

IN THE DISTRICT COURT OF TULSA COUNTY
STATE OF OKLAHOMA

DR. JIM SISNEY; an individual,
Plaintiff,

vs. Case No. CJ-2008-06173

MIKE RAMPEY, an individual;
DOUGLAS HUDKINS, an individual;
MARYANNE FLIPPO, an individual;
SHARI WILKINS, an individual; and
SHARON WHELPLEY, an individual,
Defendants.

DEPOSITION OF ELIZABETH SNELLGROVE
TAKEN ON BEHALF OF THE DEFENDANTS
ON MAY 11, 2010 BEGINNING AT 1:11 P.M.
IN TULSA, OKLAHOMA

APPEARANCES

On behalf of the PLAINTIFF:

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On behalf of the DEFENDANTS MARYANNE FLIPPO, SHARI
WILKINS & SHARON WHELPLEY:

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REPORTED BY: VICKI BEELER, CSR

<p>1 APPEARANCES (Continued)</p> <p>2</p> <p>3 On behalf of the DEFENDANT MIKE RAMPEY:</p> <p>4 GRAYDON DEAN LUTHEY, JR. Hall, Estill, Hardwick, Gable, Golden & Nelson 320 South Boston Avenue, Suite 200 5 Tulsa, Oklahoma 74103-3706 (918) 594-0437 6 dluthey@hallestill.com</p> <p>7 On behalf of the DEFENDANT DOUGLAS HUDKINS: 8 MARK B. JENNINGS Brewster & DeAngelis 9 2617 East 21st Tulsa, Oklahoma 74114 10 (918) 742-2021 mjennings@brewsterlaw.com</p> <p>11</p> <p>12 MICHAEL R. SCOGGINS Atkinson Haskins Nellis Brittingham Gladd & Carwile 1500 Park Centre 13 525 South Main Tulsa, Oklahoma 74103 14 (918) 582-8877 Also Appearing: Shari Wilkins</p> <p>15 16 17 18 19 20 21 22 23 24 25</p> <p style="text-align: center;">2</p>	<p>1 STIPULATIONS</p> <p>2 It is hereby stipulated and agreed by and between</p> <p>3 the parties hereto, through their respective</p> <p>4 attorneys, that the deposition of ELIZABETH</p> <p>5 SNELLGROVE may be taken on behalf of the Defendants</p> <p>6 on May 11, 2010 in the City of Tulsa, Oklahoma by</p> <p>7 Vicki Beeler, Certified Shorthand Reporter within and</p> <p>8 for the State of Oklahoma, taken by agreement</p> <p>9 pursuant to the State of Oklahoma Rules of Civil</p> <p>10 Procedure.</p> <p>11 It is further stipulated and agreed by and</p> <p>12 between the parties hereto, through their respective</p> <p>13 attorneys, that all objections, except as to the form</p> <p>14 of the question and the responsiveness of the answer,</p> <p>15 are reserved until the time of trial, at which time</p> <p>16 they may be made with the same force and effect as if</p> <p>17 made at the time of the taking of this deposition.</p> <p>18 19 20 21 22 23 24 25</p> <p style="text-align: center;">4</p>
<p>1 DEPOSITION INDEX</p> <p>2 ITEM PAGE</p> <p>3 Stipulation Page.4</p> <p>4 Direct Examination by Ms. Walta5</p> <p>5 Cross Examination by Mr. Luthey69</p> <p>6 Cross Examination by Mr. Jennings140</p> <p>7 Redirect Examination by Ms. Walta143</p> <p>8 Jurat Page.159</p> <p>9 Certificate Page.160</p> <p>10 Errata Sheet.161</p> <p>11 * * * *</p> <p>12 EXHIBIT INDEX</p> <p>13 EXHIBIT PAGE</p> <p>14 Exhibit Number 1.9</p> <p>15 16 17 18 19 20 21 22 23 24 25</p> <p style="text-align: center;">3</p>	<p>1 ELIZABETH SNELLGROVE,</p> <p>2 having been duly sworn, testified as follows:</p> <p>3 DIRECT EXAMINATION</p> <p>4 BY MS. WALTA:</p> <p>5 Q. Will you state your full name, please?</p> <p>6 A. Mary Elizabeth Connell Snellgrove.</p> <p>7 Q. Was that Connell?</p> <p>8 A. Connell, C-O-N-N-E-L-L.</p> <p>9 Q. Where do you currently reside?</p> <p>10 A. Broken Arrow.</p> <p>11 Q. And what is your current address?</p> <p>12 A. 19500 East 49th Street South.</p> <p>13 Q. And are you married?</p> <p>14 A. Yes, ma'am.</p> <p>15 Q. What is your husband's name?</p> <p>16 A. Roger.</p> <p>17 Q. And is Roger employed?</p> <p>18 A. Yes.</p> <p>19 Q. Where is he employed at?</p> <p>20 A. Sims Fencing Company.</p> <p>21 Q. Fencing?</p> <p>22 A. Fencing, uh-huh.</p> <p>23 Q. Where is that located?</p> <p>24 A. Valdosta, Georgia.</p> <p>25 Q. Okay.</p> <p style="text-align: center;">5</p>

1 A. Valdosta, V-A-L-D-O-S-T-A, Georgia.
 2 **Q. Thank you. When did he start working at**
 3 **Sims Fencing Company?**
 4 A. I am not sure of the exact date.
 5 **Q. Approximately when?**
 6 A. Approximately two and a half weeks ago.
 7 **Q. And what is his position?**
 8 A. He is in the office.
 9 **Q. What is his title?**
 10 A. I am not sure.
 11 **Q. Do you know what his job duties are?**
 12 A. No, ma'am, I don't.
 13 **Q. Do you have any idea what he is doing for**
 14 **Sims Fencing Company?**
 15 A. I know he works in the office and he does
 16 estimates and he goes and oversees some of the jobs.
 17 But I don't know any more specific details than that.
 18 **Q. How did your husband become aware of the**
 19 **this position at Sims Fencing Company?**
 20 A. Valdosta, Georgia is where we are originally
 21 from.
 22 **Q. Did someone tell him about this position?**
 23 A. He was approached by Thomas Sims, the owner,
 24 about coming to work for him.
 25 **Q. Prior to your husband starting to work for**

1 **Sims Fencing Company, am I correct that he was**
 2 **working for Sperry Public Schools?**
 3 A. Yes, ma'am.
 4 **Q. What was his position at Sperry?**
 5 A. Director of operations.
 6 **Q. What was his salary at Sperry?**
 7 A. That I am not -- I don't know.
 8 **Q. Approximately do you know what it was?**
 9 A. You would have to ask him. I don't --
 10 **Q. And what is his salary at Sims Fencing**
 11 **Company?**
 12 A. I don't know that either.
 13 **Q. Was the change in jobs -- well, let me**
 14 **rephrase that. Did the change in jobs result in an**
 15 **increase in pay, a decrease in pay or approximately**
 16 **the same?**
 17 A. I am not sure. If I said -- I would say
 18 probably approximately the same, but I am not sure.
 19 I don't know for sure on that.
 20 **Q. Is there a reason why your husband chose to**
 21 **leave his employment at Sperry Public Schools?**
 22 A. Is father has Alzheimers and his mother has
 23 been diagnosed with lung cancer. He has had to move
 24 home to take care of her. She is in chemo now.
 25 **Q. Do you know when your husband started to**

1 **work for Sperry Public Schools?**
 2 A. I don't know an exact date.
 3 **Q. Was it through this school year, this being**
 4 **the '09, '10 school year?**
 5 A. Yes, ma'am.
 6 **Q. Was it after school had started?**
 7 A. Yes, ma'am.
 8 **Q. Do you remember approximately how long into**
 9 **the school year it was when your husband first**
 10 **started to work for Sperry?**
 11 A. I think it was maybe around the end of
 12 November of '09, but I don't know the exact date.
 13 **Q. How did your husband become aware of a**
 14 **position that was open in the Sperry Public Schools?**
 15 A. He had been unemployed for quite a while,
 16 and we had just put feelers out with anybody we knew,
 17 and Jim had called him and told him that position was
 18 available if he was interested.
 19 **Q. And is Jim --**
 20 A. Jim Sisney.
 21 **Q. How long had your husband been unemployed?**
 22 A. Approximately seven months.
 23 **Q. What did he do prior to becoming unemployed?**
 24 A. He worked for Oklahoma New Homes. And he
 25 did their drafting work and their design, and he did

1 their costs.
 2 **Q. Was the director of operations position at**
 3 **Sperry Public Schools a new position that was**
 4 **created?**
 5 A. I don't know.
 6 **Q. How did your husband know Jim Sisney?**
 7 A. Through me.
 8 **Q. And how do you know Jim Sisney?**
 9 A. I knew him -- I worked with him as a PTA
 10 president when he was the superintendent at Broken
 11 Arrow. I had interaction as a PTA president with the
 12 superintendent's position.
 13 **Q. When did you first start working with Jim**
 14 **Sisney?**
 15 A. I have never worked with Jim Sisney as in an
 16 employment situation. It was just as a volunteer
 17 through the PTA organization.
 18 **Q. When did you first work with Jim Sisney in**
 19 **your capacity as PTA president?**
 20 A. To the best of my memory it would have been
 21 the school year of '06, '07.
 22 **Q. Were you the president of the PTA through**
 23 **that school year?**
 24 A. Yes, ma'am.
 25 **Q. We have marked as Defendant's Exhibit**

1 Number 1 the deposition subpoena that was issued in
 2 this case on behalf of my clients, Shari Wilkins,
 3 Sharon Whelpley and Maryanne Flippo. And it asks you
 4 to bring certain records with you to the deposition.
 5 Have you complied with that?
 6 A. Well, I don't have any of those things that
 7 are on there. So --
 8 Q. You have none of these things?
 9 A. No, ma'am.
 10 Q. All right, let's -- let's see. That is the
 11 notice. Okay. Let me go through one by one, and we
 12 only have one copy here it looks like, so we're going
 13 to -- I am going to read them upside down.
 14 Exhibit A to your deposition subpoena which is
 15 marked as Exhibit Number 1 asked you to bring with
 16 you today all documents received from or sent to Jim
 17 Sisney, including but not limited to emails. Do you
 18 see that?
 19 A. Yes, ma'am.
 20 Q. And did you bring any emails with you?
 21 A. No, ma'am.
 22 Q. You have no emails in your possession
 23 related to Jim Sisney?
 24 A. No, ma'am.
 25 Q. Did you ever have emails in your possession

1 related to Jim Sisney?
 2 A. Yes, ma'am.
 3 Q. When did you delete those emails?
 4 A. Not at any one specific time. I just go
 5 through and delete as I go. I will do a batch at a
 6 time, so I couldn't give any specific date that I
 7 deleted any particular emails.
 8 Q. When was the last time you received an email
 9 related to Jim Sisney?
 10 A. I think the last one would have been
 11 directions to a soccer field in Ponca City and that
 12 was last week.
 13 Q. And you deleted that email?
 14 A. Yes, ma'am.
 15 Q. Even though you had already been served this
 16 subpoena?
 17 A. Well, I guess I did.
 18 Q. Did it not ring in your mind whatsoever --
 19 A. Well, no. Because I had done that before I
 20 was served this because when he played the soccer
 21 game in Ponca City was before I got this. Because I
 22 just got this last Friday. So no, I don't guess -- I
 23 haven't gotten anything from him since that time that
 24 I remember.
 25 Q. Ma'am, the process server shows that you

1 were served on April the 30th. Do you have any
 2 reason to doubt the process server's affidavit?
 3 A. No, ma'am.
 4 Q. And that would have been prior to last week,
 5 wouldn't it?
 6 A. My son's soccer game in Ponca City was two
 7 weekends ago.
 8 Q. Have you ever given a deposition before?
 9 A. No, ma'am.
 10 Q. Let's go through the rules. I am here to
 11 ask you questions. You have been sworn under oath to
 12 answer those questions truthfully as if a jury was
 13 sitting here.
 14 A. Uh-huh.
 15 Q. I need you to answer yes or no rather than
 16 uh-huh or huh-uh because the court reporter can't get
 17 that down. The transcript won't be clear.
 18 A. Okay.
 19 Q. I need you to wait until I finish my
 20 question before you start answering because the court
 21 reporter can't take down both of us talking at the
 22 same time. I realize in conversation that is what we
 23 do, but for the purposes of this deposition we will
 24 both need to try to observe that rule. Is that fair?
 25 A. Yes, ma'am.

1 Q. If at any time you don't understand a
 2 question that I have posed to you, please feel free
 3 to tell me that you don't understand, and I will do
 4 my best to rephrase it in such a way because
 5 sometimes I ask questions that are just poorly
 6 designed. Is that fair?
 7 A. Yes, ma'am.
 8 Q. All right. So your testimony is that you
 9 have destroyed all emails that you have received or
 10 sent to any person concerning Jim Sisney; is that
 11 correct?
 12 MR. RICHARDSON: Objection. Form.
 13 BY MS. WALTA:
 14 Q. Go ahead.
 15 A. I haven't destroyed anything. I didn't use
 16 the word destroy. I said I had deleted. But I
 17 deleted -- I delete emails from Campbell's recipes
 18 that I get. So --
 19 Q. Do you have hard copies of any of the emails
 20 related to Jim Sisney?
 21 A. No, ma'am I do not.
 22 Q. Number 2 is a request for you to bring to
 23 this deposition all documents received from or sent
 24 to Lee Sisney, including but not limited to emails.
 25 Do you see that?

1 A. Yes, ma'am.
 2 **Q. Do you have any emails to or from Lee**
 3 **Sisney?**
 4 A. No.
 5 **Q. Did you ever send an email or receive an**
 6 **email from Lee Sisney?**
 7 A. Yes, ma'am.
 8 **Q. How many emails with him sent from Lee**
 9 **Sisney to you?**
 10 A. I don't know.
 11 **Q. Was it more than 10?**
 12 A. I don't know.
 13 **Q. More than 20?**
 14 A. I don't know.
 15 **Q. When is the last time you received an email**
 16 **from Lee Sisney?**
 17 A. I couldn't tell you an exact date.
 18 **Q. Well, I don't want an exact date. Give me**
 19 **an approximate date.**
 20 A. I don't know.
 21 **Q. Was it within this last calendar year?**
 22 A. Yes, ma'am.
 23 **Q. Was it within the last month?**
 24 A. Yes, ma'am.
 25 **Q. Was it within the last two weeks?**

14

1 A. I am not sure. My emails between Lee Sisney
 2 and I are -- I consider to be attorney/client
 3 privilege because I have spoken to him for legal
 4 advice.
 5 **Q. And when is the first time you spoke to Lee**
 6 **Sisney about legal advice for you?**
 7 A. I couldn't give you an exact date on that.
 8 **Q. Give me an approximate date.**
 9 A. Approximately a year and a half ago.
 10 **Q. Why were you seeking legal advice from Lee**
 11 **Sisney? On what issue? Not what he told you, but on**
 12 **what issue?**
 13 A. I am not going to discuss that because that
 14 was between he and I.
 15 **Q. Have you spoken to Lee Sisney about this**
 16 **deposition?**
 17 A. Yes, ma'am.
 18 **Q. When did you speak to Lee Sisney about this**
 19 **deposition?**
 20 A. I spoke to him Saturday.
 21 **Q. And did anyone direct you to talk to Lee**
 22 **Sisney about this deposition?**
 23 A. No, ma'am.
 24 **Q. Did Jim Sisney tell you to call his brother**
 25 **concerning this deposition?**

15

1 A. No, ma'am.
 2 **Q. How do you have Lee Sisney's phone number?**
 3 A. I have had Lee Sisney's phone number -- I
 4 got that from Jim.
 5 **Q. And when did he give you his brother's phone**
 6 **number?**
 7 A. I couldn't give you an exact date, but it's
 8 been quite a while.
 9 **Q. Give me an approximate date.**
 10 A. Year and a half ago probably about the first
 11 time I started talking to Lee.
 12 **Q. Was it about a personal legal matter that**
 13 **you called Lee Sisney?**
 14 A. I am not going to discuss that.
 15 **Q. Was it in reference to any of my clients?**
 16 A. I am not going to discuss that.
 17 **Q. And why are you not going to discuss that?**
 18 A. Because my conversations with Lee Sisney are
 19 attorney/client privileged.
 20 **Q. Let's go to number -- before we go on, when**
 21 **is the last email you sent to Lee Sisney?**
 22 A. I am not going to discuss that either.
 23 **Q. You won't even give me a date when you sent**
 24 **him an email?**
 25 A. No, ma'am.

16

1 **Q. Do you have these emails on your computer,**
 2 **or have you deleted those as well?**
 3 A. I have deleted those as well.
 4 **Q. When did you delete them?**
 5 A. I couldn't give you a specific date.
 6 **Q. Did you delete them after you received this**
 7 **subpoena?**
 8 A. No.
 9 **Q. Has your husband sent any emails to Jim**
 10 **Sisney?**
 11 A. You would have to ask my husband that.
 12 **Q. Well, your husband isn't here, but I am**
 13 **asking you if you know if your husband has sent any**
 14 **emails --**
 15 A. You will have to ask my husband that.
 16 **Q. Ma'am, I am asking if you know if your**
 17 **husband --**
 18 A. I don't know.
 19 **Q. That is what I need to know is what your**
 20 **knowledge is. Do you know whether or not your**
 21 **husband has sent any emails to Jim Sisney through**
 22 **Sperry schools?**
 23 A. You would have to ask my husband that. I
 24 don't know.
 25 **Q. Do you know whether or not your husband has**

17

1 **communicated with Lee Sisney?**
 2 A. Whether my husband has done what?
 3 **Q. Communicated with Lee Sisney?**
 4 A. I do not know.
 5 **Q. All right, Number 3. First of all, is there**
 6 **an attorney who is representing you in this matter?**
 7 A. In what matter?
 8 **Q. In your deposition.**
 9 A. No, ma'am.
 10 **Q. Have you spoken to any attorney in**
 11 **preparation for this deposition other than Lee**
 12 **Sisney?**
 13 A. Yes, ma'am.
 14 **Q. Who have you spoken to?**
 15 A. I have spoken to Gary Richardson.
 16 **Q. And when did you speak to Mr. Richardson?**
 17 A. Yesterday.
 18 **Q. And where did you speak to Mr. Richardson**
 19 **at?**
 20 A. His office.
 21 **Q. What was the nature of the conversation? In**
 22 **other words, what advice were you seeking from**
 23 **Mr. Richardson?**
 24 A. What to expect out of a deposition.
 25 **Q. And what did he tell you?**

18

1 A. He told me that I would come in and sit down
 2 and be sworn in, and that I would be asked questions
 3 and that I was to tell the truth.
 4 **Q. Did you give any information -- when I say**
 5 **information, did you give any documents to**
 6 **Mr. Richardson?**
 7 A. No, ma'am.
 8 **Q. Did you give any documents to Lee Sisney?**
 9 A. No, ma'am.
 10 **Q. And the reason I am asking that,**
 11 **Ms. Snellgrove, I need to know what attorney to**
 12 **direct any communications concerning these emails to.**
 13 **Would you say that I direct them to Lee Sisney?**
 14 A. I am not sure.
 15 **Q. Number 3 on Exhibit A to the defendants'**
 16 **subpoena is for you to bring with you today all**
 17 **documents in your possession related to the Broken**
 18 **Arrow School District, Maryanne Flippo, Shari**
 19 **Wilkins, Sharon Whelpley, Douglas Hudkins, Mike**
 20 **Rampey, Air Assurance, Mike Rampey, Air Assurance,**
 21 **Gary Gerber or Cheryl Kelly, including but not**
 22 **limited to emails. Did I read that correctly?**
 23 A. Yes, ma'am.
 24 **Q. Have you brought any documents as requested**
 25 **in Number 3?**

19

1 A. No, ma'am.
 2 **Q. And why have you not?**
 3 A. I do not have any of them in my possession.
 4 **Q. Did you ever have any of them in your**
 5 **possession?**
 6 A. Yes, ma'am.
 7 **Q. And what documents were in your possession**
 8 **that you no longer have in your possession related to**
 9 **the request in Number 3?**
 10 A. I can't be specific about it. I mean I
 11 can't remember everything. I had copies of board
 12 agendas. I had copies of tentative as well as
 13 approved board minutes. I had copies of itemized
 14 legal bills that had been redacted. I had copies of
 15 some emails. And the best I can remember that was
 16 most of what was -- were the documents.
 17 **Q. When did you dispose of the board agendas**
 18 **that were in your possession?**
 19 A. I never disposed of them.
 20 **Q. What did you do with them?**
 21 A. I gave them to the State Auditor's Office.
 22 **Q. And when did you do that?**
 23 A. The first part of February.
 24 **Q. Of 2010?**
 25 A. Yes, ma'am.

