

<p style="text-align: right;">Page 1</p> <p>UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK</p> <p>-----X</p> <p>JEAN AZOR-EL, et al.,</p> <p style="padding-left: 40px;">Plaintiff,</p> <p style="padding-left: 40px;">-against-</p> <p style="padding-left: 40px;">Index No: 1:20-cv-03650-KPF</p> <p>CITY OF NEW YORK, et al.,</p> <p style="padding-left: 40px;">Defendants.</p> <p>-----X</p> <p style="padding-left: 40px;">DATE: April 26, 2021</p> <p style="padding-left: 40px;">TIME: 4:14 p.m.</p> <p style="padding-left: 40px;">EXAMINATION BEFORE TRIAL of the Non-Party Witness, WILLIAM CLANTON taken by the Plaintiff, via videoconference, pursuant to Court Order, held on the above mentioned date and time, before a Notary Public of the State of New York.</p>	<p style="text-align: right;">Page 3</p> <p>1 STIPULATIONS</p> <p>2</p> <p>3 IT IS HEREBY STIPULATED AND AGREED, by</p> <p>4 and among counsel for the respective</p> <p>5 parties hereto, that the filing, sealing</p> <p>6 and certification of the within deposition</p> <p>7 shall be and the same are hereby waived;</p> <p>8</p> <p>9 IT IS FURTHER STIPULATED AND AGREED</p> <p>10 that all objections, except as to form of</p> <p>11 the question, shall be reserved to the</p> <p>12 time of the trial;</p> <p>13</p> <p>14 IT IS FURTHER STIPULATED AND AGREED</p> <p>15 that the within deposition may be signed</p> <p>16 before any Notary Public with the same</p> <p>17 force and effect as if signed and sworn to</p> <p>18 before the Court.</p> <p>19</p> <p>20 IT IS HEREBY STIPULATED AND AGREED by and</p> <p>21 between counsel for all parties present that</p> <p>22 pursuant to CPLR section 3113(d) this</p> <p>23 deposition is to be conducted by video</p> <p>24 conference, that the court reporter, all</p> <p>25 counsel, and the witness are all in separate</p>
<p style="text-align: right;">Page 2</p> <p>1 APPEARANCES:</p> <p>2</p> <p>3 KEENAN & BHATIA, LLC</p> <p>4 Attorneys for Plaintiffs</p> <p>5 90 Broad Street, Suite 200</p> <p>6 New York, New York 10004</p> <p>7</p> <p>8 BY: E.E. KEENAN, ESQ.</p> <p>9</p> <p>10 CITY OF NEW YORK</p> <p>11 Attorneys for Defendants</p> <p>12 100 Church Street</p> <p>13 New York, New York</p> <p>14 BY: CHLARENS ORSLAND, ESQ.</p> <p>15</p> <p>16 ALSO PRESENT:</p> <p>17 Sonal Bhatia, Esq.,</p> <p>18 Keenan & Bhatia</p> <p>19 Julia Gokhberg, Litigation Manager</p> <p>20 Keenan & Bhatia</p> <p>21</p> <p>22 Chlarens Orsland, Esq.</p> <p>23 City of New York</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 remote locations and participating via</p> <p>2 videoconference (LegalView/Zoom) meeting</p> <p>3 under the control of Lexitas Court Reporting</p> <p>4 Service, that the officer administering the</p> <p>5 oath to the witness need not be in the place</p> <p>6 of the deposition and the witness shall be</p> <p>7 sworn in remotely by the court reporter after</p> <p>8 confirming the witnesses identity, that this</p> <p>9 videoconference will not be recorded in any</p> <p>10 manner and that any recording without the</p> <p>11 express written consent of all parties shall</p> <p>12 be considered unauthorized, in violation of</p> <p>13 law, and shall not be used for any purpose in</p> <p>14 this litigation or otherwise.</p> <p>15</p> <p>16 IT IS FURTHER STIPULATED that exhibits</p> <p>17 may be marked by the attorney presenting the</p> <p>18 exhibit to the witness, and that a copy of</p> <p>19 any exhibit presented to a witness shall be</p> <p>20 e-mailed to or otherwise in possession of all</p> <p>21 counsel prior to any questioning of a witness</p> <p>22 regarding the exhibit in question. All</p> <p>23 parties shall bear their own costs in the</p> <p>24 conduct of this deposition by video</p> <p>25 conference, notwithstanding the obligation</p>

<p style="text-align: right;">Page 5</p> <p>1 by CPLR to supply a copy of the transcript to 2 the deposed party by the taking party in 3 civil litigation matters. 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 7</p> <p>1 W. CLANTON 2 make sure we've got it on the record. 3 You understand that you are here to 4 give a deposition today, correct? 5 A. I do understand that, yes. 6 Q. You understand that a deposition is 7 sworn testimony with the same force and 8 effect as if you were testifying in open 9 court? 10 A. That's correct. 11 Q. You understand that, at this point 12 in time, I am not your lawyer, correct? 13 A. Correct. 14 Q. Are you willing to give a deposition 15 in this case? 16 A. Yes, I am. 17 Q. Would you like to give a deposition 18 in this case? 19 A. Yes, I will. 20 Q. You're making that decision freely 21 and voluntarily? 22 A. Yes, I am. 23 Q. You have not been compelled to give 24 a deposition in this case, correct? 25 A. That's correct.</p>
<p style="text-align: right;">Page 6</p> <p>1 WILLIAM CLANTON, 2 the witness herein, having been first duly 3 sworn by a Notary Public of the State of New 4 York, was examined and testified as follows: 5 THE REPORTER: State your name 6 for the record, please. 7 THE WITNESS: William Clanton. 8 THE REPORTER: State your 9 address for the record, please. 10 THE WITNESS: 1 Halleck Street, 11 Bronx, New York 10474. 12 EXAMINATION BY 13 MR. KEENAN: 14 Q. Mr. Clanton, my name is E.E. Keenan. 15 We've had a chance to talk before and we 16 talked informally before we got started 17 today. Again, I'm a lawyer representing a 18 number of individuals who are DOC, are or 19 were DOC detainees who have filed a lawsuit 20 in federal court regarding conditions of 21 confinement under the offices of the City of 22 New York during the COVID19 and the COVID19 23 pandemic. 24 So we talked about this off the 25 record before we started but I just want to</p>	<p style="text-align: right;">Page 8</p> <p>1 W. CLANTON 2 Q. So Mr. Clanton, I just want to give 3 you a quick overview of kind of what we're 4 going to talk about today. You, not being a 5 plaintiff in this case, or at least not yet, 6 the Court has not heard from you or had a 7 declaration from you before so I want to get 8 just a general overview of what your 9 experiences are especially during COVID19, 10 and then the Court has asked us to zero in 11 on, during this particular phase of 12 discovery, two issues. One is compliance by 13 correction officers and staff with mask 14 mandates, and the other is sanitation of 15 high-touch surfaces. 16 A. Correct. 17 Q. Then at a later point in this case, 18 we may seek to get further testimony from 19 you. 20 A. Correct. 21 Q. So Mr. Clanton, just by way of 22 background, you mentioned that you're 23 currently detained at a facility that's 24 called the Vernon C. Bain Center, or 25 colloquially known as "The Boat."</p>

