 Q. And did you tell him what you had heard</p> <p>15 that Larrick had said about you?</p> <p>16 A. I did. I told him that people were</p> <p>17 telling me that he had been telling people that I</p> <p>18 was going to bring George David back to work in</p> <p>19 the Sheriff's Office, that I was going to bring</p> <p>20 Joe David back to work in the Sheriff's Office</p> <p>21 and I was going to keep all the people that</p> <p>22 should be fired from the Sheriff's Office.</p> <p>23 And I told him that I had been in law</p> <p>24 enforcement for a long time and that before I</p> <p>25 would repeat things like that, I would make some</p>	<p style="text-align: right;">48</p> <p>1 let me know about those things.</p> <p>2 Q. And did he tell you what was being done</p> <p>3 to make him, make things difficult for him?</p> <p>4 A. I'm sure he expounded upon that, but at</p> <p>5 this point in time I think if I mention those</p> <p>6 things, I don't know if it would be the things</p> <p>7 that he said to me on that day or some things</p> <p>8 that I've learned since that time. And I don't</p> <p>9 want to, I know that he expounded upon it.</p> <p>10 Specifically what it was, I'm not sure.</p> <p>11 Q. And you mention you had seen things in</p> <p>12 the paper regarding Sheriff David and the</p> <p>13 criminal proceedings. Did you know if Larrick</p> <p>14 had any involvement in the proceedings from the</p> <p>15 paper?</p> <p>16 A. His name did not, was not familiar to</p> <p>17 me prior to hearing what he had been saying about</p> <p>18 me.</p> <p>19 Q. And did, after your meeting with, where</p> <p>20 you met with Larrick, did you find out any</p> <p>21 information regarding his involvement in the</p> <p>22 David proceedings?</p> <p>23 A. Can you clarify that, by meeting, when</p> <p>24 I met with Larry?</p> <p>25 Q. Met with him what we believe Economy 1.</p>

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Transcript of Anthony Guy  
Conducted on March 9, 2017

13 (49 to 52)

49	<p>1 A. Oh. Okay, I'm sorry, now repeat the</p> <p>2 question.</p> <p>3 Q. After the period of time where you and</p> <p>4 Larrick had the conversation you just discussed,</p> <p>5 and he mentioned something about the David,</p> <p>6 department, out to get him, at any time after</p> <p>7 that did you learn about Larrick's involvement in</p> <p>8 the David proceedings?</p> <p>9 A. Yes, during our interview.</p> <p>10 Q. And other than -- go ahead.</p> <p>11 A. Yeah, I think that explains it, during</p> <p>12 the interview.</p> <p>13 Q. And are you referring to your interview</p> <p>14 with Larrick or with other individuals?</p> <p>15 A. Yes, so and I guess that's -- Larrick</p> <p>16 might have been the 8th or 10th person in the</p> <p>17 Sheriff's Office that I interviewed. And so</p> <p>18 prior to my interview with Larrick, others had</p> <p>19 told me about some things, his involvement. It</p> <p>20 may be beyond 8 or 10.</p> <p>21 Q. And after, how did the meeting, again</p> <p>22 I'm talking at the Economy 1 or wherever we think</p> <p>23 it was with Larrick, end?</p> <p>24 A. How did it end?</p> <p>25 Q. Yeah.</p>	51	<p>1 A. I did not.</p> <p>2 Q. How about Ochs?</p> <p>3 A. No.</p> <p>4 Q. At the time you won the election, but</p> <p>5 before you took over, did you have an</p> <p>6 understanding of what David's, Sheriff David's</p> <p>7 command staff looked like in terms of the</p> <p>8 structure?</p> <p>9 MS. JONES: Could you just clarify me</p> <p>10 for the time frame you said, Jay? I missed</p> <p>11 it.</p> <p>12 MR. BLACK: Between the time that he</p> <p>13 won the election, but before he takes</p> <p>14 office, that lame duck period.</p> <p>15 MS. JONES: Okay.</p> <p>16 A. What personnel were assigned where or</p> <p>17 what the structure itself consisted of?</p> <p>18 Q. Let's start with what personnel, and</p> <p>19 I'm not talking about the lower deputies, but I'm</p> <p>20 talking Chief, Assistant Chief, just who was in</p> <p>21 what position?</p> <p>22 A. So I believe Jay Alstadt was Chief</p> <p>23 Deputy, Jim McGeehan was a Captain, and I believe</p> <p>24 Ochs and Fratangelli were Lieutenants.</p> <p>25 Q. And did you ever learn who Tallon</p>
50	<p>1 A. You know, there was still people</p> <p>2 walking in and out of the polls, and my purpose</p> <p>3 of being there was to talk to people as they were</p> <p>4 going in to vote. And I said, and I was missing</p> <p>5 people as we were having this discussion, and I</p> <p>6 basically told him, you know, I'm here to talk to</p> <p>7 people, nice meeting you.</p> <p>8 Q. And other than what you've testified</p> <p>9 to, do you recall anything else being said during</p> <p>10 the conversation?</p> <p>11 A. No, that's what I recall.</p> <p>12 Q. And during the general election, did</p> <p>13 you have TV commercials?</p> <p>14 A. I did.</p> <p>15 Q. And did you have signs with your face</p> <p>16 on them?</p> <p>17 A. I did.</p> <p>18 Q. And kind of want to get back to the</p> <p>19 list and moving up the list, with respect to</p> <p>20 Stevenson, did you have any understanding at any</p> <p>21 point after the election of who Stevenson</p> <p>22 supported?</p> <p>23 A. I did not.</p> <p>24 Q. And with respect to Tibolet, did you</p> <p>25 have any understanding of who Tibolet supported?</p>	52	<p>1 supported in the election?</p> <p>2 A. As I categorized things, later on he</p> <p>3 told me that he had supported me. And again,</p> <p>4 I'll separate knowing who supported me versus</p> <p>5 things that I was told.</p> <p>6 Q. And when you say later on, do you</p> <p>7 recall when it is that he told you?</p> <p>8 A. After the election, I believe.</p> <p>9 Q. Do you know if it was before you took</p> <p>10 office?</p> <p>11 A. I believe it was.</p> <p>12 MS. JONES: Jay, can we take five</p> <p>13 minutes?</p> <p>14 MR. BLACK: Sure.</p> <p>15 VIDEOGRAPHER: We are going off the</p> <p>16 record. The time is 12:57 p.m.</p> <p>17 (Recess taken.)</p> <p>18 VIDEOGRAPHER: We are back on the</p> <p>19 record. The time is 1:07 p.m. Please</p> <p>20 proceed.</p> <p>21 Q. You were kind of talking about the</p> <p>22 former Sheriff's kind of command staff. Do you</p> <p>23 know who McGeehan supported in the election?</p> <p>24 A. I believe Jim McGeehan supported me.</p> <p>25 Q. Okay. and what was your basis for that</p>

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Conducted on March 9, 2017

14 (53 to 56)

<p style="text-align: right;">53</p> <p>1 belief?</p> <p>2 <b>A. Conversations we had.</b></p> <p>3 Q. Do you recall when those conversations</p> <p>4 took place?</p> <p>5 <b>A. Specifically, no.</b></p> <p>6 Q. And when you became Sheriff, can you</p> <p>7 tell me who was placed in the command position?</p> <p>8 <b>A. Uh-huh, Dean Michael was hired and</b></p> <p>9 <b>brought on as the Chief Deputy. I demoted Jay</b></p> <p>10 <b>Alstadt to Captain. I demoted Jim McGeehan to</b></p> <p>11 <b>Lieutenant and there was a lieutenant position</b></p> <p>12 <b>that was left open and is still open today -- I</b></p> <p>13 <b>take that back.</b></p> <p>14 <b>When Jim McGeehan retired, I replaced</b></p> <p>15 <b>him with Ralph Ramanna who is in that position</b></p> <p>16 <b>now. And one of those positions is no longer</b></p> <p>17 <b>filled. As a matter of fact, I think the salary</b></p> <p>18 <b>board, we've closed that position, Second</b></p> <p>19 <b>Lieutenant position.</b></p> <p>20 Q. And at the point in time when you</p> <p>21 became Sheriff, were there any new people placed</p> <p>22 in, not new people, but was there anybody placed</p> <p>23 in the Sergeant position that hadn't been a</p> <p>24 Sergeant previously?</p> <p>25 <b>A. No.</b></p>	<p style="text-align: right;">55</p> <p>1 blood was necessary?</p> <p>2 <b>A. Because it was a new administration.</b></p> <p>3 Q. Is it fair to say, we started talking</p> <p>4 about this early on when you started running,</p> <p>5 that there were a lot of problems under Sheriff</p> <p>6 David?</p> <p>7 <b>A. Correct.</b></p> <p>8 Q. And Jay Alstadt was his number two at</p> <p>9 that time?</p> <p>10 <b>A. He was.</b></p> <p>11 Q. And did, given the issues with the</p> <p>12 David administration, did you have any concern</p> <p>13 about retaining Alstadt?</p> <p>14 <b>A. I'll say that I, everyone was in play.</b></p> <p>15 <b>And so I considered all options for every</b></p> <p>16 <b>individual.</b></p> <p>17 Q. And with respect to Alstadt, why did</p> <p>18 you ultimately decide to keep him in the</p> <p>19 Sheriff's Department?</p> <p>20 <b>A. I believed that Jay was an asset to the</b></p> <p>21 <b>Sheriff's Office.</b></p> <p>22 Q. And what was it that made you believe</p> <p>23 Jay was an asset?</p> <p>24 <b>A. His experience in the position of</b></p> <p>25 <b>authority in the Sheriff's Office, his character,</b></p>
<p style="text-align: right;">54</p> <p>1 Q. And you were here for Dean Michael</p> <p>2 yesterday. How did you come about meeting Dean</p> <p>3 Michael?</p> <p>4 <b>A. So I met Dean at a Republican committee</b></p> <p>5 <b>in Beaver County, I guess you could call it a</b></p> <p>6 <b>class, that was put on by them for potential</b></p> <p>7 <b>political candidates, people that were interested</b></p> <p>8 <b>in running for office. They put some information</b></p> <p>9 <b>out there, letting them know that they would be</b></p> <p>10 <b>giving some instruction and we both attended one</b></p> <p>11 <b>of those.</b></p> <p>12 Q. And with respect to Jay Alstadt, why</p> <p>13 did you demote him to Captain?</p> <p>14 <b>A. I believe that Dean Michael was the</b></p> <p>15 <b>more appropriate Chief Deputy for my</b></p> <p>16 <b>organization.</b></p> <p>17 Q. And what was it about Michael that made</p> <p>18 you believe that he was more appropriate than</p> <p>19 Alstadt?</p> <p>20 <b>A. I believe it was important at that time</b></p> <p>21 <b>to have some fresh blood in that Chief Deputy</b></p> <p>22 <b>position and that Dean had a multitude of</b></p> <p>23 <b>background and experience that would allow him to</b></p> <p>24 <b>perform the duties in that position.</b></p> <p>25 Q. And why did you believe that fresh</p>	<p style="text-align: right;">56</p> <p>1 <b>his ability -- I came to the conclusion that Jay</b></p> <p>2 <b>more or less held that office together during the</b></p> <p>3 <b>tumultuous times.</b></p> <p>4 Q. And do you remember what information</p> <p>5 drew you to that conclusion?</p> <p>6 <b>A. Just a combination of everything that I</b></p> <p>7 <b>had seen there and people that I had talked to.</b></p> <p>8 Q. With respect to McGeehan, we talked,</p> <p>9 why was McGeehan demoted?</p> <p>10 <b>A. Because I believed that Jay still</b></p> <p>11 <b>needed to be in a position of high authority and</b></p> <p>12 <b>so I pushed McGeehan down one level and allowed</b></p> <p>13 <b>Jay to fill that position.</b></p> <p>14 Q. And just so I understand, did you have</p> <p>15 any concerns with how McGeehan had performed as</p> <p>16 Captain?</p> <p>17 <b>A. I can look at any individual and find</b></p> <p>18 <b>positive and negative. So I guess my answer</b></p> <p>19 <b>would be yes, that I have some concerns. But</b></p> <p>20 <b>none to the degree that I thought couldn't be</b></p> <p>21 <b>addressed and managed.</b></p> <p>22 Q. And the concerns that you had that you</p> <p>23 thought could be addressed and managed, what were</p> <p>24 those concerns?</p> <p>25 <b>A. He had a gruff manner. Sometimes</b></p>

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Transcript of Anthony Guy  
Conducted on March 9, 2017

15 (57 to 60)

57	<p>1 dressed down some of the deputies in a way that</p> <p>2 might be considered beyond what would have been</p> <p>3 appropriate.</p> <p>4 Q. And let me ask it this way and, did you</p> <p>5 have more of an issue with McGeehan causing the</p> <p>6 demotion or was he just moving down the chain</p> <p>7 because you wanted Alstadt to have a spot and you</p> <p>8 were keeping Michael?</p> <p>9 A. I think it was a combination of just</p> <p>10 seemed like the right progression of things,</p> <p>11 things kind of fell into place.</p> <p>12 Q. During the transition period, was there</p> <p>13 any type of plan as to what was going to happen</p> <p>14 to Randy Tallon?</p> <p>15 A. I had been advised by others that</p> <p>16 Tallon was strongly considering retiring, and</p> <p>17 there was a point before I took office, and</p> <p>18 probably around the time that I was doing</p> <p>19 interviews, that Tallon let me know that he</p> <p>20 absolutely was planning on retiring and would be</p> <p>21 doing so soon. My understanding is right at the</p> <p>22 first of the year.</p> <p>23 Q. And do you recall when Tallon actually</p> <p>24 retired?</p> <p>25 A. Yeah, and -- he never worked for me.</p>	59
58	<p>1 And I don't know if there is a difference between</p> <p>2 retiring and no longer working in the office and</p> <p>3 retiring as far as using up leave. Although he</p> <p>4 never worked for me, I believe he had leave that</p> <p>5 he used up after I was in office. So he may have</p> <p>6 occupied a spot on the roster.</p> <p>7 Q. But he wasn't --</p> <p>8 A. He was not physically there. I did not</p> <p>9 oversee him, so to speak.</p> <p>10 Q. And have you heard anything with</p> <p>11 respect to Hurst planning on retiring?</p> <p>12 A. Yeah, and I believe it might have been</p> <p>13 in the interview with him that Hurst let me know</p> <p>14 that he would like to complete another year with</p> <p>15 the Sheriff's Office.</p> <p>16 Q. I just want to go back to the</p> <p>17 interaction you described with Larrick at what</p> <p>18 you think is Economy 1. During that time, did</p> <p>19 Larrick say anything to you that he was hearing</p> <p>20 from Tallon and Hurst that he was going to be</p> <p>21 fired when you took over?</p> <p>22 A. I don't specifically recall that.</p> <p>23 Q. Do you recall Larrick saying anything</p> <p>24 to you that he had been hearing from other people</p> <p>25 in the Sheriff's Office that when you took over</p>	60
	<p>1 he was going to be fired?</p> <p>2 A. I don't specifically recall that</p> <p>3 either.</p> <p>4 Q. And one last thing with that. Did</p> <p>5 Larrick say anything to you regarding contacting</p> <p>6 the State Police or Andy Gall regarding him being</p> <p>7 contacted, him being targeted for his role in the</p> <p>8 David matter?</p> <p>9 A. He mentioned some things about issues</p> <p>10 that he was dealing with in the Sheriff's Office</p> <p>11 that he believed were attributed to him acting as</p> <p>12 a witness in that case.</p> <p>13 Q. And did he ask you to contact anyone</p> <p>14 regarding that?</p> <p>15 A. Yeah, he may have. And I'll say, as</p> <p>16 you mention that, I believe he may have mentioned</p> <p>17 the State Troopers who were involved in that</p> <p>18 investigation.</p> <p>19 Q. And I want to kind of get into the</p> <p>20 transition a little bit. In terms of once you</p> <p>21 knew that you were going to be Sheriff and you</p> <p>22 had that period of time before you were sworn in,</p> <p>23 can you tell me what steps you took to evaluate</p> <p>24 the Department?</p> <p>25 A. So I knew that I wanted to interview</p>	

