

1 SUPERIOR COURT OF NEW JERSEY  
2 LAW DIVISION: ESSEX COUNTY  
DOCKET NO. ESX-L-4861-14

---

3 NAOMI JOHNSON, on her own behalf  
4 and as Administrator of the Estate  
5 of DESHON JOHNSON, Deceased, on  
his behalf and on behalf of his  
6 heirs-at-law and next of kin,

**ORIGINAL**

7 Plaintiff,

Videotaped Deposition  
of:

8 -vs-

WILSONE ROMAIN

9 NEW JERSEY TRANSIT CORP., COMMUNITY  
10 TRANSPORTATION, INC., WILSONE ROMAIN,  
11 individually, JOHN AND JANE DOES 1-10  
(fictitious), JOHN AND JANE DOES 11-20  
(fictitious), ABC CORP.'s/L.L.C.'S  
12 1-10 (fictitious),

13 Defendants.

---

14  
15 T R A N S C R I P T of Deposition  
16 Proceedings held in the above-entitled matter, as  
17 taken by and before KAY ANNE CECERI, a Certified  
18 Court Reporter and Notary Public of the State of  
19 New Jersey, held at the law offices of CALCAGNO &  
20 ASSOCIATES, LLC, 213 South Avenue East, Cranford,  
21 New Jersey, on Friday, April 21, 2017, commencing  
22 at 10:20 a.m.  
23  
24  
25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A P P E A R A N C E S :

CALCAGNO & ASSOCIATES, LLC  
BY: GLENN FARRELL, ESQ.  
213 South Avenue East  
Cranford, New Jersey 07016  
908-272-7300  
Representing Plaintiffs

ZARWIN BAUM DeVITO KAPLAN, ESQS.  
BY: ROSS DiBONO, ESQ.  
1818 Market Street  
Philadelphia, Pennsylvania 19103  
Representing Defendant  
Community Transportation, Inc.

RONAN TUZZIO & GIANNONE, ESQS.  
BY: MICHAEL TUZZIO, ESQ.  
4000 State Route 66  
Tinton Falls, New Jersey 07753  
Representing Defendant Wilsone Romain

ALSO PRESENT:  
Marie Sonie Severe, Creole Interpreter  
John Szpara, Videographer  
Matt Salvato, Technician

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

I N D E X

WITNESS                      DIRECT    CROSS    REDIRECT    RECROSS

WILSONE ROMAIN:  
By Mr. Farrell      4

E X H I B I T S

Exhibit Nos.	Description	Page
P-1A through P-1P	Photos	4
P-2	Interrogatories	4
P-3	Incident Report	4

1 (Whereupon, the Photos were  
2 received and marked Exhibits P-1A through P-1P  
3 for identification, as of this date.)

4 (Whereupon, the Interrogatories  
5 were received and marked Exhibit P-2 for  
6 identification, as of this date.)

7 (Whereupon, the Incident Report  
8 was received and marked Exhibit P-3 for  
9 identification, as of this date.)

10 THE VIDEOGRAPHER: We're now going on  
11 the video record, Media Unit No. 1. My name is  
12 John E. Szpara. I'm the videographer with  
13 Network Court Reporting and Video. Today is  
14 Friday April 21, 2017. The approximate time is  
15 10:20 a.m. This is the video deposition of Mr.  
16 Romain.

17 We are located at 213 South Avenue  
18 East, Cranford, New Jersey, in the matter of  
19 Naomi Johnson, on behalf, and as Administrator  
20 of the Estate of Deshon Johnson, Deceased, on  
21 his behalf and on behalf of the heirs-at-law  
22 and Next of Kin vs. New Jersey Transit Corp.,  
23 Community Transportation and Wilsons Romain, et  
24 al., filed in Superior Court of New Jersey; Law  
25 Division, Essex County; Docket No.

1 ESX-L-4861-14.

2 Will all counsel please state their  
3 appearance for the record and who they  
4 represent starting with the plaintiff, please?

5 MR. FARRELL: Good morning. My name  
6 is Glenn Farrell, F-a-r-r-e-l-l, and I  
7 represent the plaintiff, Naomi Johnson, and the  
8 Estate of Deshon Johnson.

9 MR. TUZZIO: Michael Tuzzio. Ronan,  
10 Tuzzio & Giannone, for Wilsons Romain.

11 MR. DiBONO: Ross DiBono. Zarwin,  
12 Baum, DeVito, Kaplan, on behalf of Community  
13 Transportation.

14 THE VIDEOGRAPHER: Also, we have an  
15 interpreter here with us.

16 THE INTERPRETER: Sonie Severe,  
17 Creole interpreter.

18 THE VIDEOGRAPHER: Our certified  
19 court reporter will swear in the witness and we  
20 could proceed.

21 M A R I E S O N I E S E V E R E,  
22 called as the official interpreter, having been  
23 first duly sworn by a Notary Public of the State  
24 of New Jersey, was called to accurately and  
25 faithfully interpret the questions propounded to

1 the witness from English to Creole and the answers  
2 given in Creole to English:

3 W I L S O N E R O M A I N E,

4 stating the address, 107 New Street, Apartment  
5 108, East Orange, New Jersey 07017, having been  
6 first duly sworn by a Notary Public of the State  
7 of New Jersey, was examined and testified as  
8 follows:

9 DIRECT EXAMINATION

10 BY MR. FARRELL:

11 Q. Okay. Good morning, Mr. Romain. My name  
12 is Glenn Farrell --

13 A. Good morning.

14 Q. -- and I'm here today to take your  
15 deposition.

16 Have you ever had --

17 A. Yes.

18 Q. Have you ever had your deposition taken  
19 before?

20 A. No.

21 Q. I'm going to give you instructions that  
22 apply throughout the deposition. What a deposition  
23 is, is essentially a question-and-answer session  
24 under oath.

25 A. Yes.

1 Q. My questions and your answers and  
2 anything else being said here today by any of the  
3 attorneys present will be taken down by the court  
4 reporter that's seated in between you and me.

5 A. Yes.

6 Q. Since the court reporter is taking  
7 everything down with the machine called a  
8 stenographic machine, you need to give verbal  
9 responses to my question.

10 A. Yes.

11 Q. Okay. She may not understand what you  
12 mean by a nod of the head or shrug of the shoulders;  
13 so, therefore, please answer "yes," "no" or some  
14 other appropriate answer.

15 A. Yes.

16 Q. If you answer my question, we will have  
17 assumed that you understood my question.

18 A. Yes.

19 Q. If you don't understand my question,  
20 please tell me and I'll try to make it understandable  
21 to you.

22 A. Yes.

23 Q. You've been given an oath. That oath has  
24 the same force and effect as if you're testifying  
25 before a judge or jury.

1 A. Yes.

2 Q. Have you understood those instructions?

3 A. Yes.

4 Q. And before this deposition here today,  
5 you did have an opportunity to speak with your  
6 attorney about what would be going on here today.

7 Correct?

8 A. No.

9 Q. Okay. I think the clarification is  
10 today. Okay.

11 You had an opportunity to speak with your  
12 attorney some time before this deposition, not  
13 necessarily today?

14 A. No.

15 Q. Um, okay.

16 Are you prepared to proceed with the  
17 deposition here today?

18 A. Yes.

19 Q. Okay. If during the course of the  
20 deposition, your attorney or any of the other  
21 attorneys should say "objection," please refrain from  
22 answering until your attorney and I have an  
23 opportunity to discuss that objection.

24 A. Yes.

25 MR. FARRELL: We'll go off the record



1 for a quick second.

2 THE VIDEOGRAPHER: Now going off the  
3 video. The time is 10:25.

4 (Discussion off the record.)

5 THE VIDEOGRAPHER: We're back on the  
6 video. The time is 10:26.

7 Q. Okay. Are you ready to proceed with the  
8 deposition?

9 A. Yes.

10 Q. Okay. Are you taking any medications or  
11 have you ingested any substances that would affect  
12 your ability to give deposition testimony here today?

13 A. I took my pressure medication.

14 Q. Okay. Do you believe that would affect  
15 your ability to testify here today?

16 A. No.

17 Q. What medication did you take today?

18 A. I have the name.

19 Q. Yes. Can you give it to me, please?

20 THE INTERPRETER: Amolodinpine,  
21 A-m-o-l-o-d-i-p-i-n-e, and Vasartan,  
22 V-a-s-a-r-t-a-n.

23 (Discussion off the record.)

24 Q. Sir, those two medications have been  
25 prescribed by a doctor?

1 A. Yes, the doctor.

2 Q. All right. The first medication, the  
3 A-m-o-l-o-d-i-p-i-n-e, who prescribed that?

4 A. Dr. Eddie Simon.

5 Q. And where is his office?

6 A. In Maplewood.

7 Q. Did Dr. Simon also prescribe the other  
8 medication, Vasartan, if I'm pronouncing it  
9 correctly?

10 A. No, it's one medication.

11 Q. Okay.

12 A. It's one.

13 Q. All right. So, one is a brand name; one  
14 may be a different name for the same medication?

15 A. It's not two names, it's one name. But  
16 this is what I read, Amolodipine and Vasartan. Only  
17 the Vasartan, V-a-s-a-r-t-a-n.

18 Q. Okay. What is the Vasartan for?

19 A. For my blood pressure.

20 Q. Do you have high blood pressure?

21 A. Yes.

22 Q. And how long have you had that condition?

23 A. It's not a long time.

24 Q. Okay. Did you have it back in 2012?

25 A. No.

1 Q. Okay. Back in July of 2012, were you  
2 taking any other medication -- strike that.

3 Back in 2012, were you taking medication  
4 for high blood pressure?

5 A. Yes.

6 Q. Okay. What medications were you taking  
7 back in July 2012 for high blood pressure?

8 THE WITNESS: I don't know exactly.

9 A. I don't know exactly.

10 Q. What is your best estimate?

11 A. I didn't have the same doctor.

12 Q. My question is: Are you able to give us  
13 information as to the name of the high blood pressure  
14 medication you were taking back in July 2012?

15 A. I don't remember.

16 Q. In preparation for the deposition here  
17 today, did you review any materials, video, discovery  
18 requests?

19 A. No.

20 Q. What is your address, home address?

21 A. My address is 107 New Street,  
22 Apartment 108, East Orange, New Jersey 07017.

23 Q. Do you live there with anyone?

24 A. Yes, my daughter lives with me.

25 Q. And what's your daughter's name?

1 A. W-i-d-y-l-i-n-e.

2 Q. What's her age?

3 A. Twenty-seven.

4 Q. Does anyone else live with you besides  
5 your daughter?

6 A. No.

7 Q. How long have you lived at that address?

8 A. I move into the building in 1996.

9 Q. Do you have any other children besides  
10 the daughter who you told us about?

11 A. Yes.

12 Q. Who would that be?

13 A. Mikason Romaine. M-i-k-a-s-o-n, Romaine.

14 Q. And what's her -- is it another daughter?

15 A. It's a son.

16 Q. Son. What's his age?

17 A. He wasn't brought up with me. He's 37.

18 Q. Okay. Were you ever married?

19 A. Yes, I was married.

20 Q. Okay. Is your -- what is -- is your wife  
21 deceased? Is she alive?

22 A. I brought my wife in, she left me, and I  
23 never knew where she's living.

24 Q. Okay. Before living at 107 New Street in  
25 East Orange, where did you live?

1 A. 238 Center Street, Orange, New Jersey.

2 Q. How many years did you live there?

3 A. Three years.

4 Q. And before that address, where did you  
5 live?

6 A. Before that, I live on Sunny Side  
7 Terrace.

8 Q. Have you always lived in New Jersey?

9 A. Yes.

10 Q. Did you ever live anywhere besides New  
11 Jersey?

12 A. No.

13 Q. What's the highest level of education you  
14 have obtained?

15 A. Well, in Haiti, Sunset Pacifica.

16 THE INTERPRETER: I have to explain.  
17 The school system in Haiti is completely  
18 different here. Usually, what I would ask is  
19 what we call high school here, did you finish  
20 it or not?

21 MR. TUZZIO: Okay. Is that coming  
22 from the witness or is that coming from you?

23 THE INTERPRETER: I have to give an  
24 explanation because --

25 MR. TUZZIO: Okay, okay --

1 THE INTERPRETER: -- because you  
2 can't compare the school system.

3 MR. TUZZIO: Okay. I think our  
4 preference would be, though, that you just  
5 stick with the interpretation.

6 THE INTERPRETER: Okay. What he said  
7 was, "in Haiti, the Sunset Pacifica."

8 MR. TUZZIO: Do you agree with that?

9 MR. FARRELL: Yes. If you could do  
10 what counsel asks, I would appreciate it.

11 THE INTERPRETER: Okay.

12 Q. Let me understand. You were in Haiti and  
13 completed some school, but the school system is a  
14 little different in Haiti than it is here.

15 Is that fair to say?

16 A. No, they're not the same.

17 Q. Okay. That's my question.

18 They are not the same. Correct?

19 A. No.

20 Q. How many years of school did you complete  
21 in Haiti?

22 A. I cannot know, but I did several years  
23 and then after, I got certificate, after that I went  
24 to Lycee Petion.

25 Q. Okay. Did you finish the equivalent of

1 high school in the United States?

2 A. Yes.

3 Q. Okay. When did you come to the United  
4 States from Haiti?

5 A. 1985. 1985.

6 Q. When you came to the United States, did  
7 you -- what was the first job you held?

8 A. My first job I was working at garden in  
9 Florida.

10 Q. Did there come a time while you were in  
11 the United States that you began driving for a  
12 living?

13 A. When I started driving is when I got my  
14 license.

15 Q. When did you first get your license in  
16 the United States?

17 A. I don't remember exactly.

18 Q. Okay. One of the instructions I'm going  
19 to give you that applies throughout the deposition,  
20 if you don't remember exactly, we would like you to  
21 give an estimate, such as things with time or  
22 distance.

23 For example, you don't remember when you  
24 got your license, but if you could tell us it was  
25 some time around 1985 or 1990s or something like

1 that, we would like you to do, please.

2 MR. TUZZIO: Off the video record.

3 THE VIDEOGRAPHER: We're going off  
4 the video record. The time is 10:39.

5 (Discussion off the record.)

6 THE VIDEOGRAPHER: We're going back  
7 on the video. The time is 10:41.

8 BY MR. FARRELL:

9 Q. Okay. Sir, if you don't know an answer  
10 to a question, you can tell us. If you're able -- if  
11 you don't know the answer and you can give an  
12 approximation or an estimate, can you please tell us  
13 you don't know the answer, but you're able to give an  
14 approximation or an estimate?

15 A. Okay.

16 Q. Okay. And that would be such things as  
17 distance or time.

18 A. Okay.

19 Q. Thank you.

20 What age were you when you immigrated to  
21 the United States?

22 A. I was born in 1951 and I came in 1985.

23 Q. So, about 34 years old?

24 A. Yes.

25 Q. Okay. When you're in Haiti, did you have



1 a driver's license?

2 A. Yes.

3 Q. When you came to the United States, did  
4 you obtain a driver's license in any state in the  
5 United States?

6 A. No.

7 Q. Okay. At any time since you've been in  
8 the United States to now, have you obtained driver's  
9 licenses, be it commercial or other?

10 A. Yes.

11 Q. What was the first license you obtained  
12 in the United States?

13 A. The first license was Class D.

14 Q. And what year -- do you know what year  
15 that was?

16 A. 1990, 1991.

17 Q. Thank you. And what state was that  
18 license obtained in, the Class D license?

19 A. New Jersey.

20 Q. At that time, were you doing any driving  
21 for any commercial purpose?

22 A. No.

23 Q. When you got your driver's license in  
24 1990 to 1991, for whom were you working?

25 A. I was working for a restaurant.

1 Q. Okay. Were you making deliveries?

2 A. I was a dishwasher.

3 Q. Okay. At some point in time, did you  
4 ever obtain a commercial driver's license?

5 A. Yes.

6 Q. And what year was that?

7 A. 1997.

8 Q. And was that in New Jersey?

9 A. Yes, New Jersey.

10 Q. And who were you working for at that time  
11 you obtained a commercial driver's license?

12 A. School bus.

13 Q. So, you -- in 1997, you obtained a  
14 commercial driver's license in order to drive a  
15 school bus. Is that correct?

16 A. Yes.

17 Q. Okay. And what school district did you  
18 begin working for in or about 1997?

19 A. Prompt School Bus.

20 Q. Okay. And was Prompt School Bus a  
21 private company?

22 A. Yes, it's a private company.

23 Q. And was that private company doing work  
24 for a particular school district?

25 A. District New Jersey.

1 Q. Okay. Was there a particular school,  
2 such as East Orange, Orange, or something else?

3 A. Yes, East Orange.

4 Q. So, if I understand correctly, you, back  
5 in around 1997, you were working for the Prompt, is  
6 it, Bus Company?

7 A. Yes.

8 Q. Okay. So, in 1997, you working for the  
9 Prompt Bus Company and were you driving students on  
10 behalf of East Orange?

11 A. Yes.

12 Q. In order to get the commercial driver's  
13 license, did you undergo any class work or training?

14 A. Yes.

15 Q. And where did you take that class?

16 A. Joseph School Bus.

17 Q. And do you remember what was involved in  
18 whatever you did in order to obtain a commercial  
19 driver's license?

20 A. I went to Motor Vehicle.

21 Q. Okay. And what did you do?

22 A. And the computer, the test.

23 Q. Okay. You took a test on a computer?

24 A. Yes.

25 Q. And did the Joseph School Bus Company

1 sponsor you?

2 A. I paid Joseph for the school.

3 Q. Okay. So, Joseph was the company or  
4 school that helped you take the CDL test?

5 A. Yes.

6 Q. And how long did you work for the Prompt  
7 Bus Company driving children on school busses?

8 A. Four months.

9 Q. What happened after four months?

10 A. After four months, I went for training  
11 for a Company Bus 31.

12 Q. And where is Company Bus 31 located?

13 A. In Newark. In Newark.

14 Q. Is that the name of the company who's  
15 your employer, Company Bus 31?

16 A. Yes, that's the Company Bus 31.

17 Q. Did Company Bus 31 give you any  
18 additional training or not?

19 A. Yes.

20 Q. What was that training?

21 A. Show me how to drive the bus.

22 Q. And the buses you were driving, were they  
23 school buses or were they a different kind of bus?

24 A. No.

25 Q. Okay. What kind of buses did you drive?

1           A.       The bus that picks up people on the  
2 streets.

3           Q.       Okay. How long did you work for Company  
4 Bus 31?

5           A.       I don't remember exactly.

6           Q.       Okay. Are you able to give an estimate:  
7 Was it six months? Was it a year? Was it longer?

8           A.       Six months.

9           Q.       What happened after six months with  
10 Company Bus 31?

11          A.       I went to Coach USA.

12          Q.       Now, did you go to Coach USA, was it in  
13 1997 or did we come into 1998?

14          A.       1998.

15          Q.       Okay. And how was it that you came to  
16 become employed with Coach USA?

17          A.       I went and filled out an application.

18          Q.       Could you be more specific in terms of  
19 when in 1998, if you could give a month?

20          A.       January.

21          Q.       Why did you leave Company Bus 31 as your  
22 employer?

23          A.       Because sometimes in Newark when the  
24 people have to pay me, they don't want to pay.

25          Q.       Now, Mr. Romain, since we're using a

1 translator here, I want to ask: When you completed  
2 your application for Coach USA, was it in English?

3 A. Yes.

4 Q. Did you have a sufficient understanding  
5 of the Coach application when you completed it?

6 A. Yes.

7 Q. I'm going to ask this question without  
8 any disrespect to you: Are you able to read and  
9 write in English?

10 A. Yes. I could write it, but not too much.

11 Q. When you completed your application for  
12 Coach USA, was the information you provided truthful?

13 A. Yes.

14 Q. When you were hired by Coach USA, what  
15 was your job title?

16 A. Bus driver.

17 Q. At the time you were hired by Coach USA,  
18 you had a commercial driver's license. Correct?

19 A. Yes.

20 Q. Do you also know Coach USA as Community  
21 Transportation, Inc.?

22 A. When I first started, it was Community  
23 Coach.

24 Q. Do you have an understanding that Coach  
25 USA and Community Coach and Community Transportation,

1 Inc., are related entities?

2 A. Yes.

3 Q. When you were hired by Coach USA, did you  
4 have any training?

5 A. Yes.

6 MR. DiBONO: I just want to object to  
7 the form of that.

8 THE VIDEOGRAPHER: Going off the  
9 video record. The time is 10:57.

10 MR. DiBONO: Off the record.

11 I just want to object to that last  
12 question to the extent of when he was hired by  
13 Coach USA versus and training by Coach USA  
14 versus Community Coach, just because I think  
15 there is some timeline on one of when those  
16 companies actually became related and I think  
17 that would sort of affect your question.

18 MR. TUZZIO: We'll go back on.

19 THE VIDEOGRAPHER: We're now back on  
20 the video. The time is 10:58.

21 BY MR. FARRELL:

22 Q. Was the training you received from Coach  
23 USA or was it Community Coach or was it Community  
24 Transportation, Inc., or Coach USA?

25 A. Community Transportation.

1 Q. What did that training entail with  
2 Community Transportation?

3 A. They showed me how to drive the bus.

4 Q. Was it -- was the training in writing or  
5 was it something else?

6 A. The training and paper was to show you  
7 where to turn.

8 Q. Was there training besides training on  
9 paper?

10 A. The training that they -- the other  
11 training they did was on the bus, how to turn the  
12 bus, the signals.

13 Q. Okay. Do you know how many hours the  
14 on-the-bus training was?

15 A. Four hours.

16 Q. Okay. And that was the full extent of  
17 the training using a bus, was four hours. Is that  
18 correct?

19 A. Sometimes it's four hours; sometimes it's  
20 five hours.

21 Q. Is there a certain period of time where  
22 you -- strike that.

23 With Community Transportation, is there a  
24 certain period of time where you get training: Is it  
25 every year? Is it every two years? Or is it some



1 other period of time?

2 A. Every year is training if there's a new  
3 route.

4 Q. Okay. And if I understand correctly, if  
5 there's a new route, the training is between four and  
6 five hours?

7 A. Yes.

8 MR. DiBONO: Off the record.

9 THE VIDEOGRAPHER: Off the video  
10 record. The time is now 11:01.

11 MR. DiBONO: I'd like to talk to him  
12 about something real quick.

13 (Recess taken.)

14 THE VIDEOGRAPHER: We're now back on  
15 the video record. The time is 11:11 a.m.

16 BY MR. FARRELL:

17 Q. Mr. Romain, if I understand correctly,  
18 while employed by Community Transportation, you have  
19 a new bus route, you have four to five hours of  
20 actual driving training. Correct?

21 A. Not just me, there are several drivers.

22 Q. Okay. But if you are assigned a new  
23 route, you would receive approximately four to five  
24 hours of actual driving training?

25 A. No.

1 Q. Okay. What happens if you're given a new  
2 route?

3 Do you receive any training?

4 A. Yes. If they give me a new route, they  
5 give me training.

6 Q. Okay. And how many hours of training?

7 A. It might be two, three hours, maybe four  
8 hours also.

9 Q. And is that actual driving in a bus?

10 A. Yes. I'm driving to know the route.

11 Q. If you're given a new route, are you  
12 given any other training besides driving in the bus?

13 A. Yes. They also show me how to stop at  
14 the bus stop to pick up people.

15 Q. Okay. Are there any other circumstances  
16 when you would receive training from Community  
17 Transportation, besides what you've told us?

18 A. No.

19 Q. So, the only training you've received  
20 from Community Transportation is when you first  
21 became employed. Is that correct?

22 A. Yes.

23 Q. And any other time you had a new bus  
24 route?

25 A. Yes, when I have new route.

1 Q. Okay. Mr. Romain, we're here to ask you  
2 questions about the incident on July 18, 2012, when  
3 the bus you were driving ran over and killed my  
4 client, Naomi Johnson's son, Deshon Johnson.

5 MR. TUZZIO: I object to the form of  
6 the question.

7 Q. Are you aware of that?

8 A. Yes.

9 Q. Now, at the time of the July 18, 2012,  
10 incident, you were employed by Community  
11 Transportation, Inc. Is that correct?

12 A. Yes.

13 Q. And if I understand correctly, you began  
14 your employment with that entity or a related entity  
15 beginning in 1998?

16 A. Yes.

17 Q. Have you always held the title of bus  
18 driver?

19 A. Yes.

20 Q. Have you held any other titles?

21 A. No.

22 Q. And do I understand, the responsibilities  
23 of a bus driver are to drive the Community  
24 Transportation buses with passengers?

25 MR. DiBONO: Object to form.

1 A. Yes.

2 Q. Have you told us everything about the  
3 training you receive from Community Transportation?

4 MR. TUZZIO: Object to the form.

5 A. Yes.

6 Q. Is there anything else you can add about  
7 the training you received from Community  
8 Transportation?

9 MR. TUZZIO: I object. I object to  
10 the form, too.

11 MR. DiBONO: I object.

12 MR. TUZZIO: It's an open-ended  
13 question.

14 Q. You can answer.

15 THE INTERPRETER: What did you say?

16 Q. He can answer the question.

17 A. Yes, the question.

18 MR. TUZZIO: I'll ask the court  
19 reporter to read it back.

20 (Record read.)

21 Q. Yes?

22 MR. TUZZIO: Off the video record.

23 THE VIDEOGRAPHER: Off the video  
24 record. The time is 11:17.

25 MR. TUZZIO: I'm not inviting you to

1 ask more questions, but he was asked general  
2 questions about general training and he  
3 answered those questions. If you want to say  
4 what did they tell you about this? What did  
5 they tell you about that? specific questions,  
6 that's another story. But you asked him  
7 general question and then you asked him  
8 generally if you've told us what they did  
9 generally and he said "yes." That was the  
10 basis for the objection.

11 MR. FARRELL: I understand. And I  
12 would just ask, if you have a speaking  
13 objection, I don't have a problem, you know,  
14 going off the record or --

15 MR. TUZZIO: Okay.

16 MR. FARRELL -- and outside the  
17 presence of the witness, I'd prefer to it that  
18 way. You know, if you just do an objection to  
19 form, your objection is preserved. I prefer  
20 that just to keep things moving. And thank  
21 you.

22 THE VIDEOGRAPHER: We're back on  
23 video. The time is 11:18.

24 BY MR. FARRELL:

25 Q. Now, since you've been with Community

1 Transportation, you've held a commercial driver's  
2 license. Correct?

3 A. Yes.

4 Q. All right. What is a commercial driver's  
5 license?

6 A. Commercial license you have endorsement  
7 passenger.

8 Q. And what does that -- what do you  
9 understand that to mean?

10 A. Because if you don't have the passenger  
11 endorsement, you cannot drive the bus.

12 Q. Now, you have to take a special test to  
13 become a commercial driver. Correct?

14 A. Yes.

15 Q. And there are special rules you have to  
16 follow in order to get your commercial driver's  
17 license. Correct?