<p style="text-align: right;">Page 9</p> <p>1 W. CLANTON</p> <p>2 Can you tell us what The Boat is?</p> <p>3 A. Okay, The Boat is a barge here in</p> <p>4 the Bronx, New York. It is an ADA facility</p> <p>5 that holds detainees and parole violators.</p> <p>6 It is associated with Rikers Island. So in a</p> <p>7 nutshell that's basically what it is.</p> <p>8 Q. How long have you been detained or</p> <p>9 confined at The Boat?</p> <p>10 A. I got to The Boat here sometime</p> <p>11 around September 25th and I've been here</p> <p>12 since.</p> <p>13 Q. So September 25th of 2020?</p> <p>14 A. 2020, that's correct.</p> <p>15 Q. 2020, so you've been at The Boat</p> <p>16 for, I guess, a little over six months now?</p> <p>17 A. That's correct.</p> <p>18 Q. About seven months?</p> <p>19 A. Seven months, that's correct.</p> <p>20 Q. Were you detained in any other</p> <p>21 facility prior to coming to The Boat or were</p> <p>22 you out in civilian life?</p> <p>23 A. Sure, I was briefly detained in MDC</p> <p>24 which is the Manhattan Detention Center, more</p> <p>25 notably known as "The Tombs."</p>	<p style="text-align: right;">Page 11</p> <p>1 W. CLANTON</p> <p>2 arrested in Manhattan generally would</p> <p>3 automatically go to The Boat. Within a</p> <p>4 couple of days, they begin to kind of sift</p> <p>5 through who is going to be sent out on</p> <p>6 something more, they called it an overload.</p> <p>7 And they send you to different facilities.</p> <p>8 Rikers Island, being one of them, and VCBC</p> <p>9 being another.</p> <p>10 Q. You have stayed in VCBC the whole</p> <p>11 time, right?</p> <p>12 A. That's correct.</p> <p>13 Q. Can you summarize, from the sense</p> <p>14 you've gotten at VCBC, what the experience</p> <p>15 has been like in VCBC as it relates to COVID</p> <p>16 and COVID protective measures?</p> <p>17 A. Sure. It has been -- it has been</p> <p>18 very grim, a very dire situation here. To be</p> <p>19 begin with, I think it's very important that</p> <p>20 I mention the social distancing aspects.</p> <p>21 VCBC is one of the smaller facilities to</p> <p>22 house detainees. These are very, very small</p> <p>23 units and the beds are bunked, literally</p> <p>24 bunked, connected head to head, and head to</p> <p>25 foot. There are 50 men in a unit. Presently</p>
<p style="text-align: right;">Page 10</p> <p>1 W. CLANTON</p> <p>2 Q. How long were you at The Tombs or</p> <p>3 also known as the Manhattan Detention Center?</p> <p>4 A. Probably for about two weeks.</p> <p>5 Q. Was that following an arrest?</p> <p>6 A. That's correct.</p> <p>7 Q. So prior to being at The Tombs,</p> <p>8 which, I guess, would have been in September</p> <p>9 of last year for a period of about two weeks,</p> <p>10 you were not incarcerated?</p> <p>11 A. That's correct.</p> <p>12 Q. It's my understanding, correct me if</p> <p>13 I'm wrong, that The Tombs/Manhattan Detention</p> <p>14 Center has been closed?</p> <p>15 A. According to word of mouth. It's my</p> <p>16 understanding that there is one unit that</p> <p>17 remains open which is the ninth floor, but</p> <p>18 all other units have been closed.</p> <p>19 Q. Do you know what determines whether</p> <p>20 someone is classified and assigned to the</p> <p>21 boat versus a unit of Rikers Island?</p> <p>22 A. There isn't much of a</p> <p>23 classification. Oftentimes, when you get</p> <p>24 arrested, they run you through a process of</p> <p>25 -- a formal process, and most people who get</p>	<p style="text-align: right;">Page 12</p> <p>1 W. CLANTON</p> <p>2 we have 49. There hasn't been, to my</p> <p>3 understanding, I have decided to take a job</p> <p>4 to give me an opportunity to move around the</p> <p>5 facility. There hasn't been any tracing.</p> <p>6 There hasn't been any decontamination.</p> <p>7 Q. Mr. Clanton, I'm just going to</p> <p>8 interrupt you for a second. Do you see an</p> <p>9 officer behind you?</p> <p>10 A. I do.</p> <p>11 Q. Is that officer wearing a mask at</p> <p>12 this time?</p> <p>13 A. No. No.</p> <p>14 Q. Okay. Because we can see here in</p> <p>15 the video, but obviously this is not being</p> <p>16 video recorded. She is sitting at her desk</p> <p>17 and her mask is around her chin; is that</p> <p>18 correct?</p> <p>19 A. That's correct.</p> <p>20 Q. Are you able to see her right now?</p> <p>21 A. Yes, I am.</p> <p>22 Q. So go ahead and continue with what</p> <p>23 you were describing in terms of what you saw</p> <p>24 during COVID?</p> <p>25 A. So with regards to COVID, so it has</p>

<p style="text-align: right;">Page 13</p> <p>1 W. CLANTON</p> <p>2 been an extremely pressing situation here.</p> <p>3 We have been constantly bombarded with, of</p> <p>4 course, more and more detainees. We have</p> <p>5 been fighting to adhere to the CDC guidelines</p> <p>6 with regard to social distancing with 25 men</p> <p>7 per unit to no avail. I have filed several</p> <p>8 grievances. One of which I won at the Board</p> <p>9 of Corrections and with the CDC instructing</p> <p>10 this facility that they have been adhering to</p> <p>11 the recommendation and that their practice</p> <p>12 was, in fact, dangerous.</p> <p>13 There hasn't been much done here</p> <p>14 with regards to COVID. We have had 14 out of</p> <p>15 the sixteen units quarantined at one time.</p> <p>16 So we kind of oscillate back and forth. We</p> <p>17 have what is known as an internal ventilation</p> <p>18 system. When you spray, for instance, this</p> <p>19 K-9 pepper spray, all of the other units</p> <p>20 smell it and feel it. Which means that</p> <p>21 everything is being circulated within the</p> <p>22 facility. We have no free air. There are no</p> <p>23 windows. And, you know, it's just been very,</p> <p>24 very tense.</p> <p>25 Q. I want to ask you about mask wearing</p>	<p style="text-align: right;">Page 15</p> <p>1 W. CLANTON</p> <p>2 poor practice. There doesn't really seem to</p> <p>3 be much real interest in following the</p> <p>4 guidelines with regards to mask wearing.</p> <p>5 Q. Say within the past month, on</p> <p>6 average of what you have observed in the past</p> <p>7 month, could you give us a percentage</p> <p>8 estimate of the correction officers with whom</p> <p>9 you've interacted, what percentage are</p> <p>10 properly wearing a mask and then what</p> <p>11 percentage either are not properly wearing a</p> <p>12 mask or not wearing a mask at all?</p> <p>13 A. I would say it would be more on the</p> <p>14 lines of somewhere between 70/30. 70 being</p> <p>15 those who do not, 30 being those who do. And</p> <p>16 that is the average, on average. That's on a</p> <p>17 day-to-day basis throughout the entire</p> <p>18 facility.</p> <p>19 Q. Can you describe how either</p> <p>20 different facilities, housing units might</p> <p>21 work differently to somebody who is walking</p> <p>22 into The Boat and following you around, tell</p> <p>23 us what we're going to see and what types of</p> <p>24 rooms we're going to be in every day?</p> <p>25 A. Sure. What you will see in the</p>
<p style="text-align: right;">Page 14</p> <p>1 W. CLANTON</p> <p>2 by officers and staff. What are your overall</p> <p>3 observations about mask wearing and</p> <p>4 compliance with mask mandates by officers and</p> <p>5 DOC staff at VCBC?</p> <p>6 A. The officers is very, very -- very</p> <p>7 negligently in that regard. In many cases</p> <p>8 they don't. Oftentimes they wear them</p> <p>9 underneath their throat. There was one</p> <p>10 incident where I spoke with an officer who</p> <p>11 had it hanging from his badge, and I asked</p> <p>12 him and I said, you know, "Do you wear your</p> <p>13 mask other areas of the facility?" And he</p> <p>14 said no. I said, "Well, why do you carry</p> <p>15 it?" He says, you know, just because. And I</p> <p>16 said, "Is it because when a supervisor comes</p> <p>17 around, you will put it on?" You know, but I</p> <p>18 said, "Here when you come into the unit, you</p> <p>19 don't wear it?" And I said, "I would</p> <p>20 appreciate it if you would put it on," you</p> <p>21 know, because our life is as important as</p> <p>22 yours and at any given time, you could catch</p> <p>23 something that potentially we have here or</p> <p>24 you could be bringing something in.