Transcript of Anthony Guy  
Conducted on March 9, 2017

16 (61 to 64)

<p style="text-align: right;">61</p> <p>1 documentation related to Larrick?</p> <p>2 <b>A. I did not.</b></p> <p>3 Q. Did you ever see any type of</p> <p>4 investigative file related to Larrick?</p> <p>5 <b>A. I did not.</b></p> <p>6 Q. With respect to any type of paperwork</p> <p>7 related to Larrick's performance, did you see</p> <p>8 anything?</p> <p>9 <b>A. I don't believe so.</b></p> <p>10 Q. Do you recall when you met with the</p> <p>11 troopers and the individual from the Attorney</p> <p>12 General's Office?</p> <p>13 <b>A. I do. You mean the date?</b></p> <p>14 Q. Not the date, the time frame.</p> <p>15 <b>A. I believe it was before, I believe it</b></p> <p>16 <b>was before I started the interviews with the</b></p> <p>17 <b>deputies.</b></p> <p>18 (THEREUPON, Guy Deposition Exhibit 2</p> <p>19 was marked for identification.)</p> <p>20 Q. Hand you what I believe we marked as</p> <p>21 Exhibit 2. Have you seen this document before?</p> <p>22 <b>A. Yes.</b></p> <p>23 Q. Are these your notes?</p> <p>24 <b>A. They are.</b></p> <p>25 Q. And are these your notes from -- let me</p>	<p style="text-align: right;">63</p> <p>1 <b>Brighton Township.</b></p> <p>2 Q. And at the time you talked to them, was</p> <p>3 anyone else present?</p> <p>4 <b>A. No, as a matter of fact, the initial</b></p> <p>5 <b>part of that meeting took place with both of them</b></p> <p>6 <b>present. Olayer had to leave for a period of</b></p> <p>7 <b>time and then came back towards the end.</b></p> <p>8 Q. And when did you meet with the</p> <p>9 representative from the Attorney General's</p> <p>10 Office?</p> <p>11 <b>A. I want to say it was maybe within the</b></p> <p>12 <b>week after that. It would have been Laura</b></p> <p>13 <b>Brandstetter.</b></p> <p>14 Q. And did you have notes from that</p> <p>15 conversation?</p> <p>16 <b>A. I do not have notes from that</b></p> <p>17 <b>conversation.</b></p> <p>18 Q. Did you take any notes --</p> <p>19 <b>A. I did not take notes from that</b></p> <p>20 <b>conversation.</b></p> <p>21 Q. Okay. I'm looking, there is a list of</p> <p>22 names. Next to them there is some notations.</p> <p>23 Next to Alstadt in the circle, what is that</p> <p>24 notation?</p> <p>25 <b>A. To the left of his name?</b></p>
<p style="text-align: right;">62</p> <p>1 ask it this way. What are these notes from?</p> <p>2 <b>A. I would say the first three pages I</b></p> <p>3 <b>believe are notes that I took during my</b></p> <p>4 <b>discussion with two State Troopers that were</b></p> <p>5 <b>involved in the investigation, Dan Masura, I</b></p> <p>6 <b>believe it was Corporal Dan Masura at the time</b></p> <p>7 <b>and Joe Olayer. I'm not sure if he was a</b></p> <p>8 <b>corporal or a trooper at the time.</b></p> <p>9 Q. Okay. And what is the last page of the</p> <p>10 document?</p> <p>11 <b>A. I believe, I believe these are notes</b></p> <p>12 <b>that I took based on my interview of Jay Alstadt,</b></p> <p>13 <b>which was the first interview I conducted as I</b></p> <p>14 <b>started interviewing the people here in the</b></p> <p>15 <b>office.</b></p> <p>16 Q. Okay. And we'll do that one last. But</p> <p>17 I want to look at these other pages first. And</p> <p>18 who was it that you talked to from the State</p> <p>19 Police?</p> <p>20 <b>A. As I said that would have been Corporal</b></p> <p>21 <b>Dan Masura and I believe trooper at the time Joe</b></p> <p>22 <b>Olayer.</b></p> <p>23 Q. And where did that discussion take</p> <p>24 place?</p> <p>25 <b>A. At the State Police barracks in</b></p>	<p style="text-align: right;">64</p> <p>1 Q. Yeah.</p> <p>2 <b>A. My recollection of that was that one of</b></p> <p>3 <b>the two of them thought that I should get rid of</b></p> <p>4 <b>Jay Alstadt and one believe that I shouldn't.</b></p> <p>5 Q. Do you recall which of the two came</p> <p>6 down on what side?</p> <p>7 <b>A. I do.</b></p> <p>8 Q. Okay. Whose opinion was it that --</p> <p>9 <b>A. And so Olayer believed I should get rid</b></p> <p>10 <b>of Jay Alstadt. And Masura did not.</b></p> <p>11 Q. And what was, did Olayer say why he</p> <p>12 believed you should get rid of Alstadt?</p> <p>13 <b>A. Yeah, Olayer seemed to be rather firm</b></p> <p>14 <b>in his belief that I should get rid of Alstadt.</b></p> <p>15 <b>He believed that he may have lied during the</b></p> <p>16 <b>Grand Jury. And when I questioned him in depth</b></p> <p>17 <b>about that, he had nothing concrete to base that</b></p> <p>18 <b>belief on, but continued to assert that Jay</b></p> <p>19 <b>Alstadt should be fired.</b></p> <p>20 Q. And what was Masura's opinion?</p> <p>21 <b>A. Masura's opinion was that he didn't</b></p> <p>22 <b>believe that Jay had done anything that would</b></p> <p>23 <b>have risen to the level of requiring his</b></p> <p>24 <b>discharge.</b></p> <p>25 Q. And looking at John -- we are going to</p>

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Transcript of Anthony Guy  
Conducted on March 9, 2017

17 (65 to 68)

65	<p>1 come back to Alstadt. Next to John Joe</p> <p>2 Fratangelli, looks like there is a hyphen on the</p> <p>3 other side of that margin. What is that</p> <p>4 notation?</p> <p>5 A. I believe I would have put that there</p> <p>6 indicating that both of them indicated that he</p> <p>7 should be fired.</p> <p>8 Q. And looking at the next page, there is</p> <p>9 a John Kutzko listed --</p> <p>10 A. Uh-huh.</p> <p>11 Q. -- and there is a circle with a plus.</p> <p>12 What did that plus indicate?</p> <p>13 A. That he should be retained.</p> <p>14 Q. Based on what the officers were telling</p> <p>15 you?</p> <p>16 A. Yes, more or less taking, getting a</p> <p>17 read on individuals within the Sheriff's Office</p> <p>18 based on their opinions.</p> <p>19 Q. Okay. And why did you believe it was</p> <p>20 something to talk to those State Troopers?</p> <p>21 A. Again, I think I'd go back to the</p> <p>22 initial reason that I ran for office is that the</p> <p>23 Sheriff's Office was in turmoil, that it lacked</p> <p>24 good leadership, that there was some personnel</p> <p>25 issues that need to be addressed based on lack of</p>	67	<p>1 Q. And did you ever talk to Matt Jones?</p> <p>2 A. I did not.</p> <p>3 Q. How about the HR active investigation?</p> <p>4 A. Yeah, um, you know, there was a period</p> <p>5 of time, and I don't recall specifically when it</p> <p>6 was, that I asked Rick Darbut about my ability to</p> <p>7 access personnel files. And he advised me, as I</p> <p>8 expected him to, that being that I was not an</p> <p>9 employee of the county yet, that I would not have</p> <p>10 access to them.</p> <p>11 Q. At any point in time were you given</p> <p>12 access to those files after you became an</p> <p>13 employee?</p> <p>14 A. I believe that I have access to them</p> <p>15 now.</p> <p>16 Q. Have you accessed them since then?</p> <p>17 A. I have not.</p> <p>18 Q. And why did you ask him about the</p> <p>19 personnel files?</p> <p>20 A. I did not.</p> <p>21 Q. Okay.</p> <p>22 A. Darbut?</p> <p>23 Q. Yeah, Darbut.</p> <p>24 A. As part of delving into the personnel</p> <p>25 in the Sheriff's Office, that would have been</p>
66	<p>1 character, and I thought because they had done,</p> <p>2 spent a fair amount of time conducting</p> <p>3 investigations into things that went on in the</p> <p>4 Sheriff's Office, that that would be a good place</p> <p>5 to start.</p> <p>6 Q. Okay. And on the same kind of line as</p> <p>7 the Alstadt stuff, there is some notations in its</p> <p>8 own separate little box. What did you write</p> <p>9 there?</p> <p>10 A. Yeah, I've got some names listed over</p> <p>11 there. On the top right is that what you are</p> <p>12 referring to?</p> <p>13 Q. Yeah.</p> <p>14 A. I put in there Laura Brandstetter and</p> <p>15 Andy Gall, Weznicki, HR active investigations and</p> <p>16 Matt Jones I have listed there. My recollection</p> <p>17 of that is things that I may want to follow up on</p> <p>18 in regards to information that they had been</p> <p>19 giving me.</p> <p>20 Q. And with respect to the information</p> <p>21 that you had received with Matt Jones, what was</p> <p>22 that information?</p> <p>23 A. I don't recall specifically, other than</p> <p>24 they said that Matt Jones might be someone I</p> <p>25 wanted to talk to.</p>	68	<p>1 very helpful to me at the time.</p> <p>2 Q. And why is Weznicki noted there?</p> <p>3 A. Yeah, I don't recall specifically why</p> <p>4 they brought his name up, or one or more than one</p> <p>5 brought his name up.</p> <p>6 Q. And who is Weznicki?</p> <p>7 A. An individual who works for the</p> <p>8 Attorney General's Office.</p> <p>9 Q. And how about Andy Gall, do you know</p> <p>10 why Andy Gall was referenced?</p> <p>11 A. I do not.</p> <p>12 Q. Under Alstadt, can you tell me what you</p> <p>13 wrote on the first line?</p> <p>14 A. Yeah, it says "came in uniform to PSP."</p> <p>15 Q. What's that refer to?</p> <p>16 A. Um, Olayer seemed to place a whole lot</p> <p>17 of emphasis on the importance of the fact that</p> <p>18 Jay Alstadt showed up for his interview with PSP</p> <p>19 in uniform, with these two investigators in</p> <p>20 uniform.</p> <p>21 Q. Did he say why he was putting a lot</p> <p>22 of --</p> <p>23 A. He said maybe trying to assert some</p> <p>24 authority.</p> <p>25 Q. There is a reference to "brought</p>

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Transcript of Anthony Guy  
Conducted on March 9, 2017

18 (69 to 72)

<p style="text-align: right;">69</p> <p>1 reports and statements."</p> <p>2 <b>A. Yeah, nothing significant there. I</b></p> <p>3 <b>just wrote, something I jotted down.</b></p> <p>4 <b>Q. And the "lied during Grand Jury," is</b></p> <p>5 <b>that the information you told me about earlier?</b></p> <p>6 <b>A. Yes.</b></p> <p>7 <b>Q. Under John Joe Fratangelli, there is a</b></p> <p>8 <b>minus. So is that both of the Troopers had a</b></p> <p>9 <b>negative opinion as to him?</b></p> <p>10 <b>A. That's my recollection, yes.</b></p> <p>11 <b>Q. Looks like you wrote "falsified</b></p> <p>12 <b>report/affidavit." What does that refer to?</b></p> <p>13 <b>A. That was in reference to the individual</b></p> <p>14 <b>that he arrested at the hospital, guy by the name</b></p> <p>15 <b>of Larry Hicks.</b></p> <p>16 <b>Q. And then there is a note about "unsworn</b></p> <p>17 <b>falsification." What does that refer to?</b></p> <p>18 <b>A. I think I asked him what he was</b></p> <p>19 <b>considered being charged with, and that's what</b></p> <p>20 <b>they told me, unsworn falsification and</b></p> <p>21 <b>obstruction.</b></p> <p>22 <b>Q. Was he ever charged, do you know?</b></p> <p>23 <b>A. I don't believe he was.</b></p> <p>24 <b>Q. And do you know why he was or was not</b></p> <p>25 <b>charged?</b></p>	<p style="text-align: right;">71</p> <p>1 that is "CLEAN abuse" and an arrow "Karen</p> <p>2 Hopkins." What does that refer to?</p> <p>3 <b>A. Yeah, and I don't necessarily know that</b></p> <p>4 <b>the CLEAN abuse is associated with Karen Hopkins,</b></p> <p>5 <b>but Fratangelli, according to the Troopers,</b></p> <p>6 <b>Fratangelli was part of an abuse of that system.</b></p> <p>7 <b>Q. Okay.</b></p> <p>8 <b>A. And maybe Karen Hopkins had some role</b></p> <p>9 <b>in that. Maybe she was the administrator at the</b></p> <p>10 <b>time.</b></p> <p>11 <b>Q. All right. And then looks like a</b></p> <p>12 <b>notation "no crim hist."</b></p> <p>13 <b>A. Yeah, I wrote there "runs individual</b></p> <p>14 <b>for David," and I think what I was referring to</b></p> <p>15 <b>there was that the old Sheriff, Sheriff David,</b></p> <p>16 <b>would have Fratangelli run criminal histories on</b></p> <p>17 <b>people without valid reasons to do so.</b></p> <p>18 <b>And they would use, if you look over to</b></p> <p>19 <b>the right there, use, in quotes, "firearms</b></p> <p>20 <b>transaction," that that's what they would list in</b></p> <p>21 <b>the notation portion when running a criminal</b></p> <p>22 <b>history.</b></p> <p>23 <b>And I wrote also there "sanctioned by</b></p> <p>24 <b>CLEAN." I believe that they were sanctioned at</b></p> <p>25 <b>the time. I believe that Fratangelli was, his</b></p>
<p style="text-align: right;">70</p> <p>1 <b>A. I do not know.</b></p> <p>2 <b>Q. Then looks like there is a notation</b></p> <p>3 <b>that says "bully, does David's bidding."</b></p> <p>4 <b>A. Uh-huh.</b></p> <p>5 <b>Q. What is that notation?</b></p> <p>6 <b>A. Something obviously that one of them</b></p> <p>7 <b>told me.</b></p> <p>8 <b>Q. How about county detectives "Tim Staub,</b></p> <p>9 <b>wrong approach?"</b></p> <p>10 <b>A. I don't recall why I wrote that.</b></p> <p>11 <b>Q. And then there looks like, is it a "CD</b></p> <p>12 <b>Serafini"--</b></p> <p>13 <b>A. L.J.</b></p> <p>14 <b>Q. L.J. Serafini and looks like it says</b></p> <p>15 <b>"clean" under it. Do you know what that notation</b></p> <p>16 <b>is a reference to?</b></p> <p>17 <b>A. I do. L.J. Serafini is the State</b></p> <p>18 <b>Police Trooper who audits the CLEAN system, which</b></p> <p>19 <b>is the Commonwealth Law Enforcement Assistance</b></p> <p>20 <b>Network. It is the access to criminal records,</b></p> <p>21 <b>criminal histories that law enforcement agencies</b></p> <p>22 <b>use. And so there was an investigation here in</b></p> <p>23 <b>the Sheriff's Office in regards to whether or not</b></p> <p>24 <b>they were properly using that system.</b></p> <p>25 <b>Q. Okay. And then the reference below</b></p>	<p style="text-align: right;">72</p> <p>1 <b>privileges for using that system were taken away.</b></p> <p>2 <b>Q. Okay. And then looks like "county</b></p> <p>3 <b>time, county car, politics?"</b></p> <p>4 <b>A. Yeah, and they had mentioned that to me</b></p> <p>5 <b>that I believe they told me about some issues</b></p> <p>6 <b>with him putting political signs in the back of</b></p> <p>7 <b>his Sheriff's vehicle and taking them out and</b></p> <p>8 <b>delivering them while he was on duty and in</b></p> <p>9 <b>uniform.</b></p> <p>10 <b>Q. And how about in terms of "borrowing</b></p> <p>11 <b>money" question mark?</b></p> <p>12 <b>A. That's something that came up that they</b></p> <p>13 <b>had mentioned to me, that Fratangelli had</b></p> <p>14 <b>borrowed money off of numerous individuals in the</b></p> <p>15 <b>Sheriff's Office and did not pay that money back.</b></p> <p>16 <b>Q. And with respect to "gun locker</b></p> <p>17 <b>incident," what does that refer to?</b></p> <p>18 <b>A. That I believe had to do with the</b></p> <p>19 <b>period of time when George David was, by virtue</b></p> <p>20 <b>of his bond, was not allowed to be in the area of</b></p> <p>21 <b>the firearms locker.</b></p> <p>22 <b>Q. And then below that it looks likes</b></p> <p>23 <b>"Thomas Ochs" and then there is the hyphen next</b></p> <p>24 <b>to his name. Is that because it was a negative</b></p> <p>25 <b>from the State Troopers?</b></p>