18 A. Yes.

19 Q. Are you familiar with the commercial  
20 driver's license manual?

21 A. Yes.

22 Q. In addition to the safety rules, the  
23 general safety rules anyone who has a license has to  
24 follow, a commercial driver's license is basically a  
25 higher standard.

1                   Would you agree with that?

2                   MR. TUZZIO: Object to the form.

3                   MR. DiBONO: Objection.

4                   MR. TUZZIO: And I'm going to direct  
5 him not to answer that. That's such an  
6 objectionable question.

7                   THE INTERPRETER: I'm sorry, I lost  
8 some of the question.

9                   MR. FARRELL: I'm going to rephrase  
10 it.

11                  Q.        You had a basic driver's license when you  
12 first got a license here in the United States.  
13 Correct?

14                  A.        Yes.

15                  Q.        Now have you a CDL license. Correct?

16                  A.        Yes.

17                  Q.        Now, the commercial driver's license has  
18 a higher standard than a basic driver's license.

19                        Would you agree with that?

20                        MR. TUZZIO: Object to the form.

21                        Don't answer that question.

22                        MR. DiBONO: I object to form.

23                        MR. TUZZIO: That's a misstatement of  
24 law, Counsel. I can't let you do that. There  
25 is a heightened duty of care for passengers.

1           There's no heightened standard for someone with  
2           a CDL. We can excuse the witness so it's not a  
3           speaking objection, but I can't have you  
4           misstate the law to a lay person.

5           Q.       Do you have an understanding in practice  
6           that a commercial driver is held to a higher standard  
7           than a basic driver?

8                     MR. FARRELL: Your objection is  
9           noted. I'd like the witness to answer.

10                    MR. TUZZIO: And I'm directing the  
11           witness not to answer that question. It's a  
12           misstatement of law.

13                    Don't answer that question, Mr.  
14           Romain.

15           Q.       When you applied for the job at Community  
16           Transportation, did you represent to them that you  
17           had knowledge of motor vehicle laws and regulations  
18           as a commercial driver?

19           A.       Yes.

20           Q.       As a commercial driver, you have to obey  
21           and follow the rules and laws and regulations  
22           applicable to a commercial driver. Correct?

23           A.       Yes, because if I don't have it, I cannot  
24           drive the bus.

25           Q.       And one of the rules applicable to



1 commercial drivers is you have to operate your  
2 vehicle safely. Correct?

3 MR. TUZZIO: Object to the form.

4 MR. DiBONO: Join.

5 Q. You can answer.

6 A. Yes.

7 Q. Another rule applicable to commercial  
8 drivers is, when you're operating your vehicle, you  
9 have to be vigilant, that is, look out for problems  
10 or issues. Correct?

11 MR. TUZZIO: Object to the form. You  
12 can answer it.

13 A. Yes.

14 Q. And you also have to be a careful driver.  
15 Correct?

16 MR. TUZZIO: Object to the form.

17 MR. DiBONO: Object to the form.

18 A. Yes.

19 Q. Have you ever read the commercial driver  
20 manual?

21 A. Yes.

22 Q. How much of it did you read?

23 A. I read all of it because if I didn't read  
24 it, I wouldn't pass.

25 Q. How many pages was the manual that you

1 read?

2 A. I don't know. I cannot say how many  
3 pages.

4 Q. Okay. Was it more than ten? Was it more  
5 than 20? Was it more than 50?

6 A. Nineteen, 20.

7 Q. Okay. How long ago did you read it?

8 A. Every day.

9 Q. Is it your testimony that you read the  
10 commercial driving manual every day?

11 A. Before I took the test at Motor Vehicles,  
12 I read it every day.

13 Q. Is the last time you read the commercial  
14 driving manual before you took the commercial  
15 driver's license test for the first time?

16 A. No. There are times when I'm sitting at  
17 home watching TV, I'll pull the book out and read it.

18 Q. When is the last time you did that?

19 A. In April, April, May, the month of June.

20 Q. Of what year?

21 A. 2011, 2010, 2012.

22 Q. I'm going to ask that you make a copy --  
23 give a copy of the book that you said you read in  
24 2010, '11 and '12 and provide it to your attorney.

25 MR. FARRELL: Because I'm asking that

1 he provide a copy to me.

2 A. I don't have one handy any more.

3 MR. TUZZIO: Off the video record.

4 THE VIDEOGRAPHER: Off the video  
5 record. The time is 11:27.

6 MR. TUZZIO: We're producing nothing  
7 after this deposition. You made a motion  
8 asking for written discovery and that was  
9 denied. You're getting this deposition, the  
10 case is three years old. This deposition is  
11 not going to be a jumping-off point to reopen  
12 three-year-old discovery. You made your  
13 application, the Court shut it down. You're  
14 here for a deposition. So, you can make a lot  
15 of requests today, Counsel, but we are not  
16 producing anything after the deposition.

17 MR. FARRELL: Well, I completely  
18 disagree what you said and we'll take it up  
19 with the judge.

20 MR. TUZZIO: I'm sure you will. But  
21 you've taken your shot and you've been denied.  
22 You got a very narrow relief.

23 MR. FARRELL: I disagree. I  
24 disagree. We can argue about it, but I don't  
25 want to get this dep -- you know, we can

1 preserve our respective objections --

2 MR. TUZZIO: I appreciate that.

3 MR. FARRELL: But I want to get --

4 MR. TUZZIO: And I want to state at  
5 this time that you make the request, but  
6 understand with each request, I don't want my  
7 silence to be an acquiescence.

8 MR. FARRELL: I will take that you  
9 object to everything asked for --

10 MR. TUZZIO: Yes, sir --

11 MR. FARRELL: -- just to move this  
12 along because with the interpreter and all of  
13 us here, it could be longer than we expect.

14 MR. TUZZIO: Got you.

15 MR. DiBONO: Just for clarification,  
16 both defendants, we have a standing objection  
17 to future requests for today.

18 MR. FARRELL: I understand that, yes.  
19 Of course I'm not -- we can argue about it  
20 later, just to keep the dep going and moving  
21 forward.

22 MR. TUZZIO: I wanted to say it  
23 first, so that we did not have to do it each  
24 time.

25 MR. FARRELL: That's fine. Fair

1 enough.

2 MR. TUZZIO: Thank you. You're  
3 allowed to ask, so I appreciate that.

4 MR. FARRELL: No problem.

5 MR. TUZZIO: Thank you, Counsel.

6 THE VIDEOGRAPHER: We're now on the  
7 video. The time is 11:29.

8 MR. FARRELL: Can I get the last  
9 response from the witness?

10 (Record read.)

11 BY MR. FARRELL:

12 Q. What do you mean that you don't have it  
13 handy anymore?

14 A. I don't keep all my books. If I'm  
15 finished with them, sometimes I throw them me out.

16 Q. Okay. Would that have been around early  
17 2012 you got rid of the book or threw it out?

18 A. Because once I know what I know, I don't  
19 need it.

20 Q. Okay. My question is: Did you discard  
21 the manual sometime in early 2012?

22 A. Even if I didn't throw it out, I don't  
23 know where I would find it. I have so many books at  
24 home.

25 Q. Was the commercial driving manual you had

1 that we've been discussing 2010, 2011 timeframe, was  
2 it in English or another language?

3 A. Yes, English.

4 Q. Is the only commercial driver's license  
5 you have issued out of New Jersey?

6 A. Yes.

7 Q. And the only other license to drive a  
8 vehicle that you held is in Haiti. Is that correct?

9 A. Yes.

10 Q. Have you held a driver's license in any  
11 other state, other than New Jersey?

12 A. No.

13 Q. Has your commercial driver's license or  
14 your basic New Jersey driver's license ever been  
15 suspended, revoked or restricted or limited or  
16 subject to any conditions?

17 A. No.

18 Q. Have you ever been disciplined by  
19 Community Transportation for violating any company  
20 policy or driving policy?

21 A. No.

22 Q. Before July 18, 2012, have you ever been  
23 involved in any motor vehicle accidents?

24 MR. DiBONO: Object to the form of  
25 the question.

1 MR. FARRELL: What's wrong with the  
2 form?

3 MR. DiBONO: To the extent you're  
4 asking any prior MVA, are you talking whether  
5 it's in a bus, a personal vehicle or -- that's  
6 my objection.

7 MR. FARRELL: The question stands.  
8 It's a general question. You can answer.

9 A. Yes. Yes, what did you say?

10 Q. Before July 18, 2012, have you been  
11 involved in any motor vehicle accidents?

12 A. No.

13 Q. Mr. Romain, I'm going to represent to you  
14 in discovery in our investigation we have information  
15 about motor vehicle accidents, more specifically four  
16 motor vehicle accidents in 1993. And this was part  
17 of the Essex County Prosecutor's Office discovery we  
18 received.

19 And that investigative report from Essex  
20 County Prosecutor's Office indicated accidents on the  
21 following dates: January 4, 1993; January 28, 1993;  
22 October 24, 1993 --

23 THE INTERPRETER: You're going a  
24 little too fast. January...?

25 MR. FARRELL: You want the first one?

1 THE INTERPRETER: Give me all them.

2 MR. FARRELL: Fine.

3 Q. All right. January 4, 1993; January 8,  
4 1993; October 24, 1993; and December 10, 1993.

5 A. Yes, those happened a long time ago. You  
6 said to me, you said before 2012.

7 Q. That's right. Isn't 1993 before 2012?

8 MR. TUZZIO: Object to the form.  
9 There's a question pending.

10 A. Yes, I know the accidents.

11 Q. Okay. Are you now admitting that you had  
12 four accidents in 1993?

13 MR. TUZZIO: Object to the form. You  
14 can answer the question.

15 A. Yes.

16 Q. Now, the four motor vehicle accidents  
17 that you had in the same year, 1993, that was before  
18 you were hired by Community Transportation. Correct?

19 A. Yes. Yeah, '93, '98.

20 Q. Did you have one in 1998?

21 A. No.

22 Q. All right. Besides these four accidents  
23 in 1993, did you have any other accidents up until  
24 today, excluding the incident of July 18, 2012?

25 MR. TUZZIO: Objection to the form,



1 the use of the word "have." It almost implies  
2 that they were his fault. We don't know  
3 anything about those accidents and this record  
4 involved in accident, but "have" has its own  
5 connotation. That's my objection.

6 Q. You can answer.

7 A. Yes, but I don't know the dates.

8 Q. When you were applying for a job with  
9 Community Transportation, did you tell them about the  
10 four accidents you had in 1993?

11 MR. DiBONO: Object to the form of  
12 the question.

13 A. Did I say the accidents I had?

14 Q. Did you disclose that to them?

15 A. Yes, I told them I had accidents. It was  
16 with the private car.

17 Q. Have you ever been put on probation or  
18 had a probationary driving period for Community  
19 Transportation?

20 A. When I first started the job.

21 Q. The information that we have from the  
22 Essex County Prosecutor's office also indicates  
23 accidents in the following years: October 31, 2007  
24 and June 11, 2009.

25 Did you have accidents in those years?

1 A. Yes.

2 Q. Were those accidents involving driving a  
3 bus?

4 A. No.

5 Q. The information we have also indicates  
6 you were involved in an accident September 8, 2012.

7 Do you recall that accident?

8 A. Yes.

9 Q. Were you driving a bus or a private  
10 passenger?

11 A. It was my private car. Somebody told me  
12 to pass and then hit me.

13 Q. Mr. Romain, I'm going to show you a group  
14 of photographs that have been P-1A through P-1P, as  
15 in Paul.

16 Can you take a moment to look at these  
17 photos?

18 And I'll represent to you that these were  
19 taken at the incident scene back in July 18, 2012.

20 If you can look at them and flip them  
21 over, so we can keep them in order.

22 MR. FARRELL: If the witness is  
23 speaking, can you translate for us?

24 MR. TUZZIO: I direct the witness not  
25 to speak unless there's a question pending, so

1 as you're looking at them, there's no need to  
2 speak.

3 Q. Mr. Romain. You were saying something  
4 when you looked at the first photograph.

5 What was that?

6 A. I was saying, I see them. I see a detour  
7 there.

8 Q. Okay. Thank you.

9 MR. DiBONO: Counsel, do you have  
10 another set of those photographs? I just want  
11 to see what he sees.

12 MR. FARRELL: That should be a copy  
13 of everything.

14 Q. Did you have a chance to look at all  
15 those photos?

16 A. Yes.

17 Q. Would you agree that those photos fairly  
18 and accurately portray the bus you were driving on  
19 the date of the incident of July 18, 2012?

20 A. Yes.

21 Q. I'm going to back up a moment to your  
22 driving record.

23 I notice that it appears on June 30,  
24 2011, you took a defensive driving course. Is that  
25 correct?

1 A. Yes, for my insurance.

2 Q. Did you take the defensive driving course  
3 because you had points on your driver's license?

4 A. Because my insurance went up.

5 Q. At the time you took a defensive driving  
6 course, did you have any penalty points on your  
7 driver's license?

8 A. No.

9 Q. Now, on your driving history, we talked  
10 about accidents. I want to ask you about violations  
11 against your driver's license.

12 Do you remember being -- having a  
13 violation on April 22, 1998 of failure to comply with  
14 police instruction?

15 A. Yes, I might have, but I don't remember  
16 what happened.

17 Q. At that time, were you driving a bus or  
18 were you driving a private passenger vehicle?

19 A. Private car.

20 Q. Do you know that for certain?

21 A. I don't remember exactly.

22 Q. On November 9, 1999, there's an  
23 indication that you had a conviction for speeding.

24 Do you recall that?

25 A. Yes.

1 Q. Was that offense while driving a private  
2 passenger vehicle or a bus?

3 A. Private car.

4 Q. Do you know that for sure?

5 A. Yes. The police had the machines in  
6 their hand.

7 Q. Radar. Correct?

8 A. Yes.

9 Q. Do you remember how fast you were going?

10 A. The speed limit was 50, I was at 51, I  
11 don't remember.

12 Q. Are you testifying here that the police  
13 gave you a ticket for speeding one mile over the  
14 speed limit?

15 A. Yeah, because he got it on the radar.

16 Q. And where did that occur, what town?

17 A. Orange -- the town of Orange.

18 Q. Where specifically?

19 A. Freeway.

20 Q. On December 6, 2002, you had an unsafe  
21 operation of a motor vehicle offense. Correct?

22 THE INTERPRETER: For what?

23 Q. Unsafe operation of a motor vehicle.

24 A. 2002?

25 Q. Yes.

1 A. I don't remember.

2 Q. On June 20, 2006, you had an offense of  
3 obstructing passage of other vehicles.

4 Do you recall that?

5 A. No, I don't. I don't remember.

6 Q. Okay. Do you remember on June 1, 2002,  
7 being involved in a motor vehicle accident?

8 A. 2002?

9 Q. June 1, 2002.

10 A. I don't remember. I don't remember.

11 Q. I'm going to now ask some questions about  
12 the photographs and taking you back to the timeframe  
13 July 18, 2012.

14 Back on July 18, 2012, you were driving  
15 Bus 6095. Correct?

16 A. Yes.

17 Q. And that was a 2012 Nova bus. Correct?

18 A. Yes.

19 Q. That bus, I understand, was owned by New  
20 Jersey Transit. Is that correct?

21 A. Yes.

22 Q. And that was leased to Coach USA or  
23 Community Transportation, Inc.?

24 MR. TUZZIO: Object to the form.

25 A. Yes.

1 Q. And Bus No. 6095 was the bus you drove  
2 for your route on that day, July 18, 2012?

3 A. Yes.

4 Q. And what route number was that on  
5 July 18, 2012, that you were driving?

6 A. 709.

7 MR. FARRELL: I'm just going to take  
8 a break because I'm told we have to change the  
9 videotape, so why don't we take a videotape  
10 break?

11 THE VIDEOGRAPHER: We're now going  
12 off the video record of Unit No. 1 of the video  
13 deposition of Mr. Romain. The time is 11:55.

14 (Recess taken.)

15 THE VIDEOGRAPHER: We're now going on  
16 the video record of Media Unit No. 2 in the  
17 video deposition of Mr. Romain. The time is  
18 11:59 a.m.

19 BY MR. FARRELL:

20 Q. Mr. Romain, how long have you been  
21 driving Bus No. 6095 before the incident of July 18,  
22 2012?

23 A. You don't have a special bus. You come  
24 in the morning, they give you a bus.

25 Q. How long had you been driving the Bus

1 Route 709 before the incident of July 18, 2012?

2 A. Since I started the job in 1998.

3 Q. So, since 1998, have you been driving the  
4 same route?

5 A. No, because there are changes done every  
6 three months.

7 Q. What are the changes every three months?  
8 I'm not sure I follow what you mean.

9 A. Because every driver has a pick that they  
10 choose.

11 Q. A pick of what?

12 A. Like, a person could pick 709 or, like,  
13 somebody could pick 780.

14 Q. Are you talking about picking a  
15 particular bus line?

16 A. The bus line.

17 Q. Okay. You've been familiar with --  
18 strike that.

19 Fair to say that you've been driving  
20 route 709 on and off since 1998?

21 A. Since '98, sometimes I picked that line,  
22 other times I pick another.

23 Q. Okay. How many lines, in total, have you  
24 picked since 1998?

25 Is it half a dozen, is it one or two?



1           A.       It's two. I choose two, 709, 780  
2 together.

3           Q.       Okay. Do I understand correctly that  
4 since 1998, you've primarily driven Route 709 and  
5 780?

6           A.       Not just those two lines. I know all the  
7 other lines.

8           Q.       Okay. Are the primary lines you mostly  
9 drive, 709 and 780?

10          A.       Yes.

11          Q.       So, since you started route 709 when you  
12 first started with the company in 1998, that would --  
13 1998 would be the last time you received training  
14 relative to route 709. Correct?

15          A.       Yes, because I've got to know it. I  
16 don't need training in it.

17          Q.       Before the incident of July 18, 2012, how  
18 many times had you driven the 2012 Nova Bus No. 6095?

19          A.       Maybe two days, maybe three days, because  
20 like I said, you don't have a specific bus when you  
21 go into the garage.

22          Q.       Is it fair to say since you already knew  
23 the route, had you no additional training. Is that  
24 correct?

25          A.       Yes, because I know the route.

1 Q. Do you know how many miles were on bus  
2 No. 6095?

3 A. I don't remember exactly.

4 Q. With respect to Route 709, how many miles  
5 is that route from beginning to end?

6 A. I don't know exactly.

7 Q. How long does it take you to drive Route  
8 709 from beginning to end in time, on average?

9 A. From Bloomfield to Garden State Plaza, it  
10 might be an hour and 45 minutes.

11 Q. And that hour, one hour and 45 minutes,  
12 is from beginning to end. Correct?

13 A. Yes.

14 Q. Are there any procedures that you do when  
15 you're obtaining a new bus in the morning or whenever  
16 to -- when you're picking up the bus to drive it on  
17 that workday?

18 A. Yes.

19 Q. What are they?

20 A. Check the bus; check the lights; check  
21 the tires, tires; check the brake; check the back  
22 bumper of the bus. Okay. That's it.

23 Q. So, the things you said you do are:  
24 check the bus, the lights, the tires, the braking,  
25 and back bumper.

1                   And what do you mean by "checking the  
2 bus"?

3           A.        Because if you don't check the bus, there  
4 might be lights that are not working, your brake  
5 might not be working, your back bumper might have  
6 fell off and you cannot see that.

7           Q.        Okay. So, when you first said "check the  
8 bus," that was a general thing you did. Correct?

9           A.        In general, yes.

10          Q.        Right. And then the specific things you  
11 do is: check the lights, tires, brake, and back  
12 bumper?

13          A.        Yes.

14          Q.        Is there anything else you check besides  
15 what we just discussed?

16          A.        Yes. You check the -- the seats where  
17 people are going to be seated. You check the floors  
18 to make sure there are no water for any slippage.

19          Q.        Anything else?

20          A.        You also check the machine that the  
21 people put the money in.

22          Q.        Okay. Is there anything else that you  
23 do, other than what you've told me?

24          A.        You check the wheelchairs for the  
25 handicapped people. Okay.

1 Q. Is that everything?

2 A. Yes.

3 Q. I now want to take you to July 18, 2012.  
4 I want you to take me through what you did that day,  
5 from the moment you woke up to the time of the  
6 accident on July 18, 2012.

7 A. I get up; I wash up; I pray because  
8 that's who helps me.

9 Q. Do you take any medication?

10 A. I take the medication before I sleep for  
11 the blood pressure.

12 Q. Okay. So, you would have taken your  
13 blood pressure medicine the night of July 17, 2012?

14 A. Yes.

15 Q. And do you recall now what that  
16 medication was?

17 A. I don't remember. I don't remember.

18 Q. How many hours of sleep did you get from  
19 the evening of July 17th running into July 18, 2012?

20 MR. TUZZIO: The only objection  
21 before the witness, the interpretation is, are  
22 we asking if he specifically remembers that day  
23 what he did or talking about general habit?  
24 Because there's two different --

25 MR. FARRELL: Well, I'm asking about

1           that day in particular.

2                   MR. TUZZIO: Okay. So, does the  
3 witness understand that?

4                   MR. FARRELL: Let's not get a  
5 speaking objection.

6                   MR. TUZZIO: I'm not going to have  
7 him say, "I did this the night before when he  
8 really doesn't remember that."

9                   MR. FARRELL: If we're going to  
10 get -- if you have an objection we're going to  
11 ask the witness to leave. This is a very  
12 simple question.

13                   MR. TUZZIO: Then the witness can  
14 please leave.

15                   THE VIDEOGRAPHER: Stand by. The  
16 time is now 12:14. We're going off the video.

17                   (The witness is excused from  
18 conference room.)

19                   MR. TUZZIO: The objection and  
20 clarification is, obviously, when we get to  
21 what he remembers about what happened that day,  
22 he's going to be talking about what he  
23 remembers happened that day. In terms of when  
24 he took the pills and how many hours sleep, it  
25 sounds to me he's testifying as to a routine

1 and I don't want there to be some suggestion  
2 that he's saying this out of some specific  
3 memory. And that's the basis of my objection.

4 MR. FARRELL: Well, I asked him a  
5 specific question. If he doesn't remember, he  
6 doesn't remember and I'll ask him to  
7 estimate --

8 MR. TUZZIO: That's not the way you  
9 asked him the question. He's speaking out of  
10 habit here.

11 MR. FARRELL: We can't tell. That's  
12 your interpretation. He's testifying under  
13 oath.

14 MR. TUZZIO: Are you refusing to ask  
15 him if he remembers that specifically because  
16 you want to mislead him on the record, Counsel?  
17 That's what it sounds like.

18 MR. FARRELL: No, not at all. I'm  
19 going to ask him how many hours sleep did he  
20 get.

21 MR. TUZZIO: And does he need to  
22 remember that specifically.

23 MR. FARRELL: I don't need to say do  
24 you specifically remember. How many hours of  
25 sleep? It's a very simple question.

1 MR. TUZZIO: Well, I'm going to ask  
2 him and I will do what I can to protect my  
3 witness, Counsel.

4 MR. FARRELL: Well, if you don't like  
5 my question, you will have a chance to ask  
6 questions too.

7 MR. TUZZIO: I will not ask and I  
8 will fix it at the time. And if you want stop  
9 and you want to call the judge, but I'm not  
10 going to have you on a videotape here screw him  
11 up and mess him up what you're trying to do.

12 MR. FARRELL: No one is trying to do  
13 anything.

14 MR. TUZZIO: We're trying to get  
15 through but you're on Page 8 of about 40 pages  
16 here and it's about one o'clock and we're  
17 talking about accidents ten years before, which  
18 have nothing to do with the case.

19 You've asked him about inspection of  
20 the bus, we're three years into discovery.  
21 There's no allegation here there was something  
22 wrong with the bus. The DVIRs have been  
23 provided, you're entitled to take your  
24 deposition.

25 But we're two and a half hours into

1 this and we haven't gotten to the accident yet  
2 and we're talking about what time he went to  
3 sleep. You can do what you want, but we're  
4 going to move this along, but I'm not going to  
5 clean this up later on when you ask misleading  
6 questions.

7 MR. FARRELL: There's nothing  
8 misleading about how much sleep did he get the  
9 night --

10 MR. TUZZIO: Does he know it? And  
11 I'm going to say to him --

12 MR. FARRELL: Of course if he doesn't  
13 know it, the instruction I gave him at the  
14 beginning of the deposition is --

15 MR. TUZZIO: Come on. You're parsing  
16 words here. You have a lay witness talking  
17 through an interpreter. You're parsing words.  
18 And every time you do it, I'm going to say to  
19 the witness, "Do you remember or is that your  
20 habit?" And if you don't like that, call the  
21 judge.

22 But I'm not going to have him get  
23 committed on the record to saying things, which  
24 he obviously doesn't remember. He remembers  
25 how the accident happened, and -- if we ever



1 get to that, but all these other questions,  
2 he's clearly talking out of habit. And you're  
3 refusing to clarify that, which means you're  
4 telling me --

5 MR. FARRELL: I'm not refusing.

6 MR. TUZZIO: I'm asking you to do  
7 that and you're saying you're not going to do  
8 that. So, you would rather this witness  
9 testify --

10 MR. FARRELL: You're point is, you  
11 want me to ask do you recall how many hours you  
12 slept between --

13 MR. TUZZIO: As opposed to what you  
14 generally did. Do you remember going to bed  
15 that night? If he says "yes," God bless him.  
16 But that's not the way I'm hearing it.

17 MR. FARRELL: So as to not belabor  
18 the point any more, if you have no objection if  
19 I ask, "Do you recall how many hours of sleep  
20 you obtained" --

21 MR. TUZZIO: Specifically had that  
22 night or are you speaking out of habit?  
23 Because, obviously, when he talks about the  
24 accident, he's not going to be speaking out of  
25 habit. He's going to tell you what happened.

1 But what he ate for breakfast, what he did that  
2 mornings, it's a habit.

3 MR. FARRELL: He may remember that.

4 MR. TUZZIO: Well, then ask him that  
5 because it sounds like he's testifying out of  
6 habit or practice.

7 MR. FARRELL: That's how you perceive  
8 it. I perceive it differently.

9 MR. TUZZIO: You think he's telling  
10 you, when he prayed, what he did, what he took,  
11 that's how you're hearing it? By the time he  
12 got up, what he did, what he looked at, that he  
13 did he remembers all of that from five years  
14 ago, before the accident happened?

15 MR. FARRELL: Perceptions are  
16 different. Let's bring him back in.

17 THE VIDEOGRAPHER: We're now back on  
18 the video. The time is 12:18.

19 (Witness returns to conference room.)

20 BY MR. FARRELL:

21 Q. Mr. Romain, can you tell me, do you  
22 recall specifically how many hours of sleep you  
23 obtained between July 17, 2012, into July 18, 2012?