</p> <p>25 Overall it is very, very poor. Very</p>	<p style="text-align: right;">Page 16</p> <p>1 W. CLANTON</p> <p>2 quarters is you will see a very small kind of</p> <p>3 dorm-like setting that is probably 35 to</p> <p>4 40-feet wide, and maybe 75 feet long. 70, 60</p> <p>5 to 70 feet long with a very short ceiling.</p> <p>6 In those units, you will see double beds in</p> <p>7 the middle of that dorm-like area where there</p> <p>8 is a bed and a bed connected to it, and there</p> <p>9 is rows of that. And then there is a row of</p> <p>10 beds on your right and then one on your left.</p> <p>11 That's basically what you would see when you</p> <p>12 walk in.</p> <p>13 As you walk into the unit, you would</p> <p>14 first come about the bathroom which is an</p> <p>15 open bathroom. There are no water fountains</p> <p>16 here so we have no access to water once the</p> <p>17 lights go out at night, and then you would</p> <p>18 see a small kitchen that is locked where --</p> <p>19 it's called the pantry where the food is</p> <p>20 served. There is a small television in one</p> <p>21 area with three to four phones, depending on</p> <p>22 the unit that you're in, so it's a very</p> <p>23 congested area with an awful lot of different</p> <p>24 things in it. The pantry, the bathroom, the</p> <p>25 dayroom, and the dorm. So all of this is</p>

<p style="text-align: right;">Page 17</p> <p>1 W. CLANTON</p> <p>2 encompassed in this small unit.</p> <p>3 Q. You mentioned that the bathroom was</p> <p>4 open. Tell us what you mean by that?</p> <p>5 A. That's correct. Well, what I mean</p> <p>6 by that is there is no door separating the</p> <p>7 bathroom from the dayroom, so when someone is</p> <p>8 using the bathroom, oftentimes if you're</p> <p>9 eating, of course you can smell what's coming</p> <p>10 out of it and you can hear all the toilets</p> <p>11 flush which, of course, skews listening to</p> <p>12 the news or whatever other programs that</p> <p>13 you're watching because it is that small and</p> <p>14 it is that open.</p> <p>15 Q. Do you have access to the bathroom</p> <p>16 24 hours a day or not?</p> <p>17 A. We do.</p> <p>18 Q. On a day-to-day basis, on average,</p> <p>19 how many officers or other correctional staff</p> <p>20 would you say you interact with on a</p> <p>21 day-to-day basis?</p> <p>22 A. On a day-to-day basis anywhere from</p> <p>23 three, which is during every shift change,</p> <p>24 seven to three, three to 11, 11 to seven. So</p> <p>25 we're going to say six because you have that</p>	<p style="text-align: right;">Page 19</p> <p>1 W. CLANTON</p> <p>2 five of the guys that they were bringing in</p> <p>3 had they been tested prior to coming to this</p> <p>4 facility, and each of them said no on camera.</p> <p>5 So there is an awful lot of that going on.</p> <p>6 These people are coming from other facilities</p> <p>7 without being tested. Some of them said that</p> <p>8 they were tested when they originally got to</p> <p>9 their previous facility which was several</p> <p>10 months ago but they hadn't been tested prior</p> <p>11 to that. So there is an obvious issue with</p> <p>12 testing. I have also filed a grievance</p> <p>13 concerning that in my unit. They may -- we</p> <p>14 have 49 detainees. 15 to 20 may be tested</p> <p>15 and then the rest are not. So there has</p> <p>16 never been an issue of testing an entire</p> <p>17 unit.</p> <p>18 Q. I was asking you earlier about</p> <p>19 officers you interact with day-to-day. Do</p> <p>20 officers get closer to you and other</p> <p>21 detainees -- let me ask this question</p> <p>22 correctly.</p> <p>23 On a daily basis, do you and other</p> <p>24 detainees, in your observation, interact with</p> <p>25 correction officers and staff closer than six</p>
<p style="text-align: right;">Page 18</p> <p>1 W. CLANTON</p> <p>2 turnover, so I would say anywhere between six</p> <p>3 to nine a day.</p> <p>4 Q. Your estimate of 30 percent</p> <p>5 complying with masks, is that what you see on</p> <p>6 a day-to-day basis?</p> <p>7 A. That's correct.</p> <p>8 Q. Go ahead.</p> <p>9 A. Sorry. Just in fact, I have just</p> <p>10 recently wrote a letter to, of course, the</p> <p>11 mayor requesting that something be done. We</p> <p>12 just lost an officer here by the name of [REDACTED]</p> <p>13 [REDACTED] who died working in one of these</p> <p>14 quarantine units. As a result of that, of</p> <p>15 course, I tried to -- it galvanized me to</p> <p>16 step up, you know, my issue with regards to</p> <p>17 why social distancing is being ignored. You</p> <p>18 know, clearly people are dying who want to be</p> <p>19 off the -- people have died as a result of it</p> <p>20 and I mentioned this to the captain. This</p> <p>21 was actually yesterday when they were</p> <p>22 bringing more detainees in and the</p> <p>23 interesting thing was I spoke on camera</p> <p>24 because they have now body cams. And I asked</p> <p>25 the captain, her camera was on and I asked</p>	<p style="text-align: right;">Page 20</p> <p>1 W. CLANTON</p> <p>2 feet to each other?</p> <p>3 A. Absolutely. Absolutely.</p> <p>4 Q. On a day-to-day basis, when you and</p> <p>5 other detainees, in your observation, are</p> <p>6 closer than six feet to each other, is it</p> <p>7 still that 30 percent compliance you</p> <p>8 mentioned?</p> <p>9 A. That's correct.</p> <p>10 Q. So in other words, in most of those</p> <p>11 interactions where you and other detainees,</p> <p>12 in your observation, are closer than six feet</p> <p>13 to a correction officer or staff member, in</p> <p>14 most of those interactions, the correction</p> <p>15 officer or staff member is not properly</p> <p>16 wearing a mask?</p> <p>17 A. That's correct.</p> <p>18 Q. Mr. Clanton, do you have any medical</p> <p>19 conditions that you deal with on an ongoing</p> <p>20 basis?</p> <p>21 A. I do. I mean, I have high blood</p> <p>22 pressure. I have a hernia and, of course, I</p> <p>23 was diagnosed with -- there were two</p> <p>24 diagnoses. One was depression disorder.</p> <p>25 There was a recent diagnosis that was put in</p>

<p style="text-align: right;">Page 21</p> <p>1 W. CLANTON</p> <p>2 my folder by mental health, so in addition to</p> <p>3 something called a lichen planus, however you</p> <p>4 want to pronounce it, which is a skin</p> <p>5 disorder that seems to flare up when it is</p> <p>6 stress-induced. So it flares and goes down</p> <p>7 and flares and goes down. So those are the</p> <p>8 underlying issues that I have. L-I-C-H-E-N,</p> <p>9 planus.</p> <p>10 Q. I think I might want to get the</p> <p>11 spelling of that, Mr. Clanton. You said</p> <p>12 L-I-C-H-E-N, and what's the rest?</p> <p>13 A. P-L-A-N-U-S.</p> <p>14 Q. Sir, do you know whether any of</p> <p>15 those conditions make you more vulnerable to</p> <p>16 COVID19?</p> <p>17 A. They do. In fact, all of them does</p> <p>18 affect my immune system so I'm definitely</p> <p>19 immune compromised where, you know, my system</p> <p>20 oftentimes becomes a little weaker than most</p> <p>21 because I'm -- you know -- of course the</p> <p>22 white blood cells are fighting these issues</p> <p>23 and, of course, with the respiratory issue</p> <p>24 with regards to the high blood pressure and,</p> <p>25 you know, sometimes slightly breathing.</p>	<p style="text-align: right;">Page 23</p> <p>1 W. CLANTON</p> <p>2 grievances. I have several that I have filed</p> <p>3 with regards to the care and the touching of,</p> <p>4 you know, the food wagon, the food cart,</p> <p>5 everything that's coming in. Of course, they</p> <p>6 say that there isn't -- there is a greater</p> <p>7 probability of catching it in the air as</p> <p>8 opposed to on the surface, but this doesn't</p> <p>9 neglect that. So I make it a point that</p> <p>10 gloves are very scarce, almost null.</p> <p>11 Oftentimes, you won't see them wearing gloves</p> <p>12 at all, when they're touching everything.</p> <p>13 You know, whether it be something that you</p> <p>14 have to receive from them, whether it be your</p> <p>15 tray or a pencil or a pen or a piece of</p> <p>16 paper, you know, so -- and so this has been</p> <p>17 very scarce.</p> <p>18 Q. Anything else that you can think of</p> <p>19 right now?</p> <p>20 A. In regards to COVID, I mentioned the</p> <p>21 social distancing aspect, the mask, the</p> <p>22 gloves, not spraying or cleaning. They don't</p> <p>23 -- it's been told to me and, from my</p> <p>24 observation, I speak with many of the</p> <p>25 officers who, of course, are equally as</p>