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Conducted on March 9, 2017

19 (73 to 76)

<p style="text-align: right;">73</p> <p>1 A. Yes.</p> <p>2 Q. And what did you write next to Ochs?</p> <p>3 A. "Masura will get me affidavit." And I</p> <p>4 believe that when I talked to Masura about that,</p> <p>5 he had, this is refreshing my memory. I believe</p> <p>6 that Ochs was charged and that he would get me a</p> <p>7 copy of the affidavit in regards to that.</p> <p>8 Q. Then "given every opportunity to save</p> <p>9 himself."</p> <p>10 A. Yeah, and what I took away from that</p> <p>11 was that these guys working as investigators</p> <p>12 interviewed him on more than one occasion, giving</p> <p>13 him the opportunity to be honest with them and</p> <p>14 tell them the truth about what took place in the</p> <p>15 office that day.</p> <p>16 My recollection of that is that Ochs</p> <p>17 vacillated, Ochs changed his story several times</p> <p>18 and actually probably hurt the investigation by</p> <p>19 the number of times that he changed his story.</p> <p>20 Q. Okay. And then below is that "Kayla</p> <p>21 Stevenson."</p> <p>22 A. Yeah.</p> <p>23 Q. Is that a negative next to her?</p> <p>24 A. It is.</p> <p>25 Q. And then there is a reference after the</p>	<p style="text-align: right;">75</p> <p>1 A. I believe it refers, as I mentioned</p> <p>2 earlier, that Jay Alstadt at the time of the, on</p> <p>3 the evening that this occurred, he had been</p> <p>4 preparing reports, basically a statement in</p> <p>5 regard to what took place, and I think that "lied</p> <p>6 initially in investigation" would refer to that</p> <p>7 initial report that he prepared.</p> <p>8 Q. And with respect to the "gun locker</p> <p>9 incident," we talked about earlier?</p> <p>10 A. Yeah, and frankly I don't recall what</p> <p>11 Tibolet might have known about that. I noted it</p> <p>12 for some reason.</p> <p>13 Q. And then with respect to Larrick, is</p> <p>14 that a plus next to his name?</p> <p>15 A. It is.</p> <p>16 Q. And why was there a plus next to his</p> <p>17 name?</p> <p>18 A. They believed that Larrick should be</p> <p>19 retained in the Sheriff's Office.</p> <p>20 Q. And is there a reason why Larrick is</p> <p>21 not circled?</p> <p>22 A. No.</p> <p>23 Q. Do the circles mean anything?</p> <p>24 A. No. I don't recall that they do.</p> <p>25 Nothing significant in my mind there.</p>
<p style="text-align: right;">74</p> <p>1 arrow, what does that say?</p> <p>2 A. It says "Josh" and then dash "Joe</p> <p>3 Oche," and again as I mentioned earlier today Joe</p> <p>4 Oche I believe was the one I believe maybe even</p> <p>5 filed the charges against Kayla Stevenson in that</p> <p>6 case.</p> <p>7 Why I refer to Josh there, that might</p> <p>8 be Josh Thomas, another trooper, criminal</p> <p>9 investigator at the Beaver Barracks who might</p> <p>10 have additional information about that.</p> <p>11 Q. If we can move just to the next Mike</p> <p>12 Tibolet. And there is a notation next to his</p> <p>13 name. Is that a zero with a circle around it?</p> <p>14 A. It is. And my recollection is that</p> <p>15 they didn't have a strong opinion one way or the</p> <p>16 other on Tibolet.</p> <p>17 Q. Okay. Did they tell you that his wife</p> <p>18 was the Mayor of Freedom?</p> <p>19 A. Yep.</p> <p>20 Q. Okay. And with respect to Tibolet's</p> <p>21 wife, do you know if she was a Democrat or</p> <p>22 Republican?</p> <p>23 A. I don't know.</p> <p>24 Q. The "lied initially in investigation,"</p> <p>25 do you know what that refers to?</p>	<p style="text-align: right;">76</p> <p>1 Q. And next to Larrick --</p> <p>2 A. Some are circled, some are not I think</p> <p>3 if I look back.</p> <p>4 Q. Yeah, which I'm trying to see if that</p> <p>5 means anything.</p> <p>6 A. I don't believe that I have any code to</p> <p>7 decipher this or any pattern that I used there.</p> <p>8 Q. And what did you write next to Larrick?</p> <p>9 A. I wrote "has told the truth."</p> <p>10 Q. And is that something that the troopers</p> <p>11 told you?</p> <p>12 A. It is.</p> <p>13 Q. And did they tell you what he had told</p> <p>14 the truth with respect to?</p> <p>15 A. Well, I put, I noted two things below</p> <p>16 that, "brought CLEAN info" and "gun locker" and</p> <p>17 that's what they mentioned to me, that he told</p> <p>18 the truth about the CLEAN info and the gun</p> <p>19 locker, and that he had brought them that</p> <p>20 information.</p> <p>21 Q. Okay. And then looks like McGeehan got</p> <p>22 the 1 of 2?</p> <p>23 A. That's correct.</p> <p>24 Q. Okay.</p> <p>25 A. And I think that's a similar situation</p>

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20 (77 to 80)

<p style="text-align: right;">77</p> <p>1 where Olayer believed that he should not be 2 employed there and Masura had a different 3 opinion. 4 Q. And with respect to "worked as cop in 5 Midland" and looks like in South Beaver; is that 6 accurate? 7 A. That's correct. 8 Q. Who gave you that information? 9 A. I don't recall. 10 Q. What was the next line? 11 A. "Falsification" and I cannot read my 12 own handwriting there. "Falsification at" -- 13 Q. Is that GJ? 14 A. That's what it looks like. I don't 15 know what that would refer to. 16 Q. Do you know if it referred to the Grand 17 Jury? 18 A. Ahh, okay, that makes sense. 19 Q. Do you recall them saying anything to 20 you regarding McGeehan and falsification at the 21 Grand Jury? 22 A. Again, I think this was one of those 23 areas where Olayer differed from Masura in their 24 opinions. That is there was nothing that they 25 gave me, one, I don't recall, number two, I</p>	<p style="text-align: right;">79</p> <p>1 Tallon or that that was a conclusion that I drew. 2 I don't specifically recall why I would have 3 noted that. 4 Q. And with respect to Kutzko, there is a 5 plus and it says "assess position." Why did you 6 write assess position? 7 A. I specifically don't recall. 8 Q. And then there's a reference to Ashley 9 Alstadt. Who is Ashley Alstadt? 10 A. She is one of the clerks, at the time 11 she was working for the warrant team. I don't 12 have any reason to believe that I would have 13 brought that up. I can only assume that one or 14 both of them may have, and I don't have any 15 notes, so I don't recall specifically why that 16 name was brought up. 17 Q. And then the next page there is three 18 people with a plus next to them all on the same 19 line. Who are those individuals? 20 A. Osche, Shane and Fish. Those are the 21 three deputies. It refers to Joe Osche, Tom 22 Shane and Anthony Buccilli, three deputies who 23 are members of the Sheriff's Office warrant team. 24 Q. And then Paul Clark, I note he doesn't 25 have a plus or a minus or 1 or 2 next to his</p>
<p style="text-align: right;">78</p> <p>1 certainly would have noted if there was something 2 specifically that they could tell me that he 3 falsified in regard to Grand Jury. 4 Q. And with respect to "retaliation 5 against Larrick," who provided that information? 6 A. I don't recall specifically which of 7 the two troopers gave me that, I just know that I 8 noted it there. 9 Q. And did they tell you what that 10 retaliation was? 11 A. I don't recall specifically that they 12 did. 13 Q. And then below that is "secretaries." 14 Looks like some quotation marks. Is there -- 15 A. Yeah, in other words, retaliation 16 against secretaries. 17 Q. Do you recall who the secretaries were? 18 A. I do not. 19 Q. Do you recall what the nature of the 20 alleged retaliation was? 21 A. I do not. 22 Q. Moving down next is looks like "Tallon 23 check with Darbut." What does that refer to? 24 A. I can only assume that either they 25 advised me to check with Darbut on issues with</p>	<p style="text-align: right;">80</p> <p>1 name. Do you know why that is? 2 A. I do not. 3 Q. Do you recall the Troopers' opinion as 4 to whether he should stay or not stay? 5 A. I don't specifically recall that I drew 6 a conclusion. I don't have any markings in the 7 margin there, so I may not have at the time, or 8 that they did not give me their conclusion on 9 Paul Clark. 10 Q. And the notation "self serving," do you 11 recall what the information was that caused you 12 to write that? 13 A. Not specifically. No, not 14 specifically. 15 Q. And the reference to "bully," do you 16 recall what that refers to? 17 A. I believe one or both of them indicated 18 that that's the manner that he operated in, is a 19 bully, threw his weight around I guess. 20 Q. And "testified at Hicks hearing," do 21 you know what that refers to? 22 A. No, I don't. 23 Q. Then there is another area that says 24 there is a notation and "at David's trial." Do 25 you know what that refers to?</p>

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21 (81 to 84)

<p style="text-align: right;">81</p> <p>1 <b>A. David's trial, not specifically, but he</b>  2 <b>might have testified at David's trial, also.</b>  3 <b>Q. And then there is a notation with Mike</b>  4 <b>Hurst and it says "not transporting prisoners."</b>  5 <b>Do you know what that refers to?</b>  6 <b>A. No, I do not.</b>  7 <b>Q. And how about "jail board, trouble</b>  8 <b>getting recordings"?</b>  9 <b>A. As we were closing, they had mentioned</b>  10 <b>something about in some investigations that they</b>  11 <b>had at the jail that they were having trouble</b>  12 <b>getting recordings from the Warden. And knowing</b>  13 <b>that I would be a member of the Jail Board, they</b>  14 <b>wanted to bring that to my attention.</b>  15 <b>Q. Okay. You mentioned you talked to</b>  16 <b>Brandstetter. What do you remember discussing</b>  17 <b>with Brandstetter?</b>  18 <b>A. We spent much of the time talking about</b>  19 <b>the actual, the trial, George David's criminal</b>  20 <b>trial, and the inherent problems with not getting</b>  21 <b>good testimony in the trial and how it impacted</b>  22 <b>the acquittal, the verdict in that case.</b>  23 <b>Q. Did Brandstetter discuss Larrick's</b>  24 <b>testimony at all?</b>  25 <b>A. I don't recall that we talked about</b></p>	<p style="text-align: right;">83</p> <p>1 testified to?  2 <b>A. Nothing specifically, no. We talked</b>  3 <b>for a good while. Again, the focus was a lot on</b>  4 <b>that criminal investigation and her prosecution.</b>  5 <b>Q. Okay. And with respect to</b>  6 <b>Brandstetter, how long, where did that meeting</b>  7 <b>take place?</b>  8 <b>A. In Sewickley, at the Sewickley Inn.</b>  9 <b>Q. Want to kind of move to the last page</b>  10 <b>which is the Alstadt. The interview with</b>  11 <b>Alstadt, where did that take place?</b>  12 <b>A. Here, in this room.</b>  13 <b>Q. Okay. Was it just you and Alstadt</b>  14 <b>present?</b>  15 <b>A. Yes.</b>  16 <b>Q. And what was the purpose of</b>  17 <b>interviewing Alstadt?</b>  18 <b>A. It was a place to start with evaluating</b>  19 <b>personnel in the office as well as the problems,</b>  20 <b>structural problems within the office.</b>  21 <b>Q. Okay. And did you discuss each of the</b>  22 <b>employees listed here with Alstadt?</b>  23 <b>A. Yes.</b>  24 <b>Q. Okay. And next to Larrick what is that</b>  25 <b>notation?</b></p>
<p style="text-align: right;">82</p> <p>1 <b>that.</b>  2 <b>Q. Did Brandstetter discuss anyone that</b>  3 <b>she believed had given testimony that was not</b>  4 <b>true?</b>  5 <b>A. No, she didn't.</b>  6 <b>Q. Do you recall what she said with</b>  7 <b>respect to the problem of not getting good</b>  8 <b>testimony was?</b>  9 <b>A. My recollection of that conversation is</b>  10 <b>that the problems that she had stemmed from the</b>  11 <b>initial statements that were made and the</b>  12 <b>differences between those statements that were</b>  13 <b>made and the testimony that was given, as well as</b>  14 <b>the fact that in that particular case she</b>  15 <b>believed that the jury had a hard time believing</b>  16 <b>the victim.</b>  17 <b>Q. Okay. And do you recall whose initial</b>  18 <b>statements she was referring to?</b>  19 <b>A. I believe that we talked specifically</b>  20 <b>about Ochs and Tibolet.</b>  21 <b>Q. And did she say that their testimony</b>  22 <b>was different than their initial statement?</b>  23 <b>A. Yes.</b>  24 <b>Q. Do you remember anything else in your</b>  25 <b>discussion with Brandstetter other than what you</b></p>	<p style="text-align: right;">84</p> <p>1 <b>A. Just a line. And I don't specifically</b>  2 <b>recall anything that Alstadt related to me</b>  3 <b>regards to Larrick.</b>  4 <b>Q. And my question for you, just using the</b>  5 <b>notation, when you say it's just a line, is it</b>  6 <b>different than the minuses you have --</b>  7 <b>A. It is, it is.</b>  8 <b>Q. Okay. And in the initial meeting with,</b>  9 <b>the meeting here in this room with Alstadt, do</b>  10 <b>you recall anything he said about Larrick in that</b>  11 <b>meeting?</b>  12 <b>A. Yes, he said he needs to be gone.</b>  13 <b>Q. Okay. And did he tell you why Larrick</b>  14 <b>needed to be gone?</b>  15 <b>A. Um, he related to me issues with his</b>  16 <b>truthfulness as well as that he was a, always had</b>  17 <b>issues. Ate up a lot of time in managing things</b>  18 <b>that were going on with him. He was high</b>  19 <b>maintenance. He was undependable, unreliable.</b>  20 <b>He was the first person that Alstadt brought up.</b>  21 <b>Q. Okay. Did he tell you, with respect to</b>  22 <b>truthfulness, what Larrick's issues were?</b>  23 <b>A. Yeah, he said he doesn't believe him.</b>  24 <b>The rest of the deputies in the office don't</b>  25 <b>believe him and that he's, they refer to him as</b></p>

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22 (85 to 88)