24 A. Sometimes I go to bed between 9:00 and  
25 9:30, but that night, I don't remember what time.

1 Q. Is it your general practice to go to bed  
2 between 9:00 and 9:30?

3 A. Yes.

4 Q. And what time do you generally wake up,  
5 as your general practice?

6 A. I wake up at 5:30.

7 MR. TUZZIO: Thank you, Counsel. I  
8 appreciate that. Thank you very much.

9 MR. FARRELL: Sure.

10 Q. Now, on the night of July 79, 2012, do  
11 you have a recollection of being under any particular  
12 stress?

13 A. No.

14 Q. Do you have a specific recollection of  
15 taking your medication on July 17, 2012?

16 A. I can't remember if I took it or not.

17 Q. Okay. Would it be your general practice,  
18 at that point in time, to take your medication the  
19 night before?

20 A. Yes, for my blood pressure. But I don't  
21 remember that day if I took it or not.

22 Q. Okay. But is it fair to say it would at  
23 least be your general practice to take your blood  
24 pressure medication the night before you went to  
25 sleep?

1           A.        Yes, because I had my own machine that I  
2 check to see if I need it or not.

3           Q.        You have a blood pressure cuff?

4           A.        Yes.

5           Q.        Do you have a specific recollection of  
6 what your blood pressure was the day before and day  
7 of the accident?

8           A.        I don't remember.

9           Q.        Do you recall if you consumed any  
10 alcoholic beverages on July 17, 2012?

11          A.        No.

12          Q.        No, you don't recall or no, you didn't  
13 consume any?

14          A.        I don't drink alcohol.

15          Q.        Before July 18, 2012, when was your last  
16 hearing test?

17          A.        I do test when I go for my physical.

18          Q.        When was the last physical you had before  
19 July 18, 2012?

20          A.        Once it's expired, the job gives you  
21 papers to go do it.

22          Q.        Okay. Do you recall when your last test  
23 or physical was before July 18, 2012?

24          A.        It was the month of June.

25          Q.        2012?

1 A. Yes.

2 Q. Okay.

3 A. Because once it's expired, they send you  
4 to do it.

5 Q. All right. During that test, do you know  
6 if your hearing was tested?

7 A. Yes, yes.

8 Q. How about your eyes?

9 A. Yes, my eyes also.

10 Q. Now, on July 18, 2012, what time did you  
11 pick up Bus No. 6095?

12 A. I don't remember, but I left the garage  
13 at 6:00.

14 Q. And that would be 6 a.m. Correct?

15 A. Yes.

16 Q. Where does Bus Route 709 begin?

17 A. 709 starts in Bloomfield.

18 Q. Where specifically?

19 A. At Kanger Avenue.

20 Q. And where does Bus Route 709 end?

21 A. Garden State Plaza.

22 Q. How many stops are there before you get  
23 to Bay Avenue in Bloomfield?

24 THE INTERPRETER: What avenue? I'm  
25 sorry.

1 MR. FARRELL: Bay Avenue. B-a-y.

2 A. I don't remember how many stops, I don't  
3 remember.

4 Q. Can you give an estimate?

5 A. Maybe like six, six or seven.

6 Q. What's the name of the stop immediately  
7 before Bay Avenue in Bloomfield?

8 A. I don't remember the name of the street.

9 Q. What's the rough distance between the  
10 stop immediately before Bay Ave and the Bay Ave stop?

11 A. I don't know the distance.

12 Q. Can you approximate?

13 MR. TUZZIO: Could he do in terms of  
14 blocks, Counsel, anything that would --

15 MR. FARRELL: That's fine. Fair  
16 question.

17 Q. Whatever you like, blocks, distance.

18 MR. TUZZIO: Maybe feet and yards, is  
19 what's --

20 MR. FARRELL: Fair.

21 A. Block. Two or three blocks.

22 Q. And is the stop before Bay Ave also in  
23 Bloomfield?

24 A. Broad Avenue, Bloomfield.

25 Q. Right. Okay. All right.

1 Do I understand correctly that the stop  
2 before Bay Ave is a stop along Broad Ave and  
3 Bloomfield two to three blocks from Bay Ave?

4 A. Yes, Bloomfield.

5 Q. How many stops along Broad Street are  
6 there before you get to Bay?

7 A. I did say that before, maybe six or  
8 seven.

9 Q. Are all the six or seven stops on Broad  
10 Street?

11 A. Yes, Broad Street.

12 Q. So, if I understand correctly, all the  
13 stops before Bay are on Broad Street in Bloomfield.  
14 Is that correct?

15 A. Yes.

16 Q. On July 18, 2012, were you on the  
17 scheduled time to arrive at the stop immediately  
18 before Bay?

19 MR. TUZZIO: Object to the form. You  
20 can answer.

21 Q. You can answer.

22 A. Yes.

23 Q. What time were you scheduled to arrive at  
24 the stop before Bay Ave?

25 MR. DiBONO: Object to form.

1           A.        I don't remember exactly what time. You  
2 carry a paper with you that tell you the times.

3           Q.        Did you pick up any passengers at the bus  
4 stop immediately before Bay Ave?

5           A.        Yes. When I got to the first place, I  
6 stopped, I picked up people.

7           Q.        Okay. Before you got to Bay Ave, how  
8 many passengers were in your bus?

9           A.        I have five people on the bus.

10          Q.        Are you able to describe any of those  
11 passengers here today?

12          A.        I remember an elderly person. I also  
13 remember when I pick up all the time, but his head is  
14 not all there.

15          Q.        And what do you mean by that?

16          A.        It's the way he gets on the bus, the way  
17 he's dressed, and sometimes don't want to pay.

18          Q.        Can you describe that person by age or  
19 some other distinguishing characteristics?

20          A.        I would say about 45.

21          Q.        A male or female?

22          A.        Female.

23          Q.        Anyone else that you remember, besides  
24 the two people you described?

25          A.        I don't remember the others.



1 Q. I'd like you to tell me what happened  
2 from the time you arrived at the bus stop immediately  
3 before Bay Street till the time you got to Bay Street  
4 and this incident occurred.

5 A. Yes. When I got to the light, I saw a  
6 lady at the bus stop. The light was blue, the light  
7 was blue -- green. The lady did not signal me to  
8 stop. The light is green, I slowed my speed down and  
9 I turned the bus.

10 MR. FARRELL: Can I get a read back,  
11 please? Beginning with the lady -- immediately  
12 when the lady signaled -- didn't signal.

13 MR. TUZZIO: Thank you, Counsel.

14 (Record read.)

15 Q. Did you turn the bus onto Bay Ave?

16 A. Yes.

17 Q. Now, is there a bus shelter at the corner  
18 of Bay and Broad Street?

19 A. Yes.

20 Q. When your bus approached the bus stop at  
21 the corner of Bay and Broad, was there anyone else  
22 present besides this lady you described?

23 A. No.

24 Q. Was the lady in the bus shelter or was  
25 she somewhere else?

1 A. She stood next to it, like that.

2 Q. Was she closer to the Bay Street portion  
3 of the intersection or was she closer to the Broad  
4 Street?

5 A. Closer to Broad Street.

6 Q. I'm going to show you a photograph that's  
7 been marked P-1P for identification.

8 Does that photograph accurately portray  
9 the corner of Bay and Broad as it existed on July 18,  
10 2012?

11 A. Yes.

12 Q. And were these, I'll call them orange  
13 barrels, present?

14 A. Yes, they were there.

15 MR. TUZZIO: Wait for the  
16 interpreter, please. Thank you.

17 Q. When the -- strike that.

18 When the bus approached the traffic light  
19 at Broad and Bay Street, did you stop for the bus  
20 stop?

21 A. I slowed down to see if she's going to  
22 signal me to stop.

23 Q. Your testimony is the woman did not  
24 signal you. Correct?

25 A. No.

1 Q. So, since you had a green light, you  
2 continued and made a right-hand turn onto Bay. Is  
3 that correct?

4 A. Yes.

5 Q. What would you estimate the speed of your  
6 bus as you began to turn onto Bay?

7 A. Ten to 15.

8 Q. And that's miles per hour?

9 A. Yes.

10 Q. And as you were in the turn -- strike  
11 that.

12 As you were making a right-hand turn onto  
13 Bay, did you accelerate the bus through the turn?

14 A. No, you cannot accelerate because you'll  
15 hit.

16 Q. You'll hit what?

17 A. You won't be able to control it. You'll  
18 hit the wall.

19 Q. What wall are you talking about?

20 A. The curb on the right side.

21 Q. So, a moment ago when you said the word  
22 "wall," did you mean curb?

23 A. Yes, yes, the curb.

24 Q. And the curb you're talking about is the  
25 one that's photographed in P-1P. Correct?

1           A.       Yes, that's it.

2           Q.       So, fair to say that you did not stop at  
3 the bus stop at the corner of Bay and Broad Street.  
4 Correct?

5           A.       No, I did not stop. I slowed down to see  
6 if she was -- if she needed the bus.

7           Q.       After this accident of July 18, 2012, did  
8 you ever tell anybody that you didn't stop because  
9 you didn't see anybody at the bus stop?

10          A.       No.

11          Q.       As you turn your bus making a right-hand  
12 turn onto Bay Street, did you use your right side  
13 front mirror on your bus?

14                   THE INTERPRETER: Mirror on the  
15 right?

16                   MR. FARRELL: Right-sided front  
17 mirror.

18          Q.       To check if any people were trying to  
19 catch the bus?

20          A.       Yes.

21          Q.       Now, if you see a person running to catch  
22 your bus, are you obligated to stop?

23                   MR. TUZZIO: I object to the form.  
24 You can answer.

25                   MR. DiBONO: Object to form.

1           A.       Yes, if somebody is running after the  
2 bus, I have to stop and pick up the person. That's  
3 my job.

4           Q.       Okay. Would you agree that if someone's  
5 running for the bus and you fail to stop, that can  
6 create a dangerous condition. Correct?

7                   MR. DiBONO: Object to the form.

8                   MR. TUZZIO: Object to the form.

9           A.       That won't be good.

10          Q.       If you see someone running for your bus,  
11 it's always safer to stop your bus. Correct?

12          A.       Yes.

13          Q.       Now, if you hear a person banging on the  
14 side of the bus trying to catch the bus or get your  
15 attention, would you stop for that person?

16          A.       Yes.

17          Q.       If passengers who were on the bus yelled  
18 to you to stop the bus, would you do so?

19          A.       Yes.

20          Q.       Did you use the bus' right turn signal  
21 before you made the right-hand turn onto Bay Street?

22          A.       Yes.

23          Q.       Did you have the bus lights on, on  
24 July 18, 2012, as you drove down Broad Street?

25          A.       Yes.

1 Q. And when I say "lights," I'm talking  
2 about the headlights on the bus.

3 A. Yes.

4 MR. FARRELL: Let me just ask the  
5 question: How are we doing on time?

6 THE VIDEOGRAPHER: We have another  
7 20 -- about 40 minutes.

8 Q. Okay. Mr. Romain, I'm going to show you  
9 a document that we've marked P-2 for identification,  
10 which are entitled "Defendant Wilson Romain's Answers  
11 to Form C-1 Interrogatories."

12 Can you please take a look at that  
13 document?

14 MR. TUZZIO: Counsel, may he use that  
15 copy? You have your own?

16 MR. FARRELL: Yes, I have my own.

17 MR. TUZZIO: Okay. Thank you.

18 MR. FARRELL: Off all records.

19 THE VIDEOGRAPHER: Off the video.

20 The time is 12:45.

21 (Discussion off the record.)

22 THE VIDEOGRAPHER: Back on the video.

23 The time is 12:45.

24 BY MR. FARRELL:

25 Q. Mr. Romain, you don't have to read the

1 whole document. Please hold onto that. I'm going to  
2 direct you to certain portions I want you to look at.

3 Okay. The second to last page, you're on  
4 the second to last page that has a printed name  
5 Wilsons Romaine. Correct?

6 A. Yes.

7 Q. Is that your signature?

8 A. Yes.

9 Q. And there's a date, September 14, 2015,  
10 in the corner there?

11 A. Yes.

12 Q. So, you signed these answers to  
13 interrogatories on or about September 14, 2015?

14 A. Yes.

15 Q. And you read the responses to these  
16 interrogatories before you signed your name to this  
17 document. Correct?

18 A. Yes.

19 Q. Now, I'm going to direct your attention  
20 to Question No. 2. And the top page says Form C  
21 interrogatories.

22 Are you on the same page as me?

23 A. Yes.

24 Q. Question one asks your name?

25 A. Yeah.

1 Q. Okay. Now, my question relates to  
2 Question No. 2. I'm going to read it and then I've  
3 got a question for you. The question is: "Describe  
4 in detail your version of the accident or occurrence  
5 setting forth the date, location, time and weather."

6 Your response is, quote: "Upon advice of  
7 counsel, on July 18, 2012, at approximately  
8 10:40 a.m. I was operating the number 6095 bus  
9 northbound on Broad Street, approaching its  
10 intersection with Bay Avenue. As I completed a right  
11 turn onto Bay Avenue, I felt a bump from the rear of  
12 the bus and stopped the bus. I did not see  
13 Mr. Johnson prior to feeling a bump."

14 Did I read that correctly?

15 A. Yes.

16 Q. Now, is it your sworn statement that all  
17 the information beginning with the words "on July 18,  
18 2012," to the end, ending in "prior to feeling a  
19 bump," is that your version of what happened on  
20 July 18, 2012?

21 A. Yes.

22 Q. And the information excluding the words  
23 "upon advice of counsel," that is a true statement,  
24 what you have, what is typed on this Interrogatory  
25 No. 2?



1 A. Yes, it's the truth.

2 Q. Is that what happened on July 18, 2012?

3 A. Yes.

4 Q. Okay. I'm going to direct your attention  
5 to Question 8. Question 8 states, quote: "On what  
6 street, highway, road or other place" --

7 MR. DiBONO: Are we in the C or C-1  
8 rogs, just so we're all on the same page?

9 MR. FARRELL: I'm sorry. Let me back  
10 up a step.

11 Q. We're going to need to jump to the Form  
12 C-1 interrogatories that's probably halfway in.

13 MR. DiBONO: Thank you.

14 MR. FARRELL: Thank you. I  
15 apologize. It will begin C-1 it says on it and  
16 then No. 8.

17 THE INTERPRETER: Form C-1, No. 8?

18 MR. FARRELL: Correct.

19 Q. Are you with me, where No. 8 begins with  
20 the word "state on what street." Okay? Are you with  
21 me?

22 A. Yes.

23 Q. I'm going to read that. Question 8 to  
24 the C-1 interrogatories states, quote: "State on  
25 what street, highway, road or other place designate

1 which and in what general direction, north, south,  
2 east or west your vehicle was proceeding immediately  
3 prior to go the collision. You may include a sketch  
4 for greater clarity."

5 Your response is, quote: "Upon advice of  
6 counsel, the bus was traveling northbound on Broad  
7 Street in Bloomfield, New Jersey. The incident  
8 occurred after the bus had completed its right turn  
9 onto Bay Avenue." End quote.

10 Did I read that correctly?

11 A. Yes.

12 Q. Excluding the words "upon advice of  
13 counsel," is the rest of the statement true -- a true  
14 statement?

15 A. Yes.

16 Q. Is that what happened on July 18, 2012?

17 A. Yes.

18 Q. Okay. And I'm going to just direct you  
19 back to your signature page where we were earlier.  
20 And right above your signature is the word  
21 "certification," which reads: "I hereby certify that  
22 the foregoing answers to interrogatories provided  
23 with the assistance of counsel are true to the best  
24 of my knowledge. I am aware that if any of the  
25 foregoing statements made by me are willfully false,

1 I'm subject to punishment."

2 Do you see where I just read that?

3 A. Yes.

4 Q. And did you have an understanding by  
5 signing your name to these answers to  
6 interrogatories, below the signature line, you were  
7 verifying that your answers were truthful?

8 A. Yes.

9 MR. FARRELL: Can we take a  
10 two-minute break before we continue on?

11 THE VIDEOGRAPHER: Going off the  
12 video. The time is 12:53.

13 (Recess taken.)

14 THE VIDEOGRAPHER: We are back on the  
15 video. The time is 1:03 p.m.

16 BY MR. FARRELL:

17 Q. Mr. Romain, after you made the right-hand  
18 turn, did something happen that was unexpected?

19 A. Yes.

20 Q. What?

21 A. I wasn't expecting anything, no. I  
22 wasn't expecting anything.

23 Q. That's my question.

24 Did something happen that you did not  
25 expect?

1 A. Yes.

2 Q. What happened?

3 A. As I turned the bus, and as I'm going  
4 straight, I felt that something hit the bus on the  
5 left side in the back of the bus.

6 Q. Can you describe in more detail by  
7 something hit the bus?

8 A. When I felt that, I stop. The people  
9 that -- my passengers on the bus asked me why did I  
10 stop? I told them I felt something hit the bus.

11 Q. When you felt something hit the bus,  
12 where on the bus did you feel that hit come from?

13 A. I feel on the back of the bus, left side.

14 Q. Can you give any more detail to what it  
15 felt like?

16 A. Just the bump.

17 Q. When you felt this bump, did the front of  
18 the bus rise up?

19 A. No.

20 Q. When you felt the bump, did any portion  
21 of the bus come up, rise up?

22 A. No.

23 Q. After you felt this bump, did any  
24 passengers say anything to you?

25 A. On the contrary, the passengers asked me,

1 why did I stop?

2 Q. Okay. So, are you saying none of the  
3 passengers -- strike that.

4 Are you testifying after the bump, no  
5 passengers said "stop the bus" or anything else  
6 indicating for you to stop?

7 A. No.

8 Q. What speed were you traveling when you  
9 felt the bump?

10 A. Well, after you finish turning, you can't  
11 just take off, you can't just speed off.

12 Q. So, when you felt the bump, can you  
13 estimate the speed the bus was traveling?

14 A. Between 10 and 15.

15 Q. Miles per hour?

16 A. Yes.

17 Q. Okay. At some point, you learned what  
18 had happened. Is that correct?

19 A. How I learned what happened is that is,  
20 as I parked the bus, but I did not go yet to see what  
21 happened in the back. I heard somebody that was  
22 passing by, somebody died behind the bus.

23 Q. At some point after the bump, you learned  
24 that your bus ran over Deshon Johnson. Is that  
25 correct?

1           A.       No.   Somebody who was passing by who said  
2 somebody died behind the bus -- somebody is dead  
3 behind the bus.   And then I started crying.

4           Q.       While you were still at the accident --  
5 strike that.

6                    While you're at this scene, you learned  
7 that someone had been killed and they were behind the  
8 bus.   Correct?

9           A.       Yes.

10          Q.       While you were at this incident scene,  
11 did you learn that your bus had run over a gentleman  
12 who was behind the bus?

13          A.       Somebody who was passing by who said  
14 somebody is dead behind the bus.

15          Q.       Do you know who that person was that said  
16 those words?

17          A.       No.

18          Q.       Did they say that directly to you?

19          A.       No.   Just talking, I heard that.

20          Q.       Did the police arrive at the scene?

21          A.       Yes.

22          Q.       Did they interview you at the scene?

23          A.       They just put me in the police car and  
24 left with me.   It's when the police were taking off  
25 with me and I look behind the bus, I saw there's a

1 dead person behind the bus.

2 Q. At some point while you were at the scene  
3 of this incident, did you learn that your bus had run  
4 over the person in the street behind the bus?

5 A. No. Just when somebody said somebody's  
6 dead behind the bus that I knew.

7 Q. Now, as a result of this incident, you  
8 indicated were you put in a police car. Correct?

9 A. Yes.

10 Q. And you were taken to the Bloomfield  
11 Police Department.

12 Do I understand that correctly?

13 A. Yes.

14 Q. And at the Bloomfield Police Department,  
15 you were interviewed by a detective named Luker,  
16 L-u-g-e-r? L-u-g-e-r.

17 MR. TUZZIO: K-e-r.

18 Q. K-e-r.

19 A. Yes.

20 Q. And that was within hours of this  
21 incident. Correct?

22 A. Yes.

23 Q. And it was your understanding that that  
24 interview was also videotaped. Correct?

25 A. Yes. They did have an interview. One

1 point, when they were videotaping, I said in Creole,  
2 "if I see somebody stop me, I just stop." If  
3 somebody had stopped me, I would stop.

4 MR. TUZZIO: Wait for the question.

5 Q. Now, while you were at the Bloomfield  
6 police station being interviewed by the detective,  
7 you also had an attorney present on your behalf?

8 A. Yes.

9 Q. That's correct?

10 A. Yes.

11 Q. And that's your present attorney who's  
12 here. Correct?

13 A. Yes.

14 Q. That's Mr. Tuzzio. Correct?

15 A. Yes.

16 Q. And he's actually here today at the  
17 deposition. Correct?

18 A. Yes.

19 Q. I'm going to show you some excerpts from  
20 that videotaped interview and I'm going to have some  
21 questions for you. If you turn your chair, they're  
22 going to come up on the TV behind you. Stay seated,  
23 please. You could sit right where you are, don't  
24 move.

25 MR. FARRELL: If we can go to clip



1           one?

2                           (Videotape played.)

3           Q.       Were you able to see and hear what was  
4 just said?

5                           THE WITNESS:   What time of year?

6           Q.       Wait, wait.  My question is very simple:  
7 Were you able to see and hear what was said or do you  
8 want me to play it back again?

9                           MR. DiBONO:   Counsel, do you go by  
10 the transcript just so I can.

11          A.       I saw it.

12                          MR. FARRELL:   I believe we're on  
13 Page 4.

14                           (Discussion off the record.)

15                          MR. FARRELL:   Let me just play it  
16 back one more time, so we can continue with my  
17 question uninterrupted.

18                           (Videotape played.)

19          Q.       What I understand you said based on the  
20 transcript and what I just saw here, you said  
21 "because, see, I see somebody running on the bus."  
22 The transcript reads "because see," s-e-e, "I see,"  
23 s-e-e, "somebody running on the bus."

24                          MR. TUZZIO:   Well, off the video.

25                          THE VIDEOGRAPHER:  Off the video

1 record. The time it 1:16.

2 MR. TUZZIO: We'll excuse the  
3 witness.

4 (Witness excused from conference  
5 room.)

6 MR. TUZZIO: I certainly have no  
7 objection you asking him in the video, but the  
8 transcript was created by prior counsel. It's  
9 not an official transcript.

10 MR. FARRELL: So would you like her  
11 to --

12 MR. DiBONO: Well, she's no more  
13 qualified to interpret what he said that day  
14 than anybody else. What he said is what he  
15 said and he'll tell you what he meant. But  
16 some court reporter sitting in a room and  
17 writing that down is not an official transcript  
18 and I don't want that interpreted as.

19 MR. FARRELL: Then I will is do  
20 outside the presence of the witness, I'll  
21 replay it for the court reporter and ask her  
22 to --

23 MR. TUZZIO: Well, she's not anymore  
24 qualified to say what he meant.

25 MR. FARRELL: Would you rather have

1 him come him back in and replay it or do you  
2 want her to just see it outside his presence?

3 MR. TUZZIO: For what purpose,  
4 though?

5 MR. FARRELL: Well, I'm just saying,  
6 right now, I don't know if she has, and she can  
7 tell us if she has a transcription of what was  
8 said.

9 MR. TUZZIO: But even a certified  
10 court reporter is not authorized to interpret  
11 evidence or something on the video. She's here  
12 to say what a witness says and what's not on  
13 the video, or birds chirping in the background.

14 MR. FARRELL: I understand.

15 MR. TUZZIO: That's the concern I  
16 have here. That -- he will tell you what he  
17 meant when he said that, but you probably don't  
18 want to ask him because he's going to say  
19 something very different than what you want.

20 But some court reporter sitting there  
21 six months ago on behalf of your prior counsel  
22 writing it down, that's what she heard.

23 If you want to ask him what he says  
24 on that, but the reference to some transcript  
25 as if that's the official version of what he

1       said is where I have my objection. The  
2       official version of what he said is up there.

3               MR. FARRELL: Your objection is  
4       noted. I just ask if you would like this court  
5       reporter to transcribe, and my sense is that  
6       you probably don't, but to transcribe --

7               MR. TUZZIO: No, but with all respect  
8       to this court reporter she's no more able to --  
9       she can say what she hears and we're  
10      creating -- you know, we can all hear what he  
11      said. He knows what he said and what he meant,  
12      but we can transcript this all we want, but  
13      it's not, quote/unquote, official because it's  
14      not being done in the room as he's speaking.  
15      That's my concern.

16              MR. FARRELL: Okay. Fair enough.

17              MR. TUZZIO: I have no problem  
18      referencing the video, but when you reference  
19      a, quote/unquote, transcript that has some kind  
20      of air of officium, and that's the real basis  
21      of my objection.

22              MR. FARRELL: Fine, and --

23              MR. TUZZIO: It's a good reference  
24      point for you.

25              MR. FARRELL: Then I think what I

1 will do is ask the witness what did he say, you  
2 know, and not read.

3 MR. TUZZIO: Yeah. That's fine.  
4 It's only the use of the transcript, Counsel,  
5 has something that sounds firm.

6 MR. FARRELL: I will reference  
7 transcript, I will say, I heard what I think he  
8 said. I can ask him --

9 MR. TUZZIO: And I think you heard  
10 what he said and he'll say what he said, but  
11 he'll also say what he meant.

12 MR. FARRELL: All right. So, what --  
13 we'll get back on the record and we'll  
14 continue.

15 MR. TUZZIO: I know there's an  
16 attempt by plaintiff here to say that he  
17 admitted that he saw him when he said multiple  
18 times "I didn't see him" and what he was trying  
19 to say was "see, if I see somebody, I stop,"  
20 and I know you're going to play that game, but  
21 no person in the world is going to believe that  
22 he saw Mr. Johnson and callously kept going. I  
23 want that for the record, but he's not here.  
24 He's not here and I'm not coaching the witness.  
25 He'll tell you.

1 MR. FARRELL: Nobody is playing any  
2 game. I'm working with the transcript and the  
3 evidence I have before me. There's no attempt  
4 to do anything what I need to do.

5 MR. TUZZIO: My concern, Counsel, is  
6 the so-called transcript is not a transcript  
7 from an official proceeding contemporaneous.

8 MR. FARRELL: I understand.

9 MR. TUZZIO: It's a good reference  
10 point for you guys.

11 MR. FARRELL: We will work with what  
12 we have. So, we'll bring the witness back  
13 in.

14 Would Counsel mind because there's  
15 been such a big gap in time if I could replay  
16 that?

17 MR. TUZZIO: Please. You could  
18 replay it.

19 THE VIDEOGRAPHER: We're now back on  
20 the video. The time is 1:21.

21 (Witness returns to the conference  
22 room.)