<p style="text-align: right;">Page 22</p> <p>1 W. CLANTON</p> <p>2 Q. Do any of those conditions affect</p> <p>3 your day-to-day life activities?</p> <p>4 A. They do. They do. Oftentimes I'm</p> <p>5 often very lethargic, very weak. There has</p> <p>6 been several occasions where I was under the</p> <p>7 impression that I may have even been</p> <p>8 asymptomatic. There were a few times where I</p> <p>9 were and, you know, I waited to see, you</p> <p>10 know, if it would pass. So, you know, a lot</p> <p>11 of times it's a very interesting situation.</p> <p>12 Of course, we all try to do what we can to</p> <p>13 stay safe. And, of course, sometimes you get</p> <p>14 into the mindset where you don't really want</p> <p>15 to know that you have it but, I guess, the</p> <p>16 important thing is to get tested and to make</p> <p>17 sure that you don't. So I suffer with that</p> <p>18 battling with the lethargy quite often.</p> <p>19 Q. On the topic of mask wearing, Mr.</p> <p>20 Clanton, is there anything else that, from</p> <p>21 your observation, concerns you or that you</p> <p>22 think the Court should know about regarding</p> <p>23 mask wearing?</p> <p>24 A. Sure. I have been very instrumental</p> <p>25 in pointing out and filing appropriately</p>	<p style="text-align: right;">Page 24</p> <p>1 W. CLANTON</p> <p>2 disappointed in the way that things are being</p> <p>3 handled. They don't really clean elevators</p> <p>4 which has to be used by everyone, every unit,</p> <p>5 because this is the way that we travel</p> <p>6 throughout the facility. It's never sprayed.</p> <p>7 It's never sprayed down which means that, you</p> <p>8 know, these fomites, everybody is touching</p> <p>9 these buttons so they never wipe any of these</p> <p>10 things down. I've never seen it happen.</p> <p>11 They never come into the units to spray into,</p> <p>12 you know, these areas like the bathroom or</p> <p>13 the shower. So these have been issues that</p> <p>14 we have been trying to raise here.</p> <p>15 Q. Mr. Clanton, do you know whether</p> <p>16 anybody at The Boat has died of COVID19?</p> <p>17 A. Yes, I do. So there has been one,</p> <p>18 the officer that I just mentioned which was</p> <p>19 about a month ago, three weeks to a month</p> <p>20 ago, whose name is [REDACTED]. She</p> <p>21 passed away. Her husband right now is in</p> <p>22 critical condition fighting for his life.</p> <p>23 She was 36 years old. There has been several</p> <p>24 inmates who have passed away. One, from my</p> <p>25 unit particularly, 2AB. He was moved out of</p>

<p style="text-align: right;">Page 25</p> <p>1 W. CLANTON</p> <p>2 my unit. He was sent to west facility and,</p> <p>3 of course, sent out, I believe, to Bellevue,</p> <p>4 which is the place where they often send</p> <p>5 people, and he passed away. I didn't get a</p> <p>6 chance to get his name. But this has been</p> <p>7 confirmed by many of the staff here. So</p> <p>8 there has been -- there has been several</p> <p>9 deaths here on The Boat.</p> <p>10 Q. Let's talk about sanitation of</p> <p>11 surfaces and, in particular, high-touch</p> <p>12 surfaces. Just generally speaking, we'll</p> <p>13 start off broad, can you summarize what you</p> <p>14 see or don't see -- let me ask it this way --</p> <p>15 what you see the facility doing or not doing</p> <p>16 regarding sanitation of high-touch surfaces?</p> <p>17 A. Well, with regards to high-touch</p> <p>18 surfaces, there is -- I never once seen</p> <p>19 anything wiped down. The only sanitation</p> <p>20 that we have here is the picking up of</p> <p>21 garbage which is during food runs, but I've</p> <p>22 never once seen them wipe down surfaces,</p> <p>23 tables, elevators, bars, doorknobs, gates,</p> <p>24 fences, you know, places where everyone is</p> <p>25 touching back and forth on a daily basis.</p>	<p style="text-align: right;">Page 27</p> <p>1 W. CLANTON</p> <p>2 Q. That's in the video booth, correct?</p> <p>3 A. That's correct.</p> <p>4 Q. Are there also other similar phones</p> <p>5 available to you and other detainees in other</p> <p>6 parts of the facility?</p> <p>7 A. There are. In the dorm units there</p> <p>8 are three to four phones depending on the</p> <p>9 unit that you're in of the same model. Old</p> <p>10 style kind of holding with the cord</p> <p>11 connected.</p> <p>12 Q. Just like a pay phone basically?</p> <p>13 A. That's correct, yes.</p> <p>14 Q. Have you ever seen sanitization of</p> <p>15 those phones that you hold up to your ear and</p> <p>16 your mouth while you're talking?</p> <p>17 A. I've never seen it. We do</p> <p>18 personally. We do it ourselves, you know, we</p> <p>19 may grab a rag and dunk it in, you know, a</p> <p>20 substance when we're prior to using it and</p> <p>21 wipe it down but there has never been any</p> <p>22 formal cleaning of those phones.</p> <p>23 Q. Do you know what that substance is?</p> <p>24 A. It's something called a kind of</p> <p>25 mildew remover and a soap solution. I notice</p>
<p style="text-align: right;">Page 26</p> <p>1 W. CLANTON</p> <p>2 An interesting point I want to make</p> <p>3 too is that two days I documented in a book</p> <p>4 that I have where I keep all of my notes,</p> <p>5 they came by and they put these posters up in</p> <p>6 the unit just two days ago with regards to</p> <p>7 how to social distance to the best of our</p> <p>8 ability under the circumstances. And I said,</p> <p>9 you know, "It's a bit late putting this up</p> <p>10 just two days ago. This has been" -- and</p> <p>11 potentially because I've been, you know,</p> <p>12 doing everything I can to make some noise. I</p> <p>13 did have a hearing on The Brian Lehrer Show</p> <p>14 which is 93.9 on December 8th regarding this</p> <p>15 facility and social distancing and the lack</p> <p>16 thereof sanitation.</p> <p>17 So from my observation working in</p> <p>18 the facility, walking around the facility,</p> <p>19 and talking even to officers, that sanitation</p> <p>20 is never done in this prison.</p> <p>21 Q. Another area that we're hearing</p> <p>22 about is on the phones. You are currently</p> <p>23 holding a phone set, right, like kind of an</p> <p>24 old-fashioned hard plastic heavy phone set?</p> <p>25 A. That's correct.</p>	<p style="text-align: right;">Page 28</p> <p>1 W. CLANTON</p> <p>2 the soap solution doesn't really seem to</p> <p>3 really do very much with the exception of</p> <p>4 being sudsy. So I really don't -- I don't</p> <p>5 really know if it's killing anything but I</p> <p>6 guess as a placebo, we kind of just would</p> <p>7 hope that it's working.</p> <p>8 Q. For the phones or other high-touch</p> <p>9 surfaces, does the facility make any type of</p> <p>10 wipes available to you and other detainees to</p> <p>11 wipe things down?</p> <p>12 A. Yes, they do with these booth</p> <p>13 phones. Prior to coming in, they give us</p> <p>14 these kind of baby wipes which I'm holding up</p> <p>15 here (indicating), and I was given this prior</p> <p>16 to coming in.</p> <p>17 MR. KEENAN: Let the record</p> <p>18 reflect because we're not on video</p> <p>19 that Mr. Clanton is holding up</p> <p>20 basically a wet wipe or baby wipe.</p> <p>21 A. This is what is used and instructed</p> <p>22 to use when you come in to wipe down the</p> <p>23 phone. What kind of baby wipe this is, I'm</p> <p>24 not sure. Has it been approved to kill</p> <p>25 COVID, I'm not sure.</p>