20

1 **Q. And who asked you to provide those records**
 2 **to the State Auditor?**
 3 A. Ricky Branch.
 4 **Q. And did he issue a subpoena for them?**
 5 A. No, ma'am.
 6 **Q. Did he give you a phonecall?**
 7 A. Yes, ma'am.
 8 **Q. How did he get your name?**
 9 A. I had called and talked to Michelle Day.
 10 Actually I had called and left a message for Michelle
 11 Day. I did not talk to her first. And then she
 12 called me back. She returned my call. And that was
 13 how Ricky Branch got my number.
 14 **Q. When did you call Michelle Day?**
 15 A. The first part of February.
 16 **Q. Why did you call Michelle Day?**
 17 A. I had some information that I wanted to
 18 share.
 19 **Q. Did anyone ask you to call Michelle Day?**
 20 A. No, ma'am.
 21 **Q. What information did you want to share with**
 22 **Michelle Day or the State Auditor?**
 23 A. You would have to ask -- it would be those
 24 documents, but you would have to ask her.
 25 **Q. Well, no, I --**

21

1 A. I didn't ever talk to her. You have to talk
 2 to Ricky Branch.
 3 **Q. Ms. Snellgrove?**
 4 A. Okay.
 5 **Q. You are here today to give testimony to me**
 6 **about what you know. And I am entitled to ask you**
 7 **and I want to know what information you believed was**
 8 **important for you to give to the State Auditor?**
 9 A. Okay.
 10 **Q. So my question to you is you called Michelle**
 11 **Day in February of 2010. I am assuming that nobody**
 12 **called you first to ask you for that information; is**
 13 **that correct?**
 14 A. That is correct.
 15 **Q. And so you felt the necessity in February of**
 16 **this year to call the State Auditor with some**
 17 **information you thought was important for them to**
 18 **have, correct?**
 19 MR. RICHARDSON: Object to form.
 20 THE WITNESS: Correct.
 21 BY MS. WALTA:
 22 **Q. I want to know --**
 23 MR. RICHARDSON: When I object, I am just
 24 making a record, and that doesn't mean you don't have
 25 to answer.

22

1 THE WITNESS: Okay.
 2 BY MS. WALTA:
 3 **Q. Ms. Snellgrove I want to know what**
 4 **information you had that you thought was very**
 5 **important for the State Auditor to have?**
 6 MR. RICHARDSON: Object to form.
 7 THE WITNESS: The information that I
 8 provided to Ricky Branch and Chris Pembroke from the
 9 State Auditor Inspections department or office or
 10 whatever it's called. It involved board minutes that
 11 had been edited outside of an open board meeting.
 12 It involved the type of information that had been
 13 edited out. It involved who had edited them. It
 14 involved the legal bills that I had sat down and
 15 compared the documents that I had, which I either
 16 obtained from an open records request from the
 17 district, itself, or I was given when I walked in the
 18 board meeting and sat down or I pulled off of the
 19 district's web site.
 20 When I had done some cross referencing, I found
 21 items in the legal bills that we as taxpayers were
 22 paying that had never been approved by a board in a
 23 board meeting. I found charges in the legal bills
 24 from Rosenstein, Fist & Ringold that I found
 25 appalling that I could not find minutes where that

23

1 expenditure had been authorized or those
 2 investigations had been authorized. Those types of
 3 things.
 4 BY MS. WALTA:
 5 **Q. All right. I have a bunch of questions**
 6 **related to all this so bear with me as we go through**
 7 **them.**
 8 A. Okay.
 9 **Q. The board minutes that you said you believed**
 10 **were edited outside of an open board meeting, where**
 11 **did you obtain those?**
 12 A. Off of the district's web site.
 13 **Q. When did you obtain them?**
 14 A. The months the meetings were held.
 15 **Q. And what months were those?**
 16 A. You would have to go back and look at the
 17 minutes themselves. I can't give you an exact --
 18 without looking at them I can't give you exact dates.
 19 It would have been sometime in '08 or either '09.
 20 **Q. And you didn't keep a copy of the records**
 21 **that you gave to the State Auditor? Is that your**
 22 **testimony?**
 23 A. I gave a copy to the State Auditor's Office
 24 and the Attorney General as has a copy.
 25 **Q. Did you not keep a personal copy?**

24

1 A. No, ma'am, I did not.
 2 **Q. Did you give a copy to the Attorney**
 3 **General's Office?**
 4 A. I gave a copy top Tom Bates and to Michael
 5 Fry and to Jordan Lair with the Attorney General's
 6 Office.
 7 **Q. When did you give them these copies?**
 8 A. Three and a half weeks ago.
 9 **Q. Did they request copies of these records?**
 10 A. Yes, ma'am.
 11 **Q. And did you actually go to Oklahoma City and**
 12 **provide them with these copies of records?**
 13 A. They came to Tulsa.
 14 **Q. When did you get the '08 minutes off the**
 15 **district's web site?**
 16 A. As soon as they were posted.
 17 **Q. Back in '08?**
 18 A. Yes, ma'am.
 19 **Q. Why did you wait until 2010 to give those to**
 20 **the auditor?**
 21 A. No particular reason.
 22 **Q. What prompted you to decide two years later**
 23 **that you needed to get those to the State Auditor?**
 24 A. The itemized legal bills that I had been
 25 requesting numerous times were not delivered until

25

<p>1 late in '09, so part of this I could not put together 2 or rationalize out or figure out what I thought was 3 going on until I had the itemized legal bills. I 4 mean there is no particular reason that I waited 5 until February.</p> <p>6 Q. Who do you think edited the board minutes outside of a board meeting?</p> <p>7 A. Maryanne Flippo admitted in a board meeting. 8 Got up in a board meeting that she had edited them 9 five or six times and if you give them back to her, 10 she would edit them again.</p> <p>11 Q. And what do you believe is wrong with the legal bills?</p> <p>12 A. The legal bills showed that money, taxpayer 13 dollars, had been spent for what I felt to be 14 inappropriate things.</p> <p>15 Q. Okay. But I want to know specifically what things you felt like were inappropriate?</p> <p>16 A. An investigation had been started into an 17 employee without the board approving it. An 18 engagement letter for advancement had been written 19 and sent without board approval. Paying a law firm 20 to rewrite and redirect the scope of an 21 independent -- supposedly independent audit. Policy 22 reviews. There was a dollar amount given in a board 23 reviews. There was a dollar amount given in a board 24 reviews. There was a dollar amount given in a board 25 reviews. There was a dollar amount given in a board 26</p>	<p>1 isn't on the legal bills, how would you know whether or not there had been board approval?</p> <p>2 A. Well, there was no board approval. There 3 was no executive session that they went into that had 4 an agenda item that spelled out they were going to 5 discuss an investigation or starting an 6 investigation. All you had to do was watch what was 7 going on around you and attend board meeting and see 8 what was happening and you knew who they were 9 investigating.</p> <p>10 Q. Who were they investigating?</p> <p>11 A. Jim Sisney. And at a press conference here 12 Maryanne Flippo held when she was talking about the 13 legal fees and why they were so high, she said that 14 part of it was the investigation into the 15 superintendent.</p> <p>16 Q. When is the last time you talked to Jim Sisney about the records that you provided to the State Auditor?</p> <p>17 A. I am not sure of the exact time.</p> <p>18 Q. I don't need an exact time. When is the last time you talked to him?</p> <p>19 A. About the records I provided to the State 20 Auditor, oh, within the last couple of weeks.</p> <p>21 Q. And where were you when you had this conversation?</p> <p>22 A. I don't know.</p> <p>23 Q. Was it outside your house?</p> <p>24 A. Probably not. I mean I don't know. I 25 couldn't give you an exact location of where I was.</p> <p>26 Q. You had a conversation with Jim Sisney in the last couple of weeks at your house, didn't you?</p> <p>27 A. Yeah, he just comes and parks in my 28 driveway, and when my husband worked for Sperry, he 29 would ride with Jim to work, back and forth to work 30 sometimes.</p> <p>31 Q. I am asking in the last couple of weeks.</p> <p>32 A. In the last couple of weeks. I am sure I 33 did.</p> <p>34 Q. And is that something routine for Jim Sisney to come by your house and talk to you?</p> <p>35 A. Uh-huh.</p> <p>36 Q. Is that a yes?</p> <p>37 A. Yes. I am sorry. Yes.</p> <p>38 Q. And did he give you documents or did you give him documents in the last couple of weeks?</p> <p>39 A. Yes, ma'am.</p> <p>40 Q. What did you give him or what did he give you?</p> <p>41 A. He hasn't given me anything. I don't -- 42</p>
<p>1 meeting by Doug Mann of \$5,000 to do policy reviews, 2 and the bills went way above that. And in the legal 3 bills, they were set out -- there was a certain 4 section of the legal bills that were dedicated to 5 policy review, but then throughout the entire set of 6 bills you would still find a little over \$2,000 7 additional fees for legal bills that was above and 8 beyond what the board had approved.</p> <p>9 Q. Let me ask you about the investigation into an employee?</p> <p>10 A. Uh-huh.</p> <p>11 Q. How did you become aware of this?</p> <p>12 A. Aware of the investigation?</p> <p>13 Q. Yes.</p> <p>14 A. Reading the legal bills.</p> <p>15 Q. How did you know there was an investigation into an employee on the legal bills?</p> <p>16 A. That is what it says.</p> <p>17 Q. Does it say the employee's name?</p> <p>18 A. It says investigation begun on employee at 19 board members' request, I believe is how it's worded. 20 You would have to check it for the exact wording.</p> <p>21 Q. Is the employee's name on those legal bills?</p> <p>22 A. No, ma'am.</p> <p>23 Q. How would you know -- if the employee's name was on those legal bills?</p> <p>24 A. No, ma'am.</p> <p>25 Q. How would you know -- if the employee's name was on those legal bills?</p> <p>26</p>	<p>1 conversation?</p> <p>2 A. I don't know.</p> <p>3 Q. Was it outside your house?</p> <p>4 A. Probably not. I mean I don't know. I 5 couldn't give you an exact location of where I was.</p> <p>6 Q. You had a conversation with Jim Sisney in the last couple of weeks at your house, didn't you?</p> <p>7 A. Yeah, he just comes and parks in my 8 driveway, and when my husband worked for Sperry, he 9 would ride with Jim to work, back and forth to work 10 sometimes.</p> <p>11 Q. I am asking in the last couple of weeks.</p> <p>12 A. In the last couple of weeks. I am sure I 13 did.</p> <p>14 Q. And is that something routine for Jim Sisney to come by your house and talk to you?</p> <p>15 A. Uh-huh.</p> <p>16 Q. Is that a yes?</p> <p>17 A. Yes. I am sorry. Yes.</p> <p>18 Q. And did he give you documents or did you give him documents in the last couple of weeks?</p> <p>19 A. Yes, ma'am.</p> <p>20 Q. What did you give him or what did he give you?</p> <p>21 A. He hasn't given me anything. I don't -- 22</p>

1 see, I don't know. Oh, his brother Lee had faxed a
 2 what to expect from a deposition, and Jim had dropped
 3 that off to me.
 4 **Q. He faxed it to Jim Sisney?**
 5 A. Yes, ma'am.
 6 **Q. At his home or Sperry schools?**
 7 A. I don't know.
 8 **Q. Did you keep a copy of that?**
 9 A. I have -- yes, ma'am, I do.
 10 **Q. I am trying to go through my scribbled notes**
 11 **here and look at some of the things you mentioned**
 12 **that you had provided to the State Auditor. I think**
 13 **you said minutes, board minutes you said were edited.**
 14 **Legal bills and -- oath than that, what other**
 15 **information did you give the State Auditor? Emails**
 16 **that you said had been redacted; is that correct?**
 17 A. No, ma'am, that is not what I said. Legal
 18 bills that had been redacted.
 19 **Q. Okay, legal bills. What was redacted in the**
 20 **legal bills?**
 21 A. I don't know. They were redacted when I was
 22 given a copy. I would assume it would be names. You
 23 would have to ask whoever did the redaction on that
 24 one.
 25 **Q. Have you ever seen legal bills from**
 30

1 **Rosenstein, Fist & Ringold that were not redacted?**
 2 A. No, ma'am.
 3 **Q. So Jim Sisney never showed you copies of**
 4 **legal bills that had students names on them?**
 5 A. No, ma'am.
 6 **Q. You have never seen that?**
 7 A. No, ma'am.
 8 **Q. Isn't it true that you went to Jim Sisney's**
 9 **home to look through documents?**
 10 A. I have, yes, ma'am.
 11 **Q. How many times?**
 12 A. Once.
 13 **Q. Okay. When was that?**
 14 A. Probably a year and a half ago.
 15 **Q. What was the purpose of going to his home to**
 16 **look at documents?**
 17 A. I don't even remember the purpose. You
 18 know, other than that.
 19 **Q. Okay. Who asked you to go?**
 20 A. I don't believe anybody asked me to go.
 21 **Q. Why did you go?**
 22 A. I asked to come.
 23 **Q. And what was going on that you wanted to be**
 24 **a part of?**
 25 A. Finding the truth.
 31

1 **Q. Okay. Who was present at Jim Sisney's home**
 2 **when you went to meet a year and a half ago?**
 3 A. I was there. Jim was there. Jim's wife was
 4 there, and I think that was it.
 5 **Q. And did Jim Sisney ask you to come to his**
 6 **home?**
 7 A. No, ma'am.
 8 **Q. What was the truth that you were hoping to**
 9 **find?**
 10 A. What was going on within the Broken Arrow
 11 School District.
 12 **Q. What documents were in Jim Sisney's house**
 13 **when you went there?**
 14 A. I don't know what all was in his house.
 15 **Q. What did you see?**
 16 A. What did I see. I saw Jim had done a time
 17 line. And I am not sure what else that was there. I
 18 mean I would assume there were other things there,
 19 but I don't really know what they were.
 20 **Q. So how many pages of documents would you say**
 21 **that you viewed a year and a half ago when you went**
 22 **to Mr. Sisney's home?**
 23 A. Just three or four pages of his time line.
 24 **Q. What did the time line show?**
 25 A. I didn't really read the time line. It --
 32

1 you would have to ask him what it said. I was
 2 looking more at the form because of what the time
 3 line looked like.
 4 **Q. What did the time line look like?**
 5 A. It would just have -- it had dates. I guess
 6 it was similar to a diary, you could say.
 7 **Q. What did Jim Sisney tell you about this time**
 8 **line?**
 9 A. Nothing.
 10 **Q. Well, surely to goodness when you went to**
 11 **this home, went to Jim Sisney's home to discuss this**
 12 **and you were searching for the truth, Jim Sisney told**
 13 **you something in reference to what he believed the**
 14 **truth to be; am I correct?**
 15 MR. RICHARDSON: Object to form.
 16 THE WITNESS: Not at that time, no, ma'am.
 17 BY MS. WALTA:
 18 **Q. Okay. What truth were you looking for when**
 19 **you went to Jim Sisney's home?**
 20 A. I wasn't -- that was not the only time I
 21 looked for the truth. I looked for the truth
 22 starting the night they hired Rosenstein, Fist &
 23 Ringold in a board meeting. That is when I started
 24 looking for the truth.
 25 **Q. I am specifically focussing in on the one**
 33

1 time a year and a half ago you told me you went to
 2 Jim Sisney's home to look at a document and you told
 3 me that the only document you saw was three or four
 4 pages long and it was a time line and you were
 5 searching for the truth?
 6 A. The document, itself, was more than three or
 7 four pages long. I only looked at three or four
 8 pages of it to get an idea of what the form of the
 9 time line would look like.
 10 **Q. Why did you need to look at what the form of**
 11 **the time line would be?**
 12 A. Mark Irwin from the Broken Arrow Police
 13 Department had asked me to do a time line. And I
 14 didn't know what a time line was. I mean I had kept
 15 a diary of things as I saw them happen in board
 16 meetings, and after being summonsed to the Broken
 17 Arrow Police Department he had asked me to do a time
 18 line, and I didn't know what a time line was.
 19 **Q. Where is this diary now?**
 20 A. The Attorney General's Office has it.
 21 **Q. And what all is in the diary?**
 22 A. All it contains are my thoughts on what I
 23 saw as I sat through board meetings. And it has them
 24 lined up with the agenda and the minutes from those
 25 meetings.

34

1 **Q. Is a copy -- well, strike that. Does a copy**
 2 **of the diary exist?**
 3 A. Not a -- the copy of the time line exists,
 4 yes.
 5 **Q. Let's focus on the diary first.**
 6 A. The diary was just legal paper that I jotted
 7 notes on or the agendas that I jotted notes on as I
 8 sat through board meetings, but the Attorney
 9 General's Office has that and the State Auditor's
 10 Office has that.
 11 **Q. Okay. My question to you, Mrs. Snellgrove,**
 12 **is does a copy of the diary exist?**
 13 A. Diary is probably not the right word to use
 14 because it's not in a book together, but a copy of my
 15 notes that I kept do exist.
 16 **Q. You called it a diary so that is why I was**
 17 **calling it a diary.**
 18 A. That is fine. That just was bad choice of
 19 words on my part. It wasn't a diary. It was my
 20 notes.
 21 **Q. Whatever it is, whether notes, diary, does a**
 22 **copy exist?**
 23 A. Yes, ma'am.
 24 **Q. How many copies exist?**
 25 A. Two.

35

1 **Q. Where are the copies?**
 2 A. State Auditor's Office.
 3 **Q. Has both copies?**
 4 A. Yes, ma'am.
 5 **Q. Does anyone else have a full or partial copy**
 6 **of your diary/notes?**
 7 A. No, ma'am.
 8 **Q. And you testified that Major Irwin asked you**
 9 **to prepare a time line. How did Major Irwin get your**
 10 **name?**
 11 A. I do not know.
 12 **Q. Did Jim Sisney tell you to go see**
 13 **Major Irwin?**
 14 A. No, ma'am.
 15 **Q. And what time line did Major Irwin ask you**
 16 **to prepare for him?**
 17 A. He asked me to prepare a time line of the
 18 events that I watched unfold in board meetings, and
 19 he wanted my thoughts on what I saw happening and how
 20 I thought they tied to one another.
 21 **Q. What are your thoughts on what happened and**
 22 **how they tied together?**
 23 A. A lot of bad things happened.
 24 **Q. Surely that is not all your thoughts?**
 25 MR. RICHARDSON: Object, form.

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1 THE WITNESS: My thoughts on what I watched
 2 happen, I didn't understand why we hired a law firm.
 3 I didn't understand why we were firing a
 4 superintendent. I didn't understand the lack of
 5 transparency between the Board Of Education and the
 6 parents and the students they were supposed to be
 7 looking out for. I didn't understand when you asked
 8 for truth or you asked questions, you weren't given
 9 answers. I did understand there were sometimes the
 10 answers could not be given. That I understood.
 11 I did an open records request for itemized legal
 12 bills, and as I read the Open Record Act, I was
 13 entitled to a properly redacted set, and I continued
 14 to get letters from the superintendent telling me
 15 that Rosenstein, Fist & Ringold had said it was
 16 attorney/client privilege and would not be provided.
 17 I was never allowed to even go sit and look at
 18 them. And every time I would do another request, I
 19 would get a different answer, but it would always be
 20 a no. I was told to -- that the board would have to
 21 approve it. So there was an agenda item placed on a
 22 board agenda. And every time it was, it was pulled
 23 before the -- when the agenda was set, that would be
 24 pulled.
 25 In a board meeting every time itemized legal

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1 bills or any kind of discussion of legal bills
 2 started, if questions got around to specifics,
 3 discussion was stopped or the agenda item was pulled
 4 to start with. So there was just a lot of secrecy
 5 and a lot of things that two and two was not making
 6 four. And I was trying to find out what was going
 7 on.
 8 BY MS. WALTA:
 9 **Q. Do you believe Jim Sisney was wrongfully**
 10 **terminated?**
 11 A. Yes, ma'am, I do.
 12 **Q. And you are a friend of Jim Sisney's?**
 13 A. I have become a friend of Jim Sisney's.
 14 **Q. Do you think that shades your view of the**
 15 **facts in any regard?**
 16 A. No, ma'am.
 17 **Q. Do you believe that anyone involved in all**
 18 **the matters that you have reviewed and the diary and**
 19 **notes you have taken, do you believe that anyone has**
 20 **engaged in a crime?**
 21 A. You would have to ask the law enforcement
 22 officer that because I don't know how to answer that.
 23 **Q. I am not asking a law enforcement officer.**
 24 A. I don't know how to answer that.
 25 **Q. I am asking you.**

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1 A. I don't know how to answer that one.
 2 **Q. I am asking your opinion. Do you believe**
 3 **that someone has engaged in a crime?**
 4 A. I believe as far as denying the open records
 5 request, I think that was wrong.
 6 **Q. I am asking do you --**
 7 A. So far as a crime, I wouldn't have the
 8 knowledge to know whether they had. The only
 9 knowledge that I have deals with from the night they
 10 hired Rosenstein, Fist & Ringold and the things I saw
 11 took place in board meetings. So far as what brought
 12 it to that point, I have no knowledge of that.
 13 And all the stuff that you read in the papers and
 14 all you see on the T.V. cameras so far as vendors,
 15 and -- I have no knowledge of that so I can't answer
 16 to that. All I can answer for is what I sat in board
 17 meetings and watched, and the actions that I saw out
 18 of the people that were supposed to be looking out
 19 for the education of my children as well as the other
 20 16,000 kids in the Broken Arrow School System. I saw
 21 a lot of things that were wrong. I saw a lot of
 22 things that should have never been able to happen.
 23 Whether they rose to the level of a crime, that I do
 24 not know.
 25 **Q. Have you told anybody at the State Auditor's**