23 BY MR. FARRELL:

24 Q. Mr. Romain, I'm going to replay that  
25 because there was a gap in time where counsel were

1 discussing some items. So, please view the clip that  
2 we're playing now.

3 (Videotape played.)

4 Q. Now, I heard what was said and what I  
5 heard was the words "because see, I see somebody  
6 running on the bus."

7 My question to you is: Did you see  
8 someone running for the bus on July 18, 2012?

9 A. No.

10 Q. The words that appear on that tape say,  
11 "I see somebody running for the bus."

12 What was meant by that?

13 A. It's a Creole word that came through my  
14 mouth.

15 Q. Which word was a Creole word?

16 A. If I saw somebody running after the bus,  
17 I would stop the bus to see.

18 Q. All right. There were nine words that I  
19 heard on that tape, or approximately. You said  
20 there's a Creole word. I counted nine words.

21 How do you get a Creole word out of nine  
22 words?

23 MR. TUZZIO: Object to the form,  
24 but...

25 Q. Do you understand my question?

1           A.        I understand it.

2           Q.        Can you answer it, please?

3           A.        How many words?

4           Q.        I counted approximately nine or ten or  
5 eleven words that you said. You responded to my  
6 question and say there's a Creole word.

7           A.        See.

8           Q.        The word that you're talking about is  
9 "see"?

10                    THE INTERPRETER: I got it.

11          Q.        Is see, s-e-e? How do you spell the  
12 word?

13          A.        Sim, s-i-m.

14          Q.        It's your testimony that it's not that  
15 you saw someone running, it's something else?

16          A.        It's something else I mean to say.

17          Q.        What did you mean to say?

18                    You said those words, what did you mean  
19 to say?

20          A.        What I meant to say is, if I saw someone  
21 running after the bus, I would stop to pick up the  
22 person.

23                    MR. FARRELL: Can we go to video clip  
24 two, please?

25                    (Videotape played.)



1 MR. DiBONO: I object to that. I  
2 think it's an incomplete clip of what Mr.  
3 Romain actually said on the video.

4 Q. In that clip you said nobody was at the  
5 bus stop. Correct?

6 A. I don't know if I forgot, but I did see a  
7 lady standing.

8 Q. Okay. You were being interviewed by the  
9 police within hours of a fatal accident and you told  
10 them there was no one at the bus stop. Correct?

11 MR. DiBONO: Object to the form.

12 Q. Isn't that true?

13 MR. DiBONO: Objection.

14 A. Yes.

15 MR. TUZZIO: I will say, Counsel,  
16 these three-second clips taken out of context,  
17 I've now heard two of them --

18 MR. FARRELL: No speaking objections.

19 MR. TUZZIO: I'm going to object. I  
20 got a witness to protect here and it is a  
21 speaking objection. You're showing him a  
22 two-second clip out of a 20-minute interview  
23 and having a little fun with the witness here.  
24 That's the way I see it.

25 MR. FARRELL: We'll edit out our

1 colloquy, Counsel.

2 Q. Now, you testified here today that there  
3 was a lady at the bus stop, but she didn't signal to  
4 you. Correct?

5 A. Yes.

6 Q. So, when you -- isn't it true when were  
7 you interviewed by the detective during the entire  
8 interview, you told him that there was no one at the  
9 bus stop?

10 MR. DiBONO: Objection, Counsel. I'm  
11 going to ask Mr. Romain to step out of the room  
12 at this time because I don't think this line of  
13 questioning is appropriate in light of the  
14 actual --

15 MR. FARRELL: Let him finish it and  
16 then we can talk about the objection.

17 Q. You can answer the question, please.

18 MR. TUZZIO: Wait a second. If  
19 there's an objection, he's not going to answer  
20 it. Excuse me. There's an objection pending  
21 and the witness was asked to be excused.

22 MR. FARRELL: We'll go off the video  
23 record and we'll deal with the objection.

24 THE VIDEOGRAPHER: Now going off the  
25 video. The time is 1:28.

1 THE INTERPRETER: You wanted him to  
2 step out?

3 MR. TUZZIO: Yes, that was the  
4 request.

5 (Witness excused from conference  
6 room.)

7 MR. FARRELL: We're on the  
8 stenographic record.

9 What's the basis of the objection?

10 MR. DiBONO: Counsel, you're showing  
11 him that says "anybody on the bus stop" -- "was  
12 anybody on the bus stop?" "Nobody, nobody."  
13 You end the clip there. Mr. Romain's next line  
14 in the video is, "I just see one" -- he's  
15 telling the police officer on the video that he  
16 saw someone on the bus stop.

17 You're only showing him that isolated  
18 clip and then you're trying to turn that  
19 three-second clip into a --

20 MR. TUZZIO: A lie.

21 MR. DiBONO: -- him not testifying  
22 consistently today versus what he told the  
23 police, which is based on the video not what he  
24 told the police. He did admit that he saw  
25 another person at the stop.

1 MR. FARRELL: No, he said, "I saw  
2 another bus not for me." He's not saying he --  
3 there's no one at the bus stop. "I see one for  
4 other bus."

5 MR. TUZZIO: "I saw one for the other  
6 bus," is what he said.

7 MR. DiBONO: Counsel, I think we  
8 agreed and we have the objection that we don't  
9 necessarily are agreeing with these --

10 MR. FARRELL: I'm not disagreeing  
11 with the right to object.

12 MR. DiBONO: -- accuracy of the  
13 transcript. I think my position, I think  
14 Mr. Tuzzio would agree with me, in showing this  
15 isolated clip, we're not including that line,  
16 is very misleading to Mr. Romain and improperly  
17 implies that he's not being truthful in his  
18 testimony today. That's where the objection  
19 is.

20 MR. FARRELL: And your objection is  
21 noted and we'll -- you know, a judge will rule  
22 on it.

23 MR. DiBONO: Absolutely.

24 MR. FARRELL: I'm not saying you  
25 can't object.

1 MR. TUZZIO: I get the judge is going  
2 to rule on it, but I guarantee your client is  
3 going to put this video on a blog because she's  
4 done everything else like that in this case.  
5 And I'm going to walk out of here if you're  
6 going to embarrass the witness.

7 MR. FARRELL: I'm not  
8 embarrassing anyone --

9 MR. TUZZIO: You've got him asking  
10 questions for two-second clips, which are  
11 clarified a couple of questions later and  
12 you're playing this TV kind of game here where  
13 it's, Didn't you say? Didn't you lie? with  
14 all this on video and I'm not going to let this  
15 happen any more. I'll walk out of here. He's  
16 here to give factual discovery.

17 MR. FARRELL: This is factual  
18 discovery --

19 MR. TUZZIO: Counsel, this is  
20 cross-examination, which would be nipped in the  
21 bud if we were in court. If there was a judge  
22 here he would have stopped you four questions  
23 ago. You're asking misleading questions.

24 MR. FARRELL: It's not misleading  
25 questions.

1 MR. TUZZIO: It is misleading because  
2 you're showing a clip out of context.

3 MR. FARRELL: It's not out of  
4 context.

5 MR. TUZZIO: If this was at trial and  
6 you read one line, I would say, can he finish  
7 the next couple of questions? And the judge  
8 would say put it in context for the witness.  
9 You know that, you've been doing this for  
10 30 years. You don't get to pull a line out,  
11 ask the witness about it without putting the  
12 rest of the questions in context, and then set  
13 him up for, Isn't it a fact that you lied and  
14 took an oath? That's what's going on here.  
15 All on the video for you to have a little fun  
16 with this witness when the very next  
17 question --

18 MR. FARRELL: There's no fun with any  
19 witness, Counsel. I take exception with that.  
20 I'm asking questions I'm entitled to ask.

21 MR. TUZZIO: Not out of context.

22 MR. FARRELL: They're not out of  
23 context. You can argue they're out of context.

24 MR. TUZZIO: Well, I'm going to walk  
25 with him. If you keep this up, five-second

1 clips here, without getting into the next  
2 question, to keep this gamesmanship going,  
3 we're out of here.

4 And I'm going to let you know another  
5 thing, Counsel, I'm doing you a favor here by  
6 producing him a week after you were supposed to  
7 take these depositions. You your office sat on  
8 the order for three weeks and did nothing.

9 MR. FARRELL: I disagree with that.

10 MR. TUZZIO: What do you disagree  
11 with? You sat on the order for three weeks and  
12 did nothing. Then you served a short notice  
13 deposition on Good Friday. As a professional  
14 courtesy, I said, you didn't give us enough  
15 notice, and it's on a Good Friday, which is a  
16 holiday -- actually, it was on Wednesday for  
17 this witness, and I came back and said we'll do  
18 this next week, but that's it.

19 So, if I walk today you're not  
20 getting him and I'm not trying to do that. But  
21 I didn't come here to have him with these  
22 reptilian cross-examination games where you  
23 show him one line of a video and say didn't you  
24 say that.

25 You also didn't ask him what he means

1 by "sim." Sim means if, but you didn't want to  
2 go there either, because you want to create  
3 this record as to what you think you want on  
4 this video to embarrass him in front of the  
5 video.

6 MR. FARRELL: There's no attempt to  
7 embarrass. I'm asking him questions I'm  
8 entitled to ask. I have --

9 MR. TUZZIO: You're not entitled to  
10 mislead.

11 MR. FARRELL: I'm not entitled to  
12 mislead, I agree. I'm not misleading. I'm  
13 asking questions. We disagree.

14 MR. TUZZIO: These are misleading.

15 MR. FARRELL: Well, it's not the  
16 point. The point is --

17 MR. TUZZIO: These clips are out of  
18 context. They are isolated, out of context  
19 clips. What are we going to do next? One word  
20 out of the sentence, without the rest of the  
21 sentence? We can get as crazy as we want to  
22 get with this.

23 MR. FARRELL: Your objection is  
24 noted. I completely disagree. I'm not going  
25 to waste any more of my time or the



1 videographer's time or the court reporter's  
2 time. I need to get through this deposition,  
3 and that's what we're here for. So, we'll  
4 bring him in and I have other questions of the  
5 witness.

6 THE VIDEOGRAPHER: Back on the video.  
7 Time is 1:34.

8 MR. FARRELL: Can you play clip 11?  
9 (Videotape played.)

10 BY MR. FARRELL:

11 Q. Were you able to hear and -- what you  
12 said?

13 A. Yes, I heard what I said.

14 Q. What I heard you say is, "I see, I see  
15 this guy."

16 Did you say that?

17 A. No, I did not see him.

18 Q. Okay. Let me play it back because I  
19 don't think you understand my question. I want to  
20 make sure you understand my question.

21 MR. TUZZIO: I object to the  
22 characterization. I think the witness  
23 understood your question.

24 Q. What I just heard, "see, I see this guy."  
25 Did you say that?

1 MR. TUZZIO: I object to the form.

2 A. No, that's not what I said.

3 Q. Okay. What did you say?

4 A. It's the same Creole word.

5 Q. All right. What I understand is you  
6 said, "I see, I see this guy."

7 Are you saying the word "see," s-e-e, is  
8 not the word "see," it's something in a different  
9 language?

10 Is that what you're saying?

11 A. Yes.

12 Q. Let me go back to the clip. I have  
13 another question.

14 MR. DiBONO: Showing clip 11,  
15 Counsel?

16 MR. FARRELL: Yes.

17 (Videotape played.)

18 Q. All right. So, what is your testimony?  
19 What are you saying to the detective there?

20 A. I was telling the detective that if I saw  
21 the person, I would stop the bus.

22 MR. FARRELL: Play the clip back. I  
23 have a different question.

24 (Videotape played.)

25 Q. In that video, your hands are moving to

1 the side, sideways.

2           Were you describing something that  
3 happened in front of your bus or near your bus, an  
4 individual near your bus falling in front of your  
5 bus?

6           A.       No.

7           Q.       What were you -- what did you mean then  
8 by your hand gestures that, to me, looks like it's  
9 showing someone falling?

10          A.       What I'm saying is still the same thing.  
11 If I saw the person, I would stop the bus.

12          Q.       So, by your hand gestures and the motion  
13 we just showed you, it has nothing to do with someone  
14 falling in front of to near the bus?

15          A.       No, it's because of my shock.

16          Q.       Now, I'm going to ask some questions  
17 about the photographs.

18                   THE INTERPRETER: Can I make a quick  
19 phone call?

20                   MR. FARRELL: We'll go off the  
21 record, switch out the tape and I'll continue.

22                   THE VIDEOGRAPHER: Off the video.  
23 Time is 1:38 and the video deposition of Mr.  
24 Romain of Media Unit No. 2.

25                               (Recess taken.)

1 THE VIDEOGRAPHER: We are now going  
2 on the video of Media Unit No. 3 and the video  
3 deposition of Mr. Romain. The time is 1:42.

4 BY MR. FARRELL:

5 Q. Mr. Romain, I'm going to show you some  
6 photographs we previously marked P-1J, P-1K, L, M and  
7 N. Take a moment to look of those.

8 Now, on the date of this incident, on  
9 your Bus No. 6095 there were video cameras. Correct?

10 A. I don't remember if they have camera.

11 Q. Do most of the buses you drive for your  
12 employer on the 18th of July, have video cameras?

13 MR. TUZZIO: In 2012?

14 MR. FARRELL: 2012.

15 A. No.

16 Q. Okay. No, they don't or you don't know?

17 A. I don't know.

18 Q. All right. After this incident, were you  
19 asked to review any video film, including any video  
20 film on the bus?

21 A. No.

22 Q. Okay. At any time after this incident,  
23 did you review video from anywhere?

24 A. No.

25 Q. What about any of the video that we were

1 just looking at, any portion of your interview with  
2 the detective did you look at?

3 A. It's just now.

4 Q. Okay. So, is it your testimony since  
5 after the accident to today, the first time you  
6 looked at your video interview with the detective was  
7 today or a portion of today?

8 MR. TUZZIO: I'm going to object and  
9 direct him not to answer because there is stuff  
10 that, Counsel, that would impact the  
11 attorney/client privilege.

12 MR. FARRELL: Let me rephrase it  
13 then.

14 MR. TUZZIO: Your question was did  
15 the company ask him to do this. You also  
16 implied that there was video on the bus, when  
17 it's been established in discovery there was no  
18 video on the bus.

19 Q. Okay. My question is: Excluding any  
20 time viewing video with your attorney, at any time  
21 after the incident, did look at any video of anything  
22 related to this accident?

23 A. No.

24 Q. Excluding your attorney, did you look at  
25 the video of your interview with the detective?

1 A. No.

2 Q. Did you review any video with anyone from  
3 your company, excluding your attorney?

4 A. No.

5 Q. After this incident, did you personally  
6 speak with anyone who was identified as an expert  
7 witness in this case, excluding any conversations  
8 with your attorney?

9 A. No.

10 Q. Excluding any involvement of your  
11 attorney, do you know if your company, Community  
12 Transport, conducted any investigation as to this  
13 accident?

14 MR. DiBONO: Object to form.

15 A. No, I don't know. I don't know.

16 Q. All right. I'm going to show you a  
17 document that's been marked P-3 for identification,  
18 which is a document entitled "First Report, Incident  
19 Report." You can take a moment to look at that.

20 Did you have a chance to look at that  
21 document?

22 A. Yes.

23 Q. Is this an incident report that you  
24 prepared?

25 A. Yes.

1 Q. At the third to last page there is a  
2 signature that seems to be your name. Correct?

3 A. Yes.

4 Q. And there's a date of July 19, 2012, at  
5 1 p.m.?

6 A. Yes.

7 Q. And did you prepare the entirety of this  
8 report?

9 A. Yes.

10 Q. And is it the -- your company's policy if  
11 there's an accident to have the bus driver prepare  
12 the report?

13 A. Yes.

14 Q. And that's done in the ordinary course of  
15 the business of the bus company. Correct?

16 A. Yes.

17 Q. And on the first page of this document,  
18 indicates the accident -- the location of this  
19 incident, was in Bay Avenue in Bloomfield. Correct?

20 A. Yes.

21 Q. And I'm going to then flip to Page 3,  
22 right above your signature and it states, "please  
23 describe the accident in your own words."

24 All right. It states, quote: "I was  
25 driving 6095 on Broad Street. I made right turn. I

1 hear noise, front the back, I stop my bus."

2 Did I read that correctly?

3 A. Yes.

4 Q. Now, when you say you heard a noise, it  
5 says "front the back," did you mean to say "front to  
6 back"?

7 MR. TUZZIO: I object to the form.

8 A. Yes.

9 Q. Did anyone help you prepare that accident  
10 report or did you do it on your own?

11 A. I did it by myself.

12 Q. Did you prepare any other accident  
13 reports or reports other than this report?

14 A. The other incident also is if somebody's  
15 getting off the bus and almost falling, you have to  
16 report that.

17 Q. Okay. But you didn't prepare that kind  
18 of report, did you, or did you not? I'm not sure.

19 MR. TUZZIO: In this case?

20 MR. FARRELL: In this case.

21 A. Just this one.

22 Q. Excluding your attorney, did you have any  
23 conversations with anyone from your company, your  
24 employer, any coworkers, about this incident?

25 A. No.



1 MR. FARRELL: I have no further  
2 questions. Subject to any redirect or recross.  
3 If counsel has questions...

4 MR. TUZZIO: I have no questions.  
5 Thank you, Counsel.

6 MR. FARRELL: I want to go off the  
7 video record. Stay on the steno record.

8 THE VIDEOGRAPHER: This now concludes  
9 Mr. Romain's deposition of three media units.  
10 The time is 1:54. We're off the record.

11 MR. FARRELL: Just for the record, I  
12 know we've exchanged letters as far as the  
13 notices to produce in the deposition notice for  
14 the witness. I think both of our letters  
15 reserve our respective rights. I'm not going  
16 to rehash it on the record.

17 I just want to say that I continue to  
18 reserve my rights and I presume you will  
19 continue to reserve the rights that was set  
20 forth in the -- in our respective letters.

21 MR. TUZZIO: Yes, Counsel, and I  
22 think that's --

23 MR. DiBONO: Yes.

24 MR. TUZZIO: -- and no one is trying  
25 to be prickly or objectivist and I don't want

1 to even dignify or show anything as an  
2 acquiescence, but without relitigating the  
3 motion, this is a three-year old case. You  
4 asked for certain discovery, the judge very  
5 narrowly granted, which included no new written  
6 discovery, no supplemental notices or Notice to  
7 Produce, no supplemental interrogatories,  
8 whether they were returnable at this deposition  
9 or not. That's what the judge said.

10 It was a lot less than you asked for,  
11 and she gave you -- Judge Spencer gave you Mr.  
12 Romain, which you did today, again, and we even  
13 extended by one week. And then we had  
14 eyewitnesses where the only other folks that  
15 you wanted and we also extended by one week to  
16 have it done this week and, unfortunately,  
17 those witnesses and, again, not your fault,  
18 eyewitness are not always in everyone's  
19 control, but did not appear on Wednesday.

20 But beyond, and, again, it has  
21 nothing to do with trying to be obstructionist.  
22 If this was several years ago and so much water  
23 had not gone under the bridge in this case with  
24 experts being retained both sides and reliance  
25 upon what the facts were. And it was pretty

1 clear from Judge Spencer's order, and we have a  
2 trial date now, how firm that date will be may  
3 be a matter of scheduling, but she made it real  
4 clear in her order we were not restarting  
5 discovery here.

6 I appreciate the predicament you may  
7 find yourself in. And I appreciate you have  
8 the entitlement to give it the old college try  
9 and try to reopen discovery, but, again, new  
10 counsel coming into the case doesn't get to  
11 start over. I don't want to reiterate the  
12 motion, but I was unpleasantly surprised that  
13 Judge Spencer even gave you Mr. Romain and the  
14 eyewitnesses. But one thing is clear, that's  
15 all she gave you and that's our position.

16 MR. FARRELL: I appreciate that. I  
17 just -- I view the notices that we -- the  
18 notice -- deposition notice and the requests at  
19 the deposition fall under the deposition rule  
20 and would be encompassed within the judge's  
21 order. I know you disagree. We will have to  
22 likely take that up with the judge to get a  
23 clarification.

24 MR. TUZZIO: I got it. We'll if the  
25 record is going to be clear, there was a

1 separate Notice to Produce and I don't think  
2 that changed even if it was built into the  
3 deposition notice, but there was a second -- a  
4 second demand for production of document, and  
5 the only difference was you made it returnable  
6 today.

7 But it is still a new Notice to  
8 Produce, which was not permitted by the court  
9 rules. Again, Mr. Farrell, if we  
10 two-and-a-half years ago, we wouldn't be having  
11 this discussion. But that's what the defense  
12 position has to be and I believe that's a fair  
13 reading what of the court's position is.

14 We're not here to volunteer more than  
15 we have to. Again, I've said what I have to  
16 say.

17 MR. FARRELL: Okay.

18 MR. TUZZIO: Thank you, sir. I  
19 appreciate it.

20 (Time noted: 1:59 p.m.)  
21  
22  
23  
24  
25

C E R T I F I C A T E

I, KAY ANNE CECERI, a Certified Court Reporter and Notary Public of the State of New Jersey, certify that the foregoing is a true and accurate transcript of the testimony taken at the place and on the date hereinbefore set forth.

I FURTHER CERTIFY that I am neither attorney nor counsel for, nor related to or employed by any of the parties to the action in which this deposition was taken; and further, that I am not a relative or employee of any attorney or counsel employed in this case, nor am I financially interested in the action.



-----  
KAY ANNE CECERI  
CERTIFIED SHORTHAND REPORTER  
LICENSE NO. XI01997

<p><b>A</b></p> <p><b>A-m-o-l-o-d-i-p-i...</b> 9:21, 10:3</p> <p><b>ABC</b> 1:11</p> <p><b>ability</b> 9:12, 9:15</p> <p><b>able</b> 11:12, 16:10 16:13, 21:6, 22:8 64:10, 67:17, 81:3 81:7, 84:8, 97:11</p> <p><b>above-entitled</b> 1:16</p> <p><b>Absolutely</b> 92:23</p> <p><b>accelerate</b> 67:13 67:14</p> <p><b>accident</b> 41:4, 42:6 42:7, 46:7, 52:6 56:1, 56:25, 57:24 58:14, 60:7, 68:7 72:4, 78:4, 89:9 101:5, 101:22 102:13, 103:11 103:18, 103:23 104:9, 104:12</p> <p><b>accidents</b> 38:23 39:11, 39:15, 39:16 39:20, 40:10, 40:12 40:16, 40:22, 40:23 41:3, 41:10, 41:13 41:15, 41:23, 41:25 42:2, 44:10, 55:17</p> <p><b>accuracy</b> 92:12</p> <p><b>accurate</b> 109:6</p> <p><b>accurately</b> 5:24 43:18, 66:8</p> <p><b>acquiescence</b> 36:7 106:2</p> <p><b>action</b> 109:12 109:16</p> <p><b>actual</b> 25:20, 25:24 26:9, 90:14</p> <p><b>add</b> 28:6</p> <p><b>addition</b> 30:22</p> <p><b>additional</b> 20:18 49:23</p> <p><b>address</b> 6:4, 11:20 11:20, 11:21, 12:7</p>	<p>13:4</p> <p><b>Administrator</b> 1:4 4:19</p> <p><b>admit</b> 91:24</p> <p><b>admitted</b> 85:17</p> <p><b>admitting</b> 40:11</p> <p><b>advice</b> 72:6, 72:23 74:5, 74:12</p> <p><b>affect</b> 9:11, 9:14 23:17</p> <p><b>age</b> 12:2, 12:16 16:20, 64:18</p> <p><b>ago</b> 34:7, 40:5 58:14, 67:21, 83:21 93:23, 106:22 108:10</p> <p><b>agree</b> 14:8, 31:1 31:19, 43:17, 69:4 92:14, 96:12</p> <p><b>agreed</b> 92:8</p> <p><b>agreeing</b> 92:9</p> <p><b>air</b> 84:20</p> <p><b>al</b> 4:24</p> <p><b>alcohol</b> 60:14</p> <p><b>alcoholic</b> 60:10</p> <p><b>alive</b> 12:21</p> <p><b>allegation</b> 55:21</p> <p><b>allowed</b> 37:3</p> <p><b>Amolodipine</b> 9:20</p> <p><b>Amolodipine</b> 10:16</p> <p><b>ANNE</b> 1:17, 109:3 109:22</p> <p><b>answer</b> 7:13, 7:14 7:16, 16:9, 16:11 16:13, 28:14, 28:16 31:5, 31:21, 32:9 32:11, 32:13, 33:5 33:12, 39:8, 40:14 41:6, 63:20, 63:21 68:24, 88:2, 90:17 90:19, 101:9</p> <p><b>answered</b> 29:3</p> <p><b>answering</b> 8:22</p> <p><b>answers</b> 6:1, 7:1 70:10, 71:12, 74:22</p>	<p>75:5, 75:7</p> <p><b>anybody</b> 68:8, 68:9 82:14, 91:11, 91:12</p> <p><b>anymore</b> 37:13 82:23</p> <p><b>Apartment</b> 6:4 11:22</p> <p><b>apologize</b> 73:15</p> <p><b>appear</b> 87:10 106:19</p> <p><b>appearance</b> 5:3</p> <p><b>appears</b> 43:23</p> <p><b>applicable</b> 32:22 32:25, 33:7</p> <p><b>application</b> 21:17 22:2, 22:5, 22:11 35:13</p> <p><b>applied</b> 32:15</p> <p><b>applies</b> 15:19</p> <p><b>apply</b> 6:22</p> <p><b>applying</b> 41:8</p> <p><b>appreciate</b> 14:10 36:2, 37:3, 59:8 107:6, 107:7 107:16, 108:19</p> <p><b>approached</b> 65:20 66:18</p> <p><b>approaching</b> 72:9</p> <p><b>appropriate</b> 7:14 90:13</p> <p><b>approximate</b> 4:14 62:12</p> <p><b>approximately</b> 25:23, 72:7, 87:19 88:4</p> <p><b>approximation</b> 16:12, 16:14</p> <p><b>April</b> 1:21, 4:14 34:19, 34:19, 44:13</p> <p><b>argue</b> 35:24, 36:19 94:23</p> <p><b>arrive</b> 63:17, 63:23 78:20</p> <p><b>arrived</b> 65:2</p> <p><b>asked</b> 29:1, 29:6 29:7, 36:9, 54:4</p>	<p>54:9, 55:19, 76:9 76:25, 90:21 100:19, 106:4 106:10</p> <p><b>asking</b> 34:25, 35:8 39:4, 52:22, 52:25 57:6, 82:7, 93:9 93:23, 94:20, 96:7 96:13</p> <p><b>asks</b> 14:10, 71:24</p> <p><b>assigned</b> 25:22</p> <p><b>assistance</b> 74:23</p> <p><b>ASSOCIATES</b> 1:20, 2:2</p> <p><b>assumed</b> 7:17</p> <p><b>ate</b> 58:1</p> <p><b>attempt</b> 85:16 86:3, 96:6</p> <p><b>attention</b> 69:15 71:19, 73:4</p> <p><b>attorney</b> 8:6, 8:12 8:20, 8:22, 34:24 80:7, 80:11, 101:20 101:24, 102:3 102:8, 102:11 104:22, 109:11 109:15</p> <p><b>attorney/client</b> 101:11</p> <p><b>attorneys</b> 7:3, 8:21</p> <p><b>authorized</b> 83:10</p> <p><b>Ave</b> 62:10, 62:10 62:22, 63:2, 63:2 63:3, 63:24, 64:4 64:7, 65:15</p> <p><b>avenue</b> 1:20, 2:3 4:17, 61:19, 61:23 61:24, 62:1, 62:7 62:24, 72:10, 72:11 74:9, 103:19</p> <p><b>average</b> 50:8</p> <p><b>aware</b> 27:7, 74:24</p>	<p><b>back</b> 9:5, 10:24 11:1, 11:3, 11:7 11:14, 16:6, 19:4 23:18, 23:19, 25:14 28:19, 29:22, 42:19 43:21, 46:12, 46:14 50:21, 50:25, 51:5 51:11, 58:16, 58:17 65:10, 70:22, 73:9 74:19, 75:14, 76:5 76:13, 77:21, 81:8 81:16, 83:1, 85:13 86:12, 86:19, 95:17 97:6, 97:18, 98:12 98:22, 104:1, 104:5 104:6</p> <p><b>background</b> 83:13</p> <p><b>banging</b> 69:13</p> <p><b>barrels</b> 66:13</p> <p><b>based</b> 81:19, 91:23</p> <p><b>basic</b> 31:11, 31:18 32:7, 38:14</p> <p><b>basically</b> 30:24</p> <p><b>basis</b> 29:10, 54:3 84:20, 91:9</p> <p><b>Baum</b> 2:7, 5:12</p> <p><b>Bay</b> 61:23, 62:1 62:7, 62:10, 62:10 62:22, 63:2, 63:3 63:6, 63:13, 63:18 63:24, 64:4, 64:7 65:3, 65:3, 65:15 65:18, 65:21, 66:2 66:9, 66:19, 67:2 67:6, 67:13, 68:3 68:12, 69:21, 72:10 72:11, 74:9, 103:19</p> <p><b>bed</b> 57:14, 58:24 59:1</p> <p><b>began</b> 15:11, 27:13 67:6</p> <p><b>beginning</b> 27:15 50:5, 50:8, 50:12 56:14, 65:11, 72:17</p> <p><b>begins</b> 73:19</p> <p><b>behalf</b> 1:3, 1:5, 1:5</p>
			<p><b>B</b></p> <p><b>B-a-y</b> 62:1</p>	