<p style="text-align: right;">Page 29</p> <p>1 W. CLANTON</p> <p>2 Q. You don't know what brand it is or</p> <p>3 anything?</p> <p>4 A. No, I don't. I know that it's, you</p> <p>5 know, it's quite -- it smells very nice so it</p> <p>6 doesn't really -- it doesn't really seem</p> <p>7 terrible -- it doesn't really have that kind</p> <p>8 of caustic scent that you would like it to</p> <p>9 have so.</p> <p>10 Q. I know it's sometimes the harsher</p> <p>11 the smell, the more you have a sense that</p> <p>12 it's working?</p> <p>13 A. At least that's how it feels.</p> <p>14 Q. If it's working on you, it might be</p> <p>15 working on the virus, right?</p> <p>16 A. Yeah, exactly.</p> <p>17 Q. So when did they start -- when I say</p> <p>18 they, I mean the facility and correctional</p> <p>19 staff, when did they start making these wet</p> <p>20 wipes available to you and other detainees?</p> <p>21 A. According to my knowledge, since</p> <p>22 I've been coming down for these tele-visits</p> <p>23 and gurney (phonetic) visits, it has been</p> <p>24 made available to me for the past few months.</p> <p>25 Maybe three or four months, to my knowledge.</p>	<p style="text-align: right;">Page 31</p> <p>1 W. CLANTON</p> <p>2 keeping the units at 25 or close to it on</p> <p>3 Rikers. That's not happening here. They</p> <p>4 are, according to the guards over there,</p> <p>5 sanitizing those areas, wiping things down at</p> <p>6 some of the facilities. They do have a team</p> <p>7 that goes around and wipes things down. That</p> <p>8 doesn't happen here. So I mentioned this to</p> <p>9 the captain, that I didn't understand why</p> <p>10 what's happening over there isn't happening</p> <p>11 here and why we are being bombarded with more</p> <p>12 detainees. You know, where we're really</p> <p>13 overpopulated, to be honest with you, and</p> <p>14 even after having 14 units quarantine out of</p> <p>15 the sixteen units that was here. When that</p> <p>16 happened I called everywhere that I possibly</p> <p>17 could because I thought it was an emergency.</p> <p>18 That it stood for something is not being done</p> <p>19 right in order to have 14 out of sixteen</p> <p>20 units quarantined.</p> <p>21 Q. Just to be clear, on Rikers, you</p> <p>22 have not been at Rikers to observe what's</p> <p>23 going on there during the pandemic?</p> <p>24 A. That's correct, so by virtue of</p> <p>25 hearsay.</p>
<p style="text-align: right;">Page 30</p> <p>1 W. CLANTON</p> <p>2 Q. Are those wipes made available to</p> <p>3 you on request?</p> <p>4 A. Yes, they are. Only in this unit,</p> <p>5 but not in the dorms.</p> <p>6 Q. When you say this unit, you mean the</p> <p>7 video conferencing?</p> <p>8 A. Only the teleconference area, that's</p> <p>9 correct.</p> <p>10 Q. Who has custody of those wipes?</p> <p>11 A. Yes, that would be the officer when</p> <p>12 you come in, that would be the sitting</p> <p>13 officer who controls this particular area.</p> <p>14 Q. You have not seen those wipes being</p> <p>15 made available on any other unit or facility?</p> <p>16 A. Nowhere else. Nowhere else. I just</p> <p>17 want to note that there are several things</p> <p>18 taking place in many of the facilities on</p> <p>19 Rikers Island, and because The Boat is</p> <p>20 associated with Rikers Island, the things</p> <p>21 that they do over there seems to, strangely,</p> <p>22 be put in as happening here, and it doesn't.</p> <p>23 Q. Tell us what you mean by that?</p> <p>24 A. For one is that they are in those --</p> <p>25 they are adhering to the social distancing by</p>	<p style="text-align: right;">Page 32</p> <p>1 W. CLANTON</p> <p>2 Q. I'm sorry, say that again?</p> <p>3 A. This would be exclusively by</p> <p>4 hearsay.</p> <p>5 Q. But in terms of what you have</p> <p>6 observed, you're not seeing sanitation of</p> <p>7 high-touch surfaces go on at The Boat?</p> <p>8 A. Not at all.</p> <p>9 Q. You mentioned that in your dorm,</p> <p>10 there are 49 people including you?</p> <p>11 A. That's correct.</p> <p>12 Q. Who are detained there right now?</p> <p>13 A. That's correct. We did have</p> <p>14 positive COVIDs that were removed from the</p> <p>15 unit.</p> <p>16 Q. You said it has a capacity of 50.</p> <p>17 Is that a pre-COVID capacity of 50?</p> <p>18 A. That's correct.</p> <p>19 Q. So the 50 is not a social distance</p> <p>20 capacity, that's the capacity that existed</p> <p>21 prior to the pandemic?</p> <p>22 A. That's correct.</p> <p>23 Q. You are at, I guess, now 98 percent</p> <p>24 of that pre-COVID capacity?</p> <p>25 A. That's correct.</p>

<p style="text-align: right;">Page 33</p> <p>1 W. CLANTON</p> <p>2 Q. Are the bunks in your dorm at least</p> <p>3 six feet apart from each other?</p> <p>4 A. Not even close.</p> <p>5 Q. How close would you say they are?</p> <p>6 A. Two feet maximum.</p> <p>7 Q. Are the bunks on top of each other</p> <p>8 as well?</p> <p>9 A. They're not on top. They're</p> <p>10 connected side to side.</p> <p>11 Q. So you and other inmates will be</p> <p>12 within two feet of other people or someone</p> <p>13 else?</p> <p>14 A. The bunks that are on the wall and</p> <p>15 on the ends of The Boat, those are two feet</p> <p>16 apart. The bunks in the middle of the boat</p> <p>17 are connected, which means that they're not</p> <p>18 even -- you know -- they're connected which</p> <p>19 means that if I were to reach behind me to</p> <p>20 scratch my head, I would be scratching the</p> <p>21 guy's head connected to me.</p> <p>22 Q. Have you ever heard of something</p> <p>23 called Virex?</p> <p>24 A. I have.</p> <p>25 Q. Tell us what your familiarity is</p>	<p style="text-align: right;">Page 35</p> <p>1 W. CLANTON</p> <p>2 you think that the Court ought to know?</p> <p>3 A. I think -- I think I covered most of</p> <p>4 it. I think that, for the most part, it's</p> <p>5 just not being done in no way at no time. So</p> <p>6 I think that, you know, I think that should</p> <p>7 cover it.</p> <p>8 Q. Mr. Clanton, you mentioned that you</p> <p>9 gave an interview or had an interview with</p> <p>10 Brian Lehrer, L-E-H-R-E-R, on The Brian</p> <p>11 Lehrer Show with WNYC the MPR affiliates?</p> <p>12 A. Yes.</p> <p>13 Q. Back in, was that in December,</p> <p>14 correct?</p> <p>15 A. December 8th to be correct.</p> <p>16 Q. December 8th. During that</p> <p>17 interview, did you tell the truth about what</p> <p>18 was going on and what you observed?</p> <p>19 A. Yes, I did.</p> <p>20 Q. If someone went and accessed that</p> <p>21 recording or transcript, and I think it is</p> <p>22 available online?</p> <p>23 A. It is.</p> <p>24 Q. Would everything that you said in</p> <p>25 there be the truth?</p>