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1 **Office that you believe a crime was committed?**
 2 A. I don't know I have used those words, no,
 3 ma'am.
 4 **Q. What words have you used?**
 5 A. Exactly what I just told you that a lot of
 6 things that were really wrong.
 7 **Q. Do you -- did you tell anybody with the**
 8 **Attorney General's Office that you believed a crime**
 9 **was committed?**
 10 A. No, ma'am.
 11 **Q. Has Jim Sisney ever told you he believed a**
 12 **crime was committed?**
 13 A. Yes, ma'am.
 14 **Q. And when and where were you when he told you**
 15 **this?**
 16 A. I don't know. I don't remember.
 17 **Q. How many times has he told you this?**
 18 A. I couldn't give you a number. Less than
 19 three.
 20 **Q. And I want you to separately name each firm**
 21 **or individual that Jim Sisney has told you he**
 22 **believes committed a crime?**
 23 A. I don't know that he ever separated them
 24 out. I know that it would just be in a general
 25 conversation like when something had hit the news

40

1 about it, and wrongdoing with a Competitive Bidding
 2 Act.
 3 **Q. Mrs. Snellgrove, has Jim Sisney ever told**
 4 **you that Mike Rampey committed a crime?**
 5 A. No, ma'am.
 6 **Q. Has Jim Sisney ever told you that Air**
 7 **Assurance committed a crime?**
 8 A. He used the name of that business in
 9 reference to the Competitive Bidding Act not being
 10 followed.
 11 **Q. Did he ever tell you -- you just testified**
 12 **that he told you somebody committed a crime on at**
 13 **least three occasions, correct?**
 14 A. Well, not following the Competitive Bidding
 15 Act is committing a crime, isn't it? In my opinion,
 16 and so that is what I am referring to with the
 17 Competitive Bidding Act.
 18 **Q. Ma'am, all I am trying to do is get from you**
 19 **your testimony as to on these three separate**
 20 **occasions that Jim Sisney told you --**
 21 A. No, I said less than three. Not a specific
 22 number.
 23 **Q. I want to now find out from you what he told**
 24 **you, what Jim Sisney told you in these conversations,**
 25 **all right? And specifically which entities he**

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<p>1 believed or persons he believed committed a crime. 2 Okay? So Air Assurance you are now saying he may not 3 have used the word crime, but he may have said 4 Competitive Bidding Act, right? 5 A. Right. 6 Q. And you believe anything in terms of 7 violating the Competitive Bidding Act is a crime; is 8 that correct? 9 A. That is my interpretation. 10 Q. Who else has told you that is their 11 interpretation? 12 A. Nobody. 13 Q. Have you told the Attorney General's Office 14 that you believe Air Assurance has violated the 15 Competitive Bidding Act? 16 A. No, ma'am. 17 Q. Have you told the State Auditor or the 18 Attorney General's Office that you believe that Air 19 Assurance has violated the Competitive Bidding Act? 20 A. No, ma'am. 21 Q. Have you told the auditor's office or 22 Major Irwin or the Attorney General's Office that you 23 believe that Mike Rampey has committed a crime? 24 A. No, ma'am. 25 Q. Who else besides Air Assurance did Jim 42</p>	<p>1 Q. Do you have any reason to believe Douglas 2 Hudkins did anything wrong? 3 A. I don't -- if it -- no, ma'am. 4 MR. RICHARDSON: When you are through with 5 this line of questioning, can we take a quick 6 restroom break? 7 MS. WALTA: Absolutely, Mr. Richardson. In 8 fact, let's just take it now. 9 (RECESS) 10 BY MS. WALTA: 11 Q. Ready to start back? We took a short break, 12 and now I will try to be organized and get through 13 these questions, but I am going to jump around a 14 little bit because I want to make sure on the record 15 I asked you what your new address is going to be in 16 Georgia. What is your new address? 17 A. It's -- I don't know the exact house number. 18 It's West Lafayette Street, Hahira, H-A-H-I-R-A, 19 Georgia. Zip code is 31632. 20 Q. Thank you. Are you going to move there 21 after school is out? 22 A. June the 2nd, yes, ma'am. 23 Q. Okay. Thank you. Other than the people you 24 have already talked about and firms we have talked 25 about, do you believe anyone else involved in the 44</p>
<p>1 Sisney tell you may have committed a crime? 2 A. No one. 3 Q. Do he say Sharon Whelpley committed a crime? 4 A. No, ma'am. 5 Q. Do you believe Sharon Whelpley committed a 6 crime? 7 A. I have no reason to believe she did. 8 Q. Did he tell you Shari Wilkins committed a 9 crime? 10 A. No, ma'am. 11 Q. Do you have any reason to believe Shari 12 Wilkins committed a crime? 13 A. No, ma'am. 14 Q. Did he tell you Maryanne Flippo committed a 15 crime? 16 A. No, ma'am. 17 Q. Do you have any reason to believe Maryanne 18 Flippo committed a crime? 19 A. No, ma'am. 20 Q. Did he tell you Douglas Hudkins committed a 21 crime? 22 A. No, ma'am. 23 Q. Do you have any reason to believe Douglas 24 Hudkins committed a crime? 25 A. No, ma'am. 43</p>	<p>1 Broken Arrow's school situation committed a crime? 2 A. I don't know. I mean I don't have any 3 knowledge of anybody that would have. All of my 4 knowledge is limited to what I originally said about 5 the board meetings and the legal bills. 6 Q. Has anyone from law enforcement told you 7 that they believe someone committed a crime? 8 A. No, ma'am. 9 Q. Have you had any conversations with anyone 10 about the fire at the storage unit? 11 A. Just what I have read in the paper. 12 Q. Okay. Any conversations with Jim Sisney 13 about that? 14 A. The day the fire happened or the day after 15 the fire happened, just the mention of what was in 16 the paper. 17 Q. What did Jim Sisney say? 18 A. Just asked me had I seen what was in the 19 paper. 20 Q. Okay. Did you attend any meetings that Jim 21 Sisney called with the PTA? 22 A. I am not aware of any meetings he called 23 with the PTA. 24 Q. Did he call any meetings with individuals or 25 parents in the school district? 45</p>

1 A. Not that I am aware of.
 2 **Q. Did you attend any meetings that Jim Sisney**
 3 **called with patrons of the school district?**
 4 A. Not that he called, no, ma'am.
 5 **Q. Did you attend any meetings with patrons of**
 6 **the school district?**
 7 A. Yes, ma'am.
 8 **Q. Can you tell me how many of those meetings**
 9 **you attended?**
 10 A. There was only one.
 11 **Q. When was that and where was that?**
 12 A. The one that I know of was shortly after
 13 Rosenstein, Fist & Ringold was hired. I cannot give
 14 you an exact date. And it was held at I guess what
 15 now is the ESC North.
 16 **Q. So it was held on Broken Arrow's school**
 17 **premises; is that correct?**
 18 A. Yes, ma'am.
 19 **Q. In a conference room or an office?**
 20 A. I don't know what they call the room. It
 21 was where sometimes they will have board meetings. I
 22 guess it's a conference room.
 23 **Q. Was this after hours?**
 24 A. No, ma'am.
 25 **Q. During the school day?**
 46

1 A. Yes, ma'am.
 2 **Q. And who was present in this meeting?**
 3 A. I couldn't tell you who all was there.
 4 There were probably about 25 people there. 20, 25.
 5 And I couldn't give you the names of who was there.
 6 **Q. I am sure you remember some of the people**
 7 **that were there?**
 8 MR. RICHARDSON: Objection, form.
 9 THE WITNESS: I was there. There were a lot
 10 of faces that I didn't know. I would hate to give
 11 you a name, and then it not be somebody that wasn't
 12 there. I really don't know, and it's not that I care
 13 if you know who was there. I mean anybody could have
 14 come to it. It wasn't something that was an
 15 invitation only meeting.
 16 BY MS. WALTA:
 17 **Q. How did you find out about it?**
 18 A. After the law firm Rosenstein, First &
 19 Ringold had been hired and when I sat in that board
 20 meeting that night, and I listened to all the
 21 information presented about why they shouldn't be
 22 hired, I couldn't reconcile the two that they had
 23 been hired when you had heard all the information
 24 that had been presented.
 25 So I called Jim and asked him what the deal was.
 47

1 You know, what was going on, what was all the --
 2 because up until that point I had no idea what was
 3 going on. And it just didn't make sense to me. And
 4 so he suggested that if there were several parents or
 5 anybody that wanted to meet, and he would be glad to
 6 explain -- to answer their questions to explain what
 7 was going on. And so we just -- I think Brenda
 8 Heigle sent out an email to just parents in general
 9 that if you wanted to attend, and it was kind of a --
 10 I guess you would call an open forum. I am not
 11 really sure the correct word to use, but parents that
 12 had questions, he would answer.
 13 He didn't make any statements, and he didn't go
 14 in and say -- didn't accuse anybody of anything.
 15 There had just been a lot of questions at that time
 16 as to what was going on with the school, what was
 17 going on with the district, and what was going on
 18 with hiring of a law firm, and I think this was
 19 pretty much about the hiring of the law firm.
 20 **Q. Was Jim Sisney present?**
 21 A. Yes, ma'am.
 22 **Q. Did he make any suggestions to the group?**
 23 A. No, ma'am.
 24 **Q. Did he ask that any email campaign or letter**
 25 **campaign or any type of --**
 48

1 A. No, ma'am. I'm sorry. Go ahead. I am
 2 sorry.
 3 **Q. That's okay. That any type of a campaign be**
 4 **started on his behalf?**
 5 A. No.
 6 **Q. Was Brian Beagles there?**
 7 A. No, ma'am.
 8 **Q. Was Keith Isbell there?**
 9 A. No.
 10 **Q. Was Terry Stover there?**
 11 A. No.
 12 **Q. Was Stephanie Updike there?**
 13 A. No.
 14 **Q. Terry Stover is a member of the board at the**
 15 **current time, is he not?**
 16 A. Yes, ma'am.
 17 **Q. Of the Broken Arrow Board Of Education?**
 18 A. Yes, ma'am.
 19 **Q. He lives fairly close to you, does he not?**
 20 A. He lives in the same subdivision I live in.
 21 **Q. When was the last time you had a**
 22 **conversation with Terry Stover about the Broken Arrow**
 23 **School District?**
 24 A. Last Thursday maybe. It was after the news
 25 came out about the computers from the district being
 49

1 taken or confiscated or subpoenaed or whatever they
2 were.
3 **Q. Had you heard that information prior to**
4 **seeing it in the news?**
5 A. No, ma'am.
6 **Q. Have you ever spoken with Representative**
7 **Reynolds?**
8 A. No, ma'am.
9 **Q. Have you ever spoken with Representative**
10 **Ritze?**
11 A. I have spoken to him.
12 **Q. When have you spoken to him?**
13 A. I spoke to him three or four months ago, I
14 guess. I don't -- I couldn't give you a specific
15 date.
16 **Q. Where was this conversation at?**
17 A. Well, it wasn't a conversation. It was I
18 spoke to him -- I spoke to him after a board meeting
19 just as a hello, and that would have been sometime
20 around the end of '08. And then I spoke to him again
21 prior to visiting with the State Auditor's Office.
22 **Q. Was this a personal conversation?**
23 A. Yes, ma'am.
24 **Q. Did you go to his office?**
25 A. No, ma'am.

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1 **Q. Where was this conversation held?**
2 A. At Stephanie Updike's house.
3 **Q. When did this meeting occur?**
4 A. This probably would have been the end of
5 January, first of February. Now, let me back up. It
6 would have been the middle of February. I am sorry.
7 This was prior to going to the State Auditor's
8 Office.
9 **Q. Who was present at Stephanie Updike's house**
10 **at this meeting?**
11 A. Stephanie was there. I was there. Mike
12 Ritze was there, Chris Tharp was there and Jim Sisney
13 was there.
14 **Q. Who organized the meeting?**
15 A. I don't know. I don't know if it was -- I
16 don't know.
17 **Q. How did you learn that there was a meeting?**
18 A. Stephanie called me and said that he was
19 going to come to her house, and so I guess it would
20 be Stephanie is how I knew.
21 **Q. When you said "he" was going to come to her**
22 **house?**
23 A. Mike Ritze. I am sorry.
24 **Q. Were there any documents that you saw when**
25 **you went to this meeting?**

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1 A. No, ma'am.
2 **Q. Tell me everything you can recall as we sit**
3 **here today about what happened at this meeting, who**
4 **said what?**
5 A. The best I can recall the meeting was I had
6 taken my documents, so nobody else brought documents.
7 I took my documents that I carried to the State
8 Auditor's Office, and I shared my concerns, the same
9 concerns I shared with you about the -- what was in
10 the itemized legal bills, about the board minutes
11 being changed. All those same things I shared with
12 you earlier, I shared those concerns with him.
13 **Q. And what did Representative Ritze tell you?**
14 A. He said very little. Most of what he said
15 was that he felt like that someone at the State
16 Auditor's Office should see that.
17 **Q. Did he say anything about the State**
18 **Auditor's investigation or their audit?**
19 A. No, ma'am.
20 **Q. Did he say he had any inside information**
21 **into what was going on?**
22 A. No, ma'am.
23 **Q. Why did you feel the need to go ahead and**
24 **get those documents to the auditor when the audit**
25 **investigation had been pending for quite a while?**

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1 MR. RICHARDSON: Object, form.
2 BY MS. WALTA:
3 **Q. Why did you think in February, oh my**
4 **goodness, I better get these documents to the**
5 **auditor?**
6 A. I had worked -- I had probably several
7 hundred hours I had spent going through the legal
8 bills and cross referencing and checking. And
9 February was kind of like one of those aha moments.
10 I am sorry. Can that work out? To where things
11 finally started to click for me personally. So it
12 wasn't that I had all this this entire time and I
13 just sat on it. That was just when it finally all
14 began to come together for me.
15 **Q. So were you the reason the meeting was**
16 **called since you were the only one that brought**
17 **records?**
18 A. I wouldn't know.
19 **Q. What did Jim Sisney say in this meeting?**
20 A. He just listened. He said very little. And
21 nothing particularly that I remember that he said.
22 **Q. And what did Stephanie Updike say in this**
23 **meeting?**
24 A. She mainly just listened.
25 **Q. Did anyone express an opinion as to whether**

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<p>1 they believed there was wrongdoing on behalf of any 2 individual or entity? 3 A. Just of the board, itself, by allowing the 4 legal bills to go like they had. There was concern 5 expressed about violations of the Open Meeting Act. 6 There was concern expressed about the legal firm, the 7 law firm making decisions about the direction of some 8 of the cases, the lawsuits were going without the 9 board voting on it or the board giving a direction. 10 That was about it. 11 Q. Chris Tharp was there as well; is that 12 correct? 13 A. Yes, ma'am. 14 Q. And what was Chris Tharp's role or 15 involvement in this meeting? 16 A. He was the one that expressed the concern 17 about the law firm making decisions on actions that 18 were taken. 19 Q. Did he bring any records to the meeting? 20 A. No, ma'am. 21 Q. Do you know whether or not Chris Tharp has 22 any records in his possession? 23 A. I do not know. 24 Q. When is the last time you had a conversation 25 with Chris Tharp about the Broken Arrow School 54</p>	<p>1 your exhibit, to the deposition subpoena. It asks 2 you to bring today all documents provided to you 3 related to the payment of sick leave by the Broken 4 Arrow School District. Do you see that? 5 A. Yes, ma'am. 6 Q. Did you bring any of those documents with 7 you? 8 A. I have never had any of those documents. 9 Q. Have you ever seen any of those documents? 10 A. No. 11 Q. Never seen the Excel sheets that were talked 12 about with all the list of employees names and sick 13 leave? 14 A. No. I am sorry. I answered before you 15 finished. No, ma'am, I have not. 16 Q. No problem. 17 A. Only thing is what I read in the paper. 18 That is all I know about that. I haven't gotten 19 anything from anywhere. 20 Q. Have you spoken to Jim Sisney about this 21 excessive sick leave? 22 A. It has been mentioned in a conversation 23 related to what was in the paper, but not about any 24 specific employee or anything. 25 Q. What did he tell you about sick leave? 56</p>
<p>1 District? 2 A. This morning. 3 Q. And what did you say to him and what did he 4 say to you? 5 A. He called to tell me good luck this 6 afternoon, and I told him thanks. 7 Q. How long did this meeting last that 8 Stephanie Updike's house? 9 A. 20 minutes. 10 Q. Did Representative Ritze leave with any 11 documents? 12 A. No, ma'am. 13 Q. Did he look at your documents? 14 A. I don't think so. I don't remember him 15 looking at them. 16 Q. Did he say he was going to do anything when 17 he left the meeting? 18 A. No, ma'am. 19 Q. Did he say he was going to contact the State 20 Auditor? 21 A. No, ma'am. 22 Q. Did he say he was going to issue a press 23 release? 24 A. No, ma'am. 25 Q. All right. Let's go to item Number 4 on 55</p>	<p>1 A. It was just was what was in the paper. 2 Q. And have you spoken to Representative Ritze 3 about the sick leave? 4 A. No, ma'am. 5 Q. Has he said anything to you? 6 A. No, ma'am. 7 Q. Have you talked to Representative Reynolds 8 about sick leave? 9 A. I have never had a conversation of any kind 10 with Reynolds. 11 Q. Have you ever sent him an email? 12 A. No, ma'am. 13 Q. Has he ever sent you an email? 14 A. No, ma'am. 15 Q. Do you believe that someone in the 16 Rosenstein, Fist & Ringold Law Firm has done 17 something wrong? 18 A. I don't know. I don't really know. That is 19 my quest for the truth is to find out what is going 20 on. Something is not right somewhere, but I don't 21 know what. 22 Q. How many hours do you approximate you have 23 spent looking at legal bills that you obtained 24 through your open records request? 25 A. Over a hundred. 57</p>

1 **Q. Over a hundred hours?**
 2 A. Yes, ma'am.
 3 **Q. All right.**
 4 A. Now, that would be between looking at legal
 5 bills and doing my time line and cross referencing.
 6 **Q. When you say doing your time line, is that**
 7 **something different than the diary or notes you**
 8 **testified to earlier?**
 9 A. There are two sets of time lines. The first
 10 is the diary, what I called the diary, but it's the
 11 time line that Major Irwin had asked me to do. And
 12 the second is the time line of the legal bills.
 13 **Q. Did you give a copy of the time line to**
 14 **anyone?**
 15 A. Yes, ma'am.
 16 **Q. Who did you give it to?**
 17 A. The State Auditor's Office and Attorney
 18 General's Office.
 19 **Q. Did you give a copy to Jim Sisney?**
 20 A. Yes, ma'am.
 21 **Q. When did you give a copy of this time line**
 22 **to Jim Sisney?**
 23 A. The middle of February when I finished it.
 24 **Q. Did you give it to anyone else, a copy?**
 25 A. No, ma'am.

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1 **Q. So the only copies that you know exist right**
 2 **now are in the hands of Jim Sisney; is that correct?**
 3 A. No, ma'am. The Attorney General's Office
 4 has a copy and the State Auditor's Office has a copy.
 5 **Q. Okay. I thought they had an original.**
 6 A. They do. There are two different, for lack
 7 of a better word, diaries. The first one that I did
 8 that was just my thoughts and my journey through a
 9 year and a half work of board meetings. The second
 10 time line is the legal bills, themselves. Because
 11 when I did the first one, I didn't have legal bills
 12 then.
 13 **Q. The first one we will call it diary one?**
 14 A. Okay.
 15 **Q. Where is the original of diary one?**
 16 A. The State Auditor's Office has that.
 17 **Q. And how many copies exist that you know of**
 18 **of diary one?**
 19 A. Two.
 20 **Q. And where are those copies?**
 21 A. The State Auditor's Office has both of them.
 22 **Q. You did not retain a copy?**
 23 A. No.
 24 **Q. Is that correct? And you did not provide a**
 25 **copy to anyone else, is that correct, of diary one?**

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1 A. Jim has a copy of that one. So there are
 2 three copies.
 3 **Q. And when did you provide a copy of diary one**
 4 **to Jim Sisney?**
 5 A. I couldn't give you an exact date on that,
 6 but it would have been when I finished it. It would
 7 have been prior to when the state audit started.
 8 Within a couple of months prior to that. And the
 9 reason I can remember that is because that is when
 10 the State Auditor's Office got their first copy.
 11 **Q. Approximately when would that have been?**
 12 A. You would have to look at the district
 13 records and see when the state audit was actually
 14 engaged. It would be just prior to that.
 15 **Q. The document you said that you were**
 16 **preparing for Major Irwin, is that diary one?**
 17 A. Yes, ma'am.
 18 **Q. And does Major Irwin have a copy of diary**
 19 **one?**
 20 A. No, ma'am.
 21 **Q. Okay. Diary two that you said includes the**
 22 **hundred hours of work that you did on the legal**
 23 **bills?**
 24 A. Uh-huh.
 25 **Q. Where is the original of diary two?**

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1 A. The Attorney General's Office has that.
 2 **Q. And where is -- well, let me back up. How**
 3 **many copies have been made of diary two that you are**
 4 **aware of?**
 5 A. Five that I am aware of.
 6 **Q. And where are those five copies?**
 7 A. Ricky Branch has one with the State
 8 Auditor's Office. Chris Pembrook with the State
 9 Auditor's Office has one. The Attorney General's
 10 Office has two, and then Jim Sisney has one.
 11 **Q. You did not retain a copy?**
 12 A. No, ma'am.
 13 **Q. Is that correct? Let's go to item Number 5**
 14 **on Exhibit A. Asks you to bring with you today any**
 15 **legal memorandum or other correspondence from Doug**
 16 **Mann or the firm of Rosenstein, Fist & Ringold in**
 17 **your possession.**
 18 **Did you bring any of those documents with you**
 19 **today?**
 20 A. I don't have any of that in my possession.
 21 **Q. Have you seen any of those documents prior**
 22 **to today?**
 23 A. The only things that I have seen, I have
 24 seen, of course, the copy of the itemized legal bills
 25 I was given. Those are now with the Attorney General

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1 and State Auditor's Office. I have seen the original
 2 engagement letter. I think that is it the best I can
 3 remember.
 4 **Q. Have you seen any memo from Doug Mann or**
 5 **Rosenstein, Fist & Ringold that related to Sperry**
 6 **Public Schools?**
 7 A. No, ma'am.
 8 **Q. Have you seen any memo from Doug Mann or**
 9 **Rosenstein, Fist & Ringold that related to the Broken**
 10 **Arrow School District and sick leave?**
 11 A. No, ma'am. I haven't seen a document. Just
 12 the quotes that would be in the paper and the
 13 articles. But I haven't seen a document, no, ma'am.
 14 **Q. Item Number 6, you are asked to bring today**
 15 **all photos in your possession related to the Broken**
 16 **Arrow School District, Maryanne Flippo, Shari**
 17 **Wilkins, Shari Wilkins, Sharon Whelpley, Douglas**
 18 **Hudkins, Mike Rampey, Air Assurance, Gary Gerber or**
 19 **Cheryl Kelly. Did you bring any of the documents or**
 20 **any of the photos listed on item 6?**
 21 A. I don't have any photos.
 22 **Q. Okay.**
 23 A. Other than my kids' school pictures or
 24 pictures of award ceremonies, but I didn't figure
 25 that is what you were after.