4:19, 4:21, 4:21 5:12, 19:10, 80:7 83:21 <b>belabor</b> 57:17 <b>believe</b> 9:14, 81:12 85:21, 108:12 <b>best</b> 11:10, 74:23 <b>beverages</b> 60:10 <b>beyond</b> 106:20 <b>big</b> 86:15 <b>birds</b> 83:13 <b>bless</b> 57:15 <b>Block</b> 62:21 <b>blocks</b> 62:14, 62:17 62:21, 63:3 <b>blog</b> 93:3 <b>blood</b> 10:19, 10:20 11:4, 11:7, 11:13 52:11, 52:13, 59:20 59:23, 60:3, 60:6 <b>Bloomfield</b> 50:9 61:17, 61:23, 62:7 62:23, 62:24, 63:3 63:4, 63:13, 74:7 79:10, 79:14, 80:5 103:19 <b>blue</b> 65:6, 65:7 <b>book</b> 34:17, 34:23 37:17 <b>books</b> 37:14, 37:23 <b>born</b> 16:22 <b>brake</b> 50:21, 51:4 51:11 <b>braking</b> 50:24 <b>brand</b> 10:13 <b>break</b> 47:8, 47:10 75:10 <b>breakfast</b> 58:1 <b>bridge</b> 106:23 <b>bring</b> 58:16, 86:12 97:4 <b>Broad</b> 62:24, 63:2 63:5, 63:9, 63:11 63:13, 65:18, 65:21 66:3, 66:5, 66:9 66:19, 68:3, 69:24	72:9, 74:6, 103:25 <b>brought</b> 12:17 12:22 <b>bud</b> 93:21 <b>building</b> 12:8 <b>built</b> 108:2 <b>bump</b> 72:11, 72:13 72:19, 76:16, 76:17 76:20, 76:23, 77:4 77:9, 77:12, 77:23 <b>bumper</b> 50:22 50:25, 51:5, 51:12 <b>bus</b> 18:12, 18:15 18:19, 18:20, 19:6 19:9, 19:16, 19:25 20:7, 20:11, 20:12 20:15, 20:16, 20:17 20:21, 20:23, 21:1 21:4, 21:10, 21:21 22:16, 24:3, 24:11 24:12, 24:17, 25:19 26:9, 26:12, 26:14 26:23, 27:3, 27:17 27:23, 30:11, 32:24 39:5, 42:3, 42:9 43:18, 44:17, 45:2 46:15, 46:17, 46:19 47:1, 47:1, 47:21 47:23, 47:24, 47:25 48:15, 48:16, 49:18 49:20, 50:1, 50:15 50:16, 50:20, 50:22 50:24, 51:2, 51:3 51:8, 55:20, 55:22 61:11, 61:16, 61:20 64:3, 64:8, 64:9 64:16, 65:2, 65:6 65:9, 65:15, 65:17 65:20, 65:20, 65:24 66:18, 66:19, 67:6 67:13, 68:3, 68:6 68:9, 68:11, 68:13 68:19, 68:22, 69:2 69:5, 69:10, 69:11 69:14, 69:14, 69:17 69:18, 69:20, 69:23	70:2, 72:8, 72:12 72:12, 74:6, 74:8 76:3, 76:4, 76:5 76:7, 76:9, 76:10 76:11, 76:12, 76:13 76:18, 76:21, 77:5 77:13, 77:20, 77:22 77:24, 78:2, 78:3 78:8, 78:11, 78:12 78:14, 78:25, 79:1 79:3, 79:4, 79:6 81:21, 81:23, 87:6 87:8, 87:11, 87:16 87:17, 88:21, 89:5 89:10, 90:3, 90:9 91:11, 91:12, 91:16 92:2, 92:3, 92:4 92:6, 98:21, 99:3 99:3, 99:4, 99:5 99:11, 99:14, 100:9 100:20, 101:16 101:18, 103:11 103:15, 104:1 104:15 <b>buses</b> 20:22, 20:23 20:25, 27:24 100:11 <b>business</b> 103:15 <b>busses</b> 20:7	44:19, 45:3, 78:23 79:8 <b>care</b> 31:25 <b>careful</b> 33:14 <b>carry</b> 64:2 <b>case</b> 35:10, 55:18 93:4, 102:7, 104:19 104:20, 106:3 106:23, 107:10 109:15 <b>catch</b> 68:19, 68:21 69:14 <b>CDL</b> 20:4, 31:15 32:2 <b>CECERI</b> 1:17 109:3, 109:22 <b>Center</b> 13:1 <b>certain</b> 24:21 24:24, 44:20, 71:2 106:4 <b>certainly</b> 82:6 <b>certificate</b> 14:23 <b>certification</b> 74:21 <b>certified</b> 1:17, 5:18 83:9, 109:22 <b>certify</b> 74:21, 109:5 109:10 <b>chair</b> 80:21 <b>chance</b> 43:14, 55:5 102:20 <b>change</b> 47:8 <b>changed</b> 108:2 <b>changes</b> 48:5, 48:7 <b>characteristics</b> 64:19 <b>characterization</b> 97:22 <b>check</b> 50:20, 50:20 50:20, 50:21, 50:21 50:24, 51:3, 51:7 51:11, 51:14, 51:16 51:17, 51:20, 51:24 60:2, 68:18 <b>checking</b> 51:1 <b>children</b> 12:9, 20:7 <b>chirping</b> 83:13	<b>choose</b> 48:10, 49:1 <b>circumstances</b> 26:15 <b>clarification</b> 8:9 36:15, 53:20 107:23 <b>clarified</b> 93:11 <b>clarify</b> 57:3 <b>clarity</b> 74:4 <b>class</b> 17:13, 17:18 19:13, 19:15 <b>clean</b> 56:5 <b>clear</b> 107:1, 107:4 107:14, 107:25 <b>clearly</b> 57:2 <b>client</b> 27:4, 93:2 <b>clip</b> 80:25, 87:1 88:23, 89:2, 89:4 89:22, 91:13, 91:18 91:19, 92:15, 94:2 97:8, 98:12, 98:14 98:22 <b>clips</b> 89:16, 93:10 95:1, 96:17, 96:19 <b>closer</b> 66:2, 66:3 66:5 <b>Coach</b> 21:11, 21:12 21:16, 22:2, 22:5 22:12, 22:14, 22:17 22:20, 22:23, 22:24 22:25, 23:3, 23:13 23:13, 23:14, 23:22 23:23, 23:24, 46:22 <b>coaching</b> 85:24 <b>college</b> 107:8 <b>collision</b> 74:3 <b>colloquy</b> 90:1 <b>come</b> 15:3, 15:10 21:13, 47:23, 56:15 76:12, 76:21, 80:22 83:1, 95:21 <b>coming</b> 13:21 13:22, 107:10 <b>commencing</b> 1:21 <b>commercial</b> 17:9 17:21, 18:4, 18:11
<b>C</b>				
<b>C-1</b> 70:11, 73:7 73:12, 73:15, 73:17 73:24 <b>CALCAGNO</b> 1:19 2:2 <b>call</b> 13:19, 55:9 56:20, 66:12, 99:19 <b>called</b> 5:22, 5:24 7:7 <b>callously</b> 85:22 <b>camera</b> 100:10 <b>cameras</b> 100:9 100:12 <b>car</b> 41:16, 42:11				

18:14, 19:12, 19:18 22:18, 30:1, 30:4 30:6, 30:13, 30:16 30:19, 30:24, 31:17 32:6, 32:18, 32:20 32:22, 33:1, 33:7 33:19, 34:10, 34:13 34:14, 37:25, 38:4 38:13 <b>committed</b> 56:23 <b>Community</b> 1:9 2:9, 4:23, 5:12 22:20, 22:22, 22:25 22:25, 23:14, 23:23 23:23, 23:25, 24:2 24:23, 25:18, 26:16 26:20, 27:10, 27:23 28:3, 28:7, 29:25 32:15, 38:19, 40:18 41:9, 41:18, 46:23 102:11 <b>companies</b> 23:16 <b>company</b> 18:21 18:22, 18:23, 19:6 19:9, 19:25, 20:3 20:7, 20:11, 20:12 20:14, 20:15, 20:16 20:17, 21:3, 21:10 21:21, 38:19, 49:12 101:15, 102:3 102:11, 103:15 104:23 <b>company's</b> 103:10 <b>compare</b> 14:2 <b>complete</b> 14:20 <b>completed</b> 14:13 22:1, 22:5, 22:11 72:10, 74:8 <b>completely</b> 13:17 35:17, 96:24 <b>comply</b> 44:13 <b>computer</b> 19:22 19:23 <b>concern</b> 83:15 84:15, 86:5 <b>concludes</b> 105:8	<b>condition</b> 10:22 69:6 <b>conditions</b> 38:16 <b>conducted</b> 102:12 <b>conference</b> 53:18 58:19, 82:4, 86:21 91:5 <b>connotation</b> 41:5 <b>consistently</b> 91:22 <b>consume</b> 60:13 <b>consumed</b> 60:9 <b>contemporaneous</b> 86:7 <b>context</b> 89:16, 94:2 94:4, 94:8, 94:12 94:21, 94:23, 94:23 96:18, 96:18 <b>continue</b> 75:10 81:16, 85:14, 99:21 105:17, 105:19 <b>continued</b> 67:2 <b>contrary</b> 76:25 <b>control</b> 67:17 106:19 <b>conversations</b> 102:7, 104:23 <b>conviction</b> 44:23 <b>copy</b> 34:22, 34:23 35:1, 43:12, 70:15 <b>corner</b> 65:17 65:21, 66:9, 68:3 71:10 <b>Corp</b> 1:9, 4:22 <b>CORP.'s/L.L.C.'S</b> 1:11 <b>correct</b> 8:7, 14:18 18:15, 22:18, 24:18 25:20, 26:21, 27:11 30:2, 30:13, 30:17 31:13, 31:15, 32:22 33:2, 33:10, 33:15 38:8, 40:18, 43:25 45:7, 45:21, 46:15 46:17, 46:20, 49:14 49:24, 50:12, 51:8 61:14, 63:14, 66:24	67:3, 67:25, 68:4 69:6, 69:11, 71:5 71:17, 73:18, 77:18 77:25, 78:8, 79:8 79:21, 79:24, 80:9 80:12, 80:14, 80:17 89:5, 89:10, 90:4 100:9, 103:2 103:15, 103:19 <b>correctly</b> 10:9 19:4, 25:4, 25:17 27:13, 49:3, 63:1 63:12, 72:14, 74:10 79:12, 104:2 <b>counsel</b> 5:2, 14:10 31:24, 35:15, 37:5 43:9, 54:16, 55:3 59:7, 62:14, 65:13 70:14, 72:7, 72:23 74:6, 74:13, 74:23 81:9, 82:8, 83:21 85:4, 86:5, 86:14 86:25, 89:15, 90:1 90:10, 91:10, 92:7 93:19, 94:19, 95:5 98:15, 101:10 105:3, 105:5 105:21, 107:10 109:11, 109:15 <b>counted</b> 87:20 88:4 <b>County</b> 1:1, 4:25 39:17, 39:20, 41:22 <b>couple</b> 93:11, 94:7 <b>course</b> 8:19, 36:19 43:24, 44:2, 44:6 56:12, 103:14 <b>court</b> 1:1, 1:18 4:13, 4:24, 5:19 7:3, 7:6, 28:18 35:13, 82:16, 82:21 83:10, 83:20, 84:4 84:8, 93:21, 97:1 108:8, 109:3 109:22 <b>court's</b> 108:13	<b>courtesy</b> 95:14 <b>coworkers</b> 104:24 <b>Cranford</b> 1:20, 2:4 4:18 <b>crazy</b> 96:21 <b>create</b> 69:6, 96:2 <b>created</b> 82:8 <b>creating</b> 84:10 <b>Creole</b> 2:16, 5:17 6:1, 6:2, 80:1 87:13, 87:15, 87:20 87:21, 88:6, 98:4 <b>CROSS</b> 3:2 <b>cross-examination</b> 93:20, 95:22 <b>crying</b> 78:3 <b>cuff</b> 60:3 <b>curb</b> 67:20, 67:22 67:23, 67:24	<b>defendants</b> 1:13 36:16 <b>defense</b> 108:11 <b>defensive</b> 43:24 44:2, 44:5 <b>deliveries</b> 18:1 <b>demand</b> 108:4 <b>denied</b> 35:9, 35:21 <b>dep</b> 35:25, 36:20 <b>Department</b> 79:11 79:14 <b>deposition</b> 1:7 1:15, 4:15, 6:15 6:18, 6:22, 6:22 8:4, 8:12, 8:17 8:20, 9:8, 9:12 11:16, 15:19, 35:7 35:9, 35:10, 35:14 35:16, 47:13, 47:17 55:24, 56:14, 80:17 95:13, 97:2, 99:23 100:3, 105:9 105:13, 106:8 107:18, 107:19 107:19, 108:3 109:13 <b>depositions</b> 95:7 <b>describe</b> 64:10 64:18, 72:3, 76:6 103:23 <b>described</b> 64:24 65:22 <b>describing</b> 99:2 <b>Description</b> 3:9 <b>Deshon</b> 1:4, 4:20 5:8, 27:4, 77:24 <b>designate</b> 73:25 <b>detail</b> 72:4, 76:6 76:14 <b>detective</b> 79:15 80:6, 90:7, 98:19 98:20, 101:2, 101:6 101:25 <b>detour</b> 43:6 <b>DeVito</b> 2:7, 5:12 <b>DiBono</b> 2:7, 5:11
<b>D</b>				
<b>dangerous</b> 69:6 <b>date</b> 4:3, 4:6, 4:9 43:19, 71:9, 72:5 100:8, 103:4, 107:2 107:2, 109:7 <b>dates</b> 39:21, 41:7 <b>daughter</b> 11:24 12:5, 12:10, 12:14 <b>daughter's</b> 11:25 <b>day</b> 34:8, 34:10 34:12, 47:2, 52:4 52:22, 53:1, 53:21 53:23, 59:21, 60:6 60:6, 82:13 <b>days</b> 49:19, 49:19 <b>dead</b> 78:2, 78:14 79:1, 79:6 <b>deal</b> 90:23 <b>deceased</b> 1:4, 4:20 12:21 <b>December</b> 40:4 45:20 <b>Defendant</b> 2:9 2:14, 70:10				



5:11, 23:6, 23:10 25:8, 25:11, 27:25 28:11, 31:3, 31:22 33:4, 33:17, 36:15 38:24, 39:3, 41:11 43:9, 63:25, 68:25 69:7, 73:7, 73:13 81:9, 82:12, 89:1 89:11, 89:13, 90:10 91:10, 91:21, 92:7 92:12, 92:23, 98:14 102:14, 105:23 <b>died</b> 77:22, 78:2 <b>difference</b> 108:5 <b>different</b> 10:14 13:18, 14:14, 20:23 52:24, 58:16, 83:19 98:8, 98:23 <b>differently</b> 58:8 <b>dignify</b> 106:1 <b>direct</b> 3:2, 6:9, 31:4 42:24, 71:2, 71:19 73:4, 74:18, 101:9 <b>directing</b> 32:10 <b>direction</b> 74:1 <b>directly</b> 78:18 <b>disagree</b> 35:18 35:23, 35:24, 95:9 95:10, 96:13, 96:24 107:21 <b>disagreeing</b> 92:10 <b>discard</b> 37:20 <b>disciplined</b> 38:18 <b>disclose</b> 41:14 <b>discovery</b> 11:17 35:8, 35:12, 39:14 39:17, 55:20, 93:16 93:18, 101:17 106:4, 106:6, 107:5 107:9 <b>discuss</b> 8:23 <b>discussed</b> 51:15 <b>discussing</b> 38:1 87:1 <b>discussion</b> 9:4 9:23, 16:5, 70:21	81:14, 108:11 <b>dishwasher</b> 18:2 <b>disrespect</b> 22:8 <b>distance</b> 15:22 16:17, 62:9, 62:11 62:17 <b>distinguishing</b> 64:19 <b>district</b> 18:17 18:24, 18:25 <b>Division</b> 1:1, 4:25 <b>Docket</b> 1:2, 4:25 <b>doctor</b> 9:25, 10:1 11:11 <b>document</b> 70:9 70:13, 71:1, 71:17 102:17, 102:18 102:21, 103:17 108:4 <b>doing</b> 17:20, 18:23 70:5, 94:9, 95:5 <b>dozen</b> 48:25 <b>Dr</b> 10:4, 10:7 <b>dressed</b> 64:17 <b>drink</b> 60:14 <b>drive</b> 18:14, 20:21 20:25, 24:3, 27:23 30:11, 32:24, 38:7 49:9, 50:7, 50:16 100:11 <b>driven</b> 49:4, 49:18 <b>driver</b> 22:16, 27:18 27:23, 30:13, 32:6 32:7, 32:18, 32:20 32:22, 33:14, 33:19 48:9, 103:11 <b>driver's</b> 17:1, 17:4 17:8, 17:23, 18:4 18:11, 18:14, 19:12 19:19, 22:18, 30:1 30:4, 30:16, 30:20 30:24, 31:11, 31:17 31:18, 34:15, 38:4 38:10, 38:13, 38:14 44:3, 44:7, 44:11 <b>drivers</b> 25:21, 33:1	33:8 <b>driving</b> 15:11 15:13, 17:20, 19:9 20:7, 20:22, 25:20 25:24, 26:9, 26:10 26:12, 27:3, 34:10 34:14, 37:25, 38:20 41:18, 42:2, 42:9 43:18, 43:22, 43:24 44:2, 44:5, 44:9 44:17, 44:18, 45:1 46:14, 47:5, 47:21 47:25, 48:3, 48:19 103:25 <b>drove</b> 47:1, 69:24 <b>duly</b> 5:23, 6:6 <b>duty</b> 31:25 <b>DVIRs</b> 55:22	107:20 <b>endorsement</b> 30:6 30:11 <b>English</b> 6:1, 6:2 22:2, 22:9, 38:2 38:3 <b>entail</b> 24:1 <b>entire</b> 90:7 <b>entirety</b> 103:7 <b>entities</b> 23:1 <b>entitled</b> 55:23 70:10, 94:20, 96:8 96:9, 96:11, 102:18 <b>entitlement</b> 107:8 <b>entity</b> 27:14, 27:14 <b>equivalent</b> 14:25 <b>ESQ</b> 2:3, 2:7, 2:12 <b>ESQS</b> 2:7, 2:12 <b>essentially</b> 6:23 <b>Essex</b> 1:1, 4:25 39:17, 39:19, 41:22 <b>established</b> 101:17 <b>Estate</b> 1:4, 4:20 5:8 <b>estimate</b> 11:10 15:21, 16:12, 16:14 21:6, 54:7, 62:4 67:5, 77:13 <b>ESX-L-4861-14</b> 1:2, 5:1 <b>et</b> 4:23 <b>evening</b> 52:19 <b>everyone's</b> 106:18 <b>evidence</b> 83:11 86:3 <b>exactly</b> 11:8, 11:9 15:17, 15:20, 21:5 44:21, 50:3, 50:6 64:1 <b>EXAMINATION</b> 6:9 <b>examined</b> 6:7 <b>example</b> 15:23 <b>exception</b> 94:19 <b>excerpts</b> 80:19 <b>exchanged</b> 105:12	<b>excluding</b> 40:24 72:22, 74:12 101:19, 101:24 102:3, 102:7 102:10, 104:22 <b>excuse</b> 32:2, 82:2 90:20 <b>excused</b> 53:17 82:4, 90:21, 91:5 <b>Exhibit</b> 3:9, 4:5 4:8 <b>Exhibits</b> 4:2 <b>existed</b> 66:9 <b>expect</b> 36:13, 75:25 <b>expecting</b> 75:21 75:22 <b>expert</b> 102:6 <b>experts</b> 106:24 <b>expired</b> 60:20, 61:3 <b>explain</b> 13:16 <b>explanation</b> 13:24 <b>extended</b> 106:13 106:15 <b>extent</b> 23:12, 24:16 39:3 <b>eyes</b> 61:8, 61:9 <b>eyewitness</b> 106:18 <b>eyewitnesses</b> 106:14, 107:14
<b>E</b>				
<p><b>earlier</b> 74:19 <b>early</b> 37:16, 37:21 <b>east</b> 1:20, 2:3, 4:18 6:5, 11:22, 12:25 19:2, 19:3, 19:10 74:2 <b>Eddie</b> 10:4 <b>edit</b> 89:25 <b>education</b> 13:13 <b>effect</b> 7:24 <b>either</b> 96:2 <b>elderly</b> 64:12 <b>eleven</b> 88:5 <b>embarrass</b> 93:6 96:4, 96:7 <b>embarrassing</b> 93:8 <b>employed</b> 21:16 25:18, 26:21, 27:10 109:12, 109:15 <b>employee</b> 109:14 <b>employer</b> 20:15 21:22, 100:12 104:24 <b>employment</b> 27:14 <b>encompassed</b></p>				
<b>F</b>				
<p><b>F-a-r-r-e-l-l</b> 5:6 <b>fact</b> 94:13 <b>facts</b> 106:25 <b>factual</b> 93:16 93:17 <b>fail</b> 69:5 <b>failure</b> 44:13 <b>fair</b> 14:15, 36:25 48:19, 49:22, 59:22 62:15, 62:20, 68:2 84:16, 108:12 <b>fairly</b> 43:17 <b>faithfully</b> 5:25 <b>fall</b> 107:19</p>				