<p style="text-align: right;">Page 34</p> <p>1 W. CLANTON</p> <p>2 with Virex?</p> <p>3 A. Virex, I believe this is a -- if I'm</p> <p>4 not mistaken, I could be confusing it with a</p> <p>5 kind of an insulation of some sort, some kind</p> <p>6 of -- I'm not really sure.</p> <p>7 Q. I'll represent to you that Virex is</p> <p>8 a type of -- it's marketed as an antiviral</p> <p>9 cleaning solution or agent. Have you</p> <p>10 encountered Virex, V-I-R-E-X, at all?</p> <p>11 A. No, I haven't. I would have</p> <p>12 remembered that name, yeah.</p> <p>13 Q. Have you ever been told that any</p> <p>14 antiviral cleaning solution or cleaning</p> <p>15 solution that kills COVID is available to</p> <p>16 you?</p> <p>17 A. No.</p> <p>18 Q. We talked earlier about cleaning and</p> <p>19 cleaning crews. Are there cleaning crews</p> <p>20 that come through?</p> <p>21 A. They don't come into the units.</p> <p>22 They pick up the garbage in the halls and</p> <p>23 their job is done.</p> <p>24 Q. Mr. Clanton, is there anything else</p> <p>25 about cleaning of high-touch surfaces that</p>	<p style="text-align: right;">Page 36</p> <p>1 W. CLANTON</p> <p>2 A. Yes, it is.</p> <p>3 I just want to mention if you will</p> <p>4 very briefly.</p> <p>5 Q. Go ahead.</p> <p>6 A. This is related. So in the past</p> <p>7 three or four days, we had been getting in</p> <p>8 large groups of people. And what was</p> <p>9 interesting was I had challenged this group</p> <p>10 of what is called riot gear officers who were</p> <p>11 bringing in five people. And I asked them</p> <p>12 again on the record, had they been tested?</p> <p>13 They said no. And they took one of the guys</p> <p>14 who decided that he didn't want to come in</p> <p>15 because he felt it was a very intense</p> <p>16 environment, and he said, "This is way too</p> <p>17 crowded. Like I came from a place that we</p> <p>18 were social distancing and you bring me here</p> <p>19 and it's like nowhere to sleep." They</p> <p>20 handcuffed him and they drug (sic) him in and</p> <p>21 threw him on the bed. Took the cuffs off of</p> <p>22 him and then walked out. You know. So these</p> <p>23 are the types of things that we're dealing</p> <p>24 with here.</p> <p>25 Q. In your interview with the Brian</p>

<p style="text-align: right;">Page 37</p> <p>1 W. CLANTON</p> <p>2 Lehrer back in December, looking at a</p> <p>3 transcript of it that I will send to</p> <p>4 Mr. Thayer and Mr. Orsland.</p> <p>5 You told Brian Lehrer that there was</p> <p>6 a supervisor, you overheard supervisors say</p> <p>7 one day, and I'm paraphrasing, that one of</p> <p>8 them was irritated and that supervisor said,</p> <p>9 and now I'm quoting directly, "I guess we</p> <p>10 just have to wait until somebody dies for</p> <p>11 somebody to do something"?</p> <p>12 A. That is correct.</p> <p>13 Q. Did you hear a supervisor at The</p> <p>14 Boat say those words?</p> <p>15 A. I did directly.</p> <p>16 Q. "I guess we just have to wait until</p> <p>17 somebody dies for somebody to do something."</p> <p>18 I read that correctly?</p> <p>19 A. Yes, that's correct.</p> <p>20 Q. Tell me in what context you heard a</p> <p>21 supervisor say those words?</p> <p>22 A. They were bringing in some</p> <p>23 detainees. We had already -- I already filed</p> <p>24 the grievance and had won the grievance with</p> <p>25 regards to the lack of social distancing six</p>	<p style="text-align: right;">Page 39</p> <p>1 W. CLANTON</p> <p>2 I made to several of them that, look, I</p> <p>3 understand you have bills to pay but, you</p> <p>4 know, what good is paying bills if you are</p> <p>5 going to die, you know, as a result of COVID.</p> <p>6 So that's kind of what the feelings was that,</p> <p>7 you know, there was a level of, you know, the</p> <p>8 level of apathy is unfathomable here.</p> <p>9 Q. You mentioned that in your housing</p> <p>10 unit, there have been some people who tested</p> <p>11 positive with COVID, correct?</p> <p>12 A. That's correct. That's correct.</p> <p>13 Those names I have, by the way.</p> <p>14 Q. Once somebody tests positive, what</p> <p>15 do they do, if anything?</p> <p>16 A. Okay, so there has been several</p> <p>17 different cases, some of the guys were known</p> <p>18 to have COVID, and they were allowed into the</p> <p>19 unit. And then two or three days later when</p> <p>20 they were able to find someplace to put them,</p> <p>21 they removed them. In the two cases that</p> <p>22 were in 2AB, they sent a couple of guys down</p> <p>23 who, of course, these guys were sick. They</p> <p>24 felt sick and they put in for sick call.</p> <p>25 When they went down to sick call, they were</p>
<p style="text-align: right;">Page 38</p> <p>1 W. CLANTON</p> <p>2 feet per bed. As they were bringing these</p> <p>3 guys in, we stood up, maybe two or three of</p> <p>4 us and challenged them being allowed into the</p> <p>5 unit, because we said, "Look, we're already</p> <p>6 over-capacitated," and the supervisor said,</p> <p>7 "Look, it's out of my hands. I have no power.</p> <p>8 There is nothing that I can do, so as long as</p> <p>9 they send people here I must house them," and</p> <p>10 I said, you know, "Somebody needs to stand</p> <p>11 up." And she said, "Look, like what do you</p> <p>12 want me to do? This is something that comes</p> <p>13 from either the commissioner's office or the</p> <p>14 mayor's office, but I guess we just have to</p> <p>15 wait until someone dies," and those were her</p> <p>16 exact quotes.</p> <p>17 Q. How did that make you feel?</p> <p>18 A. Very deep -- you know, it was one,</p> <p>19 depressing, and then again beyond irritated.</p> <p>20 I believe it brought about a kind of, you</p> <p>21 know, you know beyond being depressed, very</p> <p>22 angry. Because I couldn't understand how</p> <p>23 anyone would not say, "I'm willing to stand</p> <p>24 up and risk, you know, suspension if my life</p> <p>25 depends on it." And this is a statement that</p>	<p style="text-align: right;">Page 40</p> <p>1 W. CLANTON</p> <p>2 tested and tested positive and they didn't</p> <p>3 bring them back; however, it took them</p> <p>4 several days to come up and test 15 out of,</p> <p>5 at that time, 38 men in the unit. And they</p> <p>6 said that it was appropriate that if we</p> <p>7 tested at least 15 to 20 guys, that that was</p> <p>8 appropriate. And I said, "That's not</p> <p>9 appropriate," because you could very well be</p> <p>10 testing people who just didn't, for whatever</p> <p>11 the reason, have it. But the ones who didn't</p> <p>12 test potentially could still be carrying the</p> <p>13 virus. And this is a normal practice.</p> <p>14 Q. Mr. Clanton, if there were any</p> <p>15 measures that you think would be easy to</p> <p>16 implement, they could be implemented quickly</p> <p>17 and readily at The Boat and other</p> <p>18 correctional facilities to reduce the risk of</p> <p>19 COVID, what would you ask them to do?</p> <p>20 A. I think one of the main things would</p> <p>21 be to put a freeze on closing these</p> <p>22 facilities due to the pandemic. Open these</p> <p>23 facilities, allow social distancing to take</p> <p>24 place where men can bed at six feet per unit</p> <p>25 or per bed, and allow proper social</p>