85	<p>1 Lying Larrick. I think that may have been the</p> <p>2 first time I heard that.</p> <p>3 Q. And did Alstadt tell you anything that</p> <p>4 he believed Larrick had lied to him about?</p> <p>5 A. Specifically, nothing comes to mind</p> <p>6 right now.</p> <p>7 Q. At any point in time before or after</p> <p>8 this meeting, did Alstadt ever tell you what</p> <p>9 Larrick had lied about?</p> <p>10 A. He advised me that there was, the one</p> <p>11 thing that does come to mind, he advised me that</p> <p>12 there was a point where Larrick had used the</p> <p>13 alleged funerals of numerous relatives to the</p> <p>14 point where they actually had to send a deputy</p> <p>15 out to a funeral home to see if he was actually</p> <p>16 there.</p> <p>17 Q. Did he tell you if Larrick had been</p> <p>18 there?</p> <p>19 A. He did, and he was.</p> <p>20 Q. Do you know if he told you that in this</p> <p>21 meeting or at some time after that?</p> <p>22 A. I think it was in this meeting.</p> <p>23 Q. Anything else sitting here today</p> <p>24 specifically that Alstadt said about Larrick</p> <p>25 lying?</p>	87	<p>1 A. I don't know the name.</p> <p>2 And Alstadt may have mentioned other</p> <p>3 incidents to me, but those are the ones I</p> <p>4 specifically remember him bringing up on that</p> <p>5 first meeting.</p> <p>6 Q. Did you ask him if Larrick had been</p> <p>7 disciplined for any of this?</p> <p>8 A. I don't know that I asked him that.</p> <p>9 Q. And is there a reason you didn't write</p> <p>10 any of that down?</p> <p>11 A. I don't know.</p> <p>12 Q. And do you recall what Alstadt said</p> <p>13 about Ochs?</p> <p>14 A. He had mentioned about Ochs's</p> <p>15 involvement in the criminal investigation of</p> <p>16 George David and that, how it impacted the</p> <p>17 eventual outcome of that. And again, Alstadt was</p> <p>18 pretty upset about the way things had gone there</p> <p>19 and that he had told Ochs and Tibolet early on to</p> <p>20 just tell the truth on that report, on their</p> <p>21 statement.</p> <p>22 And it was Alstadt's belief that if</p> <p>23 they had done that, that issue would have been</p> <p>24 addressed in a much more timely manner and most</p> <p>25 likely without it getting to the point that it</p>
86	<p>1 A. I don't know if this is the same, if</p> <p>2 this can be categorized as lying, but when</p> <p>3 confronted with issues that they had to deal</p> <p>4 with, Larrick always portrayed the incident to be</p> <p>5 much more minor than others would have and would</p> <p>6 minimize either what he did or his involvement in</p> <p>7 those situations. And specifically he had</p> <p>8 mentioned a couple of the issues where females in</p> <p>9 the courthouse had made claims of some type of</p> <p>10 harassment against him.</p> <p>11 Q. And did Alstadt identify any of the</p> <p>12 females that had made claims against him?</p> <p>13 A. He did. He had mentioned the issue of</p> <p>14 the Judge's secretary. Jay seemed particularly</p> <p>15 disturbed about that because we work, Sheriff's</p> <p>16 Office works in close contacts with the judges</p> <p>17 and we maintain a good relationship. And the</p> <p>18 behavior of Larrick in this particular situation</p> <p>19 was, could have a negative impact on that.</p> <p>20 Q. And --</p> <p>21 A. He also mentioned to me that he had</p> <p>22 been making phone calls or having contact with a</p> <p>23 girlfriend of one of the deputies, Dave Hunter.</p> <p>24 Q. Do you know who Dave Hunter's</p> <p>25 girlfriend was?</p>	88	<p>1 got to.</p> <p>2 Q. And with respect to Frat, I'm assuming</p> <p>3 that's Fratangelli?</p> <p>4 A. It is.</p> <p>5 Q. And what did Alstadt tell you with</p> <p>6 respect to Fratangelli?</p> <p>7 A. Mentioned to me the numerous issues</p> <p>8 with Fratangelli in regards to, I think he had</p> <p>9 mentioned the borrowing of money, doing George</p> <p>10 David's bidding. He had mentioned to me that he</p> <p>11 was not a worker. He would disappear for hours</p> <p>12 at a time.</p> <p>13 Q. And with respect to --</p> <p>14 A. I'm sorry. He had mentioned also I</p> <p>15 believe about the incident at Friendship Ridge</p> <p>16 where he had arrested the guy and put false</p> <p>17 information on the report.</p> <p>18 Q. And what did he tell you about Paul</p> <p>19 Clark?</p> <p>20 A. Paul Clark he said was, he said he</p> <p>21 believed that he was the type of guy that liked</p> <p>22 to brag about his prior career with the</p> <p>23 Pittsburgh City Police, that he was close with</p> <p>24 George David, that George David would protect him</p> <p>25 at times in regards to Clark didn't want to do</p>

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23 (89 to 92)

89	<p>1 something, he would run to David and David would</p> <p>2 make sure that he didn't have to do those things</p> <p>3 even though a supervisor or someone would assign</p> <p>4 him something.</p> <p>5 Q. And did Alstadt offer any opinion there</p> <p>6 as whether or not Clark or, whether Clark should</p> <p>7 be retained or not?</p> <p>8 A. He did not, and I didn't specifically</p> <p>9 ask him at that point in time what his opinion in</p> <p>10 regards to keeping or discharging people were.</p> <p>11 Q. Okay. In that initial meeting with</p> <p>12 him, other than Larrick, did he tell you anybody</p> <p>13 he thought should be let go?</p> <p>14 A. Ochs and Tibolet I believe were two</p> <p>15 that he thought based on character and their lack</p> <p>16 of honesty in that investigation should be let</p> <p>17 go.</p> <p>18 Q. And with respect to Tanya Kuhlber, what</p> <p>19 did you write?</p> <p>20 A. "Personal issues."</p> <p>21 Q. Do you know what that refers to?</p> <p>22 A. Yeah, he had talked to me about she had</p> <p>23 been employed in the Sheriff's Office and had</p> <p>24 obtained a job elsewhere, I believe. And prior</p> <p>25 to her leaving she wanted to know if there was a</p>	91	<p>1 subsequently, either that night or on another</p> <p>2 occasion, she was out walking on the roads around</p> <p>3 her residence without shoes on in the winter.</p> <p>4 Q. Following your interview with Alstadt,</p> <p>5 do you recall who you talked to next?</p> <p>6 A. I think I went down the line in the</p> <p>7 rank structure. Probably would have been</p> <p>8 McGeehan.</p> <p>9 Q. All right. And at what point in time</p> <p>10 did you make a determination as to who you were</p> <p>11 going to retain and not retain?</p> <p>12 A. I think I have to say it was kind of a</p> <p>13 work in progress, as I was taking information and</p> <p>14 I was continuing to evaluate it. As deputies</p> <p>15 would give me more information, I think it would</p> <p>16 either add to my one side of the ledger or the</p> <p>17 other.</p> <p>18 Q. Okay. And with respect to that initial</p> <p>19 discussion with Alstadt and mentioning I believe</p> <p>20 the term you used was high maintenance with</p> <p>21 respect to Larrick, did he mention anything to</p> <p>22 you about Larrick taking medical leave?</p> <p>23 A. He had mentioned to me that he was on,</p> <p>24 currently on leave, that it was FMLA related,</p> <p>25 that it was an issue both with his own, he had</p>
90	<p>1 particular female deputy who was going to get her</p> <p>2 uniform, and she subsequently filled that</p> <p>3 uniform, the pockets of that uniform, with</p> <p>4 glitter and said that she was, she left to take</p> <p>5 that other position. It did not work out for</p> <p>6 some reason, and that she was still allowed to</p> <p>7 come back when she decided that she didn't work</p> <p>8 things out with the other position and allowed to</p> <p>9 come back even though she had done these things.</p> <p>10 He had mentioned to her that she had been</p> <p>11 involved in some type of domestic issues.</p> <p>12 Q. Did he provide you what the domestic</p> <p>13 issues were?</p> <p>14 A. Only in that, since these occurred</p> <p>15 after she was brought back, he only mentioned</p> <p>16 that he thought maybe that was a mistake to let</p> <p>17 her come back because it was causing things that</p> <p>18 they had to deal with.</p> <p>19 Q. Did you ever find out from any source</p> <p>20 what the domestic issues were related to Kuhlber?</p> <p>21 A. Yeah, from some of the other deputies</p> <p>22 later on that I interviewed they mentioned to me</p> <p>23 she had been in some type of domestic dispute or</p> <p>24 incident with her husband or boyfriend, that she</p> <p>25 had tried to run him over with a car and that</p>	92	<p>1 his own FMLA issue is my recollection of it, as</p> <p>2 well as issues in regards to his son and his care</p> <p>3 that he was giving for his son.</p> <p>4 Q. And did Alstadt relate to you in that</p> <p>5 meeting that officers were, that deputies were</p> <p>6 upset that Larrick wasn't at work because he was</p> <p>7 on leave?</p> <p>8 A. I don't recall that Alstadt had</p> <p>9 mentioned that to me.</p> <p>10 Q. At any point in time did anyone in the</p> <p>11 Sheriff's Department complain to you about</p> <p>12 Larrick being off of work?</p> <p>13 A. During these interviews?</p> <p>14 Q. Yes.</p> <p>15 A. Yes.</p> <p>16 Q. Okay.</p> <p>17 A. And it was depicted to me as he wasn't</p> <p>18 a worker, he wasn't available when he needed to</p> <p>19 be.</p> <p>20 Q. Okay. Did you have a problem that he</p> <p>21 was on an FMLA leave?</p> <p>22 A. Me personally?</p> <p>23 Q. Yes.</p> <p>24 A. No.</p> <p>25 Q. Did you believe that was a problem with</p>

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24 (93 to 96)

<p style="text-align: right;">93</p> <p>1 the Sheriff's Department?</p> <p>2 A. No.</p> <p>3 Q. Did you take into consideration when</p> <p>4 you decided not to retain him that he had taken</p> <p>5 FMLA leave?</p> <p>6 A. No.</p> <p>7 Q. Did you take into consideration as, I'm</p> <p>8 drawing a blank, as Alstadt testified yesterday,</p> <p>9 people were mad that he was out of the office,</p> <p>10 did you take that into consideration when you</p> <p>11 decided to terminate him?</p> <p>12 A. No.</p> <p>13 VIDEOGRAPHER: We have about five</p> <p>14 minutes.</p> <p>15 MR. BLACK: Okay. I'm going to finish</p> <p>16 this line of question.</p> <p>17 Q. Did you take into consideration as a</p> <p>18 negative factor that he used the sick and</p> <p>19 accident policy for additional leave?</p> <p>20 A. Yeah, and I wasn't really familiar with</p> <p>21 the sick and accident policy at that time. I</p> <p>22 wasn't at all.</p> <p>23 Q. So all you really knew at the time was</p> <p>24 that he was on a medical leave?</p> <p>25 A. That's correct.</p>	<p style="text-align: right;">95</p> <p>1 brought up numerous times.</p> <p>2 Q. And fair to say you took notes during</p> <p>3 those interviews?</p> <p>4 A. I did.</p> <p>5 Q. And did you record those sexual</p> <p>6 harassment allegations in your notes?</p> <p>7 A. I don't believe that I did. Typically</p> <p>8 when I interviewed the deputies, when I talked to</p> <p>9 them about problems within the Sheriff's Office,</p> <p>10 in other words, structural issues on things like</p> <p>11 chain of command would come up and policy and</p> <p>12 procedures, those types of things I took notes on</p> <p>13 that.</p> <p>14 But when we got into personnel issues,</p> <p>15 I typically put my pen down, didn't write those</p> <p>16 things. I didn't want the deputies at that time</p> <p>17 to be hindered or hesitate to be forthcoming with</p> <p>18 me during that time, and I believe, and both</p> <p>19 myself and my chief deputies believed, that,</p> <p>20 because we had that discussion, that too much</p> <p>21 note taking would be limiting.</p> <p>22 Q. Okay. And with respect to when you</p> <p>23 took notes related to kind of the leadership</p> <p>24 under, in those cases did you write down the</p> <p>25 information they told you about, the deputies?</p>
<p style="text-align: right;">94</p> <p>1 Q. Okay. And personally, you had no</p> <p>2 problem with him taking a medical leave?</p> <p>3 A. No, it was actually, I guess you want</p> <p>4 to term it a mitigating factor in the opinions of</p> <p>5 those deputies who were concerned about that.</p> <p>6 Q. Okay. And can you tell me what you</p> <p>7 mean by it was a mitigating --</p> <p>8 A. Yeah, I believe that it may have been</p> <p>9 something that they were weren't taking into</p> <p>10 account that I needed to take into account.</p> <p>11 Q. Other than Alstadt, did anybody else</p> <p>12 tell you regarding sexual harassment allegations</p> <p>13 against Larrick?</p> <p>14 A. Yes.</p> <p>15 Q. Okay. Who else told you that?</p> <p>16 A. Hunter told me about it. Mike Kress</p> <p>17 told me about it. I believe Jim McGeehan told me</p> <p>18 about it. Kristin Chapes told me about it. Jim</p> <p>19 Brown told me about it. Fratangelli told me</p> <p>20 about it.</p> <p>21 Q. With respect to these --</p> <p>22 A. I'm sure there were others.</p> <p>23 Q. Okay.</p> <p>24 A. I'm sure there were others. I'd have</p> <p>25 to go through the entire roster, but it was</p>	<p style="text-align: right;">96</p> <p>1 A. Um, repeat the question.</p> <p>2 Q. Sure. With the leadership, we're</p> <p>3 talking your Alstadt, McGeehan, when they told</p> <p>4 you about specific issues with an employee,</p> <p>5 there, would you keep writing?</p> <p>6 A. I think I was more, keep in mind the</p> <p>7 first two, first four interviews I did, I</p> <p>8 believe, were done on my own without Chief</p> <p>9 Michael there. So I think I was more, more</p> <p>10 likely to write down some of those personnel</p> <p>11 issues than I was with the deputies who I</p> <p>12 participated with Chief Michael.</p> <p>13 MR. BLACK: Okay. We can break now.</p> <p>14 VIDEOGRAPHER: We are going off the</p> <p>15 record. The time is 2:06 p.m.</p> <p>16 (Recess taken.)</p> <p>17 VIDEOGRAPHER: We're back on the</p> <p>18 record. The time is 2:10 p.m. Please</p> <p>19 proceed.</p> <p>20 Q. With respect to interviewing</p> <p>21 Fratangelli, did he speak about Larrick in the</p> <p>22 meeting?</p> <p>23 A. In Fratangelli's interview?</p> <p>24 Q. Yes.</p> <p>25 A. Yes.</p>

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25 (97 to 100)