<b>falling</b> 99:4, 99:9 99:14, 104:15 <b>Falls</b> 2:13 <b>false</b> 74:25 <b>familiar</b> 30:19 48:17 <b>far</b> 105:12 <b>Farrell</b> 2:3, 3:4, 5:5 5:6, 6:10, 6:12 8:25, 14:9, 16:8 23:21, 25:16, 29:11 29:16, 29:24, 31:9 32:8, 34:25, 35:17 35:23, 36:3, 36:8 36:11, 36:18, 36:25 37:4, 37:8, 37:11 39:1, 39:7, 39:25 40:2, 42:22, 43:12 47:7, 47:19, 52:25 53:4, 53:9, 54:4 54:11, 54:18, 54:23 55:4, 55:12, 56:7 56:12, 57:5, 57:10 57:17, 58:3, 58:7 58:15, 58:20, 59:9 62:1, 62:15, 62:20 65:10, 68:16, 70:4 70:16, 70:18, 70:24 73:9, 73:14, 73:18 75:9, 75:16, 80:25 81:12, 81:15, 82:10 82:19, 82:25, 83:5 83:14, 84:3, 84:16 84:22, 84:25, 85:6 85:12, 86:1, 86:8 86:11, 86:23, 88:23 89:18, 89:25, 90:15 90:22, 91:7, 92:1 92:10, 92:20, 92:24 93:7, 93:17, 93:24 94:3, 94:18, 94:22 95:9, 96:6, 96:11 96:15, 96:23, 97:8 97:10, 98:16, 98:22 99:20, 100:4 100:14, 101:12	104:20, 105:1 105:6, 105:11 107:16, 108:9 108:17 <b>fast</b> 39:24, 45:9 <b>fatal</b> 89:9 <b>fault</b> 41:2, 106:17 <b>favor</b> 95:5 <b>feel</b> 76:12, 76:13 <b>feeling</b> 72:13 72:18 <b>feet</b> 62:18 <b>fell</b> 51:6 <b>felt</b> 72:11, 76:4 76:8, 76:10, 76:11 76:15, 76:17, 76:20 76:23, 77:9, 77:12 <b>female</b> 64:21 64:22 <b>fictitious</b> 1:11, 1:11 1:12 <b>filed</b> 4:24 <b>filled</b> 21:17 <b>film</b> 100:19, 100:20 <b>financially</b> 109:16 <b>find</b> 37:23, 107:7 <b>fine</b> 36:25, 40:2 62:15, 84:22, 85:3 <b>finish</b> 13:19, 14:25 77:10, 90:15, 94:6 <b>finished</b> 37:15 <b>firm</b> 85:5, 107:2 <b>first</b> 5:23, 6:6, 10:2 15:7, 15:8, 15:15 17:11, 17:13, 22:22 26:20, 31:12, 34:15 36:23, 39:25, 41:20 43:4, 49:12, 51:7 64:5, 101:5, 102:18 103:17 <b>five</b> 24:20, 25:6 25:19, 25:23, 58:13 64:9 <b>five-second</b> 94:25 <b>fix</b> 55:8 <b>flip</b> 42:20, 103:21	<b>floors</b> 51:17 <b>Florida</b> 15:9 <b>folks</b> 106:14 <b>follow</b> 30:16, 30:24 32:21, 48:8 <b>following</b> 39:21 41:23 <b>follows</b> 6:8 <b>force</b> 7:24 <b>foregoing</b> 74:22 74:25, 109:5 <b>forgot</b> 89:6 <b>form</b> 23:7, 27:5 27:25, 28:4, 28:10 29:19, 31:2, 31:20 31:22, 33:3, 33:11 33:16, 33:17, 38:24 39:2, 40:8, 40:13 40:25, 41:11, 46:24 63:19, 63:25, 68:23 68:25, 69:7, 69:8 70:11, 71:20, 73:11 73:17, 87:23, 89:11 98:1, 102:14, 104:7 <b>forth</b> 72:5, 105:20 109:8 <b>forward</b> 36:21 <b>four</b> 20:8, 20:9 20:10, 24:15, 24:17 24:19, 25:5, 25:19 25:23, 26:7, 39:15 40:12, 40:16, 40:22 41:10, 93:22 <b>Freeway</b> 45:19 <b>Friday</b> 1:21, 4:14 95:13, 95:15 <b>front</b> 68:13, 68:16 76:17, 96:4, 99:3 99:4, 99:14, 104:1 104:5, 104:5 <b>full</b> 24:16 <b>fun</b> 89:23, 94:15 94:18 <b>further</b> 105:1 109:10, 109:13 <b>future</b> 36:17	<b>G</b> <b>game</b> 85:20, 86:2 93:12 <b>games</b> 95:22 <b>gamesmanship</b> 95:2 <b>gap</b> 86:15, 86:25 <b>garage</b> 49:21 61:12 <b>garden</b> 15:8, 50:9 61:21 <b>general</b> 29:1, 29:2 29:7, 30:23, 39:8 51:8, 51:9, 52:23 59:1, 59:5, 59:17 59:23, 74:1 <b>generally</b> 29:8 29:9, 57:14, 59:4 <b>gentleman</b> 78:11 <b>gestures</b> 99:8 99:12 <b>getting</b> 35:9, 95:1 95:20, 104:15 <b>Giannone</b> 2:12 5:10 <b>give</b> 6:21, 7:8, 9:12 9:19, 11:12, 13:23 15:19, 15:21, 16:11 16:13, 20:17, 21:6 21:19, 26:4, 26:5 34:23, 40:1, 47:24 62:4, 76:14, 93:16 95:14, 107:8 <b>given</b> 6:2, 7:23 26:1, 26:11, 26:12 <b>gives</b> 60:20 <b>Glenn</b> 2:3, 5:6 6:12 <b>go</b> 8:25, 21:12 23:18, 49:21, 58:24 59:1, 60:17, 60:21 74:3, 77:20, 80:25 81:9, 88:23, 90:22 96:2, 98:12, 99:20 105:6	<b>God</b> 57:15 <b>going</b> 4:10, 6:21 8:6, 9:2, 15:18 16:3, 16:6, 22:7 23:8, 29:14, 31:4 31:9, 34:22, 35:11 36:20, 39:13, 39:23 42:13, 43:21, 45:9 46:11, 47:7, 47:11 47:15, 51:17, 53:6 53:9, 53:10, 53:16 53:22, 54:19, 55:1 55:10, 56:4, 56:4 56:11, 56:18, 56:22 57:7, 57:14, 57:24 57:25, 66:6, 66:21 70:8, 71:1, 71:19 72:2, 73:4, 73:11 73:23, 74:18, 75:11 76:3, 80:19, 80:20 80:22, 83:18, 85:20 85:21, 85:22, 86:24 89:19, 90:11, 90:19 90:24, 93:1, 93:3 93:5, 93:6, 93:14 94:14, 94:24, 95:2 95:4, 96:19, 96:24 99:16, 100:1, 100:5 101:8, 102:16 103:21, 105:15 107:25 <b>good</b> 5:5, 6:11 6:13, 69:9, 84:23 86:9, 95:13, 95:15 <b>gotten</b> 56:1 <b>granted</b> 106:5 <b>greater</b> 74:4 <b>green</b> 65:7, 65:8 67:1 <b>group</b> 42:13 <b>guarantee</b> 93:2 <b>guy</b> 97:15, 97:24 98:6 <b>guys</b> 86:10
--	---	--	--	---

<p><b>H</b></p> <p><b>habit</b> 52:23, 54:10 56:20, 57:2, 57:22 57:25, 58:2, 58:6</p> <p><b>Haiti</b> 13:15, 13:17 14:7, 14:12, 14:14 14:21, 15:4, 16:25 38:8</p> <p><b>half</b> 48:25, 55:25</p> <p><b>halfway</b> 73:12</p> <p><b>hand</b> 45:6, 99:8 99:12</p> <p><b>handicapped</b> 51:25</p> <p><b>hands</b> 98:25</p> <p><b>handy</b> 35:2, 37:13</p> <p><b>happen</b> 75:18 75:24, 93:15</p> <p><b>happened</b> 20:9 21:9, 40:5, 44:16 53:21, 53:23, 56:25 57:25, 58:14, 65:1 72:19, 73:2, 74:16 76:2, 77:18, 77:19 77:21, 99:3</p> <p><b>happens</b> 26:1</p> <p><b>he'll</b> 82:15, 85:10 85:11, 85:25</p> <p><b>head</b> 7:12, 64:13</p> <p><b>headlights</b> 70:2</p> <p><b>hear</b> 69:13, 81:3 81:7, 84:10, 97:11 104:1</p> <p><b>heard</b> 77:21, 78:19 83:22, 85:7, 85:9 87:4, 87:5, 87:19 89:17, 97:13, 97:14 97:24, 104:4</p> <p><b>hearing</b> 57:16 58:11, 60:16, 61:6</p> <p><b>hears</b> 84:9</p> <p><b>heightened</b> 31:25 32:1</p> <p><b>heirs-at-law</b> 1:5 4:21</p> <p><b>held</b> 1:16, 1:19</p>	<p>15:7, 27:17, 27:20 30:1, 32:6, 38:8 38:10</p> <p><b>help</b> 104:9</p> <p><b>helped</b> 20:4</p> <p><b>helps</b> 52:8</p> <p><b>hereinbefore</b> 109:7</p> <p><b>high</b> 10:20, 11:4 11:7, 11:13, 13:19 15:1</p> <p><b>higher</b> 30:25 31:18, 32:6</p> <p><b>highest</b> 13:13</p> <p><b>highway</b> 73:6 73:25</p> <p><b>hired</b> 22:14, 22:17 23:3, 23:12, 40:18</p> <p><b>history</b> 44:9</p> <p><b>hit</b> 42:12, 67:15 67:16, 67:18, 76:4 76:7, 76:10, 76:11 76:12</p> <p><b>hold</b> 71:1</p> <p><b>holiday</b> 95:16</p> <p><b>home</b> 11:20, 34:17 37:24</p> <p><b>hour</b> 50:10, 50:11 50:11, 67:8, 77:15</p> <p><b>hours</b> 24:13, 24:15 24:17, 24:19, 24:20 25:6, 25:19, 25:24 26:6, 26:7, 26:8 52:18, 53:24, 54:19 54:24, 55:25, 57:11 57:19, 58:22, 79:20 89:9</p>	<p><b>immigrated</b> 16:20</p> <p><b>impact</b> 101:10</p> <p><b>implied</b> 101:16</p> <p><b>implies</b> 41:1, 92:17</p> <p><b>improperly</b> 92:16</p> <p><b>incident</b> 3:12, 4:7 27:2, 27:10, 40:24 42:19, 43:19, 47:21 48:1, 49:17, 65:4 74:7, 78:10, 79:3 79:7, 79:21, 100:8 100:18, 100:22 101:21, 102:5 102:18, 102:23 103:19, 104:14 104:24</p> <p><b>include</b> 74:3</p> <p><b>included</b> 106:5</p> <p><b>including</b> 92:15 100:19</p> <p><b>incomplete</b> 89:2</p> <p><b>indicated</b> 39:20 79:8</p> <p><b>indicates</b> 41:22 42:5, 103:18</p> <p><b>indicating</b> 77:6</p> <p><b>indication</b> 44:23</p> <p><b>individual</b> 99:4</p> <p><b>individually</b> 1:10</p> <p><b>information</b> 11:13 22:12, 39:14, 41:21 42:5, 72:17, 72:22</p> <p><b>ingested</b> 9:11</p> <p><b>inspection</b> 55:19</p> <p><b>instruction</b> 44:14 56:13</p> <p><b>instructions</b> 6:21 8:2, 15:18</p> <p><b>insurance</b> 44:1 44:4</p> <p><b>interested</b> 109:16</p> <p><b>interpret</b> 5:25 82:13, 83:10</p> <p><b>interpretation</b> 14:5 52:21, 54:12</p> <p><b>interpreted</b> 82:18</p>	<p><b>interpreter</b> 2:16 5:15, 5:16, 5:17 5:22, 9:20, 13:16 13:23, 14:1, 14:6 14:11, 28:15, 31:7 36:12, 39:23, 40:1 45:22, 56:17, 61:24 66:16, 68:14, 73:17 88:10, 91:1, 99:18</p> <p><b>interrogatories</b> 3:11, 4:4, 70:11 71:13, 71:16, 71:21 73:12, 73:24, 74:22 75:6, 106:7</p> <p><b>Interrogatory</b> 72:24</p> <p><b>intersection</b> 66:3 72:10</p> <p><b>interview</b> 78:22 79:24, 79:25, 80:20 89:22, 90:8, 101:1 101:6, 101:25</p> <p><b>interviewed</b> 79:15 80:6, 89:8, 90:7</p> <p><b>investigation</b> 39:14 102:12</p> <p><b>investigative</b> 39:19</p> <p><b>inviting</b> 28:25</p> <p><b>involved</b> 19:17 38:23, 39:11, 41:4 42:6, 46:7</p> <p><b>involvement</b> 102:10</p> <p><b>involving</b> 42:2</p> <p><b>isolated</b> 91:17 92:15, 96:18</p> <p><b>issued</b> 38:5</p> <p><b>issues</b> 33:10</p> <p><b>items</b> 87:1</p>	<p><b>Jersey</b> 1:1, 1:9 1:19, 1:21, 2:4 2:13, 4:18, 4:22 4:24, 5:24, 6:5, 6:7 11:22, 13:1, 13:8 13:11, 17:19, 18:8 18:9, 18:25, 38:5 38:11, 38:14, 46:20 74:7, 109:4</p> <p><b>job</b> 15:7, 15:8 22:15, 32:15, 41:8 41:20, 48:2, 60:20 69:3</p> <p><b>John</b> 1:10, 1:11 2:17, 4:12</p> <p><b>Johnson</b> 1:3, 1:4 4:19, 4:20, 5:7, 5:8 27:4, 72:13, 77:24 85:22</p> <p><b>Johnson's</b> 27:4</p> <p><b>Join</b> 33:4</p> <p><b>Joseph</b> 19:16 19:25, 20:2, 20:3</p> <p><b>judge</b> 7:25, 35:19 55:9, 56:21, 92:21 93:1, 93:21, 94:7 106:4, 106:9 106:11, 107:1 107:13, 107:22</p> <p><b>judge's</b> 107:20</p> <p><b>July</b> 11:1, 11:7 11:14, 27:2, 27:9 38:22, 39:10, 40:24 42:19, 43:19, 46:13 46:14, 47:2, 47:5 47:21, 48:1, 49:17 52:3, 52:6, 52:13 52:19, 52:19, 58:23 58:23, 59:10, 59:15 60:10, 60:15, 60:19 60:23, 61:10, 63:16 66:9, 68:7, 69:24 72:7, 72:17, 72:20 73:2, 74:16, 87:8 100:12, 103:4</p> <p><b>jump</b> 73:11</p>
	<p><b>I</b></p> <p><b>identification</b> 4:3 4:6, 4:9, 66:7, 70:9 102:17</p> <p><b>identified</b> 102:6</p> <p><b>immediately</b> 62:6 62:10, 63:17, 64:4 65:2, 65:11, 74:2</p>	<p><b>instructions</b> 6:21 8:2, 15:18</p> <p><b>insurance</b> 44:1 44:4</p> <p><b>interested</b> 109:16</p> <p><b>interpret</b> 5:25 82:13, 83:10</p> <p><b>interpretation</b> 14:5 52:21, 54:12</p> <p><b>interpreted</b> 82:18</p>	<p><b>J</b></p> <p><b>JANE</b> 1:10, 1:11</p> <p><b>January</b> 21:20 39:21, 39:21, 39:24 40:3, 40:3</p>	

<b>jumping-off</b> 35:11 <b>June</b> 34:19, 41:24 43:23, 46:2, 46:6 46:9, 60:24 <b>jury</b> 7:25	<b>L</b>	70:1 <b>limit</b> 45:10, 45:14 <b>limited</b> 38:15 <b>line</b> 48:15, 48:16 48:21, 75:6, 90:12 91:13, 92:15, 94:6 94:10, 95:23 <b>lines</b> 48:23, 49:6 49:7, 49:8 <b>little</b> 14:14, 39:24 89:23, 94:15 <b>live</b> 11:23, 12:4 12:25, 13:2, 13:5 13:6, 13:10 <b>lived</b> 12:7, 13:8 <b>lives</b> 11:24 <b>living</b> 12:23, 12:24 15:12 <b>LLC</b> 1:20, 2:2 <b>located</b> 4:17, 20:12 <b>location</b> 72:5 103:18 <b>long</b> 10:22, 10:23 12:7, 20:6, 21:3 34:7, 40:5, 47:20 47:25, 50:7 <b>longer</b> 21:7, 36:13 <b>look</b> 33:9, 42:16 42:20, 43:14, 70:12 71:2, 78:25, 100:7 101:2, 101:21 101:24, 102:19 102:20 <b>looked</b> 43:4, 58:12 101:6 <b>looking</b> 43:1, 101:1 <b>looks</b> 99:8 <b>lost</b> 31:7 <b>lot</b> 35:14, 106:10 <b>Luker</b> 79:15 <b>Lycee</b> 14:24	<b>machine</b> 7:7, 7:8 51:20, 60:1 <b>machines</b> 45:5 <b>making</b> 18:1, 67:12 68:11 <b>male</b> 64:21 <b>manual</b> 30:20 33:20, 33:25, 34:10 34:14, 37:21, 37:25 <b>Maplewood</b> 10:6 <b>Marie</b> 2:16 <b>marked</b> 4:2, 4:5 4:8, 66:7, 70:9 100:6, 102:17 <b>Market</b> 2:8 <b>married</b> 12:18 12:19 <b>materials</b> 11:17 <b>Matt</b> 2:17 <b>matter</b> 1:16, 4:18 107:3 <b>mean</b> 7:12, 30:9 37:12, 48:8, 51:1 64:15, 67:22, 88:16 88:17, 88:18, 99:7 104:5 <b>means</b> 57:3, 95:25 96:1 <b>meant</b> 82:15, 82:24 83:17, 84:11, 85:11 87:12, 88:20 <b>media</b> 4:11, 47:16 99:24, 100:2, 105:9 <b>medication</b> 9:13 9:17, 10:2, 10:8 10:10, 10:14, 11:2 11:3, 11:14, 52:9 52:10, 52:16, 59:15 59:18, 59:24 <b>medications</b> 9:10 9:24, 11:6 <b>medicine</b> 52:13 <b>memory</b> 54:3 <b>mess</b> 55:11 <b>Michael</b> 2:12, 5:9 <b>Mikason</b> 12:13	<b>mile</b> 45:13 <b>miles</b> 50:1, 50:4 67:8, 77:15 <b>mind</b> 86:14 <b>minutes</b> 50:10 50:11, 70:7 <b>mirror</b> 68:13 68:14, 68:17 <b>mislead</b> 54:16 96:10, 96:12 <b>misleading</b> 56:5 56:8, 92:16, 93:23 93:24, 94:1, 96:12 96:14 <b>misstate</b> 32:4 <b>misstatement</b> 31:23, 32:12 <b>moment</b> 42:16 43:21, 52:5, 67:21 100:7, 102:19 <b>money</b> 51:21 <b>month</b> 21:19 34:19, 60:24 <b>months</b> 20:8, 20:9 20:10, 21:7, 21:8 21:9, 48:6, 48:7 83:21 <b>morning</b> 5:5, 6:11 6:13, 47:24, 50:15 <b>mornings</b> 58:2 <b>motion</b> 35:7, 99:12 106:3, 107:12 <b>motor</b> 19:20, 32:17 34:11, 38:23, 39:11 39:15, 39:16, 40:16 45:21, 45:23, 46:7 <b>mouth</b> 87:14 <b>move</b> 12:8, 36:11 56:4, 80:24 <b>moving</b> 29:20 36:20, 98:25 <b>multiple</b> 85:17 <b>MVA</b> 39:4
<b>K</b>				
<b>K-e-r</b> 79:17, 79:18 <b>Kanger</b> 61:19 <b>Kaplan</b> 2:7, 5:12 <b>KAY</b> 1:17, 109:3 109:22 <b>keep</b> 29:20, 36:20 37:14, 42:21, 94:25 95:2 <b>kept</b> 85:22 <b>killed</b> 27:3, 78:7 <b>kin</b> 1:5, 4:22 <b>kind</b> 20:23, 20:25 84:19, 93:12 104:17 <b>knew</b> 12:23, 49:22 79:6 <b>know</b> 11:8, 11:9 14:22, 16:9, 16:11 16:13, 17:14, 22:20 24:13, 26:10, 29:13 29:18, 34:2, 35:25 37:18, 37:18, 37:23 40:10, 41:2, 41:7 44:20, 45:4, 49:6 49:15, 49:25, 50:1 50:6, 56:10, 56:13 61:5, 62:11, 78:15 83:6, 84:10, 85:2 85:15, 85:20, 89:6 92:21, 94:9, 95:4 100:16, 100:17 102:11, 102:15 102:15, 105:12 107:21 <b>knowledge</b> 32:17 74:24 <b>knows</b> 84:11	<b>L-u-g-e-r</b> 79:16 79:16 <b>lady</b> 65:6, 65:7 65:11, 65:12, 65:22 65:24, 89:7, 90:3 <b>language</b> 38:2 98:9 <b>law</b> 1:1, 1:19, 4:24 31:24, 32:4, 32:12 <b>laws</b> 32:17, 32:21 <b>lay</b> 32:4, 56:16 <b>learn</b> 78:11, 79:3 <b>learned</b> 77:17 77:19, 77:23, 78:6 <b>leased</b> 46:22 <b>leave</b> 21:21, 53:11 53:14 <b>left</b> 12:22, 61:12 76:5, 76:13, 78:24 <b>letters</b> 105:12 105:14, 105:20 <b>level</b> 13:13 <b>license</b> 15:14 15:15, 15:24, 17:1 17:4, 17:11, 17:13 17:18, 17:18, 17:23 18:4, 18:11, 18:14 19:13, 19:19, 22:18 30:2, 30:5, 30:6 30:17, 30:20, 30:23 30:24, 31:11, 31:12 31:15, 31:17, 31:18 34:15, 38:4, 38:7 38:10, 38:13, 38:14 44:3, 44:7, 44:11 109:23 <b>licenses</b> 17:9 <b>lie</b> 91:20, 93:13 <b>lied</b> 94:13 <b>light</b> 65:5, 65:6 65:6, 65:8, 66:18 67:1, 90:13 <b>lights</b> 50:20, 50:24 51:4, 51:11, 69:23	<b>M</b> <b>M-i-k-a-s-o-n</b> 12:13		

<p><b>N</b></p> <p><b>name</b> 4:11, 5:5 6:11, 9:18, 10:13 10:14, 10:15, 11:13 11:25, 20:14, 62:6 62:8, 71:4, 71:16 71:24, 75:5, 103:2</p> <p><b>named</b> 79:15</p> <p><b>names</b> 10:15</p> <p><b>Naomi</b> 1:3, 4:19 5:7, 27:4</p> <p><b>narrow</b> 35:22</p> <p><b>narrowly</b> 106:5</p> <p><b>near</b> 99:3, 99:4 99:14</p> <p><b>necessarily</b> 8:13 92:9</p> <p><b>need</b> 7:8, 37:19 43:1, 49:16, 54:21 54:23, 60:2, 73:11 86:4, 97:2</p> <p><b>needed</b> 68:6</p> <p><b>neither</b> 109:10</p> <p><b>Network</b> 4:13</p> <p><b>never</b> 12:23</p> <p><b>new</b> 1:1, 1:9, 1:19 1:21, 2:4, 2:13 4:18, 4:22, 4:24 5:24, 6:4, 6:5, 6:7 11:21, 11:22, 12:24 13:1, 13:8, 13:10 17:19, 18:8, 18:9 18:25, 25:2, 25:5 25:19, 25:22, 26:1 26:4, 26:11, 26:23 26:25, 38:5, 38:11 38:14, 46:19, 50:15 74:7, 106:5, 107:9 108:7, 109:4</p> <p><b>Newark</b> 20:13 20:13, 21:23</p> <p><b>night</b> 52:13, 53:7 56:9, 57:15, 57:22 58:25, 59:10, 59:19 59:24</p>	<p><b>nine</b> 87:18, 87:20 87:21, 88:4</p> <p><b>Nineteen</b> 34:6</p> <p><b>nipped</b> 93:20</p> <p><b>nod</b> 7:12</p> <p><b>noise</b> 104:1, 104:4</p> <p><b>north</b> 74:1</p> <p><b>northbound</b> 72:9 74:6</p> <p><b>Nos</b> 3:9</p> <p><b>Notary</b> 1:18, 5:23 6:6, 109:4</p> <p><b>noted</b> 32:9, 84:4 92:21, 96:24 108:20</p> <p><b>notice</b> 43:23, 95:12 95:15, 105:13 106:6, 107:18 107:18, 108:1 108:3, 108:7</p> <p><b>notices</b> 105:13 106:6, 107:17</p> <p><b>Nova</b> 46:17, 49:18</p> <p><b>November</b> 44:22</p> <p><b>number</b> 47:4, 72:8</p>	<p><b>objection</b> 8:21 8:23, 29:10, 29:13 29:18, 29:19, 31:3 32:3, 32:8, 36:16 39:6, 40:25, 41:5 52:20, 53:5, 53:10 53:19, 54:3, 57:18 82:7, 84:1, 84:3 84:21, 89:13, 89:21 90:10, 90:16, 90:19 90:20, 90:23, 91:9 92:8, 92:18, 92:20 96:23</p> <p><b>objectionable</b> 31:6</p> <p><b>objections</b> 36:1 89:18</p> <p><b>objectivist</b> 105:25</p> <p><b>obligated</b> 68:22</p> <p><b>obstructing</b> 46:3</p> <p><b>obstructionist</b> 106:21</p> <p><b>obtain</b> 17:4, 18:4 19:18</p> <p><b>obtained</b> 13:14 17:8, 17:11, 17:18 18:11, 18:13, 57:20 58:23</p> <p><b>obtaining</b> 50:15</p> <p><b>obviously</b> 53:20 56:24, 57:23</p> <p><b>occur</b> 45:16</p> <p><b>occurred</b> 65:4 74:8</p> <p><b>occurrence</b> 72:4</p> <p><b>October</b> 39:22 40:4, 41:23</p> <p><b>offense</b> 45:1, 45:21 46:2</p> <p><b>office</b> 10:5, 39:17 39:20, 41:22, 95:7</p> <p><b>officer</b> 91:15</p> <p><b>offices</b> 1:19</p> <p><b>official</b> 5:22, 82:9 82:17, 83:25, 84:2 84:13, 86:7</p> <p><b>officium</b> 84:20</p>	<p><b>okay</b> 6:11, 7:11 8:9, 8:10, 8:15 8:19, 9:7, 9:10 9:14, 10:11, 10:18 10:24, 11:1, 11:6 12:18, 12:20, 12:24 13:21, 13:25, 13:25 14:3, 14:6, 14:11 14:17, 14:25, 15:3 15:18, 16:9, 16:15 16:16, 16:18, 16:25 17:7, 18:1, 18:3 18:17, 18:20, 19:1 19:8, 19:21, 19:23 20:3, 20:25, 21:3 21:6, 21:15, 24:13 24:16, 25:4, 25:22 26:1, 26:6, 26:15 27:1, 29:15, 34:4 34:7, 37:16, 37:20 40:11, 43:8, 46:6 48:17, 48:23, 49:3 49:8, 50:22, 51:7 51:22, 51:25, 52:12 53:2, 59:17, 59:22 60:22, 61:2, 62:25 64:7, 69:4, 70:8 70:17, 71:3, 72:1 73:4, 73:20, 74:18 77:2, 77:17, 84:16 89:8, 97:18, 98:3 100:16, 100:22 101:4, 101:19 104:17, 108:17</p> <p><b>old</b> 16:23, 35:10 106:3, 107:8</p> <p><b>on-the-bus</b> 24:14</p> <p><b>once</b> 37:18, 60:20 61:3</p> <p><b>open-ended</b> 28:12</p> <p><b>operate</b> 33:1</p> <p><b>operating</b> 33:8 72:8</p> <p><b>operation</b> 45:21 45:23</p> <p><b>opportunity</b> 8:5</p>	<p>8:11, 8:23</p> <p><b>opposed</b> 57:13</p> <p><b>orange</b> 6:5, 11:22 12:25, 13:1, 19:2 19:2, 19:3, 19:10 45:17, 45:17, 66:12</p> <p><b>order</b> 18:14, 19:12 19:18, 30:16, 42:21 95:8, 95:11, 107:1 107:4, 107:21</p> <p><b>ordinary</b> 103:14</p> <p><b>outside</b> 29:16 82:20, 83:2</p> <p><b>owned</b> 46:19</p>
		<b>P</b>		
		<p><b>P-1A</b> 3:10, 4:2 42:14</p> <p><b>P-1J</b> 100:6</p> <p><b>P-1K</b> 100:6</p> <p><b>P-1P</b> 3:10, 4:2 42:14, 66:7, 67:25</p> <p><b>P-2</b> 3:11, 4:5, 70:9</p> <p><b>P-3</b> 3:12, 4:8 102:17</p> <p><b>p.m</b> 75:15, 103:5 108:20</p> <p><b>Pacifica</b> 13:15 14:7</p> <p><b>page</b> 3:9, 55:15 71:3, 71:4, 71:20 71:22, 73:8, 74:19 81:13, 103:1 103:17, 103:21</p> <p><b>pages</b> 33:25, 34:3 55:15</p> <p><b>paid</b> 20:2</p> <p><b>paper</b> 24:6, 24:9 64:2</p> <p><b>papers</b> 60:21</p> <p><b>parked</b> 77:20</p> <p><b>parsing</b> 56:15 56:17</p> <p><b>part</b> 39:16</p> <p><b>particular</b> 18:24</p>		