<p style="text-align: right;">Page 41</p> <p>1 W. CLANTON</p> <p>2 distancing in the eating area. I think that</p> <p>3 in itself would short circuit and help in</p> <p>4 quelling some of the infections.</p> <p>5 In addition to sending around your</p> <p>6 sanitation to come into these units on a</p> <p>7 daily basis and wipe down these doors, these</p> <p>8 knobs, these phones, these sinks, these</p> <p>9 showers on a daily basis.</p> <p>10 Q. Mr. Clanton, is there anything else</p> <p>11 that you think the Court ought to know right</p> <p>12 now?</p> <p>13 A. Probably that we need to have some</p> <p>14 kind of injunction, some kind of</p> <p>15 intervention, be it, you know, with some of</p> <p>16 the low level offenses perhaps, you know, we</p> <p>17 is have a ton of guys who are just on parole</p> <p>18 violation that are taking up space here, in</p> <p>19 addition to many of these nonviolent</p> <p>20 offenses. You know, there has to be</p> <p>21 something that could be done, not to say the</p> <p>22 guys are to be just released without having</p> <p>23 some kind of supervision or oversight,</p> <p>24 potentially programs, you know, putting them</p> <p>25 out in these hotels that they're using, just</p>	<p style="text-align: right;">Page 43</p> <p>1 W. CLANTON</p> <p>2 Q. It looks to me like she has a cloth</p> <p>3 mask over a surgical mask?</p> <p>4 A. That's correct.</p> <p>5 Q. Did you just notice a heavysset male</p> <p>6 black officer wearing the surgical mask</p> <p>7 behind you?</p> <p>8 A. That's correct.</p> <p>9 Q. He had the mask on properly,</p> <p>10 correct?</p> <p>11 A. He did.</p> <p>12 Q. Do you consider yourself an advocate</p> <p>13 for inmates?</p> <p>14 A. I would say so, yes.</p> <p>15 Q. I surmise that because you're very</p> <p>16 knowledgeable and well-spoken. Are you, per</p> <p>17 chance, a member of the Inmate Council?</p> <p>18 A. I am.</p> <p>19 Q. You are, you meet regularly with</p> <p>20 them?</p> <p>21 A. We used to but we don't anymore. We</p> <p>22 haven't had a meeting here since probably the</p> <p>23 last two months. All activities here have</p> <p>24 been shut down. In six months there has been</p> <p>25 no movement whatsoever. No more library, the</p>
<p style="text-align: right;">Page 42</p> <p>1 W. CLANTON</p> <p>2 for the time being so that we can get a</p> <p>3 handle on this COVID situation, and I believe</p> <p>4 that we are up for a new variant that is</p> <p>5 spreading in other countries. And I believe</p> <p>6 that we're going to be faced with another</p> <p>7 very bad situation pretty soon.</p> <p>8 Q. Mr. Clanton, thank you very much for</p> <p>9 your time today.</p> <p>10 A. Absolutely.</p> <p>11 MR. KEENAN: I have no further</p> <p>12 questions for you at this time today</p> <p>13 on these topics. Mr. Orsland may</p> <p>14 have some question.</p> <p>15 EXAMINATION BY</p> <p>16 MR. ORSLAND:</p> <p>17 Q. Mr. Clanton, can you hear me?</p> <p>18 A. Yes, I can.</p> <p>19 Q. My name is Chuck Orsland. I'm an</p> <p>20 attorney for the City. We only have an hour</p> <p>21 and the hour is up. Let me just quickly ask</p> <p>22 you a few questions.</p> <p>23 Is that female officer behind you</p> <p>24 wearing two masks, could you see?</p> <p>25 A. Yes.</p>	<p style="text-align: right;">Page 44</p> <p>1 W. CLANTON</p> <p>2 -- nothing, absolutely nothing.</p> <p>3 Q. That was part of the COVID program?</p> <p>4 A. That's correct.</p> <p>5 MR. ORSLAND: If we could just</p> <p>6 go off the record for a moment.</p> <p>7 (Whereupon, a discussion was</p> <p>8 held off the record.)</p> <p>9 (Whereupon, Mr. Thayer left the</p> <p>10 videoconference room.)</p> <p>11 MR. ORSLAND: Let me just note</p> <p>12 for the record that Mr. Thayer has</p> <p>13 left to take another call on a court</p> <p>14 conference.</p> <p>15 Q. The supervisor who made the</p> <p>16 statement about somebody dying --</p> <p>17 A. That's correct.</p> <p>18 Q. -- was that a captain?</p> <p>19 A. That was a captain. Yes, it was.</p> <p>20 Q. Do you know his name, per chance?</p> <p>21 A. It's a female. Her name is Mrs., I</p> <p>22 believe, [REDACTED].</p> <p>23 Q. Am I understanding correctly that</p> <p>24 when you were initially arrested, you were</p> <p>25 processed through MDC?</p>

<p style="text-align: right;">Page 45</p> <p>1 W. CLANTON</p> <p>2 A. That's correct.</p> <p>3 Q. MDC is now closed except for one</p> <p>4 floor?</p> <p>5 A. That's correct.</p> <p>6 Q. Are inmates being processed through</p> <p>7 The Boat now when they get newly arrested?</p> <p>8 A. No, they're going to AMKC which is a</p> <p>9 C76, and then they're sending them to The</p> <p>10 Boat. So they're quarantining them allegedly</p> <p>11 14 days there or longer, and then they're</p> <p>12 outsourcing them to places like The Boat and</p> <p>13 other facilities.</p> <p>14 Q. So if a new inmate comes into VCBC,</p> <p>15 your understanding would be that they spent</p> <p>16 at least 14 days at AMKC which is another</p> <p>17 correctional facility?</p> <p>18 A. That's correct.</p> <p>19 Q. Do you know if those inmates are</p> <p>20 offered testing when they're held there?</p> <p>21 A. Well, according to my information, I</p> <p>22 talked to all the detainees that come to this</p> <p>23 facility. Many of them say that they've been</p> <p>24 tested coming in, but after being there,</p> <p>25 whether it be for a month or two months, some</p>	<p style="text-align: right;">Page 47</p> <p>1 W. CLANTON</p> <p>2 sir?</p> <p>3 A. I am in 2AB.</p> <p>4 Q. Has that been your assignment since</p> <p>5 you arrived?</p> <p>6 A. That's correct. I've been to no</p> <p>7 other units since I've been here.</p> <p>8 Q. Who is the captain in charge of that</p> <p>9 unit?</p> <p>10 A. There are several different ones.</p> <p>11 They kind of go back and forth, but you have</p> <p>12 -- you have a female [REDACTED], you have a</p> <p>13 Captain [REDACTED] (phonetic) who's a female.</p> <p>14 You have -- on the weekend they kind of do</p> <p>15 this thing called Weekend Warrior captains.</p> <p>16 They send captains from other buildings.</p> <p>17 Q. You generally get along with the</p> <p>18 staff?</p> <p>19 A. I get along very well with almost</p> <p>20 all of them. You know, I generally speak on</p> <p>21 behalf both of detainees and staff.</p> <p>22 Q. Do inmates have access to the</p> <p>23 clinic, is there a sign-in log? They used to</p> <p>24 have those, I recall.</p> <p>25 A. That's correct. They do.</p>
<p style="text-align: right;">Page 46</p> <p>1 W. CLANTON</p> <p>2 are there three months, there has been no</p> <p>3 further testing since then prior to leaving</p> <p>4 that facility and coming to this facility.</p> <p>5 Q. Can inmates be tested upon request?</p> <p>6 A. They can.</p> <p>7 Q. Can inmates receive a vaccination</p> <p>8 upon request?</p> <p>9 A. That's correct.</p> <p>10 Q. I'm not sure if you were asked, but</p> <p>11 have you yourself been vaccinated?</p> <p>12 A. I were asked. My name wasn't</p> <p>13 initially on the list, but then I was asked</p> <p>14 that if I were interested in it, I said that</p> <p>15 I would be once I gathered some more</p> <p>16 information because there have been so much</p> <p>17 going on with regards to the differences in</p> <p>18 the vaccines, so I wanted to know which one</p> <p>19 was being offered and how it was being</p> <p>20 handled.</p> <p>21 Q. Assuming you would get enough</p> <p>22 information, you would be at least open to</p> <p>23 accepting the vaccination?</p> <p>24 A. Certainly. Certainly.</p> <p>25 Q. What unit did you say you were in,</p>	<p style="text-align: right;">Page 48</p> <p>1 W. CLANTON</p> <p>2 Q. An inmate can sign up and then be</p> <p>3 seen in the clinic?</p> <p>4 A. The very next day. Often two days</p> <p>5 maximum.</p> <p>6 Q. The clinic is actually on The Boat?</p> <p>7 A. The first floor, yes, on The Boat.</p> <p>8 Yes.</p> <p>9 Q. Who cleans the facility? Are those</p> <p>10 work crews made up of residents of the</p> <p>11 facility?</p> <p>12 A. I'm sorry, could you repeat that?</p> <p>13 Q. Yes. Who comprises the cleanup</p> <p>14 crews in your housing area?</p> <p>15 A. Those are orchestrated by the</p> <p>16 officers in the facility.</p> <p>17 Q. Is that work done by the residents?</p> <p>18 A. It is. Yes, it is.</p> <p>19 Q. They're supervised by officers?</p> <p>20 A. That's correct.</p> <p>21 Q. Is there a janitor's closet in your</p> <p>22 unit?</p> <p>23 A. There is. Yes, it is.</p> <p>24 Q. Is there a machine called a</p> <p>25 diversity machine, D-I-V-E-R-S-I-T-Y, located</p>