97	<p>1 Q. And do you recall what he said?</p> <p>2 A. Not off the top of my head, I don't.</p> <p>3 Q. Did you find what Fratangelli said</p> <p>4 credible with respect to Larrick?</p> <p>5 A. I don't recall what he said.</p> <p>6 Q. Okay. What I'm asking you, do you</p> <p>7 remember at the time thinking, hey, I believe</p> <p>8 this, I don't believe this?</p> <p>9 A. I found Fratangelli to be kind of</p> <p>10 self-serving. I don't remember specifically what</p> <p>11 he did or didn't say about Larrick. He had a</p> <p>12 negative opinion of Larrick, without a doubt.</p> <p>13 But as far as specifics go, I don't recall what</p> <p>14 those were or what judgment I would have made in</p> <p>15 regards to those things.</p> <p>16 Q. Okay. And with Fratangelli, had what</p> <p>17 the Troopers told you impacted at all what you</p> <p>18 thought about Fratangelli's credibility?</p> <p>19 A. Impacted, yes.</p> <p>20 Q. Okay. And how did that impact?</p> <p>21 A. They seemed to bolster what was</p> <p>22 probably my initial belief about Fratangelli</p> <p>23 based on conversations that I had with him, as</p> <p>24 well as things that eventually came to light from</p> <p>25 other deputies who I interviewed. It seemed to</p>	99	<p>1 did the investigation. Some of the information</p> <p>2 was based on, some of my decision was based on</p> <p>3 information from Alstadt in regards to his belief</p> <p>4 that a lot of the negative publicity and negative</p> <p>5 issues surrounding the Sheriff's Office could</p> <p>6 have been addressed with a truthful statement</p> <p>7 early on from Ochs.</p> <p>8 Q. And --</p> <p>9 A. So, again, a combination of things.</p> <p>10 But again a character issue, an honesty issue,</p> <p>11 similar to Fratangelli.</p> <p>12 Q. And with respect to Tibolet, when did</p> <p>13 you, why did you decide not to retain Tibolet?</p> <p>14 A. Pretty much along the same lines as</p> <p>15 Ochs. Tibolet had the added issue of several</p> <p>16 deputies bringing to light drinking problems. A</p> <p>17 couple of the deputies had mentioned to me that</p> <p>18 he had actually fallen asleep at the desk while</p> <p>19 he was working. Typically come in with a</p> <p>20 hangover at least on a regular basis, smelling of</p> <p>21 alcohol, alcoholic beverages.</p> <p>22 Q. And with respect to Stevenson, why did</p> <p>23 you decide not to retain Stevenson?</p> <p>24 A. Stevenson in, as a difference from</p> <p>25 other deputies, had a very short tenure here in</p>
98	<p>1 be in common there.</p> <p>2 Q. And you decided not to retain</p> <p>3 Fratangelli; correct?</p> <p>4 A. Correct.</p> <p>5 Q. And when did you come to that</p> <p>6 conclusion not to retain Fratangelli?</p> <p>7 A. Again, each and every one of these</p> <p>8 individuals, personnel, was kind of a work in</p> <p>9 progress. I think probably Fratangelli was one</p> <p>10 of the easiest decisions to make as far as people</p> <p>11 that were going to be discharged and therefore</p> <p>12 probably one of the earliest.</p> <p>13 Q. And why was it an easy decision with</p> <p>14 Fratangelli?</p> <p>15 A. Because he had a multitude of issues,</p> <p>16 substantial issues in the Sheriff's Office,</p> <p>17 negative issues.</p> <p>18 Q. And can we agree some of those issues</p> <p>19 related to him not telling the truth?</p> <p>20 A. Yes, yes.</p> <p>21 Q. How about Ochs? When did you come to</p> <p>22 the decision not to retain Ochs?</p> <p>23 A. Probably not long after that. Some of</p> <p>24 the information was in the news reports. Some of</p> <p>25 the information was through the two Troopers that</p>	100	<p>1 the Sheriff's Office, and her problems with the</p> <p>2 legal system, harboring her brother, being</p> <p>3 another character issue, there wasn't a whole lot</p> <p>4 to outweigh that. To me, that was the overriding</p> <p>5 image that I had of her.</p> <p>6 Q. And with respect to Clark, why did you</p> <p>7 decide not to retain Clark?</p> <p>8 A. Clark, Clark had that, developed an</p> <p>9 image in my mind of being a bully, being a guy</p> <p>10 who was going to look out for Paul Clark, he</p> <p>11 wasn't a team player. He thought, and I heard</p> <p>12 this from several of the deputies as the</p> <p>13 interviews went on, especially the ones that had</p> <p>14 been there for awhile, that he thought that he</p> <p>15 would make it clear to people that he didn't have</p> <p>16 to do this, his prior career spoke for itself,</p> <p>17 and that he was just there to collect a second</p> <p>18 pension, and he was going to do as little as</p> <p>19 possible to get there.</p> <p>20 Q. And with respect to the decision not to</p> <p>21 retain Kuhlber, why was Kuhlber not retained?</p> <p>22 A. Character issues again. There was a</p> <p>23 lot of drama in the Sheriff's Office over a</p> <p>24 period of time. Most of it brought on by the</p> <p>25 individuals in the Sheriff's Office themselves.</p>

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26 (101 to 104)

<p style="text-align: right;">101</p> <p>1 There is absolutely no reason, as you're walking</p> <p>2 out the door, thinking that you are going to</p> <p>3 start a career elsewhere, to destroy or attempt</p> <p>4 to destroy the uniform.</p> <p>5 When you combine that with the fact</p> <p>6 that, Sheriff David let her come back and that</p> <p>7 she had these other issues that, to me, may have</p> <p>8 indicated some emotional instability, the</p> <p>9 domestic issues, walking around in the cold</p> <p>10 without shoes, attempting to possibly run over</p> <p>11 her husband or boyfriend, I just thought that</p> <p>12 Tanya Kuhlber was a problem waiting to explode.</p> <p>13 Q. And just so I understand the time</p> <p>14 frame, your understanding was the glitter</p> <p>15 incident happened and then she was hired back</p> <p>16 anyways?</p> <p>17 A. I believe that was the case, yes.</p> <p>18 Q. And the emotional issues you're</p> <p>19 describing were the domestic issues that we</p> <p>20 talked about?</p> <p>21 A. Uh-huh.</p> <p>22 Q. Can I just get a yes?</p> <p>23 A. I'm sorry, yes.</p> <p>24 Q. That's all right.</p> <p>25 A. Yes.</p>	<p style="text-align: right;">103</p> <p>1 A. Sure.</p> <p>2 Q. Do you recall if in that interview</p> <p>3 either of the Troopers told you that they had</p> <p>4 talked to Darbut about Tallon harassing Larrick?</p> <p>5 A. I don't recall that.</p> <p>6 Q. And they had told you about retaliation</p> <p>7 by McGeehan on Larrick, correct, somebody did?</p> <p>8 A. They did.</p> <p>9 Q. Did you ask McGeehan about that?</p> <p>10 A. McGeehan. I don't recall that I did</p> <p>11 specifically in regards to Larrick.</p> <p>12 Q. Did you ask McGeehan about retaliation</p> <p>13 against the secretaries?</p> <p>14 A. I don't believe I did.</p> <p>15 Q. Did you have any concerns about the</p> <p>16 State Troopers raising issue that McGeehan was</p> <p>17 retaliating against employees?</p> <p>18 A. Repeat that question.</p> <p>19 Q. Sure. Did you have any concerns that,</p> <p>20 hey, these are State Troopers I wanted to hear</p> <p>21 from and they are telling me that McGeehan is</p> <p>22 retaliating against people?</p> <p>23 A. I took their input the same as everyone</p> <p>24 else. It's not that I didn't apply the proper</p> <p>25 amount of weight to it, but it was just one or</p>
<p style="text-align: right;">102</p> <p>1 Q. And with respect to Kuhlber, other than</p> <p>2 what you've testified to already, do you have any</p> <p>3 other recollection of what you were told with</p> <p>4 respect to domestic issues?</p> <p>5 A. Um, her particular interview itself</p> <p>6 there was an unwillingness on her part to answer</p> <p>7 questions in a straight forward manner in regards</p> <p>8 to some of these things. She didn't want to talk</p> <p>9 about the glitter issue. She didn't want to talk</p> <p>10 about the domestic issues. She wasn't very</p> <p>11 forthcoming with me during that interview.</p> <p>12 Q. Do you recall what she said about the</p> <p>13 glitter issue?</p> <p>14 A. Um, she said that there was a</p> <p>15 particular deputy she wasn't very fond of who if</p> <p>16 she was going to get her uniform, she wouldn't</p> <p>17 want it to be under very good circumstances. And</p> <p>18 that's my language, but what she related to me.</p> <p>19 Q. Do you recall what she said about the</p> <p>20 domestic issues?</p> <p>21 A. Didn't want to address them at all.</p> <p>22 Q. And before I get into some other stuff,</p> <p>23 we talked about the notes with the State Police</p> <p>24 department and the "check with Darbut" next to</p> <p>25 Tallon. Talked about that earlier.</p>	<p style="text-align: right;">104</p> <p>1 two people that I interviewed, people that I</p> <p>2 talked to about the personnel there, and took it</p> <p>3 all into account.</p> <p>4 Q. I want to kind of move to a different</p> <p>5 topic and we'll come back to Larrick. And I just</p> <p>6 want to know, the deputy position, does the</p> <p>7 deputy make any policy for the Sheriff's Office?</p> <p>8 A. No.</p> <p>9 Q. Who makes policy for the Sheriff's</p> <p>10 Office?</p> <p>11 A. In my administration?</p> <p>12 Q. Yes.</p> <p>13 A. I do.</p> <p>14 Q. And with respect to a deputy, in order</p> <p>15 for a deputy to effectively do their job as</p> <p>16 Sheriff, does it matter they support a Republican</p> <p>17 or Democrat in the Sheriff's race?</p> <p>18 A. Absolutely not.</p> <p>19 Q. Does it matter whether they are</p> <p>20 registered as a Republican or a Democrat?</p> <p>21 A. Absolutely not.</p> <p>22 Q. We can agree that, at the deputy level</p> <p>23 that there is no requirement that they support</p> <p>24 you for Sheriff in order to be qualified to</p> <p>25 perform the functions of the position?</p>

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Conducted on March 9, 2017

27 (105 to 108)

<p style="text-align: right;">105</p> <p>1 <b>A. Correct.</b></p> <p>2 (THEREUPON, Guy Deposition Exhibit 3</p> <p>3 was marked for identification.)</p> <p>4 Q. Handed you Exhibit 3. Is this your</p> <p>5 interview from Ochs?</p> <p>6 <b>A. It is.</b></p> <p>7 Q. And are these the notes that you took?</p> <p>8 <b>A. They are.</b></p> <p>9 Q. Okay. And next to Larrick, can you</p> <p>10 tell me what you wrote?</p> <p>11 <b>A. "Lies consistently. Abuser of his</b></p> <p>12 <b>time. Doesn't want to work. Shouldn't be here."</b></p> <p>13 Q. And with respect to "abuser of his</p> <p>14 time," do you know what that refers to?</p> <p>15 <b>A. I don't recall.</b></p> <p>16 Q. Did Ochs tell you about what he meant</p> <p>17 by "doesn't want to work" with respect to</p> <p>18 Larrick?</p> <p>19 <b>A. I just -- I take that for, frankly, the</b></p> <p>20 <b>plain language that it is.</b></p> <p>21 Q. Okay. And did he explain to you why</p> <p>22 that was his opinion?</p> <p>23 <b>A. I can't say in particular that there</b></p> <p>24 <b>was something that Ochs told me to expound on</b></p> <p>25 <b>that.</b></p>	<p style="text-align: right;">107</p> <p>1 Q. The next, Bredemeir, what did you</p> <p>2 write?</p> <p>3 <b>A. "Political."</b></p> <p>4 Q. Do you know what that refers to?</p> <p>5 <b>A. My recollection is that's all that</b></p> <p>6 <b>McGeehan told me, that she was political.</b></p> <p>7 Q. At the time you decided not to retain</p> <p>8 Larrick, what information did you consider in</p> <p>9 that process?</p> <p>10 <b>A. I would say the same information that I</b></p> <p>11 <b>used to consider every decision that I had to</b></p> <p>12 <b>make in regards to personnel. Over a long period</b></p> <p>13 <b>of time, probably as far back as every deputy</b></p> <p>14 <b>that is here, decisions were made to hire people</b></p> <p>15 <b>not based on qualifications or character, but for</b></p> <p>16 <b>reasons more associated with who someone was</b></p> <p>17 <b>affiliated with, who they were friends with.</b></p> <p>18 <b>I believed that every member of this</b></p> <p>19 <b>office had to be evaluated. And I also said that</b></p> <p>20 <b>just because people were possibly not chosen for</b></p> <p>21 <b>the right reasons doesn't mean that they weren't</b></p> <p>22 <b>good deputies and could do their job well and I</b></p> <p>23 <b>had to take that into account.</b></p> <p>24 <b>But the most important trait that I</b></p> <p>25 <b>needed to have in the deputies that I was going</b></p>
<p style="text-align: right;">106</p> <p>1 (THEREUPON, Guy Deposition Exhibit 4</p> <p>2 was marked for identification.)</p> <p>3 Q. Are these your notes with your</p> <p>4 interview with McGeehan?</p> <p>5 <b>A. They are.</b></p> <p>6 Q. And next to Larrick, what did you</p> <p>7 write?</p> <p>8 <b>A. Says "no good."</b></p> <p>9 Q. Do you recall what McGeehan was</p> <p>10 referring to when he said "no good"?</p> <p>11 <b>A. Not specifically.</b></p> <p>12 Q. Did you ask McGeehan what his issues</p> <p>13 were with Larrick?</p> <p>14 <b>A. I may have, but I don't specifically</b></p> <p>15 <b>recall.</b></p> <p>16 Q. When McGeehan told you this about</p> <p>17 Larrick, did you believe he was telling you the</p> <p>18 truth that Larrick was no good?</p> <p>19 <b>A. I believe that was his opinion.</b></p> <p>20 Q. Okay. Did you have any concern based</p> <p>21 on what the Troopers told you about McGeehan</p> <p>22 retaliating against Larrick, that there may be</p> <p>23 some bias on McGeehan's part?</p> <p>24 <b>A. I don't know that that crossed my mind</b></p> <p>25 <b>at the time.</b></p>	<p style="text-align: right;">108</p> <p>1 to employ was strong character, good character,</p> <p>2 positive character. And one of the bases, one of</p> <p>3 the foundational blocks of character is honesty,</p> <p>4 trustworthiness, reliability.</p> <p>5 In nearly all the information that I</p> <p>6 was able to obtain in regards to Larrick, he</p> <p>7 failed on those counts. Was not a team player.</p> <p>8 He created drama. He was high maintenance in</p> <p>9 that he took up a lot of management's time in</p> <p>10 dealing with issues that he would bring up.</p> <p>11 Often times issues that were personal in nature</p> <p>12 and should have been dealt with on personal time.</p> <p>13 Q. And when I want to know kind of about</p> <p>14 the information that you had, we know you talked</p> <p>15 to the State Troopers, we talked about.</p> <p>16 We know you talked to Brandstetter.</p> <p>17 And then you talked to everybody within the</p> <p>18 Department.</p> <p>19 In terms of deciding whether or not</p> <p>20 Larrick would be retained, is there any other</p> <p>21 information that you considered? I'm trying to</p> <p>22 see what you looked at.</p> <p>23 <b>A. I would have to say my personal</b></p> <p>24 <b>interaction with Larrick and the conversation</b></p> <p>25 <b>that we had, the fantastic story that he told me.</b></p>

Transcript of Anthony Guy  
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28 (109 to 112)