19:1, 48:15, 53:1 59:11 <b>parties</b> 109:12 <b>pass</b> 33:24, 42:12 <b>passage</b> 46:3 <b>passenger</b> 30:7 30:10, 42:10, 44:18 45:2 <b>passengers</b> 27:24 31:25, 64:3, 64:8 64:11, 69:17, 76:9 76:24, 76:25, 77:3 77:5 <b>passing</b> 77:22, 78:1 78:13 <b>Paul</b> 42:15 <b>pay</b> 21:24, 21:24 64:17 <b>penalty</b> 44:6 <b>pending</b> 40:9 42:25, 90:20 <b>Pennsylvania</b> 2:8 <b>people</b> 21:1, 21:24 26:14, 51:17, 51:21 51:25, 64:6, 64:9 64:24, 68:18, 76:8 <b>perceive</b> 58:7, 58:8 <b>Perceptions</b> 58:15 <b>period</b> 24:21 24:24, 25:1, 41:18 <b>permitted</b> 108:8 <b>person</b> 32:4, 48:12 64:12, 64:18, 68:21 69:2, 69:13, 69:15 78:15, 79:1, 79:4 85:21, 88:22, 91:25 98:21, 99:11 <b>personal</b> 39:5 <b>personally</b> 102:5 <b>Petion</b> 14:24 <b>Philadelphia</b> 2:8 <b>phone</b> 99:19 <b>photograph</b> 43:4 66:6, 66:8 <b>photographed</b> 67:25	<b>photographs</b> 42:14 43:10, 46:12, 99:17 100:6 <b>photos</b> 3:10, 4:1 42:17, 43:15, 43:17 <b>physical</b> 60:17 60:18, 60:23 <b>pick</b> 26:14, 48:9 48:11, 48:12, 48:13 48:22, 61:11, 64:3 64:13, 69:2, 88:21 <b>picked</b> 48:21 48:24, 64:6 <b>picking</b> 48:14 50:16 <b>picks</b> 21:1 <b>pills</b> 53:24 <b>place</b> 64:5, 73:6 73:25, 109:7 <b>plaintiff</b> 1:6, 5:4 5:7, 85:16 <b>Plaintiffs</b> 2:5 <b>play</b> 81:8, 81:15 85:20, 97:8, 97:18 98:22 <b>played</b> 81:2, 81:18 87:3, 88:25, 97:9 98:17, 98:24 <b>playing</b> 86:1, 87:2 93:12 <b>Plaza</b> 50:9, 61:21 <b>please</b> 5:2, 5:4 7:13, 7:20, 8:21 9:19, 16:1, 16:12 53:14, 65:11, 66:16 70:12, 71:1, 80:23 86:17, 87:1, 88:2 88:24, 90:17 103:22 <b>point</b> 18:3, 35:11 57:10, 57:18, 59:18 77:17, 77:23, 79:2 80:1, 84:24, 86:10 96:16, 96:16 <b>points</b> 44:3, 44:6 <b>police</b> 44:14, 45:5	45:12, 78:20, 78:23 78:24, 79:8, 79:11 79:14, 80:6, 89:9 91:15, 91:23, 91:24 <b>policy</b> 38:20, 38:20 103:10 <b>portion</b> 66:2, 76:20 101:1, 101:7 <b>portions</b> 71:2 <b>portray</b> 43:18, 66:8 <b>position</b> 92:13 107:15, 108:12 108:13 <b>practice</b> 32:5, 58:6 59:1, 59:5, 59:17 59:23 <b>pray</b> 52:7 <b>prayed</b> 58:10 <b>predicament</b> 107:6 <b>prefer</b> 29:17, 29:19 <b>preference</b> 14:4 <b>preparation</b> 11:16 <b>prepare</b> 103:7 103:11, 104:9 104:12, 104:17 <b>prepared</b> 8:16 102:24 <b>prescribe</b> 10:7 <b>prescribed</b> 9:25 10:3 <b>presence</b> 29:17 82:20, 83:2 <b>present</b> 2:16, 7:3 65:22, 66:13, 80:7 80:11 <b>preserve</b> 36:1 <b>preserved</b> 29:19 <b>pressure</b> 9:13 10:19, 10:20, 11:4 11:7, 11:13, 52:11 52:13, 59:20, 59:24 60:3, 60:6 <b>presume</b> 105:18 <b>pretty</b> 106:25 <b>previously</b> 100:6 <b>prickly</b> 105:25	<b>primarily</b> 49:4 <b>primary</b> 49:8 <b>printed</b> 71:4 <b>prior</b> 39:4, 72:13 72:18, 74:3, 82:8 83:21 <b>private</b> 18:21 18:22, 18:23, 41:16 42:9, 42:11, 44:18 44:19, 45:1, 45:3 <b>privilege</b> 101:11 <b>probably</b> 73:12 83:17, 84:6 <b>probation</b> 41:17 <b>probationary</b> 41:18 <b>problem</b> 29:13 37:4, 84:17 <b>problems</b> 33:9 <b>procedures</b> 50:14 <b>proceed</b> 5:20, 8:16 9:7 <b>proceeding</b> 74:2 86:7 <b>Proceedings</b> 1:16 <b>produce</b> 105:13 106:7, 108:1, 108:8 <b>producing</b> 35:6 35:16, 95:6 <b>production</b> 108:4 <b>professional</b> 95:13 <b>Prompt</b> 18:19 18:20, 19:5, 19:9 20:6 <b>pronouncing</b> 10:8 <b>propounded</b> 5:25 <b>Prosecutor's</b> 39:17 39:20, 41:22 <b>protect</b> 55:2, 89:20 <b>provide</b> 34:24 35:1 <b>provided</b> 22:12 55:23, 74:22 <b>Public</b> 1:18, 5:23 6:6, 109:4 <b>pull</b> 34:17, 94:10	<b>punishment</b> 75:1 <b>purpose</b> 17:21 83:3 <b>put</b> 41:17, 51:21 78:23, 79:8, 93:3 94:8 <b>putting</b> 94:11
<b>Q</b>				
<b>qualified</b> 82:13 82:24 <b>question</b> 7:9, 7:16 7:17, 7:19, 11:12 14:17, 16:10, 22:7 23:12, 23:17, 27:6 28:13, 28:16, 28:17 29:7, 31:6, 31:8 31:21, 32:11, 32:13 37:20, 38:25, 39:7 39:8, 40:9, 40:14 41:12, 42:25, 53:12 54:5, 54:9, 54:25 55:5, 62:16, 70:5 71:20, 71:24, 72:1 72:2, 72:3, 72:3 73:5, 73:5, 73:23 75:23, 80:4, 81:6 81:17, 87:7, 87:25 88:6, 90:17, 94:17 95:2, 97:19, 97:20 97:23, 98:13, 98:23 101:14, 101:19 <b>question-and-ans...</b> 6:23 <b>questioning</b> 90:13 <b>questions</b> 5:25, 7:1 27:2, 29:1, 29:2 29:3, 29:5, 46:11 55:6, 56:6, 57:1 80:21, 93:10, 93:11 93:22, 93:23, 93:25 94:7, 94:12, 94:20 96:7, 96:13, 97:4 99:16, 105:2, 105:3 105:4				

<b>quick</b> 9:1, 25:12 99:18 <b>quote</b> 72:6, 73:5 73:24, 74:5, 74:9 103:24 <b>quote/unquote</b> 84:13, 84:19	25:10, 25:15, 28:20 28:22, 28:24, 29:14 35:3, 35:5, 37:10 41:3, 43:22, 47:12 47:16, 54:16, 56:23 65:14, 70:21, 81:14 82:1, 85:13, 85:23 90:23, 91:8, 96:3 99:21, 105:7, 105:7 105:10, 105:11 105:16, 107:25 <b>records</b> 70:18 <b>recross</b> 3:2, 105:2 <b>redirect</b> 3:2, 105:2 <b>reference</b> 83:24 84:18, 84:23, 85:6 86:9 <b>referencing</b> 84:18 <b>refrain</b> 8:21 <b>refusing</b> 54:14 57:3, 57:5 <b>regulations</b> 32:17 32:21 <b>rehash</b> 105:16 <b>reiterate</b> 107:11 <b>related</b> 23:1, 23:16 27:14, 101:22 109:11 <b>relates</b> 72:1 <b>relative</b> 49:14 109:14 <b>reliance</b> 106:24 <b>relief</b> 35:22 <b>relitigating</b> 106:2 <b>remember</b> 11:15 15:17, 15:20, 15:23 19:17, 21:5, 44:12 44:15, 44:21, 45:9 45:11, 46:1, 46:5 46:6, 46:10, 46:10 50:3, 52:17, 52:17 53:8, 54:5, 54:6 54:22, 54:24, 56:19 56:24, 57:14, 58:3 58:25, 59:16, 59:21 60:8, 61:12, 62:2	62:3, 62:8, 64:1 64:12, 64:13, 64:23 64:25, 100:10 <b>remembers</b> 52:22 53:21, 53:23, 54:15 56:24, 58:13 <b>reopen</b> 35:11 107:9 <b>rephrase</b> 31:9 101:12 <b>replay</b> 82:21, 83:1 86:15, 86:18, 86:24 <b>report</b> 3:12, 4:7 39:19, 102:18 102:19, 102:23 103:8, 103:12 104:10, 104:13 104:16, 104:18 <b>reporter</b> 1:18, 5:19 7:4, 7:6, 28:19 82:16, 82:21, 83:10 83:20, 84:5, 84:8 109:3, 109:22 <b>reporter's</b> 97:1 <b>Reporting</b> 4:13 <b>reports</b> 104:13 104:13 <b>represent</b> 5:4, 5:7 32:16, 39:13, 42:18 <b>Representing</b> 2:5 2:9, 2:14 <b>reptilian</b> 95:22 <b>request</b> 36:5, 36:6 91:4 <b>requests</b> 11:18 35:15, 36:17 107:18 <b>reserve</b> 105:15 105:18, 105:19 <b>respect</b> 50:4, 84:7 <b>respective</b> 36:1 105:15, 105:20 <b>responded</b> 88:5 <b>response</b> 37:9, 72:6 74:5 <b>responses</b> 7:9	71:15 <b>responsibilities</b> 27:22 <b>rest</b> 74:13, 94:12 96:20 <b>restarting</b> 107:4 <b>restaurant</b> 17:25 <b>restricted</b> 38:15 <b>result</b> 79:7 <b>retained</b> 106:24 <b>returnable</b> 106:8 108:5 <b>returns</b> 58:19 86:21 <b>review</b> 11:17 100:19, 100:23 102:2 <b>revoked</b> 38:15 <b>rid</b> 37:17 <b>right</b> 10:2, 10:13 30:4, 40:3, 40:7 40:22, 51:10, 61:5 62:25, 62:25, 67:20 68:12, 68:15, 69:20 72:10, 74:8, 74:20 80:23, 83:6, 85:12 87:18, 92:11, 98:5 98:18, 100:18 102:16, 103:22 103:24, 103:25 <b>right-hand</b> 67:2 67:12, 68:11, 69:21 75:17 <b>Right-sided</b> 68:16 <b>rights</b> 105:15 105:18, 105:19 <b>rise</b> 76:18, 76:21 <b>road</b> 73:6, 73:25 <b>rogs</b> 73:8 <b>Romain</b> 1:8, 1:10 2:14, 3:3, 4:16 4:23, 5:10, 6:11 21:25, 25:17, 27:1 32:14, 39:13, 42:13 43:3, 47:13, 47:17 47:20, 58:21, 70:8	70:25, 75:17, 86:24 89:3, 90:11, 92:16 99:24, 100:3, 100:5 106:12, 107:13 <b>Romain's</b> 70:10 91:13, 105:9 <b>Romaine</b> 12:13 12:13, 71:5 <b>Ronan</b> 2:12, 5:9 <b>room</b> 53:18, 58:19 82:5, 82:16, 84:14 86:22, 90:11, 91:6 <b>Ross</b> 2:7, 5:11 <b>rough</b> 62:9 <b>route</b> 2:13, 25:3 25:5, 25:19, 25:23 26:2, 26:4, 26:10 26:11, 26:24, 26:25 47:2, 47:4, 48:1 48:4, 48:20, 49:4 49:11, 49:14, 49:23 49:25, 50:4, 50:5 50:7, 61:16, 61:20 <b>routine</b> 53:25 <b>rule</b> 33:7, 92:21 93:2, 107:19 <b>rules</b> 30:15, 30:22 30:23, 32:21, 32:25 108:9 <b>run</b> 78:11, 79:3 <b>running</b> 52:19 68:21, 69:1, 69:5 69:10, 81:21, 81:23 87:6, 87:8, 87:11 87:16, 88:15, 88:21
<b>R</b>				
<b>radar</b> 45:7, 45:15 <b>ran</b> 27:3, 77:24 <b>read</b> 10:16, 22:8 28:19, 28:20, 33:19 33:22, 33:23, 33:23 34:1, 34:7, 34:9 34:12, 34:13, 34:17 34:23, 37:10, 65:10 65:14, 70:25, 71:15 72:2, 72:14, 73:23 74:10, 75:2, 85:2 94:6, 104:2 <b>reading</b> 108:13 <b>reads</b> 74:21, 81:22 <b>ready</b> 9:7 <b>real</b> 25:12, 84:20 107:3 <b>really</b> 53:8 <b>rear</b> 72:11 <b>recall</b> 42:7, 44:24 46:4, 52:15, 57:11 57:19, 58:22, 60:9 60:12, 60:22 <b>receive</b> 25:23, 26:3 26:16, 28:3 <b>received</b> 4:2, 4:5 4:8, 23:22, 26:19 28:7, 39:18, 49:13 <b>Recess</b> 25:13 47:14, 75:13, 99:25 <b>recollection</b> 59:11 59:14, 60:5 <b>record</b> 4:11, 5:3 8:25, 9:4, 9:23 16:2, 16:4, 16:5 23:9, 23:10, 25:8	25:10, 25:15, 28:20 28:22, 28:24, 29:14 35:3, 35:5, 37:10 41:3, 43:22, 47:12 47:16, 54:16, 56:23 65:14, 70:21, 81:14 82:1, 85:13, 85:23 90:23, 91:8, 96:3 99:21, 105:7, 105:7 105:10, 105:11 105:16, 107:25 <b>records</b> 70:18 <b>recross</b> 3:2, 105:2 <b>redirect</b> 3:2, 105:2 <b>reference</b> 83:24 84:18, 84:23, 85:6 86:9 <b>referencing</b> 84:18 <b>refrain</b> 8:21 <b>refusing</b> 54:14 57:3, 57:5 <b>regulations</b> 32:17 32:21 <b>rehash</b> 105:16 <b>reiterate</b> 107:11 <b>related</b> 23:1, 23:16 27:14, 101:22 109:11 <b>relates</b> 72:1 <b>relative</b> 49:14 109:14 <b>reliance</b> 106:24 <b>relief</b> 35:22 <b>relitigating</b> 106:2 <b>remember</b> 11:15 15:17, 15:20, 15:23 19:17, 21:5, 44:12 44:15, 44:21, 45:9 45:11, 46:1, 46:5 46:6, 46:10, 46:10 50:3, 52:17, 52:17 53:8, 54:5, 54:6 54:22, 54:24, 56:19 56:24, 57:14, 58:3 58:25, 59:16, 59:21 60:8, 61:12, 62:2	62:3, 62:8, 64:1 64:12, 64:13, 64:23 64:25, 100:10 <b>remembers</b> 52:22 53:21, 53:23, 54:15 56:24, 58:13 <b>reopen</b> 35:11 107:9 <b>rephrase</b> 31:9 101:12 <b>replay</b> 82:21, 83:1 86:15, 86:18, 86:24 <b>report</b> 3:12, 4:7 39:19, 102:18 102:19, 102:23 103:8, 103:12 104:10, 104:13 104:16, 104:18 <b>reporter</b> 1:18, 5:19 7:4, 7:6, 28:19 82:16, 82:21, 83:10 83:20, 84:5, 84:8 109:3, 109:22 <b>reporter's</b> 97:1 <b>Reporting</b> 4:13 <b>reports</b> 104:13 104:13 <b>represent</b> 5:4, 5:7 32:16, 39:13, 42:18 <b>Representing</b> 2:5 2:9, 2:14 <b>reptilian</b> 95:22 <b>request</b> 36:5, 36:6 91:4 <b>requests</b> 11:18 35:15, 36:17 107:18 <b>reserve</b> 105:15 105:18, 105:19 <b>respect</b> 50:4, 84:7 <b>respective</b> 36:1 105:15, 105:20 <b>responded</b> 88:5 <b>response</b> 37:9, 72:6 74:5 <b>responses</b> 7:9	71:15 <b>responsibilities</b> 27:22 <b>rest</b> 74:13, 94:12 96:20 <b>restarting</b> 107:4 <b>restaurant</b> 17:25 <b>restricted</b> 38:15 <b>result</b> 79:7 <b>retained</b> 106:24 <b>returnable</b> 106:8 108:5 <b>returns</b> 58:19 86:21 <b>review</b> 11:17 100:19, 100:23 102:2 <b>revoked</b> 38:15 <b>rid</b> 37:17 <b>right</b> 10:2, 10:13 30:4, 40:3, 40:7 40:22, 51:10, 61:5 62:25, 62:25, 67:20 68:12, 68:15, 69:20 72:10, 74:8, 74:20 80:23, 83:6, 85:12 87:18, 92:11, 98:5 98:18, 100:18 102:16, 103:22 103:24, 103:25 <b>right-hand</b> 67:2 67:12, 68:11, 69:21 75:17 <b>Right-sided</b> 68:16 <b>rights</b> 105:15 105:18, 105:19 <b>rise</b> 76:18, 76:21 <b>road</b> 73:6, 73:25 <b>rogs</b> 73:8 <b>Romain</b> 1:8, 1:10 2:14, 3:3, 4:16 4:23, 5:10, 6:11 21:25, 25:17, 27:1 32:14, 39:13, 42:13 43:3, 47:13, 47:17 47:20, 58:21, 70:8	70:25, 75:17, 86:24 89:3, 90:11, 92:16 99:24, 100:3, 100:5 106:12, 107:13 <b>Romain's</b> 70:10 91:13, 105:9 <b>Romaine</b> 12:13 12:13, 71:5 <b>Ronan</b> 2:12, 5:9 <b>room</b> 53:18, 58:19 82:5, 82:16, 84:14 86:22, 90:11, 91:6 <b>Ross</b> 2:7, 5:11 <b>rough</b> 62:9 <b>route</b> 2:13, 25:3 25:5, 25:19, 25:23 26:2, 26:4, 26:10 26:11, 26:24, 26:25 47:2, 47:4, 48:1 48:4, 48:20, 49:4 49:11, 49:14, 49:23 49:25, 50:4, 50:5 50:7, 61:16, 61:20 <b>routine</b> 53:25 <b>rule</b> 33:7, 92:21 93:2, 107:19 <b>rules</b> 30:15, 30:22 30:23, 32:21, 32:25 108:9 <b>run</b> 78:11, 79:3 <b>running</b> 52:19 68:21, 69:1, 69:5 69:10, 81:21, 81:23 87:6, 87:8, 87:11 87:16, 88:15, 88:21
<b>S</b>				
<b>s-e-e</b> 81:22, 81:23 88:11, 98:7 <b>s-i-m</b> 88:13 <b>safely</b> 33:2 <b>safer</b> 69:11 <b>safety</b> 30:22, 30:23 <b>Salvato</b> 2:17 <b>sat</b> 95:7, 95:11	25:10, 25:15, 28:20 28:22, 28:24, 29:14 35:3, 35:5, 37:10 41:3, 43:22, 47:12 47:16, 54:16, 56:23 65:14, 70:21, 81:14 82:1, 85:13, 85:23 90:23, 91:8, 96:3 99:21, 105:7, 105:7 105:10, 105:11 105:16, 107:25 <b>records</b> 70:18 <b>recross</b> 3:2, 105:2 <b>redirect</b> 3:2, 105:2 <b>reference</b> 83:24 84:18, 84:23, 85:6 86:9 <b>referencing</b> 84:18 <b>refrain</b> 8:21 <b>refusing</b> 54:14 57:3, 57:5 <b>regulations</b> 32:17 32:21 <b>rehash</b> 105:16 <b>reiterate</b> 107:11 <b>related</b> 23:1, 23:16 27:14, 101:22 109:11 <b>relates</b> 72:1 <b>relative</b> 49:14 109:14 <b>reliance</b> 106:24 <b>relief</b> 35:22 <b>relitigating</b> 106:2 <b>remember</b> 11:15 15:17, 15:20, 15:23 19:17, 21:5, 44:12 44:15, 44:21, 45:9 45:11, 46:1, 46:5 46:6, 46:10, 46:10 50:3, 52:17, 52:17 53:8, 54:5, 54:6 54:22, 54:24, 56:19 56:24, 57:14, 58:3 58:25, 59:16, 59:21 60:8, 61:12, 62:2	62:3, 62:8, 64:1 64:12, 64:13, 64:23 64:25, 100:10 <b>remembers</b> 52:22 53:21, 53:23, 54:15 56:24, 58:13 <b>reopen</b> 35:11 107:9 <b>rephrase</b> 31:9 101:12 <b>replay</b> 82:21, 83:1 86:15, 86:18, 86:24 <b>report</b> 3:12, 4:7 39:19, 102:18 102:19, 102:23 103:8, 103:12 104:10, 104:13 104:16, 104:18 <b>reporter</b> 1:18, 5:19 7:4, 7:6, 28:19 82:16, 82:21, 83:10 83:20, 84:5, 84:8 109:3, 109:22 <b>reporter's</b> 97:1 <b>Reporting</b> 4:13 <b>reports</b> 104:13 104:13 <b>represent</b> 5:4, 5:7 32:16, 39:13, 42:18 <b>Representing</b> 2:5 2:9, 2:14 <b>reptilian</b> 95:22 <b>request</b> 36:5, 36:6 91:4 <b>requests</b> 11:18 35:15, 36:17 107:18 <b>reserve</b> 105:15 105:18, 105:19 <b>respect</b> 50:4, 84:7 <b>respective</b> 36:1 105:15, 105:20 <b>responded</b> 88:5 <b>response</b> 37:9, 72:6 74:5 <b>responses</b> 7:9	71:15 <b>responsibilities</b> 27:22 <b>rest</b> 74:13, 94:12 96:20 <b>restarting</b> 107:4 <b>restaurant</b> 17:25 <b>restricted</b> 38:15 <b>result</b> 79:7 <b>retained</b> 106:24 <b>returnable</b> 106:8 108:5 <b>returns</b> 58:19 86:21 <b>review</b> 11:17 100:19, 100:23 102:2 <b>revoked</b> 38:15 <b>rid</b> 37:17 <b>right</b> 10:2, 10:13 30:4, 40:3, 40:7 40:22, 51:10, 61:5 62:25, 62:25, 67:20 68:12, 68:15, 69:20 72:10, 74:8, 74:20 80:23, 83:6, 85:12 87:18, 92:11, 98:5 98:18, 100:18 102:16, 103:22 103:24, 103:25 <b>right-hand</b> 67:2 67:12, 68:11, 69:21 75:17 <b>Right-sided</b> 68:16 <b>rights</b> 105:15 105:18, 105:19 <b>rise</b> 76:18, 76:21 <b>road</b> 73:6, 73:25 <b>rogs</b> 73:8 <b>Romain</b> 1:8, 1:10 2:14, 3:3, 4:16 4:23, 5:10, 6:11 21:25, 25:17, 27:1 32:14, 39:13, 42:13 43:3, 47:13, 47:17 47:20, 58:21, 70:8	70:25, 75:17, 86:24 89:3, 90:11, 92:16 99:24, 100:3, 100:5 106:12, 107:13 <b>Romain's</b> 70:10 91:13, 105:9 <b>Romaine</b> 12:13 12:13, 71:5 <b>Ronan</b> 2:12, 5:9 <b>room</b> 53:18, 58:19 82:5, 82:16, 84:14 86:22, 90:11, 91:6 <b>Ross</b> 2:7, 5:11 <b>rough</b> 62:9 <b>route</b> 2:13, 25:3 25:5, 25:19, 25:23 26:2, 26:4, 26:10 26:11, 26:24, 26:25 47:2, 47:4, 48:1 48:4, 48:20, 49:4 49:11, 49:14, 49:23 49:25, 50:4, 50:5 50:7, 61:16, 61:20 <b>routine</b> 53:25 <b>rule</b> 33:7, 92:21 93:2, 107:19 <b>rules</b> 30:15, 30:22 30:23, 32:21, 32:25 108:9 <b>run</b> 78:11, 79:3 <b>running</b> 52:19 68:21, 69:1, 69:5 69:10, 81:21, 81:23 87:6, 87:8, 87:11 87:16, 88:15, 88:21