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1 **Q. No.**
 2 A. I didn't bring those.
 3 **Q. Item Number 7 asks you to bring with you**
 4 **today all audio recordings in your possession related**
 5 **to the Broken Arrow School District, Maryanne Flippo,**
 6 **Shari Wilkins, Sharon Whelpley, Douglas Hudkins, Mike**
 7 **Rampey, Air Assurance, Gary Gerber or Cheryl Kelly.**
 8 **Did you bring any of those documents?**
 9 A. I don't have any audio recordings.
 10 **Q. I don't have any audio recordings of any of**
 11 **those.**
 12 **Q. Have -- sorry. I just about interrupted**
 13 **you.**
 14 A. No, that's fine.
 15 **Q. Have you heard any audio recordings of any**
 16 **of the people identified in Number 7?**
 17 A. The only thing I have ever heard was the --
 18 but I sat in the original meeting where I heard her
 19 say it, was when Maryanne Flippo went on her, this is
 20 not a democracy tirade in a board meeting. And that
 21 was clipped out and I think played on a radio
 22 station. And I heard that, but I had sat through the
 23 original meeting, so -- but other than that, no.
 24 **Q. Item Number 8 asks you to bring with you**
 25 **today all video recordings in your possession related**

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1 **to the Broken Arrow School District, Maryanne Flippo,**
 2 **Shari Wilkins, Sharon Whelpley, Douglas Hudkins, Mike**
 3 **Rampey, Air Assurance, Gary Gerber or Cheryl Kelly.**
 4 **Did you bring any video recordings with you today?**
 5 A. No, ma'am. The only video recordings that I
 6 have are just the DVDs of board meetings that I paid
 7 \$10 apiece for from the school district.
 8 **Q. Those are the recordings that are --**
 9 A. It's the official school recording of the
 10 board meetings.
 11 **Q. They are available publicly?**
 12 A. Yes, ma'am. I did an FOI request and paid
 13 \$10 apiece for them.
 14 **Q. Have you seen any other video recordings of**
 15 **the individuals listed in Number 8?**
 16 A. Other than when Maryanne Flippo would do a
 17 press conference and it would be on the news, if that
 18 is what you are talking about. That is the only
 19 other thing I have seen. I have seen Gary Gerber
 20 when he would be on the news doing things, and then
 21 just sometimes you would see -- they were -- I guess
 22 when the news would be at the board meetings, then
 23 you would see different board members walking to and
 24 from the meeting. But other than that, no, ma'am.
 25 **Q. Did you have any conversation with Stephanie**

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1 **Updike about her providing information to the State**
 2 **Auditor?**
 3 A. She was in the same meeting I was in.
 4 **Q. Oath than that meeting?**
 5 A. No, ma'am.
 6 **Q. When she was a member of the Board Of**
 7 **Education, did you have any conversations with her,**
 8 **Jim Sisney or anyone about her providing information**
 9 **to the State Auditor's Office?**
 10 A. No, ma'am.
 11 **Q. Were you aware of the fact that she provided**
 12 **documents to the State Auditor?**
 13 A. No, ma'am.
 14 **Q. Has Stephanie Updike ever expressed her**
 15 **opinion to you that someone committed a crime in**
 16 **relation to the items we have discussed today in the**
 17 **Broken Arrow School District?**
 18 A. No, ma'am.
 19 MS. WALTA: Can we take about a five minute
 20 break, and I think I will be pretty close.
 21 THE WITNESS: Okay.
 22 MS. WALTA: But there are other people to
 23 ask questions.
 24 THE WITNESS: Okay. That is fine.
 25 (RECESS)

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1 BY MS. WALTA:
 2 **Q. All right, Mrs. Snellgrove, you were kind**
 3 **enough to let us take a short break. I have a couple**
 4 **of questions concerning your employment with the**
 5 **Broken Arrow School District I forgot to ask you**
 6 **about.**
 7 A. Uh-huh.
 8 **Q. You are employed or have been employed in**
 9 **the past as a substitute teacher, correct?**
 10 A. Yes, ma'am.
 11 **Q. When is the last time you subbed for the**
 12 **Broken Arrow School District?**
 13 A. For pay or for volunteer?
 14 **Q. Either one.**
 15 A. Monday morning. This past Monday morning.
 16 **Q. What school?**
 17 A. Country Lane Fourth And Fifth Grade Center.
 18 **Q. Was that for pay?**
 19 A. I think it was a volunteer. The Friday
 20 before, the Thursday or Friday before it was for pay
 21 I think, but I think the last one was a volunteer.
 22 **Q. Let's just say through the calendar year**
 23 **2010 starting January 1st, how many times do you**
 24 **think you have subbed for the Broken Arrow School**
 25 **District?**

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1 A. You would have to get my -- I have no idea.
 2 I am down there about 20 hours -- 20 to 25 hours a
 3 week because I volunteer. Most of the time what I do
 4 is as a volunteer now, so you would probably really
 5 have to just check with the school district to see
 6 how many are paid.
 7 **Q. Well, I am not --**
 8 A. And I don't know how to answer that as far
 9 as --
 10 **Q. I am not limiting it to paid status. I just**
 11 **want to know how many times you have subbed?**
 12 A. In the district starting this year?
 13 **Q. Since January of '10?**
 14 A. I did a week for a teacher that was on jury
 15 duty. You want a total? Doesn't matter broken down
 16 for pay or volunteer?
 17 **Q. Exactly.**
 18 A. Maybe two and a half weeks total.
 19 **Q. Okay. Let's say during the '08 '09 school**
 20 **year, and that is the year when Jim Sisney was**
 21 **terminated by the Broken Arrow Board Of Education,**
 22 **were you substituting in the Broken Arrow School**
 23 **District at that time?**
 24 A. I don't think I did.
 25 **Q. Isn't it true at some point you substituted**

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1 **in Liberty Elementary?**
 2 A. Yes, ma'am.
 3 **Q. And do you think that was before or after**
 4 **Jim Sisney was terminated?**
 5 A. I don't remember exactly when I started
 6 actually subbing because I was there as a volunteer
 7 tutor, so I don't know exactly what date I started
 8 getting paid to do some of it.
 9 **Q. Is it true, Mrs. Snellgrove that**
 10 **occasionally you would make comments in the teachers'**
 11 **lounge about Mike Rampey or Air Assurance?**
 12 A. I don't remember.
 13 **Q. So is it possible you made comments about**
 14 **them in the teachers' lounge?**
 15 A. I don't remember.
 16 **Q. Is it correct that in the teachers' lounge**
 17 **at Liberty Elementary you made the statement that**
 18 **Mike Rampey was guilty of a crime?**
 19 A. No, ma'am, I have never said that.
 20 **Q. Is it possible that you said that Air**
 21 **Assurance was guilty of a crime in the teachers'**
 22 **lounge at Liberty Elementary?**
 23 A. No, ma'am.
 24 **Q. So if someone overheard you saying that,**
 25 **then they are not telling the truth?**

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1 A. I would say no.
 2 **Q. Do you think that would be appropriate to be**
 3 **in the teachers' lounge of the Broken Arrow School**
 4 **District and make such a comment?**
 5 A. I don't really know how to answer that.
 6 **Q. Would it be appropriate for anybody to be in**
 7 **the teachers' lounge making comments that a vendor of**
 8 **the school district was guilty of a crime?**
 9 A. I never heard anybody in the teachers'
 10 lounge make a comment about a vendor being guilty.
 11 **Q. Would it be appropriate?**
 12 A. I don't know.
 13 **Q. So you think it would be okay for that**
 14 **comment to be --**
 15 MR. RICHARDSON: Asked and answered.
 16 THE WITNESS: I don't --
 17 BY MS. WALTA:
 18 **Q. I am sorry. Did you answer?**
 19 A. I have already -- I said I don't know.
 20 MS. WALTA: Okay. That is all I have. Pass
 21 the witness.
 22 CROSS EXAMINATION
 23 BY MR. LUTHEY:
 24 **Q. Ma'am, my name is Dean Luthey. I am here**
 25 **for Mike Rampey, and I have some questions for you.**

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<p>1 Could you tell us about your educational background, please?</p> <p>2</p> <p>3 A. I graduated from Lowndes County High School</p> <p>4 in Valdosta, Georgia in 1976.</p> <p>5 Q. Do you have any college?</p> <p>6 A. No, sir.</p> <p>7 Q. Can you tell us about your employment background?</p> <p>8</p> <p>9 A. Before I had children I worked at a bank. I</p> <p>10 was the secretary to a senior vice president. I</p> <p>11 worked for an insurance company prior to that in the</p> <p>12 office. And then for the last 21 years I have been a</p> <p>13 housewife and a mom. My oldest child is 21.</p> <p>14 Q. You told us that -- I think it was in 2009</p> <p>15 your husband had been unemployed for about seven</p> <p>16 months?</p> <p>17 A. Yes, sir.</p> <p>18 Q. And you put out some feelers?</p> <p>19 A. Yes, sir.</p> <p>20 Q. Did you put out a feeler to Jim Sisney?</p> <p>21 A. We had asked that anybody that knew of</p> <p>22 anything. So he was one of the ones, yes, sir.</p> <p>23 Q. And had you already started your diary or</p> <p>24 time line at the time you put out that feeler to Jim</p> <p>25 Sisney?</p> <p style="text-align: center;">70</p>	<p>1 Education. I wasn't a part of any of that.</p> <p>2 Q. Do you think they would have hired your</p> <p>3 husband if Jim Sisney didn't recommend him?</p> <p>4 A. You would have to ask them that.</p> <p>5 Q. I'm asking you what you think.</p> <p>6 A. I don't know. You would have to ask them</p> <p>7 that.</p> <p>8 Q. I guess you told us that Jim Sisney called</p> <p>9 and said the position was available?</p> <p>10 A. He called my husband and said there was a</p> <p>11 position available.</p> <p>12 Q. And had your husband worked in schools</p> <p>13 before?</p> <p>14 A. No, sir.</p> <p>15 Q. So he didn't have any experience being a</p> <p>16 director of operations for a school district before?</p> <p>17 A. He had no experience working for a school</p> <p>18 district, no, sir.</p> <p>19 Q. Had he ever been director of operations of</p> <p>20 anything before?</p> <p>21 A. He had built houses for 26 years prior to</p> <p>22 moving out here. He had worked in the operations</p> <p>23 department of a paper mill.</p> <p>24 Q. Do you know if there were any other</p> <p>25 candidates that were interviewed for this director of</p> <p style="text-align: center;">72</p>
<p>1 A. Yes, sir.</p> <p>2 Q. And had you met with Jim Sisney concerning</p> <p>3 his termination by the time you had put out those</p> <p>4 feelers?</p> <p>5 A. Rephrase that, please.</p> <p>6 Q. You talked to Dr. Sisney about the events</p> <p>7 surrounding his termination from the Broken Arrow</p> <p>8 schools, hadn't you?</p> <p>9 A. Yes, sir.</p> <p>10 Q. And you had had the discussion before you</p> <p>11 put out these feelers; is that right?</p> <p>12 A. Yes, sir.</p> <p>13 Q. Did you know at the time you put out these</p> <p>14 feelers that Jim Sisney had sued a variety of people</p> <p>15 for money in a court here in Tulsa?</p> <p>16 A. I think that was common knowledge. It's</p> <p>17 been in the news.</p> <p>18 Q. So you knew that?</p> <p>19 A. Yes, sir.</p> <p>20 Q. And then Jim Sisney hired your husband at</p> <p>21 Sperry after these feelers were put out; is that</p> <p>22 right?</p> <p>23 A. The Board Of Education for Sperry did.</p> <p>24 Q. On whose recommendation?</p> <p>25 A. You would have to ask the Board Of</p> <p style="text-align: center;">71</p>	<p>1 operations position at Sperry?</p> <p>2 A. I do not know.</p> <p>3 Q. Now, you told us you spent several hundred</p> <p>4 hours going through the Rosenstein, Fist law office</p> <p>5 legal bills; is that right?</p> <p>6 A. Over a hundred hours.</p> <p>7 Q. Over a hundred?</p> <p>8 A. Yes, sir.</p> <p>9 Q. And did you do that over a hundred hours</p> <p>10 worth of work while your husband was working for</p> <p>11 Dr. Sisney at the Sperry schools?</p> <p>12 A. Part of the time my husband was working at</p> <p>13 Sperry schools I was working on it, yes.</p> <p>14 Q. Who did your husband report to?</p> <p>15 A. Jim.</p> <p>16 Q. Jim?</p> <p>17 A. Jim Sisney.</p> <p>18 Q. Was any of this over hundred hours done by</p> <p>19 you going through these legal bills at some time when</p> <p>20 your husband wasn't working for Jim Sisney?</p> <p>21 A. Yes.</p> <p>22 Q. And when -- how much of the hours were done</p> <p>23 when your husband was not working for Jim Sisney?</p> <p>24 A. I couldn't tell you. I couldn't break it</p> <p>25 down.</p> <p style="text-align: center;">73</p>

1 **Q. Do you have any idea what month it was?**
 2 A. As soon as the itemized legal bills were
 3 made public, which I think was -- I want to say
 4 August of '09.
 5 **Q. That is when you started to work?**
 6 A. Yes, that is when I started the work on the
 7 itemized legal bills, yes.
 8 **Q. Did you talk to Jim Sisney about this work**
 9 **on the itemized legal bills before you began?**
 10 A. No, sir.
 11 **Q. You said you were looking for the truth; is**
 12 **that right?**
 13 A. Yes, sir.
 14 **Q. Do you have firsthand knowledge or know why**
 15 **the Board Of Education of Broken Arrow voted to**
 16 **terminate Jim Sisney's employment?**
 17 A. No, sir.
 18 **Q. So you don't know the truth surrounding**
 19 **that, do you?**
 20 A. No, sir, I do not.
 21 **Q. Do you know about any information that had**
 22 **been provided to those board members as part of that**
 23 **termination process?**
 24 A. Repeat that, please.
 25 **Q. Yeah, do you know about any information that**
 74

1 **was provided to those board members as part of that**
 2 **termination process?**
 3 A. The only thing that I am aware of is when
 4 you read the itemized legal bills, you see where
 5 there were witnesses that were interviewed, but other
 6 than that, no, sir, I am not.
 7 **Q. Do you know who those witnesses were?**
 8 A. That part is redacted and then part of the
 9 time they are identified by letters, Witness D or
 10 Witness B or such.
 11 **Q. Do you know who those witnesses were?**
 12 A. No, sir, I do not.
 13 **Q. Are you aware of any tape recordings whose**
 14 **contents were provided to the Board Of Education as**
 15 **part of the Jim Sisney termination process?**
 16 A. No, sir, I do not.
 17 **Q. Have you read any of the court papers,**
 18 **ma'am, that have been filed in Jim Sisney's lawsuits?**
 19 A. The only -- I have never sat down and read
 20 them all start to finish. I have looked at part of
 21 them when they would be posted like on the Tulsa
 22 World or Ledger in a PDF format.
 23 **Q. Do you recall what you read?**
 24 A. Not really.
 25 **Q. Are you aware that there has been a**
 75

1 **counterclaim filed against Jim Sisney by the three**
 2 **members of the Board Of Education that he sued?**
 3 A. Yes, I am.
 4 **Q. Did you read that counterclaim, ma'am?**
 5 A. I read parts of it. I didn't read the whole
 6 thing.
 7 **Q. Did you read the exhibits that were attached**
 8 **to it?**
 9 A. I didn't read everything.
 10 **Q. Did you read any of the exhibits that were**
 11 **attached to that counterclaim, ma'am?**
 12 A. I don't -- I read there were like emails?
 13 Is that what you were referring to?
 14 **Q. Right.**
 15 A. I read some of those, yes, sir.
 16 **Q. Did you form an opinion when you read those**
 17 **in your search for the truth?**
 18 A. No, sir.
 19 **Q. You told us that Lee Sisney has had**
 20 **conversations with you about legal advice; is that**
 21 **right?**
 22 A. Yes, sir.
 23 **Q. Where did those conversations occur?**
 24 A. Over the telephone.
 25 **Q. And where were you?**
 76

1 A. I was at home.
 2 **Q. In Oklahoma?**
 3 A. Yes, sir.
 4 **Q. And I am not going to ask you the substance**
 5 **of it, but did you receive legal advice on the phone**
 6 **here in Oklahoma from Lee Sisney?**
 7 A. He gave me his opinion.
 8 **Q. Was it legal advice?**
 9 A. I considered it to be legal advice.
 10 **Q. Is he admitted to practice law in Oklahoma**
 11 **do you know?**
 12 A. I do not know.
 13 **Q. Do you have any other lawyers you consulted**
 14 **in addition to Lee Sisney?**
 15 A. Yes, sir.
 16 **Q. Who?**
 17 A. Marvin Laws.
 18 **Q. And where is he?**
 19 A. Oklahoma City.
 20 **Q. And when did you consult Mr. Laws?**
 21 A. I could not give you a specific date, but
 22 it's been within the last six months.
 23 **Q. Are you a party to any lawsuit or anything?**
 24 A. No, sir, I am not.
 25 **Q. How did you decide to speak to**
 77

1 **Mr. Richardson here concerning the deposition?**
 2 A. I had never given a deposition before and
 3 didn't know what to expect, and he was kind enough to
 4 say he wouldn't mind talking to me and let me know
 5 what to expect and kind of how a deposition went and
 6 the purpose of a deposition.
 7 **Q. Did you consider seeking that information**
 8 **from Mr. Laws?**
 9 A. I didn't talk to Mr. Laws about a
 10 deposition, no, sir.
 11 **Q. But did you consider it?**
 12 A. No, sir.
 13 **Q. Did you consider talking to Lee Sisney about**
 14 **it?**
 15 A. Yes, sir.
 16 **Q. And did you?**
 17 A. Yes, I did.
 18 **Q. And was that before or after you spoke to**
 19 **Mr. Richardson?**
 20 A. That was before.
 21 **Q. Did Mr. Richardson suggest you talk to Lee**
 22 **Sisney?**
 23 A. No, sir, he did not.
 24 **Q. Did you know Mr. Richardson before you**
 25 **talked to him?**

78

1 A. No, sir.
 2 **Q. How did you come to call Mr. Richardson to**
 3 **get this information?**
 4 A. He was very familiar with this case.
 5 **Q. How did you know of him?**
 6 A. Well, I have seen him in a board meeting. I
 7 have seen his picture on the T.V. I have seen his
 8 name on the articles, and then of course, he is Jim's
 9 attorney so I knew him that way.
 10 **Q. Did you speak with Mr. Jim Sisney about**
 11 **talking to Mr. Richardson?**
 12 A. I did.
 13 **Q. And what did Jim Sisney tell you?**
 14 MR. RICHARDSON: Object to -- oh, I am
 15 sorry. Jim. I thought --
 16 MR. LUTHEY: Jim, not Lee.
 17 MR. RICHARDSON: I'm sorry.
 18 THE WITNESS: Okay. Question again?
 19 BY MR. LUTHEY:
 20 **Q. What did Jim Sisney tell you about talking**
 21 **to Mr. Richardson?**
 22 A. He told me that he would be glad to sit down
 23 and talk with me and kind of go over what a
 24 deposition would be and what to expect.
 25 **Q. So you sought out Jim Sisney about this**

79

1 **deposition business? Is that it?**
 2 MR. RICHARDSON: Objection, form.
 3 THE WITNESS: I told him -- pardon?
 4 MR. RICHARDSON: I was making an objection
 5 to form.
 6 THE WITNESS: I told him that I had been
 7 issued a subpoena for a deposition, yes.
 8 BY MR. LUTHEY:
 9 **Q. Why?**
 10 A. Why not?
 11 **Q. Did you talk -- did you, for example, speak**
 12 **to any of the defendants about being issued a**
 13 **deposition subpoena?**
 14 A. No, sir, I did not.
 15 **Q. Why did you pick Jim Sisney to go seek out?**
 16 A. I trust his advice.
 17 **Q. He had done well for your family, hadn't he?**
 18 A. My family had done well for itself.
 19 **Q. No, he had done well for your family, hadn't**
 20 **he, hiring your husband and all?**
 21 A. My husband did him a very good job.
 22 **Q. Did Dr. Sisney do a good turn for your**
 23 **family by hiring your husband when he was out of**
 24 **work?**
 25 A. Yes, he did.