109	<p>1 Q. And did you talk to anyone other than</p> <p>2 the people we've discussed, the Department, the</p> <p>3 Troopers, Brandstetter, about Larrick?</p> <p>4 A. I don't recall specifically that there</p> <p>5 was any particular conversation that I had with</p> <p>6 anyone else that would have played into my</p> <p>7 decision.</p> <p>8 Q. Did you ever talk to George David about</p> <p>9 Larrick?</p> <p>10 A. I talked with George David not long</p> <p>11 after the election. The purpose of my</p> <p>12 conversation with him was to get access to the</p> <p>13 personnel here and to the operation to have a</p> <p>14 smooth transition. It's my recollection that</p> <p>15 George David did bring up Larrick because of</p> <p>16 issues with George David himself. I wouldn't</p> <p>17 have put much weight into George David's opinion</p> <p>18 of anyone there. George David's main concern in</p> <p>19 that conversation was influencing me to retain</p> <p>20 John Fratangelli.</p> <p>21 That kind of let me know as an example</p> <p>22 that his opinion of the people in the office</p> <p>23 weren't necessarily things that I should rely,</p> <p>24 something that I should rely upon in making this</p> <p>25 decision.</p>	111	<p>1 wanted you to retain by name?</p> <p>2 A. I don't believe so.</p> <p>3 Q. And did you ever speak to Joe David</p> <p>4 about Larrick?</p> <p>5 A. I don't believe so.</p> <p>6 Q. I know that we've kind of talked about</p> <p>7 the kind of universe of information you looked</p> <p>8 at --</p> <p>9 MS. JONES: I'm sorry. Can we stop for</p> <p>10 a second? This is a call I think I have to</p> <p>11 take.</p> <p>12 MR. BLACK: That's fine.</p> <p>13 VIDEOGRAPHER: We are going off the</p> <p>14 record, the time is 2:33 p.m.</p> <p>15 (Off the record.)</p> <p>16 VIDEOGRAPHER: We're back on the</p> <p>17 record. The time is 2:49 p.m. Please</p> <p>18 proceed.</p> <p>19 Q. Talk a little bit about your interview</p> <p>20 with Larrick. Prior to interviewing Larrick, had</p> <p>21 you made a decision at all whether you were going</p> <p>22 to retain him or not?</p> <p>23 A. Again, same as everyone else, it was a</p> <p>24 work in progress. I had not come to a conclusion</p> <p>25 at that point.</p>
110	<p>1 Q. And your discussion with George David,</p> <p>2 where did that take place?</p> <p>3 A. In his office.</p> <p>4 Q. Okay. And do you recall what he said</p> <p>5 to you about Larrick?</p> <p>6 A. Not specifically. I do recall that it</p> <p>7 was negative.</p> <p>8 Q. Do you know if you talked to David</p> <p>9 before or after you talked to the Troopers?</p> <p>10 A. No, it was somewhere in the same time</p> <p>11 frame, I would say. Mid to late November maybe,</p> <p>12 and I'm really just guessing.</p> <p>13 Q. Other than the time in David's office,</p> <p>14 did you have any other discussions with him</p> <p>15 regarding Fratangelli?</p> <p>16 A. In addition to that time?</p> <p>17 Q. Yeah.</p> <p>18 A. There was one other time that I spoke</p> <p>19 to George David and it was not long, not long</p> <p>20 before I took office. And he again employed me</p> <p>21 not to get rid of Fratangelli. As a matter of</p> <p>22 fact, his advice to me was to give everybody a</p> <p>23 chance and a clean slate and not fire anyone.</p> <p>24 Q. Other than Fratangelli, did George</p> <p>25 David specifically say anybody else that he</p>	112	<p>1 Q. Okay. And who was present for</p> <p>2 Larrick's interview?</p> <p>3 A. Myself and soon-to-be Chief Deputy Dean</p> <p>4 Michael.</p> <p>5 Q. Okay. And how long was the interview?</p> <p>6 A. It was fairly short in comparison to</p> <p>7 some of the other ones. I want to say 20 minutes</p> <p>8 maybe, little bit longer.</p> <p>9 Q. Okay. And during the interview, did</p> <p>10 Larrick talk about any of the employees in the</p> <p>11 Sheriff's Department?</p> <p>12 A. Yeah, same as the other ones, we asked</p> <p>13 him to comment on anyone who he thought we should</p> <p>14 know about.</p> <p>15 Q. Do you recall who he commented about?</p> <p>16 A. I believe he brought up Fratangelli. I</p> <p>17 believe that he brought up McGeehan in negative</p> <p>18 ways. Those are the ones, those are the ones</p> <p>19 that come to mind immediately. Maybe Tibolet,</p> <p>20 Hurst. Actually Hurst was the first person he</p> <p>21 brought up when he walked into the room.</p> <p>22 Q. Do you recall what he said about Hurst?</p> <p>23 A. Yeah, he wanted to immediately let us</p> <p>24 know about the incident, about an incident where</p> <p>25 Hurst was contacting his wife at the time.</p>

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29 (113 to 116)

<p style="text-align: right;">113</p> <p>1 Q. And did he tell you why he was</p> <p>2 informing you about that?</p> <p>3 A. Um, I think he said something along the</p> <p>4 lines of you may have heard something about this</p> <p>5 stuff, I want you to hear my side of it.</p> <p>6 Q. Okay. And had Hurst said anything to</p> <p>7 you about Larrick when he was interviewed?</p> <p>8 A. I believe he did.</p> <p>9 Q. Do you recall what he said about</p> <p>10 Larrick?</p> <p>11 A. Same as most of the other deputies,</p> <p>12 that he was a liar, nickname was Lying Larrick,</p> <p>13 couldn't be trusted.</p> <p>14 Q. And you were here for Alstadt</p> <p>15 yesterday?</p> <p>16 A. Yes.</p> <p>17 Q. And you heard Alstadt testify that</p> <p>18 Hurst lied to Alstadt.</p> <p>19 A. Yes.</p> <p>20 Q. Did Alstadt tell you that at any point</p> <p>21 in time prior to his deposition?</p> <p>22 A. I don't believe so.</p> <p>23 Q. Did, other than Larrick, did Alstadt</p> <p>24 tell you that there were employees that didn't</p> <p>25 tell the truth?</p>	<p style="text-align: right;">115</p> <p>1 Q. And getting back to Larrick, do you</p> <p>2 remember what he said about Fratangelli in that</p> <p>3 interview?</p> <p>4 A. What Larrick said about Fratangelli?</p> <p>5 Q. Yeah, getting back to the interview.</p> <p>6 A. All negative things. Specifically,</p> <p>7 nothing comes to mind.</p> <p>8 Q. Was what Larrick was saying negative</p> <p>9 about Fratangelli things you had heard from other</p> <p>10 people about Fratangelli?</p> <p>11 A. Yes.</p> <p>12 Q. What did Larrick say about McGeehan?</p> <p>13 A. He was a bully. I think he said</p> <p>14 something about doing what George David wanted</p> <p>15 him to do.</p> <p>16 Q. And do you recall what he said about</p> <p>17 Tibolet?</p> <p>18 A. No, not specifically.</p> <p>19 Q. And did he mention Randy Tallon at all?</p> <p>20 A. I believe he did.</p> <p>21 Q. Do you recall what he said about</p> <p>22 Tallon?</p> <p>23 A. Tallon had given him problems.</p> <p>24 Q. Did he say what those problems were?</p> <p>25 A. No. I don't recall. He may have said</p>
<p style="text-align: right;">114</p> <p>1 A. Yes. Alstadt?</p> <p>2 Q. Yes.</p> <p>3 A. Yes.</p> <p>4 Q. And who, other than Larrick, did</p> <p>5 Alstadt tell you didn't tell the truth?</p> <p>6 A. Ochs, Tibolet, Fratangelli. Those are</p> <p>7 the three that come to mind.</p> <p>8 Q. And those three were also people that</p> <p>9 the State Troopers told you had trouble with the</p> <p>10 truth as well?</p> <p>11 A. Yes.</p> <p>12 Q. Sitting here today, is it an issue then</p> <p>13 with you that Hurst lied to Alstadt?</p> <p>14 MS. JONES: Object to the form. You</p> <p>15 can answer.</p> <p>16 A. Yeah, it is.</p> <p>17 Q. And is it an issue that he lied about a</p> <p>18 relationship he had with a co-worker's former</p> <p>19 wife?</p> <p>20 MS. JONES: Same objection. You can</p> <p>21 answer.</p> <p>22 A. It's an issue no matter what it's</p> <p>23 about. And I guess the importance of it to me</p> <p>24 might depend on what that relationship might have</p> <p>25 been and specifically what the lie was.</p>	<p style="text-align: right;">116</p> <p>1 specifically what they were, I don't recall.</p> <p>2 Q. And did Larrick discuss anything about</p> <p>3 the former Sheriff David in his interview?</p> <p>4 A. I have an impression of the</p> <p>5 relationship that he had with David, but I can't</p> <p>6 say specifically that it came only from Larrick</p> <p>7 or directly from him.</p> <p>8 Q. And what was your impression of his</p> <p>9 relationship with --</p> <p>10 A. That at one time they got along well</p> <p>11 together and that over a period of time, and due</p> <p>12 to some circumstances, that that relationship had</p> <p>13 deteriorated.</p> <p>14 Q. Was some of those circumstances you</p> <p>15 understood was Larrick had testified against</p> <p>16 David?</p> <p>17 A. Sure.</p> <p>18 Q. And other than that, were you aware of</p> <p>19 what else had deteriorated the relationship</p> <p>20 between David and Larrick?</p> <p>21 A. His unavailability for work, those</p> <p>22 things.</p> <p>23 Q. Did Larrick bring any documents with</p> <p>24 him to the interview?</p> <p>25 A. He may have. I don't recall</p>

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30 (117 to 120)

<p style="text-align: right;">117</p> <p>1 specifically.</p> <p>2 Q. Do you recall if he offered to give you</p> <p>3 any documents?</p> <p>4 A. Maybe in regards to phone records or</p> <p>5 something. That seems to come to mind.</p> <p>6 Q. And during the interview, was Larrick</p> <p>7 offered an opportunity to respond that he had</p> <p>8 been accused of being a liar?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. And do you recall what you said</p> <p>11 to him?</p> <p>12 A. I believe it was Dean Michael that had</p> <p>13 asked him, he told him that we had spoken with</p> <p>14 others who seem to portray him as somebody who</p> <p>15 doesn't tell the truth, who can't be trusted and</p> <p>16 asked him for a response.</p> <p>17 Q. Do you recall what Larrick said to you</p> <p>18 in response?</p> <p>19 A. The specific language, no. But he</p> <p>20 denied it out of hand. But was unable to address</p> <p>21 specific issues or give a clear defense of</p> <p>22 himself in that regard.</p> <p>23 Q. Okay. And was he given specifics as to</p> <p>24 what he had been accused of lying about?</p> <p>25 A. Well, we just mentioned to him, or the</p>	<p style="text-align: right;">119</p> <p>1 reporter on the phone and asked her on speaker</p> <p>2 phone if she knew who Curt Larrick was and she</p> <p>3 denied knowing that, knowing him.</p> <p>4 I don't specifically, there was another</p> <p>5 specific incident that I -- I know there was one</p> <p>6 other thing that was brought up. And again, I</p> <p>7 don't recall if this was before my interview of</p> <p>8 Larrick or after. But there was another specific</p> <p>9 incident that I don't recall at this point in</p> <p>10 time.</p> <p>11 Q. Do you recall who the reporter was?</p> <p>12 A. I do not.</p> <p>13 Q. Okay. And was that something that he</p> <p>14 had lied about in the context of his job?</p> <p>15 A. No, I wouldn't consider it to be.</p> <p>16 Q. And did you ask Larrick at all about if</p> <p>17 he had lied about funerals?</p> <p>18 A. I think we did, and my recollection is</p> <p>19 that he said they were all legitimate.</p> <p>20 There was another issue that was</p> <p>21 brought up where, again, because this had been a</p> <p>22 common theme, that the deputies had mentioned</p> <p>23 that Larrick told the truth one time and he got</p> <p>24 in trouble for it, and that was in regards to</p> <p>25 automobile crash that he was on duty and he</p>
<p style="text-align: right;">118</p> <p>1 Chief mentioned to him, that everybody we talked</p> <p>2 to so far seems to think he's a liar. I believe</p> <p>3 he even mentioned to him his nickname was Lying</p> <p>4 Larrick. And Larrick had no rebuttal so to speak</p> <p>5 for that.</p> <p>6 Q. Was he given any specifics, hey, we</p> <p>7 were told you lied about X, Y, Z?</p> <p>8 A. Um, I don't recall that.</p> <p>9 Q. And at the point you interviewed</p> <p>10 Larrick, and correct me if I'm wrong, if there is</p> <p>11 something else, the only information you had</p> <p>12 specifically about him lying about something was</p> <p>13 related to these multiple funerals; correct?</p> <p>14 A. Specifically, yes, yeah. There was a</p> <p>15 point, and I can't, this may have come from</p> <p>16 Alstadt, and there was another issue that was</p> <p>17 brought to my attention and I don't know if I</p> <p>18 have the information of when I talked to Larrick.</p> <p>19 But it was in regards to a, more than one deputy</p> <p>20 had mentioned to me that Larrick had claimed to</p> <p>21 have some type of relationship with a Pittsburgh</p> <p>22 news reporter, and this was brought to my</p> <p>23 attention as kind of a way that Larrick's lack of</p> <p>24 being truthful came to a head.</p> <p>25 And in that they actually called this</p>	<p style="text-align: right;">120</p> <p>1 didn't have a seat belt on. And I think I was</p> <p>2 even told that Larrick had said one time I tell</p> <p>3 the truth and I get in trouble for it. So he, I</p> <p>4 guess he was disciplined as a result of not</p> <p>5 having his seat belt on when he admitted that he</p> <p>6 did not.</p> <p>7 So, again, it was kind of a common,</p> <p>8 understood thing that he was referred to as Lying</p> <p>9 Larrick and it was almost accepted in the office</p> <p>10 that that was how he was viewed.</p> <p>11 Q. I understand. I'm just trying to</p> <p>12 figure out exactly what exactly Lying Larrick is</p> <p>13 lying about. And what I've got so far is an</p> <p>14 issue with funeral and they followed up and</p> <p>15 checked on it and he was, in fact, at the</p> <p>16 funeral. And that Lying Larrick admitted that he</p> <p>17 didn't have a seat belt on and was disciplined.</p> <p>18 I'm just trying to figure out is there</p> <p>19 anything else that you were told that he had lied</p> <p>20 about?</p> <p>21 A. Well, again, as I mentioned before,</p> <p>22 there were the issues with accusations of</p> <p>23 harassing females in the courthouse. And again,</p> <p>24 always put the spin on those things that was</p> <p>25 different than what the victims would, I use</p>

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31 (121 to 124)

<p style="text-align: right;">121</p> <p>1 victims for lack of a better term, the people who</p> <p>2 were the target of his harassment seemed to view</p> <p>3 them as.</p> <p>4 Q. And with respect to the sexual</p> <p>5 harassment involving Larrick, do you know if he</p> <p>6 was ever disciplined for that?</p> <p>7 A. I don't know.</p> <p>8 Q. What investigation did you conduct into</p> <p>9 this harassment by Larrick?</p> <p>10 A. None.</p> <p>11 Q. Was the information that you received</p> <p>12 all from the other deputies?</p> <p>13 A. Yes.</p> <p>14 Q. And with respect to the information</p> <p>15 provided to you about Larrick sexually harassing</p> <p>16 women, did you write that down anywhere?</p> <p>17 A. I don't know. I don't recall.</p> <p>18 Q. Sitting here today, I mean, we can go</p> <p>19 through all the notes, have you provided me all</p> <p>20 the notes you've taken from your interviews?</p> <p>21 A. I have.</p> <p>22 Q. And if that's not in any of those</p> <p>23 notes, would you have written it down anywhere</p> <p>24 else?</p> <p>25 A. I don't believe so.</p>	<p style="text-align: right;">123</p> <p>1 A. I don't recall any additional topics or</p> <p>2 statements that he made other than what you've so</p> <p>3 far discussed.</p> <p>4 Q. And in that interview was there any</p> <p>5 discussion with Larrick about your interaction</p> <p>6 with him at Economy 1? You talked about the</p> <p>7 interaction where he had a story in terms of the</p> <p>8 individual that had asked him about being you? I</p> <p>9 just want to know did you talk about that in the</p> <p>10 interview?</p> <p>11 A. I believe we did briefly.</p> <p>12 Q. Do you remember anything that Larrick</p> <p>13 said regarding that?</p> <p>14 A. Just to reiterate what took place.</p> <p>15 Q. And was there any discussion in the</p> <p>16 interview about Larrick not being available to</p> <p>17 work?</p> <p>18 A. Not that I recall.</p> <p>19 Q. Was that because he was out on a</p> <p>20 medical leave?</p> <p>21 A. I was aware of it at that time and I</p> <p>22 didn't think it was -- I had no reason to believe</p> <p>23 that there was anything other than a legitimate</p> <p>24 medical reason that he was off.</p> <p>25 Q. And at any time did you come to believe</p>
<p style="text-align: right;">122</p> <p>1 Q. During the interview with Larrick, did</p> <p>2 you ask him about the sexual harassment</p> <p>3 allegations?</p> <p>4 A. I don't recall.</p> <p>5 Q. I mean, was that something that you</p> <p>6 wanted to know what Larrick's opinion was of</p> <p>7 whether he had sexually harassed anyone?</p> <p>8 A. It would have been something that I</p> <p>9 would have wanted to know, and I don't recall</p> <p>10 asking him specifically the question, though.</p> <p>11 Q. Did you ask any of the individuals that</p> <p>12 he allegedly sexually harassed whether Larrick</p> <p>13 had sexually harassed?</p> <p>14 A. I didn't speak with any of them.</p> <p>15 Q. And did you interview Stevenson at all?</p> <p>16 A. Stevenson -- I did not. I attempted to</p> <p>17 make contact with her. She was suspended from</p> <p>18 the job at that point in time. So I contacted</p> <p>19 her attorney. I knew that she had pending</p> <p>20 charges. That attorney never got back to me</p> <p>21 until I believe after the actual discharges, so I</p> <p>22 never met with him.</p> <p>23 Q. Other than what you've testified to</p> <p>24 already, do you recall what Larrick said during</p> <p>25 his interview?</p>	<p style="text-align: right;">124</p> <p>1 that he was out for something that wasn't a</p> <p>2 legitimate medical reason?</p> <p>3 A. Again, I still have no reason to</p> <p>4 believe specifically that there is anything other</p> <p>5 than a legitimate medical reason. Doesn't mean</p> <p>6 that there wouldn't be.</p> <p>7 Q. Okay. And you were here for Darbut</p> <p>8 this morning when he said that Alstadt had gone</p> <p>9 to him previously about trying to, about letting</p> <p>10 Larrick go. Did Alstadt share that with you at</p> <p>11 all?</p> <p>12 A. First I heard that.</p> <p>13 (THEREUPON, Guy Deposition Exhibit 5</p> <p>14 was marked for identification.)</p> <p>15 Q. I've handed you what we've marked as</p> <p>16 Exhibit 5. Are these your notes with respect to</p> <p>17 Larrick?</p> <p>18 A. They are.</p> <p>19 Q. Following the interview and prior to</p> <p>20 his termination, did Dean Michael make any</p> <p>21 recommendation to you as whether or not he</p> <p>22 thought Larrick should be retained or not?</p> <p>23 A. Prior to this interview?</p> <p>24 Q. Prior to him being, Larrick being</p> <p>25 terminated, did Michael make a recommendation</p>