<p><b>saw</b> 65:5, 78:25 81:11, 81:20, 85:17 85:22, 87:16, 88:15 88:20, 91:16, 91:24 92:1, 92:5, 98:20 99:11</p> <p><b>saying</b> 43:3, 43:6 54:2, 56:23, 57:7 77:2, 83:5, 92:2 92:24, 98:7, 98:10 98:19, 99:10</p> <p><b>says</b> 57:15, 71:20 73:15, 83:12, 83:23 91:11, 104:5</p> <p><b>scene</b> 42:19, 78:6 78:10, 78:20, 78:22 79:2</p> <p><b>scheduled</b> 63:17 63:23</p> <p><b>scheduling</b> 107:3</p> <p><b>school</b> 13:17, 13:19 14:2, 14:13, 14:13 14:20, 15:1, 18:12 18:15, 18:17, 18:19 18:20, 18:24, 19:1 19:16, 19:25, 20:2 20:4, 20:7, 20:23</p> <p><b>screw</b> 55:10</p> <p><b>seated</b> 7:4, 51:17 80:22</p> <p><b>seats</b> 51:16</p> <p><b>second</b> 9:1, 71:3 71:4, 90:18, 108:3 108:4</p> <p><b>see</b> 43:6, 43:6 43:11, 51:6, 60:2 66:21, 68:5, 68:9 68:21, 69:10, 72:12 75:2, 77:20, 80:2 81:3, 81:7, 81:21 81:21, 81:22, 81:22 83:2, 85:18, 85:19 85:19, 87:5, 87:5 87:7, 87:11, 87:17 88:7, 88:9, 88:11 89:6, 89:24, 91:14</p>	<p>92:3, 97:14, 97:14 97:17, 97:24, 97:24 98:6, 98:6, 98:7 98:8</p> <p><b>sees</b> 43:11</p> <p><b>send</b> 61:3</p> <p><b>sense</b> 84:5</p> <p><b>sentence</b> 96:20 96:21</p> <p><b>separate</b> 108:1</p> <p><b>September</b> 42:6 71:9, 71:13</p> <p><b>served</b> 95:12</p> <p><b>session</b> 6:23</p> <p><b>set</b> 43:10, 94:12 105:19, 109:7</p> <p><b>setting</b> 72:5</p> <p><b>seven</b> 62:5, 63:8 63:9</p> <p><b>Severe</b> 2:16, 5:16</p> <p><b>shelter</b> 65:17 65:24</p> <p><b>shock</b> 99:15</p> <p><b>short</b> 95:12</p> <p><b>shot</b> 35:21</p> <p><b>shoulders</b> 7:12</p> <p><b>show</b> 20:21, 24:6 26:13, 42:13, 66:6 70:8, 80:19, 95:23 100:5, 102:16 106:1</p> <p><b>showed</b> 24:3, 99:13</p> <p><b>showing</b> 89:21 91:10, 91:17, 92:14 94:2, 98:14, 99:9</p> <p><b>shrug</b> 7:12</p> <p><b>shut</b> 35:13</p> <p><b>side</b> 13:6, 67:20 68:12, 69:14, 76:5 76:13, 99:1</p> <p><b>sides</b> 106:24</p> <p><b>sideways</b> 99:1</p> <p><b>signal</b> 65:7, 65:12 66:22, 66:24, 69:20 90:3</p> <p><b>signaled</b> 65:12</p>	<p><b>signals</b> 24:12</p> <p><b>signature</b> 71:7 74:19, 74:20, 75:6 103:2, 103:22</p> <p><b>signed</b> 71:12, 71:16</p> <p><b>signing</b> 75:5</p> <p><b>silence</b> 36:7</p> <p><b>sim</b> 88:13, 96:1 96:1</p> <p><b>Simon</b> 10:4, 10:7</p> <p><b>simple</b> 53:12 54:25, 81:6</p> <p><b>sir</b> 9:24, 16:9 36:10, 108:18</p> <p><b>sit</b> 80:23</p> <p><b>sitting</b> 34:16, 82:16 83:20</p> <p><b>six</b> 21:7, 21:8, 21:9 62:5, 62:5, 63:7 63:9, 83:21</p> <p><b>sketch</b> 74:3</p> <p><b>sleep</b> 52:10, 52:18 53:24, 54:19, 54:25 56:3, 56:8, 57:19 58:22, 59:25</p> <p><b>slept</b> 57:12</p> <p><b>slippage</b> 51:18</p> <p><b>slowed</b> 65:8, 66:21 68:5</p> <p><b>so-called</b> 86:6</p> <p><b>somebody</b> 42:11 48:13, 69:1, 77:21 77:22, 78:1, 78:2 78:2, 78:13, 78:14 79:5, 80:2, 80:3 81:21, 81:23, 85:19 87:5, 87:11, 87:16</p> <p><b>somebody's</b> 79:5 104:14</p> <p><b>someone's</b> 69:4</p> <p><b>son</b> 12:15, 12:16 27:4</p> <p><b>Sonie</b> 2:16, 5:16</p> <p><b>sorry</b> 31:7, 61:25 73:9</p> <p><b>sort</b> 23:17</p>	<p><b>sounds</b> 53:25 54:17, 58:5, 85:5</p> <p><b>south</b> 1:20, 2:3 4:17, 74:1</p> <p><b>speak</b> 8:5, 8:11 42:25, 43:2, 102:6</p> <p><b>speaking</b> 29:12 32:3, 42:23, 53:5 54:9, 57:22, 57:24 84:14, 89:18, 89:21</p> <p><b>special</b> 30:12 30:15, 47:23</p> <p><b>specific</b> 21:18, 29:5 49:20, 51:10, 54:2 54:5, 59:14, 60:5</p> <p><b>specifically</b> 39:15 45:18, 52:22, 54:15 54:22, 54:24, 57:21 58:22, 61:18</p> <p><b>speed</b> 45:10, 45:14 65:8, 67:5, 77:8 77:11, 77:13</p> <p><b>speeding</b> 44:23 45:13</p> <p><b>spell</b> 88:11</p> <p><b>Spencer</b> 106:11 107:13</p> <p><b>Spencer's</b> 107:1</p> <p><b>sponsor</b> 20:1</p> <p><b>Stand</b> 53:15</p> <p><b>standard</b> 30:25 31:18, 32:1, 32:6</p> <p><b>standing</b> 36:16 89:7</p> <p><b>stands</b> 39:7</p> <p><b>start</b> 107:11</p> <p><b>started</b> 15:13 22:22, 41:20, 48:2 49:11, 49:12, 78:3</p> <p><b>starting</b> 5:4</p> <p><b>starts</b> 61:17</p> <p><b>state</b> 1:18, 2:13, 5:2 5:23, 6:6, 17:4 17:17, 36:4, 38:11 50:9, 61:21, 73:20 73:24, 109:4</p>	<p><b>statement</b> 72:16 72:23, 74:13, 74:14</p> <p><b>statements</b> 74:25</p> <p><b>states</b> 15:1, 15:4 15:6, 15:11, 15:16 16:21, 17:3, 17:5 17:8, 17:12, 31:12 73:5, 73:24, 103:22 103:24</p> <p><b>stating</b> 6:4</p> <p><b>station</b> 80:6</p> <p><b>Stay</b> 80:22, 105:7</p> <p><b>steno</b> 105:7</p> <p><b>stenographic</b> 7:8 91:8</p> <p><b>step</b> 73:10, 90:11 91:2</p> <p><b>stick</b> 14:5</p> <p><b>stood</b> 66:1</p> <p><b>stop</b> 26:13, 26:14 55:8, 62:6, 62:10 62:10, 62:22, 63:1 63:2, 63:17, 63:24 64:4, 65:2, 65:6 65:8, 65:20, 66:19 66:20, 66:22, 68:2 68:3, 68:5, 68:8 68:9, 68:22, 69:2 69:5, 69:11, 69:15 69:18, 76:8, 76:10 77:1, 77:5, 77:6 80:2, 80:2, 80:3 85:19, 87:17, 88:21 89:5, 89:10, 90:3 90:9, 91:11, 91:12 91:16, 91:25, 92:3 98:21, 99:11, 104:1</p> <p><b>stopped</b> 64:6 72:12, 80:3, 93:22</p> <p><b>stops</b> 61:22, 62:2 63:5, 63:9, 63:13</p> <p><b>story</b> 29:6</p> <p><b>straight</b> 76:4</p> <p><b>street</b> 2:8, 6:4 11:21, 12:24, 13:1 62:8, 63:5, 63:10</p>
---	--	--	---	---



63:11, 63:13, 65:3 65:3, 65:18, 66:2 66:4, 66:5, 66:19 68:3, 68:12, 69:21 69:24, 72:9, 73:6 73:20, 73:25, 74:7 79:4, 103:25 <b>streets</b> 21:2 <b>stress</b> 59:12 <b>strike</b> 11:2, 24:22 48:18, 66:17, 67:10 77:3, 78:5 <b>students</b> 19:9 <b>stuff</b> 101:9 <b>subject</b> 38:16, 75:1 105:2 <b>substances</b> 9:11 <b>sufficient</b> 22:4 <b>suggestion</b> 54:1 <b>Sunny</b> 13:6 <b>Sunset</b> 13:15, 14:7 <b>Superior</b> 1:1, 4:24 <b>supplemental</b> 106:6, 106:7 <b>supposed</b> 95:6 <b>sure</b> 35:20, 45:4 48:8, 51:18, 59:9 97:20, 104:18 <b>surprised</b> 107:12 <b>suspended</b> 38:15 <b>swear</b> 5:19 <b>switch</b> 99:21 <b>sworn</b> 5:23, 6:6 72:16 <b>system</b> 13:17, 14:2 14:13 <b>Szpara</b> 2:17, 4:12	59:18, 59:23, 70:12 75:9, 77:11, 94:19 95:7, 100:7, 102:19 107:22 <b>taken</b> 1:17, 6:18 7:3, 25:13, 35:21 42:19, 47:14, 52:12 75:13, 79:10, 89:16 99:25, 109:6 109:13 <b>talk</b> 25:11, 90:16 <b>talked</b> 44:9 <b>talking</b> 39:4, 48:14 52:23, 53:22, 55:17 56:2, 56:16, 57:2 67:19, 67:24, 70:1 78:19, 88:8 <b>talks</b> 57:23 <b>tape</b> 87:10, 87:19 99:21 <b>Technician</b> 2:17 <b>tell</b> 7:20, 15:24 16:10, 16:12, 29:4 29:5, 41:9, 54:11 57:25, 58:21, 64:2 65:1, 68:8, 82:15 83:7, 83:16, 85:25 <b>telling</b> 57:4, 58:9 91:15, 98:20 <b>ten</b> 34:4, 55:17 67:7, 88:4 <b>terms</b> 21:18, 53:23 62:13 <b>Terrace</b> 13:7 <b>test</b> 19:22, 19:23 20:4, 30:12, 34:11 34:15, 60:16, 60:17 60:22, 61:5 <b>tested</b> 61:6 <b>testified</b> 6:7, 90:2 <b>testify</b> 9:15, 57:9 <b>testifying</b> 7:24 45:12, 53:25, 54:12 58:5, 77:4, 91:21 <b>testimony</b> 9:12 34:9, 66:23, 88:14	92:18, 98:18, 101:4 109:6 <b>thank</b> 16:19, 17:17 29:20, 37:2, 37:5 43:8, 59:7, 59:8 65:13, 66:16, 70:17 73:13, 73:14, 105:5 108:18 <b>thing</b> 51:8, 95:5 99:10, 107:14 <b>things</b> 15:21, 16:16 29:20, 50:23, 51:10 56:23 <b>think</b> 8:9, 14:3 23:14, 23:16, 58:9 84:25, 85:7, 85:9 89:2, 90:12, 92:7 92:13, 92:13, 96:3 97:19, 97:22 105:14, 105:22 108:1 <b>third</b> 103:1 <b>three</b> 13:3, 26:7 35:10, 48:6, 48:7 49:19, 55:20, 62:21 63:3, 95:8, 95:11 105:9 <b>three-second</b> 89:16 91:19 <b>three-year</b> 106:3 <b>three-year-old</b> 35:12 <b>threw</b> 37:17 <b>throw</b> 37:15, 37:22 <b>ticket</b> 45:13 <b>till</b> 65:3 <b>time</b> 4:14, 8:12, 9:3 9:6, 10:23, 15:10 15:21, 15:25, 16:4 16:7, 16:17, 17:7 17:20, 18:3, 18:10 22:17, 23:9, 23:20 24:21, 24:24, 25:1 25:10, 25:15, 26:23 27:9, 28:24, 29:23 34:13, 34:15, 34:18	35:5, 36:5, 36:24 37:7, 40:5, 44:5 44:17, 47:13, 47:17 49:13, 50:8, 52:5 53:16, 55:8, 56:2 56:18, 58:11, 58:18 58:25, 59:4, 59:18 61:10, 63:17, 63:23 64:1, 64:13, 65:2 65:3, 70:5, 70:20 70:23, 72:5, 75:12 75:15, 81:5, 81:16 82:1, 86:15, 86:20 86:25, 90:12, 90:25 96:25, 97:1, 97:2 97:7, 99:23, 100:3 100:22, 101:5 101:20, 101:20 105:10, 108:20 <b>timeframe</b> 38:1 46:12 <b>timeline</b> 23:15 <b>times</b> 34:16, 48:22 49:18, 64:2, 85:18 <b>Tinton</b> 2:13 <b>tires</b> 50:21, 50:21 50:24, 51:11 <b>title</b> 22:15, 27:17 <b>titles</b> 27:20 <b>today</b> 4:13, 6:14 7:2, 8:4, 8:6, 8:10 8:13, 8:17, 9:12 9:15, 9:17, 11:17 35:15, 36:17, 40:24 64:11, 80:16, 90:2 91:22, 92:18, 95:19 101:5, 101:7, 101:7 106:12, 108:6 <b>told</b> 12:10, 26:17 28:2, 29:8, 41:15 42:11, 47:8, 51:23 76:10, 89:9, 90:8 91:22, 91:24 <b>top</b> 71:20 <b>total</b> 48:23 <b>town</b> 45:16, 45:17	<b>traffic</b> 66:18 <b>training</b> 19:13 20:10, 20:18, 20:20 23:4, 23:13, 23:22 24:1, 24:4, 24:6 24:8, 24:8, 24:10 24:11, 24:14, 24:17 24:24, 25:2, 25:5 25:20, 25:24, 26:3 26:5, 26:6, 26:12 26:16, 26:19, 28:3 28:7, 29:2, 49:13 49:16, 49:23 <b>transcribe</b> 84:5 84:6 <b>transcript</b> 81:10 81:20, 81:22, 82:8 82:9, 82:17, 83:24 84:12, 84:19, 85:4 85:7, 86:2, 86:6 86:6, 92:13, 109:6 <b>transcription</b> 83:7 <b>Transit</b> 1:9, 4:22 46:20 <b>translate</b> 42:23 <b>translator</b> 22:1 <b>Transport</b> 102:12 <b>Transportation</b> 1:10, 2:9, 4:23 5:13, 22:21, 22:25 23:24, 23:25, 24:2 24:23, 25:18, 26:17 26:20, 27:11, 27:24 28:3, 28:8, 30:1 32:16, 38:19, 40:18 41:9, 41:19, 46:23 <b>traveling</b> 74:6 77:8, 77:13 <b>trial</b> 94:5, 107:2 <b>true</b> 72:23, 74:13 74:13, 74:23, 89:12 90:6, 109:5 <b>truth</b> 73:1 <b>truthful</b> 22:12 75:7, 92:17 <b>try</b> 7:20, 107:8
<b>T</b>				
<b>take</b> 6:14, 9:17 19:15, 20:4, 30:12 35:18, 36:8, 42:16 44:2, 47:7, 47:9 50:7, 52:3, 52:4 52:9, 52:10, 55:23				

107:9 <b>trying</b> 55:11, 55:12 55:14, 68:18, 69:14 85:18, 91:18, 95:20 105:24, 106:21 <b>turn</b> 24:7, 24:11 65:15, 67:2, 67:6 67:10, 67:12, 67:13 68:11, 68:12, 69:20 69:21, 72:11, 74:8 75:18, 80:21, 91:18 103:25 <b>turned</b> 65:9, 76:3 <b>turning</b> 77:10 <b>Tuzzio</b> 2:12, 2:12 5:9, 5:9, 5:10 13:21, 13:25, 14:3 14:8, 16:2, 23:18 27:5, 28:4, 28:9 28:12, 28:18, 28:22 28:25, 29:15, 31:2 31:4, 31:20, 31:23 32:10, 33:3, 33:11 33:16, 35:3, 35:6 35:20, 36:2, 36:4 36:10, 36:14, 36:22 37:2, 37:5, 40:8 40:13, 40:25, 42:24 46:24, 52:20, 53:2 53:6, 53:13, 53:19 54:8, 54:14, 54:21 55:1, 55:7, 55:14 56:10, 56:15, 57:6 57:13, 57:21, 58:4 58:9, 59:7, 62:13 62:18, 63:19, 65:13 66:15, 68:23, 69:8 70:14, 70:17, 79:17 80:4, 80:14, 81:24 82:2, 82:6, 82:23 83:3, 83:9, 83:15 84:7, 84:17, 84:23 85:3, 85:9, 85:15 86:5, 86:9, 86:17 87:23, 89:15, 89:19 90:18, 91:3, 91:20	92:5, 92:14, 93:1 93:9, 93:19, 94:1 94:5, 94:21, 94:24 95:10, 96:9, 96:14 96:17, 97:21, 98:1 100:13, 101:8 101:14, 104:7 104:19, 105:4 105:21, 105:24 107:24, 108:18 <b>TV</b> 34:17, 80:22 93:12 <b>Twenty-seven</b> 12:3 <b>two</b> 9:24, 10:15 24:25, 26:7, 48:25 49:1, 49:1, 49:6 49:19, 52:24, 55:25 62:21, 63:3, 64:24 88:24, 89:17 <b>two-and-a-half</b> 108:10 <b>two-minute</b> 75:10 <b>two-second</b> 89:22 93:10 <b>typed</b> 72:24	8:2, 97:23 <b>unexpected</b> 75:18 <b>unfortunately</b> 106:16 <b>uninterrupted</b> 81:17 <b>Unit</b> 4:11, 47:12 47:16, 99:24, 100:2 <b>United</b> 15:1, 15:3 15:6, 15:11, 15:16 16:21, 17:3, 17:5 17:8, 17:12, 31:12 <b>units</b> 105:9 <b>unpleasantly</b> 107:12 <b>unsafe</b> 45:20 45:23 <b>USA</b> 21:11, 21:12 21:16, 22:2, 22:12 22:14, 22:17, 22:20 22:25, 23:3, 23:13 23:13, 23:23, 23:24 46:22 <b>use</b> 41:1, 68:12 69:20, 70:14, 85:4 <b>Usually</b> 13:18	83:25, 84:2 <b>versus</b> 23:13, 23:14 91:22 <b>video</b> 4:11, 4:13 4:15, 9:3, 9:6 11:17, 16:2, 16:4 16:7, 23:9, 23:20 25:9, 25:15, 28:22 28:23, 29:23, 35:3 35:4, 37:7, 47:12 47:12, 47:16, 47:17 53:16, 58:18, 70:19 70:22, 75:12, 75:15 81:24, 81:25, 82:7 83:11, 83:13, 84:18 86:20, 88:23, 89:3 90:22, 90:25, 91:14 91:15, 91:23, 93:3 93:14, 94:15, 95:23 96:4, 96:5, 97:6 98:25, 99:22, 99:23 100:2, 100:2, 100:9 100:12, 100:19 100:19, 100:23 100:25, 101:6 101:16, 101:18 101:20, 101:21 101:25, 102:2 105:7 <b>videographer</b> 2:17 4:10, 4:12, 5:14 5:18, 9:2, 9:5, 16:3 16:6, 23:8, 23:19 25:9, 25:14, 28:23 29:22, 35:4, 37:6 47:11, 47:15, 53:15 58:17, 70:6, 70:19 70:22, 75:11, 75:14 81:25, 86:19, 90:24 97:6, 99:22, 100:1 105:8 <b>videographer's</b> 97:1 <b>videotape</b> 47:9 47:9, 55:10, 81:2 81:18, 87:3, 88:25	97:9, 98:17, 98:24 <b>videotaped</b> 1:7 79:24, 80:20 <b>videotaping</b> 80:1 <b>view</b> 87:1, 107:17 <b>viewing</b> 101:20 <b>vigilant</b> 33:9 <b>violating</b> 38:19 <b>violation</b> 44:13 <b>violations</b> 44:10 <b>volunteer</b> 108:14 <b>vs</b> 1:8, 4:22
				<b>W</b>
				<b>W-i-d-y-l-i-n-e</b> 12:1 <b>wait</b> 66:15, 80:4 81:6, 81:6, 90:18 <b>wake</b> 59:4, 59:6 <b>walk</b> 93:5, 93:15 94:24, 95:19 <b>wall</b> 67:18, 67:19 67:22 <b>want</b> 21:24, 22:1 23:6, 23:11, 29:3 35:25, 36:3, 36:4 36:6, 39:25, 43:10 44:10, 52:3, 52:4 54:1, 54:16, 55:8 55:9, 56:3, 57:11 64:17, 71:2, 81:8 82:18, 83:2, 83:18 83:19, 83:23, 84:12 85:23, 96:1, 96:2 96:3, 96:21, 97:19 105:6, 105:17 105:25, 107:11 <b>wanted</b> 36:22, 91:1 106:15 <b>wash</b> 52:7 <b>waste</b> 96:25 <b>watching</b> 34:17 <b>water</b> 51:18 106:22 <b>way</b> 29:18, 54:8

57:16, 64:16, 64:16 89:24 we've 38:1, 70:9 105:12 weather 72:5 Wednesday 95:16 106:19 week 95:6, 95:18 106:13, 106:15 106:16 weeks 95:8, 95:11 went 14:23, 19:20 20:10, 21:11, 21:17 44:4, 56:2, 59:24 west 74:2 wheelchairs 51:24 wife 12:20, 12:22 willfully 74:25 Wilson 70:10 Wilsone 1:8, 1:10 2:14, 3:3, 4:23 5:10, 71:5 witness 3:2, 5:19 6:1, 11:8, 13:22 29:17, 32:2, 32:9 32:11, 37:9, 42:22 42:24, 52:21, 53:3 53:11, 53:13, 53:17 55:3, 56:16, 56:19 57:8, 58:19, 81:5 82:3, 82:4, 82:20 83:12, 85:1, 85:24 86:12, 86:21, 89:20 89:23, 90:21, 91:5 93:6, 94:8, 94:11 94:16, 94:19, 95:17 97:5, 97:22, 102:7 105:14 witnesses 106:17 woke 52:5 woman 66:23 word 41:1, 67:21 73:20, 74:20, 87:13 87:15, 87:15, 87:20 87:21, 88:6, 88:8 88:12, 96:19, 98:4	98:7, 98:8 words 56:16, 56:17 72:17, 72:22, 74:12 78:16, 87:5, 87:10 87:18, 87:20, 87:22 88:3, 88:5, 88:18 103:23 work 18:23, 19:13 20:6, 21:3, 86:11 workday 50:17 working 15:8 17:24, 17:25, 18:10 18:18, 19:5, 19:8 51:4, 51:5, 86:2 world 85:21 write 22:9, 22:10 writing 24:4, 82:17 83:22 written 35:8, 106:5 wrong 39:1, 55:22	<b>0</b>  07016 2:4 07017 6:5, 11:22 07753 2:13  <b>1</b>  1 4:11, 46:6, 46:9 47:12, 103:5 1:03 75:15 1:16 82:1 1:21 86:20 1:28 90:25 1:34 97:7 1:38 99:23 1:42 100:3 1:54 105:10 1:59 108:20 10 40:4, 77:14 10:20 1:22, 4:15 10:25 9:3 10:26 9:6 10:39 16:4 10:40 72:8 10:41 16:7 10:57 23:9 10:58 23:20 107 6:4, 11:21 12:24 108 6:5, 11:22 11 34:24, 41:24 97:8, 98:14 11:01 25:10 11:11 25:15 11:17 28:24 11:18 29:23 11:27 35:5 11:29 37:7 11:55 47:13 11:59 47:18 1-10 1:10, 1:12 11-20 1:11 12 34:24 12:14 53:16 12:18 58:18	12:45 70:20, 70:23 12:53 75:12 14 71:9, 71:13 15 67:7, 77:14 17 52:13, 58:23 59:15, 60:10 17th 52:19 18 27:2, 27:9 38:22, 39:10, 40:24 42:19, 43:19, 46:13 46:14, 47:2, 47:5 47:21, 48:1, 49:17 52:3, 52:6, 52:19 58:23, 60:15, 60:19 60:23, 61:10, 63:16 66:9, 68:7, 69:24 72:7, 72:17, 72:20 73:2, 74:16, 87:8 1818 2:8 18th 100:12 19 103:4 19103 2:8 1951 16:22 1985 15:5, 15:5 15:25, 16:22 1990 17:16, 17:24 1990s 15:25 1991 17:16, 17:24 1993 39:16, 39:21 39:21, 39:22, 40:3 40:4, 40:4, 40:4 40:7, 40:12, 40:17 40:23, 41:10 1996 12:8 1997 18:7, 18:13 18:18, 19:5, 19:8 21:13 1998 21:13, 21:14 21:19, 27:15, 40:20 44:13, 48:2, 48:3 48:20, 48:24, 49:4 49:12, 49:13 1999 44:22	<b>2</b>  2 47:16, 71:20 72:2, 72:25, 99:24 20 34:5, 34:6, 46:2 70:7 2002 45:20, 45:24 46:6, 46:8, 46:9 2006 46:2 2007 41:23 2009 41:24 2010 34:21, 34:24 38:1 2011 34:21, 38:1 43:24 2012 10:24, 11:1 11:3, 11:7, 11:14 27:2, 27:9, 34:21 37:17, 37:21, 38:22 39:10, 40:6, 40:7 40:24, 42:6, 42:19 43:19, 46:13, 46:14 46:17, 47:2, 47:5 47:22, 48:1, 49:17 49:18, 52:3, 52:6 52:13, 52:19, 58:23 58:23, 59:10, 59:15 60:10, 60:15, 60:19 60:23, 60:25, 61:10 63:16, 66:10, 68:7 69:24, 72:7, 72:18 72:20, 73:2, 74:16 87:8, 100:13 100:14, 103:4 2015 71:9, 71:13 2017 1:21, 4:14 20-minute 89:22 21 1:21, 4:14 213 1:20, 2:3, 4:17 22 44:13 238 13:1 24 39:22, 40:4 28 39:21
	X  XI01997 109:23  Y  yards 62:18 Yeah 40:19, 45:15 71:25, 85:3 year 17:14, 17:14 18:6, 21:7, 24:25 25:2, 34:20, 40:17 81:5 years 13:2, 13:3 14:20, 14:22, 16:23 24:25, 35:10, 41:23 41:25, 55:17, 55:20 58:13, 94:10 106:22, 108:10 yelled 69:17			
	Z  Zarwin 2:7, 5:11			

<b>3</b>	<b>79</b> 59:10			
<b>3</b> 100:2, 103:21 <b>30</b> 43:23, 94:10 <b>31</b> 20:11, 20:12 20:15, 20:16, 20:17 21:4, 21:10, 21:21 41:23 <b>34</b> 16:23 <b>37</b> 12:17	<b>8</b>			
	<b>8</b> 40:3, 42:6, 55:15 73:5, 73:5, 73:16 73:17, 73:19, 73:23			
	<b>9</b>			
<b>4</b>	<b>9</b> 44:22 <b>9:00</b> 58:24, 59:2 <b>9:30</b> 58:25, 59:2 <b>908-272-7300</b> 2:4 <b>93</b> 40:19 <b>98</b> 40:19, 48:21			
<b>4</b> 3:4, 3:10, 3:11 3:12, 39:21, 40:3 81:13 <b>40</b> 55:15, 70:7 <b>4000</b> 2:13 <b>45</b> 50:10, 50:11 64:20				
<b>5</b>				
<b>5:30</b> 59:6 <b>50</b> 34:5, 45:10 <b>51</b> 45:10				
<b>6</b>				
<b>6</b> 45:20, 61:14 <b>6:00</b> 61:13 <b>6095</b> 46:15, 47:1 47:21, 49:18, 50:2 61:11, 72:8, 100:9 103:25 <b>66</b> 2:13				
<b>7</b>				
<b>709</b> 47:6, 48:1 48:12, 48:20, 49:1 49:4, 49:9, 49:11 49:14, 50:4, 50:8 61:16, 61:17, 61:20 <b>780</b> 48:13, 49:1 49:5, 49:9				