80

1 **Q. And you, of course, want to help Jim Sisney,**
 2 **don't you, ma'am?**
 3 A. I want the truth.
 4 **Q. So why haven't you asked anybody on the**
 5 **school board why he was fired?**
 6 A. You asked and you didn't get answers.
 7 **Q. Did you ask them?**
 8 A. I did.
 9 **Q. What did Mr. Stover tell you?**
 10 A. Depended on asked. I would ask questions
 11 about -- most of the time he didn't know. He didn't
 12 know what was going on. He wasn't aware. I would
 13 ask questions about why we weren't getting itemized
 14 legal bills, why were legal bills so high, billed so
 15 high?
 16 **Q. What did Mr. Stover tell you when you asked**
 17 **him why Dr. Sisney was fired?**
 18 A. He didn't tell me why Dr. Sisney was fired.
 19 **Q. Did you ask him?**
 20 A. No, I didn't ask him that.
 21 **Q. Weren't you interested?**
 22 A. I was interested.
 23 **Q. So why didn't you ask him?**
 24 A. I guess because that was done in executive
 25 session.

81

1 **Q. Did you ask Dr. Sisney why he was fired?**
 2 A. Jim and I have talked about that, yes.
 3 **Q. And what did he tell you?**
 4 A. He said that they had given him a list of
 5 reasons. That he didn't believe they were factual,
 6 that they were the actual reason.
 7 **Q. Did Dr. Sisney tell you that he had the**
 8 **right to have a hearing and challenge the vote on**
 9 **firing him?**
 10 A. He did not tell me that.
 11 **Q. Did you know that?**
 12 A. I read it in the paper.
 13 **Q. Did you ever ask Dr. Sisney why he didn't**
 14 **take advantage of that so everything would come out,**
 15 **and people like you could find the truth?**
 16 MR. RICHARDSON: Objection, form.
 17 THE WITNESS: No, I did not.
 18 BY MR. LUTHEY:
 19 **Q. Did you encourage Dr. Sisney to take**
 20 **advantage of that hearing so people like you could**
 21 **find out the truth?**
 22 MR. RICHARDSON: Objection, form.
 23 THE WITNESS: No, I did not.
 24 BY MR. LUTHEY:
 25 **Q. I think you told us that you said you called**
 82

1 **and left a message for Michelle Day at the State**
 2 **Auditor's; is that right?**
 3 A. Yes, I did.
 4 **Q. Did you know Michelle Day before you called**
 5 **and left that message?**
 6 A. No, sir.
 7 **Q. How did you know to ask for her?**
 8 A. I looked on the web site of the State Audit
 9 And Inspections Department.
 10 **Q. And was she listed there?**
 11 A. She is on there, yes, sir.
 12 **Q. And were there other people listed?**
 13 A. Yes, sir. There was -- I guess Steve
 14 Burrage was on there. Michelle Day was on there.
 15 And I don't remember who else was on there.
 16 **Q. Why did you pick her?**
 17 A. I just did. No specific reason.
 18 **Q. As opposed to someone else like Mr. Burrage,**
 19 **the auditor?**
 20 A. No specific reason.
 21 **Q. Had somebody told you that you should seek**
 22 **her?**
 23 A. No, sir.
 24 **Q. And that was in the first part of February?**
 25 A. Yes, sir.
 83

1 **Q. Is that after Representative Ritze suggested**
 2 **that you talk to the State Auditor?**
 3 A. Yes, sir.
 4 **Q. After that brief meeting you told us about?**
 5 A. Yes, sir.
 6 **Q. About how long after that meeting did you**
 7 **call and leave a message for Michelle Day?**
 8 A. About a week.
 9 **Q. Why did it take so long?**
 10 A. No particular reason.
 11 **Q. You had collected all your documents, had**
 12 **you?**
 13 A. Yes, sir.
 14 **Q. And did you ever speak to Ms. Day?**
 15 A. She returned my phonecall, yes.
 16 **Q. And what did she tell you?**
 17 A. She set up a time for me to meet down in
 18 Oklahoma City.
 19 **Q. To meet who?**
 20 A. I met with Ricky Branch and Chris Pembrook.
 21 **Q. In Oklahoma City?**
 22 A. Yes.
 23 **Q. So you drove down there?**
 24 A. Yes, sir.
 25 **Q. And did you go down there by yourself?**
 84

1 A. No, sir.
 2 **Q. Who did you go with?**
 3 A. Stephanie Updike and Chris Tharp.
 4 **Q. Who is Stephanie Updike?**
 5 A. She is a former board member.
 6 **Q. She is a supporter of Jim Sisney, right?**
 7 A. You would have to ask her that.
 8 **Q. What do you think?**
 9 A. I don't think for her. She thinks for
 10 herself. So you will have to ask her that.
 11 **Q. But do you regard her as a supporter of Jim**
 12 **Sisney?**
 13 A. You would have to ask her that.
 14 **Q. No, I am asking what you regard. Do you**
 15 **regard her?**
 16 A. I have already answered that.
 17 **Q. Well, let's see if we have a clear**
 18 **understanding. You understand that the question I am**
 19 **asking has to do with your regard of her, what you**
 20 **think?**
 21 A. If I think she is a supporter of Jim Sisney?
 22 **Q. Yes.**
 23 A. It would appear so.
 24 **Q. There is no doubt in your mind, is there?**
 25 A. I have already answered.
 85

1 **Q. Is there any doubt in your mind?**
 2 A. It would appear she is a supporter of Jim
 3 Sisney.
 4 **Q. Why do you say it appears that way?**
 5 A. All you have to do is look at her voting
 6 record.
 7 **Q. And what she has told you about Jim Sisney**
 8 **too, right?**
 9 A. We have talked about Jim, yes.
 10 **Q. And she has said favorable things to you**
 11 **about him, hasn't she?**
 12 A. Not all were favorable, no.
 13 **Q. But she has said some favorable things?**
 14 A. She has said some favorable things about
 15 him.
 16 **Q. Did she vote to fire him?**
 17 A. No. She voted, but she cast a vote against
 18 firing, I believe.
 19 **Q. Who was the other person that went down to**
 20 **the auditor's with you did you say?**
 21 A. Chris Tharp, T-H-A-R-P.
 22 **Q. And is that a man or a woman?**
 23 A. It's a man.
 24 **Q. Who is Chris Tharp?**
 25 A. He is a parent. He has two children in the
 86

1 Broken Arrow School District.
 2 **Q. Does he have employment?**
 3 A. Yes.
 4 **Q. What does he do?**
 5 A. You would have to ask him. I do not know.
 6 **Q. Is he a supporter of Jim Sisney?**
 7 A. You would have to ask him that.
 8 **Q. Does it appear to you he is a supporter of**
 9 **Jim --**
 10 A. It appears he is, yes.
 11 **Q. Now, why did Chris Tharp and Ms. Updike go**
 12 **to Oklahoma City with you?**
 13 A. To talk to the State Auditor's Office.
 14 **Q. Why did you all go together?**
 15 A. To talk to the State Auditor's Office.
 16 **Q. Why didn't you go separately?**
 17 A. We all rode together.
 18 **Q. And did you all -- and who coordinated the**
 19 **driving?**
 20 A. Chris Tharp drove.
 21 **Q. And did you all -- the three of you meet**
 22 **with people at the auditor's office together?**
 23 A. Yes, sir.
 24 **Q. Did you ever meet separately?**
 25 A. No, sir.
 87

1 **Q. What did you all talk about on the way down**
 2 **for an hour and a half?**
 3 A. On the way down I didn't talk about much
 4 because that is when I got the phonecall that my
 5 mother-in-law had lung cancer. My husband called.
 6 **Q. So then you were upset, weren't you?**
 7 A. Yes, I was.
 8 **Q. Based on that call, do you remember clearly**
 9 **what happened at the meeting?**
 10 A. I do.
 11 **Q. How long was the meeting?**
 12 A. About three and a half hours.
 13 **Q. And where was it?**
 14 A. In Ricky Branch's office.
 15 **Q. And where is --**
 16 A. It's in the State Capital Building. The
 17 office of the State Auditor And Inspector.
 18 **Q. And Ricky Branch is a man?**
 19 A. Yes.
 20 **Q. And who was present besides the three of you**
 21 **that had gone down together and Mr. Branch?**
 22 A. Chris Pembroke.
 23 **Q. And Mr. Pembroke?**
 24 A. Uh-huh.
 25 **Q. And he works for Auditor Burrage, does he?**
 88

1 A. Yes, sir.
 2 **Q. And was there anyone else other than the**
 3 **five of you?**
 4 A. No, sir.
 5 **Q. And were the five of you there throughout**
 6 **the whole meeting?**
 7 A. Yes, sir.
 8 **Q. I know that you told us about your**
 9 **unfortunate news that day.**
 10 A. Uh-huh.
 11 **Q. I know that was traumatic and distracting.**
 12 **Do you have a recollection of any of the**
 13 **conversations in this three and a half hour meeting?**
 14 A. Uh-huh.
 15 **Q. What do you recall?**
 16 A. We talked about the diary number two, as
 17 Ms. Walta referred to it. We talked about that. We
 18 talked about the legal bills. We talked about the
 19 Open Meeting Act. We talked about the Open Records
 20 Act. We talked about the law firm and its decisions
 21 to one way or the other in legal cases without
 22 conferring with the board. There were several
 23 questions that the State Auditor's Office had.
 24 **Q. Do you remember any of those?**
 25 A. Most of those were directed to Mrs. Updike
 89

1 and she would answer what they had asked.
 2 **Q. Do you remember any of those questions?**
 3 A. Most of them dealt with did she -- was she
 4 aware that certain things that happened in the legal
 5 bills had happened. Was she as a board member aware,
 6 and lot of the questions centered around those items.
 7 **Q. Were there any other items that you recall**
 8 **Ms. Updike being asked aside from the legal bill**
 9 **matters?**
 10 A. I think -- not that I recall, but I don't
 11 want to say no because I am not -- because there was
 12 a lot of ground covered in that meeting.
 13 **Q. I am just asking what you recall as you sit**
 14 **here today.**
 15 A. Okay, I don't think so. But I am not
 16 definite for sure that there wasn't other things
 17 asked.
 18 **Q. Do you recall anything being said about Air**
 19 **Assurance in this three and a half hour meeting?**
 20 A. The only reference that I remember being
 21 made to them was in the legal bills where it shows
 22 that we spent tax dollars to pay RFR to sit down with
 23 Mike Rampey and Air Assurance and discuss the
 24 Advancing results. There were two or three times in
 25 the legal bills that Ricky Branch picked up where an
 90

1 attorney for RFR had sat down with Air Assurance and
 2 Mike Rampey. And he brought those up.
 3 **Q. What is Advancing?**
 4 A. I think it's a computer forensic specialty
 5 company or something. I am not really sure.
 6 **Q. Is it your view that those conversations by**
 7 **Mr. Mann were inappropriate?**
 8 A. You asked me was Air Assurance mentioned,
 9 and I am just telling you that is where they were
 10 mentioned.
 11 **Q. And I am now asking you as somebody who has**
 12 **been through these legal bills for over a hundred**
 13 **hours, did you think those conversations were**
 14 **inappropriate?**
 15 A. I had questions about them. I would
 16 question them. But I wouldn't know for sure whether
 17 they were inappropriate or not because I wasn't privy
 18 to the conversation, itself.
 19 **Q. You have not had any legal training, have**
 20 **you?**
 21 A. No, sir, I have not.
 22 **Q. Anything else you recall about Air Assurance**
 23 **being discussed during this meeting with the auditor?**
 24 A. Nothing else that I recall.
 25 **Q. Anything about Mr. Rampey being discussed in**
 91

1 **that meeting?**
 2 A. Nothing that I haven't already mentioned.
 3 Just the legal. When Ricky Branch would ask
 4 something about the legal bills or when he would
 5 bring that up.
 6 **Q. Did you have an understanding that**
 7 **Mr. Branch was a lawyer?**
 8 A. No, I did not.
 9 **Q. Did you make any notes of this meeting?**
 10 A. No, sir, I did not.
 11 **Q. Did Ms. Updike to your knowledge?**
 12 A. Not to my knowledge.
 13 **Q. Did Mr. Tharp to your knowledge?**
 14 A. Not to my knowledge.
 15 **Q. Did you make any record of the meeting when**
 16 **you got back to Broken Arrow?**
 17 A. No, sir, not that I remember.
 18 **Q. Other than what you told us today, have you**
 19 **talked to anybody else about this meeting?**
 20 A. I have talked to Lee Sisney about it and
 21 then I talked to Jim about it.
 22 **Q. Okay. Jim Sisney?**
 23 A. Yes, sir.
 24 **Q. Why did you talk to Jim Sisney about it?**
 25 A. Because I just did.
 92

1 **Q. You wanted him to know what had happened?**
 2 A. I just called him to tell him that we had
 3 been, and that we felt like it was a very good
 4 meeting.
 5 **Q. So you initiated the call to Jim Sisney?**
 6 A. Yes.
 7 **Q. And when you say, we felt like it was a very**
 8 **good meeting, who is the "we" you were referring to?**
 9 A. Those that were present in the room which
 10 would have been Chris Tharp and Stephanie Updike.
 11 **Q. You don't know whether the auditor people**
 12 **thought it was a good meeting, right?**
 13 A. I do not. You would have to ask them that.
 14 **Q. So the "we" was the three of you that rode**
 15 **down together and had the meeting and then rode back;**
 16 **is that right?**
 17 A. Yes, sir.
 18 **Q. When you say we thought it was a very good**
 19 **meeting, what was the test that you applied to**
 20 **determine whether the meeting was very good or not?**
 21 A. We felt the fact that they had several
 22 questions to ask, that the meeting lasted for as long
 23 as it did, that we felt like we had been able to, I
 24 guess for lack of a better term, put our story there
 25 of what we saw happen and what we felt like that had
 93

1 happened.

2 **Q. When you say what we saw happen, what did**

3 **you tell them that you saw happened?**

4 A. The -- I went through my time line that I

5 did on the legal deals. That I remember too as we

6 were referring to it, so that is what I am referring

7 to.

8 **Q. So you are not talking about this first**

9 **diary at the board meeting?**

10 A. No.

11 **Q. Was any of that material discussed at this**

12 **meeting?**

13 A. Some of it was because some of it

14 overlapped. Some of the things from my diary

15 number one, some of the events spill over into doing

16 the cross reference for the legal bills diary.

17 **Q. And what were those events that spilled**

18 **over?**

19 A. Board meetings and violations of what I

20 thought to be the Open Record Act -- I mean the Open

21 Meeting Act and the Open Record Act. Those kind of

22 things.

23 **Q. Legal violations; is that it?**

24 A. From the way that I looked at them, yes.

25 **Q. As a non lawyer?**

94

1 A. Right.

2 **Q. You have never been a public officer, have**

3 **you, ma'am, subject to the Open Meeting Act?**

4 A. No, sir.

5 **Q. What did Jim Sisney tell you when you called**

6 **him to tell him that the three of you thought it had**

7 **been a very good meeting?**

8 A. He said that that was good. And that was

9 pretty much it.

10 **Q. How long did the conversation last?**

11 A. I couldn't tell you.

12 **Q. Did you call him at home or at the Sperry**

13 **schools?**

14 A. It would not have been at Sperry schools

15 because it was late when we got back. So I guess it

16 would have had to have been at home.

17 **Q. Oh, so you called him right after you got**

18 **back, is that it?**

19 A. No, not right after I got back. It was

20 after we had gotten back that I called him. Should

21 have been that night.

22 **Q. But that --**

23 A. It was that day. It would have been that

24 day, yes.

25 **Q. And I think you told us that you called Lee**

95

1 **Sisney?**

2 A. Uh-huh. Yes. I'm sorry.

3 **Q. Did you call Lee Sisney for the purpose of**

4 **receiving legal advice?**

5 A. Yes.

6 **Q. For you personally?**

7 A. Yes.

8 **Q. And did Mr. Sisney give you some legal**

9 **advice as you were on the phone there at Broken**

10 **Arrow, Oklahoma?**

11 A. He gave me his opinion on things, yes.

12 **Q. Have you had any other contact with the**

13 **State Auditor?**

14 A. Not with Mr. Burrage himself, no.

15 **Q. Or his office?**

16 A. I have talked to Ricky Branch on the phone.

17 I have not had any more personal contact with

18 Ricky Branch. I have talked to him on the phone. I

19 have had, I would say, three or four times since

20 then. And then I had some email correspondence from

21 him. He sent an email. In fact, by the time I had

22 gotten home, there was an email from him where he

23 thanked me for taking time to come out and do. And

24 he wished that more citizens would get involved. And

25 that the State Auditor's Office appreciated every

96

1 time that a citizen did get involved and was willing

2 to step up. So I had that email correspondence from

3 him.

4 **Q. Step up. What do you mean step up?**

5 A. Be willing to step up for what they thought

6 was right.

7 **Q. And what did you think was right?**

8 A. That I was willing to step out and say

9 something doesn't look right to me. Will you take a

10 look at it?

11 **Q. And that is what Jim Sisney wanted you to**

12 **do, wasn't it?**

13 A. Jim Sisney has never asked me to do that,

14 no.

15 **Q. Did you tell Jim Sisney that you were going**

16 **to contact the State Auditor?**

17 A. He knew after I did that I had.

18 **Q. He was at that meeting where Representative**

19 **Ritze suggested you do that, huh?**

20 A. Ritze didn't suggest that I call them. He

21 said he felt like the State Auditor's Office needed

22 to be aware. He didn't suggest that I call.