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32 (125 to 128)

<p style="text-align: right;">125</p> <p>1 specific to Larrick?</p> <p>2 <b>A. I don't know that I would call it a</b></p> <p>3 <b>recommendation. But I discussed with both Dean</b></p> <p>4 <b>Michael and Jay Alstadt all the personnel.</b></p> <p>5 Q. Okay. And did they both agree with</p> <p>6 terminating Larrick?</p> <p>7 <b>A. Yes.</b></p> <p>8 (THEREUPON, Guy Deposition Exhibit 6</p> <p>9 was marked for identification.)</p> <p>10 Q. With respect to Exhibit 6, are these</p> <p>11 your notes from your interview with Fratangelli?</p> <p>12 <b>A. They are.</b></p> <p>13 Q. Next to Larrick, what did you write?</p> <p>14 <b>A. "No fucking good/untrustworthy/George</b></p> <p>15 <b>made him a Sergeant, never comes to work, demote</b></p> <p>16 <b>him."</b></p> <p>17 Q. Okay. And next to Clark, what did you</p> <p>18 write?</p> <p>19 <b>A. "No fucking good, initially hit it off,</b></p> <p>20 <b>supported Kress wannabe."</b></p> <p>21 Q. Do you recall what Fratangelli told you</p> <p>22 about Clark supporting Kress?</p> <p>23 MS. JONES: Object to the form. You</p> <p>24 can answer.</p> <p>25 <b>A. What Fratangelli told me about Clark</b></p>	<p style="text-align: right;">127</p> <p>1 Q. Okay. And with respect to the second</p> <p>2 page of this document, looks like a line that</p> <p>3 says "this fag is doing all this" at the bottom.</p> <p>4 <b>A. Yes.</b></p> <p>5 Q. Do you know what that refers to?</p> <p>6 <b>A. Yeah, because I asked him about that.</b></p> <p>7 <b>And he was talking about John Paul Vranesevich, a</b></p> <p>8 <b>local blogger here.</b></p> <p>9 Q. And what was he saying with respect to</p> <p>10 the blogger?</p> <p>11 <b>A. I think he was referring to, because</b></p> <p>12 <b>the turmoil going on in the Sheriff's Office and</b></p> <p>13 <b>Fratangelli's involvement in that.</b></p> <p>14 Q. Did you think it was appropriate for</p> <p>15 him to refer to a blogger as a fag?</p> <p>16 <b>A. Absolutely not.</b></p> <p>17 Q. Did you tell him that in that</p> <p>18 interview?</p> <p>19 <b>A. No, it wasn't my place to say that. I</b></p> <p>20 <b>was there to take information, not to give</b></p> <p>21 <b>information.</b></p> <p>22 (THEREUPON, Guy Deposition Exhibit 7</p> <p>23 was marked for identification.)</p> <p>24 Q. Exhibit 7, have you seen this document</p> <p>25 before?</p>
<p style="text-align: right;">126</p> <p>1 supporting Kress?</p> <p>2 Q. Yes.</p> <p>3 <b>A. Pretty much just what's written here.</b></p> <p>4 Q. Okay. And why did you write that down?</p> <p>5 <b>A. I took a lot of notes with Fratangelli</b></p> <p>6 <b>in regards to the personnel here. That was</b></p> <p>7 <b>fairly consistent with what I did with the</b></p> <p>8 <b>members of the command staff that I interviewed.</b></p> <p>9 <b>It was just one of the things that he said.</b></p> <p>10 Q. And when the command staff told you</p> <p>11 things, did you try to write down as much as what</p> <p>12 they told you in the notes?</p> <p>13 <b>A. Generally, yes.</b></p> <p>14 Q. Was it important at all for you to note</p> <p>15 that he supported Kress?</p> <p>16 <b>A. To me?</b></p> <p>17 Q. Yes.</p> <p>18 <b>A. No. But I think it shows a consistency</b></p> <p>19 <b>in Fratangelli's interview that he brings up</b></p> <p>20 <b>political issues quite a bit. I kind of viewed</b></p> <p>21 <b>Fratangelli as more of a political animal than a</b></p> <p>22 <b>Sheriff's Deputy, in large part the way George</b></p> <p>23 <b>David treated his tenure here in the Sheriff's</b></p> <p>24 <b>Office, and I think that was an indication of</b></p> <p>25 <b>that.</b></p>	<p style="text-align: right;">128</p> <p>1 <b>A. I have.</b></p> <p>2 Q. And did you have any role in completing</p> <p>3 this document?</p> <p>4 <b>A. That is not my handwriting, to fill out</b></p> <p>5 <b>the top of that, but that's my signature at the</b></p> <p>6 <b>bottom.</b></p> <p>7 Q. Do you know where it says "Explain:</p> <p>8 Department restructure-County Code Section 1620,"</p> <p>9 who wrote that?</p> <p>10 <b>A. I'm not sure. It's not my handwriting.</b></p> <p>11 Q. Okay. Was the handwriting on there</p> <p>12 before you signed it?</p> <p>13 <b>A. It was.</b></p> <p>14 Q. Okay. What was the purpose of signing</p> <p>15 this particular document?</p> <p>16 <b>A. It's an internal county document that</b></p> <p>17 <b>they use for purposes of staffing payroll, I</b></p> <p>18 <b>guess, is the best way to put it.</b></p> <p>19 Q. And do you know who picked the language</p> <p>20 "Department restructure"?</p> <p>21 <b>A. I do not.</b></p> <p>22 Q. Prior to signing this document, would</p> <p>23 you have had any ability to edit the document?</p> <p>24 <b>A. Sure.</b></p> <p>25 Q. In terms of the employees that were not</p>

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33 (129 to 132)

<p style="text-align: right;">129</p> <p>1 going to be retained, who did you notify first</p> <p>2 within the County that these employees are not</p> <p>3 going to be retained? I'm trying to --</p> <p>4 <b>A. This was a, although I strongly</b></p> <p>5 <b>believed that these things had to be done and</b></p> <p>6 <b>that this was the right thing to do, this was not</b></p> <p>7 <b>an easy thing for me to take part in.</b></p> <p>8 <b>And that being said, I wanted to</b></p> <p>9 <b>provide the Deputies that were being fired with a</b></p> <p>10 <b>notification of this before they showed up that</b></p> <p>11 <b>day. So I contacted the head of their, the</b></p> <p>12 <b>Deputies' Union and I gave them a list of names of</b></p> <p>13 <b>those individuals that I would need to speak to</b></p> <p>14 <b>on my first day in office.</b></p> <p>15 <b>I subsequently notified Human Resources</b></p> <p>16 <b>and let them know what we were planning on doing.</b></p> <p>17 <b>I talked to Rick Darbut. And Rick advised,</b></p> <p>18 <b>basically wanted to let him know that I would be</b></p> <p>19 <b>discharging these people and that they would</b></p> <p>20 <b>probably have questions in regards to future</b></p> <p>21 <b>benefits and paperwork, whatever needed to be</b></p> <p>22 <b>done time wise, contacted him and let him know</b></p> <p>23 <b>that these people would be seeing him on that</b></p> <p>24 <b>day.</b></p> <p>25 <b>So I guess as far as the County</b></p>	<p style="text-align: right;">131</p> <p>1 <b>A. As stated here that I had the right to</b></p> <p>2 <b>hire, discharge, fire and supervise members of</b></p> <p>3 <b>the Sheriff's Office.</b></p> <p>4 <b>Q. And with respect to firing members of</b></p> <p>5 <b>the Sheriff's Department, you were the person</b></p> <p>6 <b>that had final authority to do that; correct?</b></p> <p>7 <b>A. Correct.</b></p> <p>8 <b>Q. And other than this letter, were the</b></p> <p>9 <b>employees provided any other documentation</b></p> <p>10 <b>regarding why they were being terminated?</b></p> <p>11 <b>A. I don't believe so.</b></p> <p>12 <b>Q. In terms of exercising your 1620 powers</b></p> <p>13 <b>with Larrick, why did you decide not to keep</b></p> <p>14 <b>Larrick?</b></p> <p>15 <b>A. Character issue.</b></p> <p>16 <b>Q. I want to kind of flush that out. With</b></p> <p>17 <b>the character issues, what were the character</b></p> <p>18 <b>issues that you had with Larrick?</b></p> <p>19 <b>A. Honestly, integrity, trustworthiness,</b></p> <p>20 <b>ability to work well as a member of a team. In</b></p> <p>21 <b>large part, the several instances of</b></p> <p>22 <b>inappropriate conduct with females.</b></p> <p>23 <b>Q. And with respect to the inappropriate</b></p> <p>24 <b>conduct with females, was that a major factor in</b></p> <p>25 <b>your decision?</b></p>
<p style="text-align: right;">130</p> <p>1 hierarchy and structure goes, I would guess it</p> <p>2 would be Rick Darbut. Much of this was</p> <p>3 coordinated through my Solicitor at the time. I</p> <p>4 believe that he may have had a conversation with</p> <p>5 the County Solicitor at the time.</p> <p>6 <b>MR. BLACK:</b> Marie, this next one we</p> <p>7 used that earlier. I'm short copies.</p> <p>8 <b>MS. JONES:</b> Sure, let me just note it</p> <p>9 so I can reference it. Darbut 6?</p> <p>10 <b>MR. BLACK:</b> Yes.</p> <p>11 <b>(THEREUPON, Guy Deposition Exhibit 8</b></p> <p>12 <b>was marked for identification.)</b></p> <p>13 <b>A. I saw this.</b></p> <p>14 <b>Q. Okay. Is this a letter that you</b></p> <p>15 <b>drafted?</b></p> <p>16 <b>A. Most of the language in this was</b></p> <p>17 <b>produced by my Solicitor at the time.</b></p> <p>18 <b>Q. Okay. And is this the letter that was</b></p> <p>19 <b>provided to each of the employees that were being</b></p> <p>20 <b>discharged?</b></p> <p>21 <b>A. I believe it is.</b></p> <p>22 <b>Q. And we talked a little bit with Darbut</b></p> <p>23 <b>about your 1620 rights. What was your</b></p> <p>24 <b>understanding of what your authority was with</b></p> <p>25 <b>respect to your 1620 rights?</b></p>	<p style="text-align: right;">132</p> <p>1 <b>A. Yeah, I don't know if major is the</b></p> <p>2 <b>right word, but yeah, it was absolutely a factor.</b></p> <p>3 <b>Q. And at the time that was a factor in</b></p> <p>4 <b>your decision, do you know whether that</b></p> <p>5 <b>harassment had actually occurred or not?</b></p> <p>6 <b>A. I was basing it on all the interviews</b></p> <p>7 <b>that I conducted and information that I had</b></p> <p>8 <b>obtained at that point.</b></p> <p>9 <b>Q. And that would have been with the</b></p> <p>10 <b>Deputies in the command staff; correct?</b></p> <p>11 <b>A. Correct.</b></p> <p>12 <b>Q. And with respect to the issue with</b></p> <p>13 <b>honesty, what do you recall were the things with</b></p> <p>14 <b>honesty that led you to believe Larrick had to</b></p> <p>15 <b>go?</b></p> <p>16 <b>A. So I guess mainly it would be the</b></p> <p>17 <b>interviews with the Deputies and the command</b></p> <p>18 <b>staff here. But I also had to factor in my own</b></p> <p>19 <b>personal interaction with Mr. Larrick on election</b></p> <p>20 <b>day. Not only the story that he related to me</b></p> <p>21 <b>that seemed to fit the model that was presented</b></p> <p>22 <b>to me of being someone who would exaggerate at</b></p> <p>23 <b>least a situation, as well as his willingness to</b></p> <p>24 <b>tell stories that, based strictly on what someone</b></p> <p>25 <b>else told him and spread that information.</b></p>

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34 (133 to 136)