23 **Q. Aware of the information that you personally**

24 **had developed; is that right?**

25 A. Right.

97

<p>1 Q. So did Jim Sisney know you were going to go 2 down and meet with the State Auditor before you did? 3 A. Yes, he did. 4 Q. And did he think that was a good idea? 5 A. Yes, he did. 6 Q. Did he suggest to you some things to be sure 7 to mention? 8 A. No, he did not. 9 Q. What was the conversation? 10 A. Just that he was -- thought it was a good 11 idea. 12 Q. Did he tell you why? 13 A. Not specifically that I remember, no. 14 Q. Did you tell him that Mr. Tharp and 15 Ms. Updike were going with you? 16 A. Yes, he knew they were going as well. 17 Q. Because you told him? 18 A. Yes. 19 Q. Now, I think you said Mr. Branch of Auditor 20 Burrage's office called you after you got back to 21 Broken Arrow? 22 A. No, he emailed me. 23 Q. Emailed. And then did you call him 24 subsequently? 25 A. I called -- I guess I had called twice. Two 98</p>	<p>1 A. Curiosity. 2 Q. What were you curious about? 3 A. When it would come out. 4 Q. Were you curious about its contents too? 5 A. Oh, sure. 6 Q. Did you tell him that? 7 A. No, sir, I did not. 8 Q. How long did that conversation with 9 Mr. Branch last, that first one? 10 A. The phone conversation, you mean? 11 Q. Right. 12 A. Probably less than a minute, minute and a 13 half. It was not a lengthy conversation. 14 Q. What did he tell you? 15 A. That he really didn't know. 16 Q. Did you report that to anybody? 17 A. No, sir. 18 Q. You didn't talk to Jim Sisney about that? 19 A. No, sir. 20 Q. Then you had a second conversation I think 21 you mentioned? 22 A. Yes. 23 Q. And that was about somebody else that the 24 auditor had talked to? 25 A. Somebody that had called and had asked about 100</p>
<p>1 or three times. Not that same day, but at a later 2 time. 3 Q. And what was the reason for the first call, 4 if you remember? 5 A. I don't remember exactly. I had some 6 questions to ask. 7 Q. You were having questions for the auditor 8 rather than the auditor having asked you questions; 9 is that right? 10 A. Right. 11 Q. And what questions did you have to ask the 12 auditor? 13 A. One revolved around the timeframe he felt 14 like the audit would come out in, and the other one 15 dealt with I had gotten a phonecall from somebody 16 else that had talked to him, and I was just following 17 up. 18 Q. Let's talk about the first issue. 19 A. Uh-huh. 20 Q. You were interested in when the audit was 21 going to come out? 22 A. Yeah, if -- yeah, a timeframe which he 23 thought the audit would be finished and would come 24 out. 25 Q. Why were you interested in that? 99</p>	<p>1 the timeframe of the audit. 2 Q. That had called who? 3 A. They had called the State Auditor's Office. 4 Q. Who was that? 5 A. I don't know. Her name was Laurie Cole. 6 Q. Who is Ms. Cole? 7 A. She lives in Sperry. 8 Q. Why was she interested? 9 A. You would have to ask her that. I don't 10 know. 11 Q. Had she talked to you about when it would 12 come out? 13 A. No, sir. 14 Q. How do you know she had expressed an 15 interest in when it would come out? 16 A. Because I had talked to her about that. 17 Q. Why were you talking to her? 18 A. I have talked to her -- on several occasions 19 I have talked to her. 20 Q. And why? 21 A. Just different reasons. When something 22 would hit the news about the Skiatook audit or when 23 something would hit the news about Broken Arrow, she 24 would call and say, I saw this in the newspaper, what 25 is going on? And I would say, well, you know what I 101</p>

1 know. So we would have those conversations.
 2 **Q. You didn't live in Sperry?**
 3 A. No, sir. I have never lived in Sperry.
 4 **Q. Did she live in Broken Arrow at one time?**
 5 A. I do not know.
 6 **Q. How did you make her acquaintance?**
 7 A. I got an email from her back, I guess, about
 8 a year and a half ago, two years ago, and that is
 9 when I first started talking with her.
 10 **Q. Do you know why -- do you have an**
 11 **understanding of why she emailed you?**
 12 A. Just curious and concerned about the issues
 13 going on in Broken Arrow.
 14 **Q. Had Jim Sisney already begun working at**
 15 **Sperry by then?**
 16 A. No, I don't think so.
 17 **Q. Have you ever met Ms. Cole in person?**
 18 A. No, sir, I have not.
 19 **Q. So it's been email and telephone?**
 20 A. Yes, sir.
 21 **Q. What do you recall discussing about the**
 22 **Broken Arrow schools with her?**
 23 A. The only thing we ever discussed were the
 24 articles that were in the paper.
 25 **Q. And you didn't have any firsthand knowledge**
 102

1 **of that other than the paper, did you?**
 2 A. I don't have any firsthand knowledge of
 3 anything other than what I sat and watched at board
 4 meetings. No, sir, I do not.
 5 **Q. So when you spoke to Mr. Branch the second**
 6 **time after you had come back from your meeting?**
 7 A. Uh-huh.
 8 **Q. What did you discuss with him then?**
 9 A. Pretty much the same thing about when he
 10 felt the audit would be coming out.
 11 **Q. How much time was there between the first**
 12 **telephone call you had when you got back and then**
 13 **this call you had after the inquiry from Lisa Cole**
 14 **in --**
 15 A. Laurie Cole.
 16 **Q. Excuse me. Laurie Cole in Sperry?**
 17 A. About three weeks.
 18 **Q. And what did Mr. Branch tell you when you**
 19 **asked him again when the audit was coming out?**
 20 A. The same thing.
 21 **Q. Speaking of audits, did you ever review the**
 22 **audit that was performed on -- by the independent**
 23 **auditor for the Broken Arrow School District?**
 24 A. What was put in the paper. Either it was on
 25 the paper or posted on the school's web site. I did
 103

1 look at it.
 2 **Q. Did you read the auditor's report?**
 3 A. I read parts of it, yes, sir.
 4 **Q. Did you read all of it?**
 5 A. I probably did.
 6 **Q. What was its conclusion?**
 7 A. I don't really remember. To the best of my
 8 recollection it had to do with that there were some
 9 procedures that were maybe not followed properly, but
 10 that -- I really don't -- I would hate to answer that
 11 because I don't really --
 12 **Q. You don't have a memory, do you?**
 13 A. Not without looking at it, no, sir.
 14 **Q. What is your understanding, if any, ma'am,**
 15 **as to who has the responsibility for determining that**
 16 **the Broken Arrow School District complies with the**
 17 **competitive bidding?**
 18 A. I don't have any understanding of that, so I
 19 wouldn't know how to answer that.
 20 **Q. Did Jim Sisney ever tell you that he, as**
 21 **superintendent, had that responsibility?**
 22 A. No, sir, he did not. I don't recall him
 23 ever saying that.
 24 **Q. Are you aware of any obligations the**
 25 **Competitive Bidding Act imposes on vendors like Air**
 104

1 **Assurance?**
 2 A. The only thing I know is what you read in
 3 the paper when the subject was discussed. So no, I
 4 do not.
 5 **Q. And the paper never said that Air Assurance**
 6 **had any obligations under the Competitive Bidding**
 7 **Act, did it?**
 8 A. I don't know.
 9 **Q. Do you recall ever reading that in the**
 10 **paper?**
 11 A. I don't remember.
 12 **Q. So you don't recall ever reading that in the**
 13 **paper, do you?**
 14 A. No, sir, I do not.
 15 **Q. What did Jim Sisney say about Air Assurance**
 16 **violating the Competitive Bidding Act?**
 17 A. I don't really remember what he said.
 18 **Q. Well, did he say that Air Assurance violated**
 19 **the Competitive Bidding Act?**
 20 A. I don't remember if he specifically said
 21 that they did. I know there was a concern expressed
 22 about violations of the Competitive Bidding Act.
 23 **Q. And you understand that the Competitive**
 24 **Bidding Act imposes obligations on the public entity,**
 25 **don't you?**
 105

1 A. I don't understand the Competitive Bidding
 2 Act. I am not an attorney, and I don't interpret
 3 those things, and I don't have a job that requires me
 4 to interpret those things. So I don't have anything
 5 to do with that.
 6 **Q. How is that different then in your view of**
 7 **the Open Records Act and the Open Meetings Act?**
 8 A. The Open Record Act applied to me personally
 9 because I had submitted some requests on the Open
 10 Record Act, and they had been denied.
 11 **Q. So it's whether -- so you have legal**
 12 **knowledge of that act; is that right?**
 13 A. I have the knowledge of what I read and how
 14 I personally interpreted what I read. As I stated
 15 earlier, anything that happened prior to the night
 16 they hired Rosenstein, Fist & Ringold, I have no
 17 knowledge of that. I don't claim to know anything
 18 about that. I don't have anything to do with that.
 19 All my knowledge that I feel like I do have is
 20 following the board meetings for the last two years
 21 and my request for open records.
 22 **Q. Have you sought from the Broken Arrow**
 23 **schools the information that was compiled in this**
 24 **investigation of Jim Sisney for potential**
 25 **termination?**

1 A. No, I have not.
 2 **Q. Why haven't you sought that, ma'am, in your**
 3 **search for the truth?**
 4 A. Any time the question was asked, you were
 5 told it was confidential information.
 6 **Q. Did you ask for it?**
 7 A. I have never asked, but any time anybody
 8 did, that is what you were told.
 9 **Q. Who asked for it?**
 10 A. I couldn't give you a specific person that
 11 did.
 12 **Q. You don't know of anybody who did, do you?**
 13 A. I couldn't give you a specific person that
 14 did.
 15 **Q. So you --**
 16 A. My search has not been for why Jim was
 17 fired. My search is the actions of the board in the
 18 board meetings and then when you compare it to the
 19 itemized legal bills. That is where my focus is.
 20 **Q. So you are not interested in why Jim Sisney**
 21 **was fired, are you?**
 22 A. That is not my place to deal with that. Jim
 23 is a big boy and he can do that himself.
 24 **Q. Are you interested in it?**
 25 A. I would be curious, sure.

1 **Q. Have you ever talked to Chris Tharp about**
 2 **that?**
 3 A. About what?
 4 **Q. About why Mr. Sisney was fired?**
 5 A. I am sure we have had conversations about
 6 that.
 7 **Q. What did Chris Tharp tell you?**
 8 A. I don't even remember.
 9 **Q. I think you told us earlier that Jim Sisney**
 10 **said a crime had been committed. Do you know who he**
 11 **said committed the crime?**
 12 A. I don't remember telling you that he said a
 13 crime had been committed.
 14 **Q. Do you recall saying that Jim Sisney said**
 15 **there had been wrongdoing with the competitive**
 16 **bidding?**
 17 A. I remember saying -- I don't know if I said
 18 he said there had been wrongdoing, but there were
 19 concerns with the Competitive Bidding Act not being
 20 followed, yes.
 21 **Q. Not being followed by the Broken Arrow**
 22 **School District under his command?**
 23 MR. RICHARDSON: Object to form.
 24 THE WITNESS: No, that is not what I said.
 25 That is not what I said.

1 BY MR. LUTHEY:
 2 **Q. Are you aware that in this lawsuit you are**
 3 **testifying in here today, that initially Jim Sisney**
 4 **sued Doug Mann of the Rosenstein, Fist law office?**
 5 A. I don't know anything about that other than
 6 just what the papers have reported.
 7 **Q. And the papers reported that, didn't they?**
 8 A. It was in the paper, yes.
 9 **Q. And did you know that Jim Sisney voluntarily**
 10 **dismissed his suit against Doug Mann?**
 11 A. I read what was in the paper about it, yes.
 12 **Q. And who have you talked to about it?**
 13 A. Nobody in particular that I remember.
 14 **Q. Now, the reason I am going to ask you this**
 15 **is because I think you have told us you spent over a**
 16 **hundred hours looking over these Rosenstein, Fist law**
 17 **office bills?**
 18 A. Yes.
 19 **Q. And Mr. Mann had some time in those bills,**
 20 **didn't he?**
 21 A. Yes.
 22 **Q. Wouldn't you have wanted to know -- strike**
 23 **that. Didn't you want to know from Jim Sisney why he**
 24 **dismissed his lawsuit against Doug Mann?**
 25 A. I never asked.

1 **Q. Did Jim Sisney ever discuss with you**
 2 **conversations he has had with people where he was**
 3 **critical of staff that worked for him?**
 4 A. I don't understand what you are asking
 5 there.
 6 **Q. Are you aware of conversations that Jim**
 7 **Sisney had with people where he was critical of his**
 8 **subordinates?**
 9 A. No, sir, I am not.
 10 **Q. Are you aware of conversations that Jim**
 11 **Sisney has had where he was critical of his**
 12 **superiors, namely members of the school board?**
 13 A. No, sir, not personally, no.
 14 **Q. Has anybody ever told you anything about**
 15 **that?**
 16 A. Told me anything about what?
 17 **Q. What I just asked you. You said you**
 18 **personally didn't know about that. About --**
 19 A. Can you ask me the question again?
 20 **Q. Yeah, are you aware or have you ever**
 21 **discussed with Jim Sisney about any conversations**
 22 **that he has had with others where he has been**
 23 **critical of members of the school board?**
 24 A. I don't understand what you are asking.
 25 **Q. Let me see if I can rephrase. I will try to**
 110

1 **do better on my question. Has Jim Sisney ever**
 2 **discussed with you conversations that he has had**
 3 **where he has been critical of members of the school**
 4 **board?**
 5 A. Not that I remember, no.
 6 **Q. Has he ever discussed with you conversations**
 7 **that he has had where he has been critical of other**
 8 **districts' superintendents?**
 9 A. No, sir.
 10 **Q. Have you ever observed Jim Sisney suffering**
 11 **from what appeared to you to be under any severe**
 12 **emotional distress?**
 13 A. I don't feel qualified to answer that
 14 because I wouldn't know.
 15 **Q. But as you sit here today. You are not**
 16 **aware of any --**
 17 A. I don't feel qualified to answer that.
 18 **Q. Did Mr. Sisney ever tell you that he felt**
 19 **emotional distress of any kind because of anything**
 20 **Mike Rampey said about him?**
 21 A. Not that I remember, no.
 22 **Q. Has Jim Sisney ever told you anything about**
 23 **Mike Rampey?**
 24 A. Not specific that I remember. I mean I know
 25 that the name has come up in conjunction with Air
 111

1 Assurance as a vendor, but not a specific
 2 conversation.
 3 **Q. Do you know Mike Rampey?**
 4 A. I know who he is.
 5 **Q. Have you met him?**
 6 A. I have met him once.
 7 **Q. Where was that?**
 8 A. I was working a booth at the Centennial Arts
 9 And Crafts Fair, and he and apparently his wife and
 10 his grandkids came through, and Joe Cook was standing
 11 there at the booth with me, and Joe introduced him.
 12 **Q. And who is Joe Cook?**
 13 A. He is a pastor of Hope Church in Broken
 14 Arrow and is real active in the community. He was at
 15 the arts and crafts fair as well.
 16 **Q. So the minister that is active in your**
 17 **community introduced you to the Rampeys; is that**
 18 **correct?**
 19 A. To Mike Rampey.
 20 **Q. Did Mr. Rampey say anything there to you**
 21 **that was negative of Jim Sisney?**
 22 A. No, sir.
 23 **Q. And that is the only time you have ever**
 24 **talked to Mike Rampey; is that correct?**
 25 A. Yes, sir.
 112

1 **Q. Do you know Arissa Rampey?**
 2 A. No, sir, I do not.
 3 **Q. You have never talked to her that you know**
 4 **of?**
 5 A. No, sir.
 6 **Q. Have you ever talked to anyone else who is**
 7 **affiliated or associated with Air Assurance?**
 8 A. Not that I am aware of, no, sir.
 9 **Q. Have you ever reviewed any documents that**
 10 **relate to Air Assurance?**
 11 A. Back about -- close to when all this began
 12 maybe what, a year and a half ago, little longer,
 13 Chris Tharp had done an open records request for
 14 invoices from Air Assurance, and I did see those once
 15 he got those, but other than that, no.
 16 **Q. Why did you see those?**
 17 A. Because we sat down and looked at them.
 18 **Q. Who is we?**
 19 A. Chris Tharp and myself.
 20 **Q. Where was the sitting down and looking at**
 21 **them?**
 22 A. Part of it was after a board meeting one
 23 day, and I guess that was it.
 24 **Q. And what did you observe as you looked at**
 25 **these invoices?**
 113

1 A. They were just invoices. Didn't mean a
 2 whole lot to me because I didn't particularly know
 3 what I was looking at.
 4 **Q. What were you looking for?**
 5 A. I wasn't looking for anything in particular.
 6 **Q. Why were you looking at them?**
 7 A. Because he had got them, and he said I got
 8 the invoices that I requested. And that was it.
 9 **Q. But why did you take your time to look at**
 10 **them?**
 11 A. Because I wanted to.
 12 **Q. And why did you want to?**
 13 A. I just did.
 14 **Q. And you can't tell us anything more as to**
 15 **why you were interested?**
 16 A. Well, just -- well, with what was in the
 17 news and what was going on.
 18 **Q. What was in the news?**
 19 A. Well, the news about the reason that he had
 20 been put out. Why Jim had been fired. And the
 21 discussions that were going in the newspaper accounts
 22 and on the blogs and things like that.
 23 **Q. What was in the news as far as the reason**
 24 **the Broken Arrow Board Of Education fired Jim Sisney?**
 25 A. You would have to go back and read all the

114

1 news accounts. There were so many different tales, I
 2 wouldn't know where to begin.
 3 **Q. What do you recall?**
 4 A. Seriously there were so many different
 5 accounts that you would have to go back and read. I
 6 don't really know. I don't recall specifically other
 7 than -- and it would depend on what paper you read on
 8 what day who was saying what.
 9 **Q. So you don't recall anything. Is that fair**
 10 **to say?**
 11 A. You asked me for a specific reason that Jim
 12 was fired, and I am telling you that I can't give you
 13 a specific reason. That there were different stories
 14 in different papers and different blogs and different
 15 web sites and different whatever you went to.
 16 **Q. What do you recall those various stories and**
 17 **blogs and whatever having to do with Air Assurance?**
 18 A. There were blogs that were very positive for
 19 Air Assurance. There were blogs that were very
 20 negative for Air Assurance. There were just
 21 different things.
 22 **Q. And what did the negative blogs say?**
 23 A. I don't remember specifics, you know, how
 24 they were worded or what they said, but some of them
 25 were just negative and some of them positive. Some

115

1 supported Rampey and some didn't.
 2 **Q. What did they say that you recall, if**
 3 **anything, that was negative?**
 4 A. I couldn't give you a specific instance.
 5 **Q. How much of your time did you spend**
 6 **reviewing these invoices from Air Assurance that you**
 7 **just wanted to look at?**
 8 A. A minute and a half at the most. It wasn't
 9 a review as such. It was just a glance through what
 10 he had. Your question was had I ever seen documents,
 11 and to be truthful, I said yes.
 12 **Q. And how many invoices were there?**
 13 A. He had a stack about like that. I think he
 14 had like a year's worth he had done open records
 15 requests on. You could pull up the district's files
 16 and get an exact number. I don't know an exact
 17 number.
 18 **Q. A year's worth of invoices was about an inch**
 19 **to an inch and a half?**
 20 A. I don't really remember. It was a thick
 21 stack, but I don't know exactly how many.
 22 **Q. Was it a foot?**
 23 A. No, it was not a foot.
 24 **Q. Do you know what year it was for?**
 25 A. No, sir, I don't remember.

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1 **Q. What did Mr. Tharp tell you about it?**
 2 A. At that point when I looked at them, I don't
 3 think he had gone through them either and looked at
 4 them. So it wasn't really -- it was just kind of
 5 like he had just gotten them. So he didn't really
 6 have anything to say about it other than they had
 7 filled his open records request.
 8 **Q. Did you discuss Air Assurance with Mr. Tharp**
 9 **after this review you made?**
 10 A. Yes.
 11 **Q. How many times do you recall?**
 12 A. I couldn't tell you.
 13 **Q. What is the first thing you recall**
 14 **discussing with Mr. Tharp about Air Assurance?**
 15 A. The first thing I remember talking to him
 16 about was when he had gone through the invoices. I
 17 guess he put them in an Excel spreadsheet, I think is
 18 what he did, to kind of cross reference and found
 19 what he felt to be double billing on some instances.
 20 He said that was --
 21 **Q. And did he tell you why he thought there was**
 22 **double billing?**
 23 A. No, sir. You would have to ask him that. I
 24 don't know what he thought about that.
 25 **Q. Did he show you the invoices that he thought**

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1 constituted the double billing?
 2 A. I don't remember. I don't remember looking
 3 at the invoices again other than that first time.
 4 **Q. Did he tell you how many such instances he**
 5 **found?**
 6 A. No, sir.
 7 **Q. Did he tell you the dollar amount that he**
 8 **found?**
 9 A. No, sir, he did not.
 10 **Q. Did he tell you that, in fact, the invoices**
 11 **had been paid or not?**
 12 A. He did not.
 13 **Q. So what else did he say that time?**
 14 A. That was it.
 15 **Q. And what was the next conversation?**
 16 A. I don't remember any specifics of it.
 17 **Q. So you only remember the specifics of one**
 18 **conversation about Air Assurance with Mr. Tharp after**
 19 **you reviewed the invoices; is that correct?**
 20 A. Yes, sir, that is correct.
 21 **Q. Who else have you talked to about Air**
 22 **Assurance, aside from -- and I want to exclude Lee**
 23 **Sisney and this Laws?**
 24 A. Pardon?
 25 **Q. Mr Laws, was that the fellow?**
 118

1 A. Marvin Laws.
 2 **Q. Excluding those lawyers, who else have you**
 3 **talked to about Air Assurance?**
 4 A. Nobody that I remember.
 5 **Q. Ever?**
 6 A. Not that I particularly remember to sit down
 7 and have a conversation about Air Assurance, no.
 8 **Q. Do you know a fellow named Mr. Lare?**
 9 A. John Lare, yes, I do.
 10 **Q. You have you ever talked to Mr. Lare about**
 11 **Air Assurance?**
 12 A. I may have or I may have listened to him
 13 talk. I don't know. I don't know anything about
 14 what happened with Air Assurance. All that was prior
 15 to what I focused on. I know when he did his -- what
 16 was it, a taxpayer lawsuit that he did over heat and
 17 air bills or something to do with that.
 18 **Q. Do you know what happened to that?**
 19 A. I remember sitting in a board meeting when
 20 they decided not to take any further action on it,
 21 yes.
 22 **Q. Did you discuss with Jim Sisney why he**
 23 **dismissed his case against the school district in**
 24 **federal court?**
 25 A. No, sir, I did not.
 119

1 **Q. How many times did you speak to Major Irwin**
 2 **of the Broken Arrow Police?**
 3 A. Twice.
 4 **Q. What was the -- when was the first time if**
 5 **you recall?**
 6 A. I couldn't give you a specific date.
 7 **Q. How did you come to talk to him that first**
 8 **time?**
 9 A. My presence was requested.
 10 **Q. By whom?**
 11 A. By Detective Irwin.
 12 **Q. Did he contact you?**
 13 A. Yes.
 14 **Q. How did he contact you?**
 15 A. Through Chris Tharp.
 16 **Q. Mr. Tharp that you rode to the auditor's**
 17 **with; is that right?**
 18 A. Yes.
 19 **Q. Why did Major Irwin have to go through Chris**
 20 **Tharp to contact you?**
 21 A. You would have to ask Major Irwin that.
 22 **Q. What did Chris Tharp tell you?**
 23 A. That he had requested to see both of us.
 24 **Q. So Chris Tharp, to your knowledge, had been**
 25 **speaking to the Major; is that right?**
 120

1 A. Apparently so for him to know that.
 2 **Q. And what else did Mr. Tharp tell you?**
 3 A. In reference to what?
 4 **Q. The desire of Major Irwin to see you?**
 5 A. Just that.
 6 **Q. Did he indicate where?**
 7 A. We went down to the Broken Arrow Police
 8 Department and met with him.
 9 **Q. Do you know when that was?**
 10 A. I couldn't give you an exact date.
 11 **Q. Do you know the year?**
 12 A. It probably would have been the early part
 13 of 2009, but I am not sure. I mean I --
 14 **Q. Sorry. Go ahead.**
 15 A. That is fine. I am through.
 16 **Q. Anybody else accompany you besides**
 17 **Mr. Tharp?**
 18 A. No.
 19 **Q. And did, in fact, you meet with Major Irwin**
 20 **at the Broken Arrow Police?**
 21 A. Yes, we did.
 22 **Q. Was there anyone else there besides him?**
 23 A. No, sir, there was not.
 24 **Q. How long did the meeting last?**
 25 A. About an hour and a half to the best of my
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<p>1 memory. Maybe not quite that long. Maybe a little 2 longer. 3 Q. Did you take any notes? 4 A. No, sir, I did not take notes there. 5 Q. Did you come home and make notes? 6 A. I came home and started my time line or my 7 diary number one because that is what he requested I 8 do. 9 Q. And did Mr. Tharp take any notes? 10 A. I don't remember whether he did or not. 11 Q. Was the conversation tape recorded to your 12 knowledge? 13 A. Not to my knowledge. 14 Q. What was discussed that you can recall 15 today? 16 A. You are talking about when we met with 17 Irwin? 18 Q. Correct. The first time. 19 A. I only met with him once. We met with him 20 once and then I had a phone conversation with him. 21 But it was -- it dealt with the violations of the 22 Open Meeting Act. 23 Q. Anything else? 24 A. No, sir. 25 Q. Did you take any papers with you? 122</p>	<p>1 line? 2 A. No, sir, I did not. 3 Q. And why is that? 4 A. By the time I finished it, he -- I don't 5 know. I offered it, but by the time I finished it, I 6 didn't hear back from him. So -- 7 Q. Did you call him and let him know? 8 A. I emailed him to tell him I was finished 9 with it. 10 Q. And you got nothing back at all? 11 A. No, sir, I got nothing back. 12 Q. Did you then consider calling him and 13 telling him that this work he had commissioned from 14 you was complete? 15 A. No, sir, I did not. 16 Q. What was the next time after your initial 17 meeting you talked to Major Irwin? 18 A. It was probably within that same month, but 19 it was just a follow up question about the time line, 20 itself. It wasn't about any new information or 21 any -- it was about the structure of the time line, 22 itself, and what he was -- what he thought a time 23 line was. 24 Q. Do you know if the police had spoken to Jim 25 Sisney before you appeared? 124</p>
<p>1 A. I took the -- some of the documents that I 2 had that became part of diary number one. 3 Q. And what were those? Those documents were 4 the agendas? 5 A. Agendas and minutes and it was things that I 6 had either gotten -- picked up when I went to a board 7 meeting or had pulled off the district's web site. 8 Q. Did you have any other documents at that 9 time? 10 A. No, sir, not at that time I didn't. 11 Q. Did Chris Tharp have any documents? 12 A. No, sir. 13 Q. Was Air Assurance mentioned during this 14 meeting? 15 A. No. 16 Q. Mr. Rampey, was he mentioned? 17 A. No, sir. 18 Q. So the end result is that the policeman 19 asked you to prepare this time line? 20 A. Yes, sir. 21 Q. And you agreed to do that? 22 A. I did. 23 Q. Why did you agree to do that? 24 A. Because he asked me to. 25 Q. And did you ultimately give him the time 123</p>	<p>1 A. Yes, sir, they had. 2 Q. How did you know that? 3 A. Because he told me they had. Major Irwin 4 had told me that he did. 5 Q. So as far as you understand the sequence was 6 Jim Sisney meets with Major Irwin and then 7 Major Irwin asks you to make a time line. Is that 8 right? 9 A. I don't know in what timeframe all that 10 happened. I just know that prior to my meeting with 11 him that he had met with Jim Sisney. 12 Q. Do you know anyone else that Major Irwin 13 claimed to have met with before meeting with you and 14 Chris Tharp together? 15 A. No, sir, I do not. 16 Q. Have we exhausted all communications you 17 have had with the Broken Arrow Police about this? 18 A. Yes, sir, that was it. 19 Q. Have we exhausted all the communications you 20 have had with the auditor, State Auditor? 21 A. Yes, sir, we have. 22 Q. All right. Have you spoken to the OSBI? 23 A. No, sir, I have not. 24 Q. Have you tried to contact them? 25 A. Yes, sir, I did. 125</p>

<p>1 Q. Why did you try to contact them? 2 A. I have sent an email to Robert Walden and 3 requested a state audit. 4 Q. You requested a state audit from the OSBI? 5 A. I did. 6 Q. Is there a reason you didn't request the 7 state audit from the State Auditor? 8 A. I just -- no, sir, there is not. 9 Q. Did someone suggest to you that you contact 10 the OSBI and request a state audit? 11 A. No, sir, they did not. 12 Q. You came up with that all by yourself? 13 A. I believe I got his name from Major Irwin. 14 Robert Walden's, his name and his email address from 15 him. 16 Q. When did you get that information from 17 Major Irwin? 18 A. That would have been, I guess, in my follow 19 up phonecall with him because we didn't discuss it in 20 the visit because all that was discussed in the visit 21 was the Open Meeting Act violations. 22 Q. So was there three? 23 A. No, just two. Just the visit, the phonecall 24 and then the follow up email when I was finished. 25 Q. Was it Major Irwin that suggested that you 126</p>	<p>1 calling to go ahead and set up follow up interviews 2 to get things down on the record, and then their lead 3 investigator got sick the next week. And then -- so 4 we haven't set those up yet. 5 Q. Was anybody with you when you had that 6 meeting? 7 A. Yes, sir, there were. 8 Q. Who was with you? 9 A. Stephanie Updike and Terry Stover. 10 Q. Do you know why Stephanie Updike -- we 11 probably ought to lay a little foundation here. 12 Terry Stover, was he a supporter of Jim Sisney? 13 MR. RICHARDSON: Objection, form. 14 THE WITNESS: You would have to ask Terry 15 Stover that. 16 BY MR. LUTHEY: 17 Q. What was your impression? 18 A. My impression with Terry Stover has been he 19 wants to do the right thing. 20 Q. And how did Terry Stover vote to your 21 knowledge on the Jim Sisney termination? 22 A. He voted against terminating. 23 Q. How did the three of get -- Mr. Stover and 24 Ms. Updike and you get together or come together to 25 meet with Mr. Bates and his group? 128</p>
<p>1 contact the OSBI? 2 A. I don't know that he suggested I contact the 3 OSBI. I think I had asked specifically, and that 4 that was a contact person that he gave me. 5 Q. And you sent an email? 6 A. I sent an email, yes. 7 Q. Nothing came back? 8 A. No, sir, I never heard back. 9 Q. Did you consider a phonecall? 10 A. No, sir, I did not. 11 Q. Why not? 12 A. I just didn't. 13 Q. Did you tell Jim Sisney you were going to 14 contact the OSBI? 15 A. No, sir, I did not. 16 Q. Did you tell him you tried? 17 A. No, sir, I did not. 18 Q. I think you told us that you provided some 19 documents to Tom Bates? 20 A. Yes, sir. 21 Q. Have you had an interview with Mr. Bates? 22 A. When -- at my meeting with them, with the 23 three of them, which is Tom Bates, Michael Fry and 24 Jordan Lair, they wanted to set up follow up 25 interviews and wanted to -- said they would be 127</p>	<p>1 A. Stephanie Updike had set up a meeting with 2 them and she had asked me to come. And to the best 3 of my knowledge, once the meeting had been set up, on 4 the way down there, she called Terry and told him 5 where we were going and where we were meeting and had 6 asked him to come. So he did. 7 Q. Where did you go? 8 A. Somewhere around down in here somewhere and 9 met at the Attorney General's Office here. 10 Q. The state office building? 11 A. I don't -- I don't -- 12 Q. You didn't go to Oklahoma City? 13 A. No, they came here. 14 Q. And about how long were you at that meeting? 15 A. Do what now? 16 Q. How long did the meeting last? 17 A. Probably about 45 minutes. 18 Q. Did you report on that meeting to anybody? 19 A. I told my husband. 20 Q. Did you tell Jim Sisney? 21 A. I did tell Jim Sisney. 22 Q. Why did you tell Jim Sisney? 23 A. Because I wanted him to know. 24 Q. Why did you want him to know? 25 A. I just did. 129</p>

<p>1 Q. Why did you just want him to know? 2 MR. RICHARDSON: Asked and answered. 3 BY MR. LUTHEY: 4 Q. You can't give us any better answer than you 5 just did? Is that it? 6 A. No, sir. 7 Q. Who else did you want to know? 8 A. No one in particular. 9 Q. Did you inform Mr. Sisney that you were 10 going to meet with Mr. Bates before you did? 11 A. No, sir, I wasn't sure who was going to be 12 there, and I talked to him after. 13 Q. What did you tell Jim Sisney after your 14 meeting? 15 A. I told him that we had met. I told him that 16 I had left a copy of diary number two, for lack of a 17 better identifying -- 18 Q. The legal bills? 19 A. Yes. 20 Q. Okay. 21 A. And that was basically it. 22 Q. Did you tell him what either Ms. Updike or 23 Mr. Stover had to say? 24 A. I don't know if we discussed that or not. 25 Q. Did you tell him what you had to say? 130</p>	<p>1 A. Uh-huh. 2 Q. Did you prepare that on a computer? 3 A. I did it as a Word document, yes. 4 Q. What computer? 5 A. My personal laptop. 6 Q. And do you still have that laptop? 7 A. I do. 8 Q. Is it still on your laptop? 9 A. No, sir, it's not. 10 Q. Why isn't it there anymore? 11 A. Because I deleted it. 12 Q. Is there some reason you didn't want people 13 to have access to it on your computer? 14 MR. RICHARDSON: Object to form. 15 THE WITNESS: It was my computer, and I 16 decided to delete it, so I did. 17 BY MR. LUTHEY: 18 Q. And why did you decide to delete it? 19 A. Because I just did. 20 Q. Was there something in there you didn't want 21 other people to see? 22 A. If there had been something I didn't want 23 other people to see, I wouldn't have given it to 24 anybody. 25 Q. Were you concerned it might be subpoenaed in 132</p>
<p>1 A. I did. 2 Q. What did you tell Mr. Sisney? 3 A. I had very little to say. I told him what I 4 presented at the time. I told him what they had said 5 about setting up interviews. I think that was about 6 it. 7 Q. Was that your most recent conversation with 8 Mr. Sisney apart from the fact you were going to give 9 testimony today? 10 A. I think so. 11 Q. Do you keep any records of when you talk to 12 Mr. Sisney? 13 A. No, sir, I do not. 14 Q. Do you ever talk to him by cellphone? 15 A. Yes, sir, I do. 16 Q. And I mean by you using your cellphone? 17 A. Yes, I do. 18 Q. Do you keep your cellphone bills? 19 A. I don't get a bill. It's a -- it's a text 20 message notice that it's due. I don't have a paper 21 bill. 22 Q. Send money? 23 A. Yeah. 24 Q. You told us about this first time line you 25 put together? 131</p>	<p>1 this lawsuit or any other? 2 A. That -- that doesn't bother me because it's 3 just the truth. 4 Q. Did anybody suggest to you to delete it? 5 A. No, sir. 6 Q. When did you delete it? 7 A. Gosh, I deleted that one probably about 8 seven or eight months ago or longer. 9 Q. Did you have another diary or time line on 10 your computer also? 11 A. I had the one for the legal bills, the diary 12 number two, was on the same computer. 13 Q. Is it still on there? 14 A. No, sir, it is not. 15 Q. When did you delete that? 16 A. I deleted it after I took it to the State 17 Auditor's Office. 18 Q. In early February? 19 A. Yes, sir. 20 Q. And why did you delete that? 21 A. I just did. 22 Q. You had no other reason that you just did? 23 A. It just seemed like the thing to do. 24 Q. Why did it seem like the thing to do? 25 A. It just did. 133</p>

1 Q. Did anyone advise you to delete it?
 2 A. No, sir, no one did.
 3 Q. Did you discuss deleting either that one or
 4 the prior diary with anyone?
 5 A. No, sir, I did not.
 6 Q. At the time up deleted both documents were
 7 you aware of Jim Sisney's lawsuit?
 8 A. I know I was of the second one because
 9 that's been a recent thing. I am not sure about the
 10 exact timing on the first one, so that I wouldn't --
 11 Q. Has Jim Sisney, or anyone acting on his
 12 behalf, ever asked you to serve as a witness in his
 13 lawsuit?
 14 A. No, sir.
 15 Q. Do you have any plans to return to Tulsa to
 16 testify live at the trial of this case if it goes to
 17 trial?
 18 A. I guess if I am subpoenaed to or whatever I
 19 will have to, but I don't have any plans to, no.
 20 Q. We can't subpoena you out of state.
 21 MR. RICHARDSON: We can, but we can't make
 22 you come is right.
 23 THE WITNESS: Okay, but I have no plans at
 24 this time, no. But I --
 25 BY MR. LUTHEY:

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1 Q. Did -- sorry.
 2 A. No, go ahead.
 3 Q. Has Jim Sisney ever discussed with you any
 4 claim he has against Mike Rampey or Air Assurance?
 5 A. No, sir.
 6 Q. Has he ever told you why he sued Mike
 7 Rampey?
 8 A. No, sir.
 9 Q. I am just about through. What finally
 10 clicked in February concerning these legal bills?
 11 That is February of this year?
 12 A. Yes.
 13 Q. Right before you went down to see the State
 14 Auditor?
 15 A. Yes, sir.
 16 Q. What finally clicked?
 17 A. The actions shown on the legal bills
 18 compared to the actions in the board meetings
 19 compared to edited and revised minutes. You could
 20 finally kind of put the whole story together from my
 21 standpoint, what I considered it to be.
 22 Q. Did you create a document putting that whole
 23 story together?
 24 A. That is what diary number two is.
 25 Q. So diary number two actually puts the whole

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1 story together?
 2 A. From my perspective. Puts the whole story
 3 of what I perceive the legal bills to show.
 4 Q. That clicked in February?
 5 A. Yes, sir.
 6 Q. And within a month you deleted it from your
 7 computer?
 8 A. I did.
 9 Q. Why didn't you keep a copy of all this hard
 10 work you did?
 11 MR. RICHARDSON: Object to form.
 12 THE WITNESS: Well, I know where a copy is.
 13 The State Auditor's Office has it and the Attorney
 14 General's Office has it. So -- and then Jim has a
 15 copy.
 16 BY MR. LUTHEY:
 17 Q. Do you think you could like if you wanted a
 18 copy tomorrow, you could just go down to the Attorney
 19 General or State Auditor and they would cough it up
 20 for you?
 21 MR. RICHARDSON: Objection, form.
 22 THE WITNESS: I don't know how that works.
 23 BY MR. LUTHEY:
 24 Q. You could get it from Jim any time you want,
 25 couldn't you?

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1 A. I don't know whether he still has it or not.
 2 You would have to see if he still had it.
 3 Q. Do you have any reason to believe he has
 4 destroyed that?
 5 A. You would have to ask him that. No, I don't
 6 have any reason to believe he has, no. I am sorry.
 7 Q. When you say that you didn't keep a copy
 8 because you know where copies are, were you referring
 9 to being able to get a copy from Mr. Sisney?
 10 A. No, sir, I was referring to the Attorney
 11 General and the State Auditor's Office.
 12 Q. Do you have an understanding with them that
 13 they are to provide it back to you at some date?
 14 A. No, sir, I do not.
 15 Q. Do you have an understanding with them they
 16 are to provide you access to it at any time?
 17 A. No, sir, I do not.
 18 Q. Why do you think you can get a copy if you
 19 need one?
 20 A. I didn't say I could get a copy if I needed
 21 one. I said I knew where it was.
 22 Q. How does that help you if you need to access
 23 it?
 24 A. I don't know that it does let me if I need
 25 to access it. What it did for me was I finally felt

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1 like that I had put it somewhere that the right thing
 2 could be done with it when the Attorney General took
 3 it, and if he sees no merit in it, then sobeit. But
 4 if he does, then that was okay too.
 5 **Q. Did you consider providing this work of**
 6 **yours to the Broken Arrow schools?**
 7 A. No, sir, I did not.
 8 **Q. Why not?**
 9 A. I just did not.
 10 **Q. Did you share a copy with Ms. Updike?**
 11 A. No, sir, I did not.
 12 **Q. How about Mr. Stover?**
 13 A. No, sir, I did not.
 14 **Q. Is Mr. Stover still on the Broken Arrow**
 15 **School Board?**
 16 A. Yes, sir, he is.
 17 **Q. You didn't give him a copy?**
 18 A. No, sir, I did not.
 19 **Q. Was there a reason why you didn't?**
 20 A. No, sir.
 21 **Q. Did you consider making a copy available to**
 22 **the superintendent?**
 23 A. No, sir, I did not.
 24 **Q. Why not?**
 25 A. I just didn't.

1 **Q. Did you provide a copy to Rosenstein, Fist &**
 2 **Ringold?**
 3 A. No, sir, I did not.
 4 **Q. Is it fair to say that your conclusions are**
 5 **unflattering towards Rosenstein, Fist & Ringold?**
 6 A. It would be fair to say that in my opinion,
 7 my conclusions were unflattering to Rosenstein, Fist
 8 & Ringold, yes.
 9 **Q. And you are not going to give them a chance**
 10 **to even point out any reason why you might be wrong;**
 11 **isn't that correct?**
 12 A. I don't know that I would put it that way.
 13 You are putting words in my mouth there.
 14 **Q. You are not giving them an opportunity to**
 15 **test your conclusions, have you?**
 16 A. No, I have not.
 17 **Q. And you have not given them -- you don't**
 18 **have the document to make it available to any member**
 19 **of the public to test your conclusions, do you?**
 20 A. No, sir, I do not.
 21 **Q. And we can't test your conclusions in this**
 22 **lawsuit right now because you don't have it?**
 23 A. I don't have it, no, sir.
 24 MR. RICHARDSON: Next point.
 25 MR. LUTHEY: That is all the questions I

1 have.
 2 (OFF THE RECORD)
 3 CROSS EXAMINATION
 4 BY MR. JENNINGS:
 5 **Q. Just very briefly on the time line issue,**
 6 **the time line you prepared on your computer and then**
 7 **deleted, did anybody assist you putting this time**
 8 **line together?**
 9 A. The only help I had was just in format, a
 10 form, what the time line looks like but as far as the
 11 content, no, sir.
 12 **Q. And who all did you consult about the**
 13 **format?**
 14 A. I talked to Detective Irwin and then I
 15 talked to Jim.
 16 **Q. Did Detective Irwin suggest a format to you?**
 17 A. He told me his suggestion was to put it in a
 18 chronological order and to cross reference my
 19 documents to it.
 20 **Q. And did you think that was the appropriate**
 21 **way to put it together?**
 22 A. That is the pattern that I followed, yes.
 23 **Q. Did you after getting that advice from the**
 24 **detective then go consult with Jim Sisney?**
 25 A. I did. I want to say that Jim's time line

1 was done at his request too and so that is what made
 2 me look at Jim's format.
 3 **Q. Did you look at it on more than one**
 4 **occasion?**
 5 A. No, I did not.
 6 **Q. Did you ask Mr. Sisney any other questions**
 7 **about his time line while you were preparing yours?**
 8 A. No, sir, I did not.
 9 **Q. Ask anybody to fill in any gaps or anything**
 10 **like that?**
 11 A. No, sir, I did not.
 12 **Q. Ms. Snellgrove, do you know -- personally**
 13 **know Douglas Hudkins?**
 14 A. He is who I go to as an optometrist, but
 15 outside of that, no.
 16 **Q. Do you recall the last time you saw**
 17 **Dr. Hudkins?**
 18 A. Too long ago.
 19 **Q. In his office? I am sorry.**
 20 A. Too long ago. Probably about two years, two
 21 and a half years.
 22 **Q. Have you been to see another optometrist in**
 23 **the meantime?**
 24 A. No, sir, I have not.
 25 **Q. You still consider yourself to be a patient**