133	<p>1 Q. And with respect to integrity, what</p> <p>2 were the factors you had with respect to</p> <p>3 integrity?</p> <p>4 A. That kind of goes hand in hand with the</p> <p>5 honesty issue, I think in large part.</p> <p>6 Q. Okay. And the ability to work well as</p> <p>7 a member of the team, what are you referring to</p> <p>8 there?</p> <p>9 A. Nearly to a man, but to a person in the</p> <p>10 Sheriff's Office, there was a lack of trust with</p> <p>11 Curt Larrick. In the field of law enforcement,</p> <p>12 that's something that I consider vital. We deal</p> <p>13 with dangerous people all the time. You got to</p> <p>14 be able to trust the person that you work with.</p> <p>15 I don't believe that the personnel here in this</p> <p>16 office trusted Curt Larrick to the degree that</p> <p>17 they needed to for him to work effectively here.</p> <p>18 Q. And do you know if part of the reason</p> <p>19 they didn't trust him was because he testified</p> <p>20 against George David?</p> <p>21 A. That's something that I would consider.</p> <p>22 Q. Would it be appropriate not to retain</p> <p>23 Curtis Larrick because he testified against the</p> <p>24 former Sheriff?</p> <p>25 A. Absolutely. That would not be</p>	135	<p>1 A. I did.</p> <p>2 Q. And on the second to last page, is that</p> <p>3 your, I'm sorry, it's the third to last page, is</p> <p>4 that your signature?</p> <p>5 A. It is.</p> <p>6 Q. Okay. And I'm looking at No. 2. You</p> <p>7 were asked to "Identify every reason why</p> <p>8 Defendants terminated Plaintiff."</p> <p>9 I'm looking down where it says "Without</p> <p>10 waiving said objection, Sheriff Guy made the</p> <p>11 decision to terminate Plaintiff for reasons that</p> <p>12 were learned about Plaintiff while interviewing</p> <p>13 employees and other persons in gathering</p> <p>14 information about the operation of the Sheriff's</p> <p>15 Department. Through the interviews, it was</p> <p>16 determined that Plaintiff had a reputation for</p> <p>17 lying and other qualities Sheriff Guy found to be</p> <p>18 inappropriate."</p> <p>19 And my question for you what were those</p> <p>20 other qualities?</p> <p>21 A. I think they are in large part the</p> <p>22 things that you had just mentioned a few minutes</p> <p>23 ago, or that I had mentioned, that we went over.</p> <p>24 Q. Is there a reason that you explicitly</p> <p>25 didn't mention sexual harassment?</p>
134	<p>1 appropriate.</p> <p>2 Let me say this, the people who told me</p> <p>3 that Curt Larrick was a liar were people that</p> <p>4 were on George David's side, there were people</p> <p>5 who were against George David. There were people</p> <p>6 that would have defended George David to the</p> <p>7 death and there were people who wanted nothing</p> <p>8 more than for George David's tenure here to be</p> <p>9 over.</p> <p>10 The lack of trust for Curt Larrick was</p> <p>11 universal, regardless of how they felt about</p> <p>12 George David and his testimony against George</p> <p>13 David.</p> <p>14 Q. And when you say it's universal --</p> <p>15 A. Nearly universal.</p> <p>16 Q. Nearly universal, you are referring</p> <p>17 within the Department, because the Troopers had</p> <p>18 no problem with his honesty; correct?</p> <p>19 A. Not in their limited exposure to him.</p> <p>20 (THEREUPON, Guy Deposition Exhibit 9</p> <p>21 was marked for identification.)</p> <p>22 Q. These are Answers to Interrogatories</p> <p>23 that we served on you. Prior to these responses</p> <p>24 being sent back to us, did you have an</p> <p>25 opportunity to review them?</p>	136	<p>1 A. I don't know that I consider there's a</p> <p>2 reason for that. I think the other qualities</p> <p>3 Sheriff Guy found to be inappropriate would</p> <p>4 certainly fit in that category.</p> <p>5 Q. And sitting here today, are there any</p> <p>6 other qualities besides honesty, integrity,</p> <p>7 ability to work well as a member of a team and</p> <p>8 sexual harassment?</p> <p>9 A. Yeah, I think that we had talked</p> <p>10 earlier about the inordinate amount of time and</p> <p>11 management energy spent on dealing with</p> <p>12 Mr. Larrick's issues.</p> <p>13 Q. And in terms of the issues that</p> <p>14 management had to spend dealing with Larrick,</p> <p>15 what were those issues that management was</p> <p>16 spending time with?</p> <p>17 A. It seemed from my perspective that he</p> <p>18 always had something going on, whether it was</p> <p>19 this deputy said something about him or another</p> <p>20 deputy said something or there is some kind of</p> <p>21 conflict that frankly should be dealt with at a</p> <p>22 much lower level than the Chief Deputy. It's a</p> <p>23 disruptive force, and certainly not something</p> <p>24 that I would want in my administration.</p> <p>25 Q. Would you agree with me that if people</p>

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35 (137 to 140)

<p>137</p> <p>1 were retaliating against Larrick because he 2 testified against Chief David, that wouldn't be 3 Larrick's fault, would it? 4 MS. JONES: Object to the form. You 5 can answer. 6 A. I would say that I haven't heard the 7 retaliation. 8 Q. And you did hear from the Troopers that 9 McGeehan was retaliating against Larrick? 10 A. Nothing specific. 11 Q. Did you ask them what they meant by 12 that? 13 A. I don't recall. I didn't put that in 14 my notes. I don't believe they gave me any 15 specifics. 16 Q. I touched on this with Darbut earlier. 17 Since Chief Dean Michael has been here, has he 18 been accused of inappropriate contact with female 19 employees? 20 MS. JONES: Just object to the form. I 21 don't think there's foundational relevance, 22 but you can answer. 23 A. Could you repeat the question? 24 Q. Sure, since Dean Michael has been here, 25 has there been accusations against him regarding</p>	<p>139</p> <p>1 And the results of that investigation 2 clearly show that there was no sexual harassment. 3 I spoke with Dean Michael about, reminded him of 4 the appropriate way to interact with employees 5 and reminded him of the County sexual harassment 6 policy. And in conjunction with the County's 7 legal department, closed the case. 8 Q. Would it have been appropriate to 9 discipline Dean Michael for his actions there? 10 A. For what actions? 11 Q. For the incident of an unfounded sexual 12 harassment case. 13 A. No. 14 Q. And you heard Mr. Darbut today talk 15 about the Stevenson matter and that it being 16 unfounded. Would it be appropriate to discipline 17 my client for that? 18 A. I don't know that he categorized that 19 investigation as unfounded. The investigation 20 that I conducted into the Dean Michael issue was 21 clearly unfounded, other than what I thought was 22 inappropriate language in conversing with 23 subordinates. 24 Q. What was the inappropriate language? 25 A. Maybe a reference, I don't specifically</p>
<p>138</p> <p>1 inappropriate contact with female employees? 2 MS. JONES: Same objection. You can 3 answer. 4 A. I don't believe that he was accused by 5 anyone of having inappropriate contact with them. 6 Q. Was there an article in the Beaver 7 Countian saying that Dean Michael had allegations 8 of sexual harassment against him? 9 A. Was there an article in the Beaver 10 County? 11 Q. Yeah. 12 A. I believe there was. 13 Q. And when that article came out, did you 14 discuss that with Dean Michael at all? 15 A. I discussed that with Dean Michael 16 before that article came out. 17 Q. Okay. And what did you discuss with 18 Dean Michael before the article came out? 19 A. It was brought to my attention that 20 members of county government were encouraging one 21 of my female employees to make a complaint 22 against Dean Michael. They never made that 23 complaint. An investigation was conducted by 24 myself in regards to what took place and by the 25 County's legal department.</p>	<p>140</p> <p>1 recall, but a reference to some sexual innuendo, 2 of which the employee told me that she took no 3 offense to. 4 Q. And who was the employee? 5 A. It would have been Jackie Springston. 6 Q. And in what department did Jackie -- 7 A. She works in my office as a clerk. 8 MR. BLACK: I think I'm pretty close to 9 being down if we can go off the record. 10 MS. JONES: Sure. 11 VIDEOGRAPHER: We are going off the 12 record. The time is 3:37 p.m. 13 (Off the record.) 14 VIDEOGRAPHER: We're back on the 15 record. The time is 3:49 p.m. Please 16 proceed. 17 Q. Sheriff, in review of the Department, 18 did anyone discuss with you whether Hurst had 19 been suspended at any point during his 20 employment? 21 A. Not to my recollection. 22 Q. And with respect to Tallon, was there 23 any discussion about Tallon having been 24 disciplined for having a woman in his car with 25 him?</p>

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<p style="text-align: right;">141</p> <p>1 A. That was brought up, brought to my 2 attention. 3 Q. And who brought that to your attention? 4 A. I don't recall specifically, but I'm 5 sure more than one person. 6 Q. And did you take any action with 7 respect to that information? 8 A. I did not. Again, it was my 9 understanding that Tallon was, was retiring at 10 the turn of the new year and with the fact that I 11 had offered all of the deputies that I discharged 12 the ability to retire, I thought it was 13 appropriate that because he would not be working 14 under me, that that was an issue that I didn't 15 need to deal with. 16 Q. Okay. And during your kind of review 17 of the Department, was there any discussion 18 regarding Montani being involved in an issue 19 regarding providing alcohol to minors? 20 A. No. 21 Q. And in your review of the Department, 22 was there any discussion about Rapko being 23 involved in an incident where a gun was fired 24 from a car? 25 A. No.</p>	<p style="text-align: right;">143</p> <p>1 asked about the time of Larrick's depo did 2 you give an interview, the employee. 3 MS. JONES: Was that your answer? I 4 just missed it, if that's what you said. 5 THE WITNESS: I don't recall the 6 specific time, but I believe it was around 7 that time, so my answer was yes. 8 MS. JONES: Okay. That's fine. I just 9 missed the timing in the first one, so I was 10 going to raise it as a new question, as an 11 objection to form to the new question, but I 12 understand. So I'm sorry, whatever your 13 question was you can go ahead and reask it. 14 Q. What radio was that interview with? 15 A. WBVP, WMBA. 16 Q. And who was the interviewer? 17 A. Mike Romigh, R-o-m-i-g-h. 18 MR. BLACK: That's all the questions I 19 have. 20 EXAMINATION BY COUNSEL FOR THE DEFENDANTS 21 BY MS. JONES: 22 Q. So with respect to Tallon, just a 23 couple follow-up, is it fair to say you didn't 24 really evaluate him for purposes of keeping him 25 or not keeping him because you had the impression</p>
<p style="text-align: right;">142</p> <p>1 Q. I'm not sure on the time frame, but 2 sometime around Larrick's deposition, did you 3 give a radio interview regarding the employees 4 that you had terminated from the Sheriff's 5 Department? 6 A. I gave a radio interview. I don't know 7 that I talked about any employees. 8 Q. Okay. At the time, the radio interview 9 around the time of Larrick's deposition, do you 10 recall what radio show you interviewed? 11 MS. JONES: I'm sorry, is your question 12 that the radio interview was around the time 13 of Larrick's deposition? 14 MR. BLACK: Right. 15 MS. JONES: Is that the way you 16 answered the question? Because I didn't 17 think I heard that the first time. 18 MR. BLACK: What I had heard was that 19 he didn't really discuss the employees, but 20 he didn't say anything about that wasn't the 21 time frame. 22 MS. JONES: I heard that answer. And 23 the question about that, I did not hear your 24 timing inquiry. 25 MR. BLACK: The first question I had</p>	<p style="text-align: right;">144</p> <p>1 or the information that he was, in fact, going to 2 retire? 3 A. That's the case. 4 Q. Okay. Now, just a couple of follow-up. 5 With regard to the interaction you had with 6 Mr. Larrick at the polling place on election day, 7 I noted that Mr. Larrick was saying to you that 8 he heard and was saying that you intended to keep 9 people in the office who previously worked under 10 George David and also were bringing back people 11 who used to work there; is that correct? 12 A. Yes. 13 Q. And he was saying that you were 14 reporting that that was your plan; is that 15 correct? 16 A. He was telling people that that was my 17 plan, yes. 18 Q. Okay. Was that true? 19 A. That's what was reported to me. 20 Q. Okay. Was that true? 21 A. No. 22 Q. Did Mr. Larrick in that interaction in 23 the polling place also say to you that he 24 believed and had reported or repeated that you 25 had a close relationship with George David?</p>

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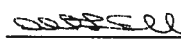
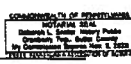
<p>145</p> <p>1 A. Yes.</p> <p>2 Q. Was that true?</p> <p>3 A. No.</p> <p>4 Q. And you described to Mr. Larrick, as I</p> <p>5 understood it, some resources he could go to,</p> <p>6 your website, I think even social media, to</p> <p>7 confirm that you had not made any statements</p> <p>8 about who you were keeping or not keeping; is</p> <p>9 that right?</p> <p>10 A. Not only to confirm through those</p> <p>11 sites, but also as ways to contact me to ask me</p> <p>12 if they were, in fact, true.</p> <p>13 Q. Okay. And when you told Mr. Larrick</p> <p>14 those were not true, am I correct that</p> <p>15 Mr. Larrick said he was still repeating them</p> <p>16 because that's what he had heard?</p> <p>17 A. Yes.</p> <p>18 Q. And did that interaction in terms of</p> <p>19 Mr. Larrick telling you he was going to still</p> <p>20 repeat something which you had said was not true,</p> <p>21 weigh in your decision, in your assessment of</p> <p>22 Mr. Larrick in terms of his truthfulness?</p> <p>23 A. It did.</p> <p>24 Q. Did the fact that Mr. Larrick supported</p> <p>25 your opponent have anything to do with your</p>	<p>147</p> <p>1 us about how Hurst was trying to contact his wife</p> <p>2 and going into the whole story with that.</p> <p>3 And typically these interviews started</p> <p>4 out with an introduction from myself and Chief</p> <p>5 Deputy Michael and kind of letting them know what</p> <p>6 we were going to do throughout this, kind of</p> <p>7 laying out the ground work for how the interview</p> <p>8 was going to be conducted and this was brought up</p> <p>9 before we had the chance to do that.</p> <p>10 Q. How did you react to that?</p> <p>11 A. I thought it was odd, kind of why is</p> <p>12 this something on his mind preoccupying him.</p> <p>13 Q. Okay.</p> <p>14 MS. JONES: That's all the questions I</p> <p>15 have.</p> <p>16 MR. BLACK: I don't have anything</p> <p>17 further.</p> <p>18 MS. JONES: Sheriff will read.</p> <p>19 VIDEOGRAPHER: This concludes the</p> <p>20 deposition. We are going off the record.</p> <p>21 The time is 3:58 p.m.</p> <p>22 (Off the record at 3:58 p.m.)</p> <p>23</p> <p>24</p> <p>25</p>
<p>146</p> <p>1 decision to terminate Mr. Larrick?</p> <p>2 A. No.</p> <p>3 Q. Did the fact that any particular person</p> <p>4 in the Sheriff's Department supported any</p> <p>5 particular person, you or your opponent, play any</p> <p>6 role in your decision making as to who to</p> <p>7 terminate?</p> <p>8 A. No.</p> <p>9 Q. You testified about a meeting or</p> <p>10 interview you had with Mr. Larrick, I think it</p> <p>11 was in this room you said, and that one of the</p> <p>12 first things he brought up was about Mr., or</p> <p>13 Deputy Hurst or Hurst in the Department and his</p> <p>14 text messaging with his ex-wife; is that right?</p> <p>15 A. Yes.</p> <p>16 Q. Did he bring that up when you asked him</p> <p>17 about Hurst or other deputies?</p> <p>18 A. No, actually he brought it up actually</p> <p>19 before we even got to get into the structure of</p> <p>20 the interview.</p> <p>21 Q. So can you describe how that came up or</p> <p>22 what specifically happened?</p> <p>23 A. Something along the lines of, hey,</p> <p>24 before we even start I want to tell you about</p> <p>25 this thing with Deputy Hurst and started telling</p>	<p>148</p> <p>1 ACKNOWLEDGMENT OF DEPONENT</p> <p>2 I, ANTHONY GUY, do hereby acknowledge</p> <p>3 that I have read and examined the foregoing</p> <p>4 testimony, and the same is a true, correct and</p> <p>5 complete transcription of the testimony given by</p> <p>6 me and any corrections appear on the attached</p> <p>7 Errata sheet signed by me.</p> <p>8</p> <p>9</p> <p>10 (DATE) (SIGNATURE)</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

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38 (149 to 152)

<p>149</p> <p>1 CERTIFICATE OF SHORTHAND REPORTER - NOTARY PUBLIC</p> <p>2 I, Deborah Endler, the officer before</p> <p>3 whom the foregoing deposition was taken, do</p> <p>4 hereby certify that the foregoing transcript is a</p> <p>5 true and correct record of the testimony given;</p> <p>6 that said testimony was taken by me</p> <p>7 stenographically and thereafter reduced to</p> <p>8 typewriting under my direction; that reading and</p> <p>9 signing was requested; and that I am neither</p> <p>10 counsel for, related to, nor employed by any of</p> <p>11 the parties to this case and have no interest,</p> <p>12 financial or otherwise, in its outcome.</p> <p>13 IN WITNESS WHEREOF, I have hereunto set</p> <p>14 my hand and affixed my notarial seal this 17th</p> <p>15 day of March 2017.</p> <p>16 My commission expires November 2, 2020.</p> <p>17</p> <p>18</p> <p>19</p> <p>20  </p> <p>21 NOTARY PUBLIC IN AND FOR</p> <p>22 THE COMMONWEALTH OF PENNSYLVANIA</p> <p>23</p> <p>24</p> <p>25</p>	