1 of his?
 2 A. Yes, sir, I do.
 3 **Q. Do you recall any particular conversations**
 4 **you had with Douglas Hudkins?**
 5 A. Not outside of my visit to the eye doctor.
 6 **Q. Has Douglas Hudkins ever said anything to**
 7 **you about Jim Sisney?**
 8 A. No, sir, he has not.
 9 **Q. Have you ever heard Douglas Hudkins say**
 10 **anything to anybody about Jim Sisney?**
 11 A. No, sir, I have not.
 12 **Q. Have you ever talked to anybody claiming to**
 13 **have heard Douglas Hudkins say anything about Jim**
 14 **Sisney?**
 15 A. No, sir, I have not.
 16 **Q. Have you ever heard anybody talking to**
 17 **Douglas Hudkins about Dr. Sisney?**
 18 A. No, sir, I have not.
 19 **Q. Has Jim Sisney ever said anything to you at**
 20 **all about Douglas Hudkins?**
 21 A. No, sir, he has not.
 22 **Q. Have you ever talked to Mike Ritze about**
 23 **Douglas Hudkins?**
 24 A. No, sir, I have not.
 25 **Q. How about with Chris Tharp?**

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1 A. No, sir, I have not.
 2 **Q. Mr. Lare?**
 3 A. No, sir.
 4 **Q. Major Irwin?**
 5 A. No, sir.
 6 **Q. State Auditor's people?**
 7 A. No, sir.
 8 **Q. State Attorney General?**
 9 A. No, sir.
 10 MR. JENNINGS: That is all the questions I
 11 have.
 12 MR. SCOGGINS: I have no questions.
 13 REDIRECT EXAMINATION
 14 BY MS. WALTA:
 15 **Q. I have a few follow up questions,**
 16 **Mrs. Snellgrove. What is your current cellphone**
 17 **number?**
 18 A. 695-8141.
 19 **Q. Has that been your same cellphone number**
 20 **since 2008?**
 21 A. Yes, it has.
 22 **Q. Have you had the same provider for your**
 23 **cellphone since 2008?**
 24 A. Yes.
 25 **Q. Who is your provider?**

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1 A. Cricket.
 2 **Q. Is that who you receive your bills from?**
 3 A. I don't get a paper bill. I just get a text
 4 message telling me how much the bill is.
 5 **Q. Is that who you pay your cellphone bill to?**
 6 A. Yes.
 7 **Q. Now, whenever you had this meeting with**
 8 **Terry Stover and Stephanie Updike and Mr. Bates, what**
 9 **information did Terry Stover provide to the Attorney**
 10 **General's Office?**
 11 A. The attorney general -- or Mr. Bates had
 12 questions that he asked Mr. Stover. Mr. Stover
 13 provided answers. The questions were centered around
 14 Terry's perception of things that had happened in
 15 relation to Jim's firing.
 16 MR. RICHARDSON: By the way, Phyllis, they
 17 are fixing to tow your car.
 18 MS. WALTA: Are they really?
 19 MR. RICHARDSON: No, I wanted you to finish.
 20 MR. LUTHEY: Nice touch.
 21 MS. WALTA: Thanks, Gary.
 22 BY MS. WALTA:
 23 **Q. So the questions were centered around**
 24 **Terry's perception of things that led to Jim Sisney's**
 25 **firing?**

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1 A. Yes.
 2 **Q. What did Terry Stover tell Tom Bates in**
 3 **answer to those questions?**
 4 A. Let me think because I don't want to get it
 5 wrong. It had to do with a \$77,000 blanket purchase
 6 order or -- I don't remember what the exact words
 7 were, but it had to deal with that.
 8 **Q. Okay. Was -- were any of the reasons that**
 9 **the school district gave or the administration gave**
 10 **Jim Sisney for his proposed termination, were any of**
 11 **those reasons discussed in your presence in that**
 12 **meeting?**
 13 A. Not that I remember.
 14 **Q. So Terry Stover didn't tell Tom Bates we**
 15 **have reason one, two, three, four and five, and this**
 16 **evidence was presented to us in executive session?**
 17 A. I don't remember anything like that being
 18 said, no, ma'am.
 19 **Q. Have you ever heard anything from Terry**
 20 **Stover as to the evidence that was presented to him**
 21 **in executive session?**
 22 A. I have not.
 23 **Q. What were the reasons that Terry Stover gave**
 24 **about this \$75,000 blanket PO?**
 25 A. It had to do with to the best I remember

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1 that somebody had brought to Jim's attention that
 2 payments had been made under a blanket purchase order
 3 that had not been renewed or something along those
 4 lines. I do not remember the specifics of it.
 5 **Q. Were any of the emails that are attached to**
 6 **the counterclaim discussed at all with Mr. Bates?**
 7 A. I don't remember anything about the
 8 counterclaim being discussed at all.
 9 **Q. The emails that are attached to the**
 10 **counterclaim, were any of the emails discussed with**
 11 **Mr. Bates?**
 12 A. No, ma'am, not that I -- I don't remember
 13 any emails being discussed.
 14 **Q. Were any of the documents that are attached**
 15 **to the counterclaim discussed with Mr. Bates?**
 16 A. No. I want to make sure I understand what
 17 you are talking about. What kind of -- are you
 18 talking about the counterclaim that's been filed
 19 against Jim?
 20 **Q. Correct.**
 21 A. No, ma'am. To the best of my memory no kind
 22 of lawsuit was discussed at all.
 23 **Q. Other than the perception that Terry Stover**
 24 **had about the reason for the firing of Jim Sisney,**
 25 **was anything else discussed between Terry Stover and**
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1 **Tom Bates in that meeting that you were present in?**
 2 A. Not that I specifically remember. There
 3 were some questions that Mr. Bates had about that,
 4 and he asked and Terry answered, but at the same time
 5 Mr. Fry was asking questions so I didn't -- so there
 6 is nothing specific. I don't remember it going --
 7 **Q. All right. Did Stephanie Updike provide any**
 8 **information to Mr. Bates in this meeting?**
 9 A. She was asked some of the same questions
 10 that Mr. Stover was asked.
 11 **Q. So were all of the questions she was asked**
 12 **in that meeting concerning her perception of why Jim**
 13 **Sisney was terminated?**
 14 A. Some of them -- most of them were that and
 15 some of them -- some of the questions, the best I
 16 remember, dealt with asking was she aware of certain
 17 things.
 18 **Q. What were some of the things she was asked**
 19 **whether or not she was aware of?**
 20 A. Some of the actions that were taken by board
 21 members.
 22 **Q. Okay. I want to know what those are.**
 23 A. I don't know what those specific things
 24 were. Just were you aware of -- pretty much some of
 25 the same things that had been discussed when we went
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1 to see the State Auditor or Ricky Branch, the guy
 2 that works at the State Auditor's Office.
 3 **Q. Tell me what specifically what actions?**
 4 A. Well, like engagement letters and initiating
 5 investigations, those sort of things. But I don't
 6 remember exactly which ones were with the AG's office
 7 and which ones were with the State Auditor's Office.
 8 **Q. Was there any discussion in this meeting you**
 9 **had with Tom Bates which you were present with Terry**
 10 **Stover and Stephanie Updike, was there any**
 11 **conversation about possible violations of the Open**
 12 **Meeting Act?**
 13 A. Yes, there was.
 14 **Q. Tell me specifically what those discussions**
 15 **were?**
 16 A. It was more of a statement than it was a
 17 discussion. It was by Tom Bates.
 18 **Q. What was the statement?**
 19 A. He said, "We get it".
 20 **Q. What was he referring to that, "We get it"?**
 21 A. Violations of the Open Meeting Act.
 22 **Q. Specifically what violations of the Open**
 23 **Meeting Act?**
 24 A. That was as specific as he got.
 25 **Q. I want to know what information was provided**
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1 **to Mr. Bates concerning Open Meeting Act violations**
 2 **that led to his response of, "We get it"?**
 3 A. There was none. The question was brought up
 4 about violations of the Open Meeting Act. No
 5 specifics were given.
 6 **Q. Who brought up that question?**
 7 A. I don't remember who brought that up.
 8 **Q. Was it somebody from the Attorney General's**
 9 **Office or somebody from --**
 10 A. No, it wasn't one of them. It was either
 11 Stephanie or Terry but I don't remember which one it
 12 was that did that.
 13 **Q. What was the question they brought up about**
 14 **the Open Meeting Act?**
 15 A. Just that there was some concern about
 16 violations of the Open Meeting Act. There were no
 17 specifics that were given.
 18 **Q. What were the concerns related to? What**
 19 **meetings do they allege violated the Open Meeting**
 20 **Act?**
 21 A. That was as specific as the question got and
 22 the statement got. There was no other discussion.
 23 **Q. Well, you testified earlier that you thought**
 24 **maybe there were some Open Meeting Act violations,**
 25 **correct?**
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1 A. Yes, I did. But you are asking me now what
 2 went on in that meeting, and I am telling you in the
 3 meeting with the three from the Attorney General's
 4 Office, there was no specific discussion.
 5 **Q. I know. I am changing direction here.**
 6 A. Okay.
 7 **Q. And I want to know what meetings you allege**
 8 **violated the Open Meeting Act?**
 9 A. In my opinion the night they suspended Jim
 10 was a violation. In my opinion every time your
 11 policy review committee met it was a violation of
 12 your Open Meeting Act. In my opinion there were
 13 times when it was very apparent that certain board
 14 members knew what was happening in a meeting and
 15 certain members did not, and those would have been
 16 violations.
 17 **Q. So that is conjecture on your part that**
 18 **there was some violation, correct?**
 19 MR. RICHARDSON: Object to form.
 20 THE WITNESS: Yes.
 21 BY MS. WALTA:
 22 **Q. And policy review committee meetings, who do**
 23 **you allege met in violation of the Open Meeting Act?**
 24 A. Well, I don't allege. It's by their own
 25 statement when the policy review committee met with
 150

1 and then by going back to the legal bills and
 2 verifying the legal bills as well as statements made
 3 in open board meetings when your policy review
 4 committee met with employees.
 5 **Q. My question is who?**
 6 A. Your policy review committee was Maryanne
 7 Flippo and Sharon Whelpley.
 8 **Q. So you allege those two people meeting**
 9 **violated the Open Meeting Act?**
 10 A. In my opinion the way they conducted the
 11 meetings and how it all transpired, yes.
 12 **Q. So in your opinion if two members of a five**
 13 **member board meet, that violates the Open Meeting**
 14 **Act?**
 15 A. That is not what I said.
 16 **Q. Well, you told me that Maryanne Flippo and**
 17 **Sharon Whelpley are members of that committee,**
 18 **correct?**
 19 A. You asked me who the committee people were.
 20 **Q. Is there anyone else that was a board member**
 21 **that was on that committee?**
 22 A. No, ma'am.
 23 **Q. How do you think then the two board members**
 24 **meeting on a policy review committee violated the**
 25 **Open Meeting Act?**
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1 A. I am not an attorney, but when I read the
 2 Open Meeting Act and then I went in August of '09, I
 3 went to a seminar in Muskogee that Drew Edmondson and
 4 Gay Tutor put on about the Open Meeting Act and the
 5 Open Record Act. And sitting in that meeting, he
 6 made the statement that -- or Gay Tutor was talking.
 7 I believe. She talked about that any time a
 8 subcommittee or a committee from a board had a
 9 decision making authority or spent money, that those
 10 meetings had to be subject to the Open Meeting Act.
 11 And the -- by Dr. Gerber's admission at an open board
 12 meeting when more than \$5,000 which had been
 13 previously approved by the board to spend on policy
 14 review, the total bills went above and beyond. And
 15 when asked by -- I don't know if it was Stephanie or
 16 Terry that asked Dr. Gerber who authorized the
 17 payment, he said he did some of them and he said the
 18 policy review committee did some of them. So if the
 19 policy review committee met and authorized through
 20 their meetings spending more than what the board had
 21 authorized to spend, that's a committee spending
 22 money. Those meetings should have been subject.
 23 They also went on to say that any time a
 24 committee met and gathered information, that every
 25 bit of information gathered had to be brought back to
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1 the entire board. You couldn't decipher through it,
 2 you couldn't break it down. You could break it down
 3 and you could say, this is what we think is
 4 important, but this is everything that we gathered.
 5 So if you -- if this policy -- in my opinion if
 6 this policy review committee met and they went and
 7 met with different employees of the district or
 8 different administrators and then took all their
 9 information back to Rosenstein, Fist & Ringold and
 10 they broke it down and put it in policy form, and
 11 they decided what did and what didn't need to be
 12 done, and then that was presented back to the board,
 13 it violated the Open Meeting Act because not all of
 14 the information was brought back to the board.
 15 **Q. Do you believe that Stephanie Updike**
 16 **violated the Open Meeting Act?**
 17 A. The board as a whole did.
 18 **Q. Was she on the board at the time?**
 19 A. She was on the board when part of that
 20 happened, yes.
 21 **Q. Do you believe Terry Stover violated the**
 22 **Open Meeting Act?**
 23 A. I believe the board as a whole did, yes.
 24 **Q. And was Terry Stover on the board at the**
 25 **time?**
 153

<p>1 A. Yes, he was.</p> <p>2 MR. RICHARDSON: How much longer do you</p> <p>3 think you are going?</p> <p>4 MS. WALTA: About 10 minutes.</p> <p>5 BY MS. WALTA:</p> <p>6 Q. Where is your laptop right now?</p> <p>7 A. My laptop is at my house.</p> <p>8 Q. I am going to ask you to not delete any more</p> <p>9 information from your laptop and preserve it in case</p> <p>10 we want to do a forensic analysis.</p> <p>11 A. Okay.</p> <p>12 MR. RICHARDSON: Can you advise her as to</p> <p>13 what your authority is in requesting that?</p> <p>14 MS. WALTA: No.</p> <p>15 MR. RICHARDSON: Or whether or not you have</p> <p>16 any authority to request that she do that.</p> <p>17 MS. WALTA: I don't think I have to advise</p> <p>18 her of any authority other than the fact I don't want</p> <p>19 her to delete any other information relative to this</p> <p>20 lawsuit.</p> <p>21 MR. RICHARDSON: But I am suggesting that</p> <p>22 you might tell her whether you have the authority to</p> <p>23 enforce that or you are just asking her to do it.</p> <p>24 MS. WALTA: I am asking her to do that.</p> <p>25 THE WITNESS: Okay.</p> <p style="text-align: center;">154</p>	<p>1 Mike Reynolds, the one just within the last -- I</p> <p>2 don't know. Few days?</p> <p>3 A. I read the one that he put out about the</p> <p>4 computers and the State Auditors had turned their</p> <p>5 report over to the Attorney general, I read that one,</p> <p>6 yes, ma'am.</p> <p>7 Q. Did you discuss that with Jim Sisney?</p> <p>8 A. Yes, ma'am.</p> <p>9 Q. And what did Jim Sisney say to you about</p> <p>10 that press release?</p> <p>11 A. We just discussed the release, itself.</p> <p>12 Q. What did he tell did you about any</p> <p>13 information he had concerning the subpoena?</p> <p>14 A. He didn't.</p> <p>15 Q. What did he tell you about any information</p> <p>16 he had about Mike Reynolds and the press release?</p> <p>17 A. He didn't.</p> <p>18 Q. Did he tell you he thought that was a good</p> <p>19 thing?</p> <p>20 A. I don't remember him saying that, no.</p> <p>21 Q. Did he tell you he thought it was a bad</p> <p>22 thing?</p> <p>23 A. No, ma'am, he did not say that that I</p> <p>24 remember.</p> <p>25 Q. Did he -- I'm sorry. Did he express any</p> <p style="text-align: center;">156</p>
<p>1 BY MS. WALTA:</p> <p>2 Q. And if you want to get legal advice from</p> <p>3 somebody as to whether you can delete those after I</p> <p>4 have asked you not to, then that is your right to do</p> <p>5 so.</p> <p>6 A. Okay.</p> <p>7 Q. Did you save copies of the time line on a</p> <p>8 backup or a disk before you deleted them?</p> <p>9 A. No, ma'am, I did not.</p> <p>10 Q. The email that you said you sent to</p> <p>11 Major Irwin, did you forward that email to anyone?</p> <p>12 A. No, ma'am.</p> <p>13 Q. The email you said you sent -- that you</p> <p>14 received from Ricky Branch, did you forward that to</p> <p>15 anyone?</p> <p>16 A. No, ma'am.</p> <p>17 Q. The email that you said you sent to the</p> <p>18 OSBI, did you forward that to anyone?</p> <p>19 A. I think I copied Mark Irwin on it.</p> <p>20 Q. After the meeting that you had with Tom</p> <p>21 Bates, Stephanie Updike and Terry Stover, have you</p> <p>22 received any other communication from the Attorney</p> <p>23 General's Office asking for information?</p> <p>24 A. No, ma'am, I have not.</p> <p>25 Q. Did you read the latest press release from</p> <p style="text-align: center;">155</p>	<p>1 opinion on that?</p> <p>2 A. Just asked me had I read the article yet,</p> <p>3 and I told him, yeah, I had read it. I had just</p> <p>4 finished reading it. But no, not really.</p> <p>5 Q. Whenever you talked to Chris Tharp did he</p> <p>6 tell you that he had a subpoena from Dean Luthey,</p> <p>7 Mike Rampey's attorney?</p> <p>8 A. No.</p> <p>9 Q. For records?</p> <p>10 A. No, he told me he had gotten a -- what do</p> <p>11 you call the return receipt request or whatever.</p> <p>12 When the post office puts in your mailbox that you</p> <p>13 have got certified mail, that he had gotten one of</p> <p>14 those.</p> <p>15 Q. Did Mr. Rampey tell you that he had</p> <p>16 documents he needed to provide to --</p> <p>17 A. I have never talked to Mr. Rampey.</p> <p>18 Q. I am sorry. Did Mr. Tharp tell you that he</p> <p>19 had documents he needed to provide to Mike Rampey's</p> <p>20 attorney and to Mike Rampey?</p> <p>21 A. No, ma'am, he did not.</p> <p>22 Q. Are you aware of the fact that he hasn't</p> <p>23 complied with that subpoena?</p> <p>24 A. No, ma'am, I am not. I am not aware that he</p> <p>25 even has a subpoena. All I know is about the thing</p> <p style="text-align: center;">157</p>

1 the post office left in his mailbox.
 2 **Q. Okay.**
 3 MS. WALTA: I think that is all the
 4 questions I have.
 5 MR. RICHARDSON: You get to read and sign if
 6 you want to. It's a right you have, or you can waive
 7 it. And this lady can explain to you what is
 8 entailed as far as getting it to you, et cetera, if
 9 you want to read it and sign it.
 10 THE WITNESS: I have to read it this
 11 afternoon?
 12 MR. RICHARDSON: No. No.
 13 THE WITNESS: Because I have got a sick kid
 14 I need to get to.
 15 MR. RICHARDSON: Once she gets through with
 16 it.
 17 THE WITNESS: Okay. Yeah, I would like to.
 18 MR. LUTHEY: The rules allow you 30 days
 19 after you receive it to read and sign and make any
 20 corrections and sign it before a notary public.
 21 THE WITNESS: I need to sign it before a
 22 notary public?
 23 MR. LUTHEY: If you want to do that.
 24 Otherwise it will be your testimony.
 25 THE WITNESS: I would like to read it.

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1 (DEPOSITION CONCLUDED AT 4:16 P.M.)
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1 JURAT
 2 SISNEY VS RAMPEY
 3 STATE OF OKLAHOMA
 4 SS
 5 COUNTY OF OKLAHOMA
 6 I, ELIZABETH SNELLGROVE, do hereby state
 7 under oath that I have read the above and foregoing
 8 deposition in its entirety, and that the same is a
 9 full, true and correct transcription of my testimony
 10 so given at said time and place, except for the
 11 corrections noted.
 12
 13 _____
 14 ELIZABETH SNELLGROVE
 15
 16 Subscribed and sworn to before me, the
 17 undersigned Notary Public in and for the State of
 18 Oklahoma on this, the _____ day of
 19 _____, 2010.
 20
 21 _____
 22 Notary Public
 23
 24 My Commission Expires: _____
 25

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1 ERRATA SHEET
 2 SISNEY VS. RAMPEY
 3 DEPOSITION OF ELIZABETH SNELLGROVE
 4 DATE DEPOSITION TAKEN: May 11, 2010
 5 REPORTER: Vicki Beeler, CSR
 6 NO CORRECTIONS ARE NECESSARY _____
 7 PAGE LINE CORRECTION
 8 _____
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<p>1 CERTIFICATE 2 STATE OF OKLAHOMA 3 SS 4 OKLAHOMA COUNTY 5 I, Vicki Beeler, Certified Shorthand 6 Reporter, do hereby certify that the above named 7 ELIZABETH SNELLGROVE was by me first duly sworn to 8 testify the truth, the whole truth, and nothing but 9 the truth in the case aforesaid; that the above and 10 foregoing deposition was by me taken in shorthand and 11 thereafter transcribed; that the same is true and 12 correct; and that it was taken on the 11th day of 13 May, 2010 at the time of 1:11 p.m. in the City of 14 Tulsa, County of Tulsa, State of Oklahoma under the 15 stipulations hereinbefore set out, and that I am not 16 attorney for or relative of any of said parties or 17 otherwise interested in the event of said action. 18 IN WITNESS WHEREOF, I have hereunto set my 19 hand and official seal this 17th day of May, 2010. 20 21 22 23 _____ 24 VICKI BEELER, CSR 25 State of Oklahoma, No. 00120 162</p>	

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