<p style="text-align: right;">Page 49</p> <p>1 W. CLANTON</p> <p>2 in your unit?</p> <p>3 A. Yes, it is. That's a machine that</p> <p>4 has these four different kind of cleaning</p> <p>5 supplies, like mop water or de-sanitizer, you</p> <p>6 know, these different things, yeah.</p> <p>7 Q. At the telephone area, is there ever</p> <p>8 a bucket there filled with cleaning solution?</p> <p>9 A. Yeah, we placed one there ourselves</p> <p>10 on a daily basis. We try to be very</p> <p>11 proactive in that way and fill it with the</p> <p>12 cleaning solution.</p> <p>13 Q. Does that come from the diversity</p> <p>14 machine?</p> <p>15 A. Yes, it is.</p> <p>16 Q. Are there sponges available to use?</p> <p>17 A. There are. Yes, there are.</p> <p>18 Q. Do your fellow residents typically</p> <p>19 use that when they're on the phones?</p> <p>20 A. Yes, they do.</p> <p>21 Q. What is the general compliance mask</p> <p>22 wearing by your fellow residents, is that --</p> <p>23 A. Absolutely zero.</p> <p>24 Q. You're the exception, I take it?</p> <p>25 A. Exactly. I mean, only upon leaving</p>	<p style="text-align: right;">Page 51</p> <p>1 W. CLANTON</p> <p>2 reminders about social distancing, to the</p> <p>3 extent you can? Do you see those signs or</p> <p>4 labels anywhere?</p> <p>5 A. Those have just been placed on the</p> <p>6 walls.</p> <p>7 Q. Again, they were not there, say,</p> <p>8 five or six months ago?</p> <p>9 A. No, absolutely not. I make it a</p> <p>10 note to keep track and document the</p> <p>11 activities that go on on a daily basis.</p> <p>12 Q. At some point I might like to see</p> <p>13 that book.</p> <p>14 A. There's tons.</p> <p>15 Q. I think a lot of people would be</p> <p>16 interested in that, sir.</p> <p>17 You said you yourself sometimes feel</p> <p>18 lethargic or under the weather; is that</p> <p>19 correct?</p> <p>20 A. That's correct.</p> <p>21 Q. Do you occasionally ask to go to the</p> <p>22 clinic to be treated for that?</p> <p>23 A. I do.</p> <p>24 Q. Are they able to take care of you,</p> <p>25 to some extent there?</p>
<p style="text-align: right;">Page 50</p> <p>1 W. CLANTON</p> <p>2 the unit, when you're traveling to the clinic</p> <p>3 or to mental health, outside of that, no one</p> <p>4 really wears a mask because we're so</p> <p>5 congested, we sit together. We don't have</p> <p>6 enough tables and chairs. We eat together</p> <p>7 and we sleep in these very tight quarters, so</p> <p>8 no one really seems to wear masks inside the</p> <p>9 unit.</p> <p>10 Q. When people sleep, do they sleep</p> <p>11 head to toe so they're not directly facing</p> <p>12 each other?</p> <p>13 A. No, they don't.</p> <p>14 Q. Has that ever been encouraged by the</p> <p>15 corrections staff, that inmates sleep facing</p> <p>16 away from each other?</p> <p>17 A. We have just had posters put up in</p> <p>18 that regard but this is something very new.</p> <p>19 Q. What about signs in the floor about</p> <p>20 spacing, are those present?</p> <p>21 A. The spacing on the walls are maybe</p> <p>22 two feet apart. The beds and the spacing in</p> <p>23 the middle, there is no room apart</p> <p>24 whatsoever, those beds are connected.</p> <p>25 Q. I mean, are there labels, are there</p>	<p style="text-align: right;">Page 52</p> <p>1 W. CLANTON</p> <p>2 A. Oftentimes they do, yes.</p> <p>3 Q. Do you think it's generally a good</p> <p>4 idea to wear gloves while doing things in the</p> <p>5 facility?</p> <p>6 A. I think it is a very good idea and I</p> <p>7 think its very important. From my study</p> <p>8 these things -- I forget the term -- it's</p> <p>9 called like fomites, that this bacteria stays</p> <p>10 alive for sometimes even several hours, even</p> <p>11 several days on certain surfaces because we</p> <p>12 don't have much activity here, so I think</p> <p>13 gloves are a significant part.</p> <p>14 Q. Wouldn't you be concerned that the</p> <p>15 gloves themselves would pick up bacteria?</p> <p>16 A. I think I would if they're not</p> <p>17 changed appropriately. I think that training</p> <p>18 has not been done appropriately with regards</p> <p>19 to how to deal with COVID situations in this</p> <p>20 environment. So no one -- I asked the</p> <p>21 captain just two days ago, did she understand</p> <p>22 -- could she tell me what the guideline were,</p> <p>23 and she said, "No, I don't know what the</p> <p>24 guidelines are," and I said, "Because you</p> <p>25 don't know the guidelines, I'm going to have</p>

<p style="text-align: right;">Page 53</p> <p>1 W. CLANTON</p> <p>2 to say that you are responsible as everyone</p> <p>3 else."</p> <p>4 Q. How a housing unit is quarantined,</p> <p>5 how do you know it's quarantined? Do they</p> <p>6 put a label up or something like that?</p> <p>7 A. They generally put a small label as</p> <p>8 you're coming into the unit, so small that</p> <p>9 you generally can't see it. Most people come</p> <p>10 into the unit and they don't find out that</p> <p>11 they're -- it's quarantined until they get</p> <p>12 in, and they are told by the prisoners that,</p> <p>13 "Do you know that this is a quarantine unit?"</p> <p>14 It's not in any bold letters. It's not in</p> <p>15 any flashy red color. It's a very like</p> <p>16 marked small piece of typing paper that is</p> <p>17 stucked somewhere to say, "This unit is</p> <p>18 quarantined."</p> <p>19 Q. Under those circumstances,</p> <p>20 presumably you would need permission to enter</p> <p>21 or leave?</p> <p>22 A. I'm sorry?</p> <p>23 Q. Under those conditions, quarantine,</p> <p>24 would you need permission to enter or leave</p> <p>25 the unit?</p>	<p style="text-align: right;">Page 55</p> <p>1 W. CLANTON</p> <p>2 janitor's closet and things like that?</p> <p>3 A. That's correct, yes. That's</p> <p>4 correct.</p> <p>5 Q. How many sinks are there in the</p> <p>6 bathroom in your unit?</p> <p>7 A. I would have to say one, two, three,</p> <p>8 four, five -- six.</p> <p>9 Q. Do you have bar soap or liquid soap</p> <p>10 in this place?</p> <p>11 A. Bar soap.</p> <p>12 Q. Where does that soap come from?</p> <p>13 A. That comes from the officer station.</p> <p>14 Q. What happens if you run out of soap?</p> <p>15 A. If you run out of soap, you can</p> <p>16 knock on the glass and you can ask them to</p> <p>17 give you another bar or a couple of bars.</p> <p>18 Q. Do they generally comply with that?</p> <p>19 A. They do generally comply.</p> <p>20 Q. What about masks, are there masks</p> <p>21 available, even if nobody wants to wear them,</p> <p>22 but are there masks available?</p> <p>23 A. Occasionally. There are many, many</p> <p>24 occasions where it isn't. Just yesterday</p> <p>25 they couldn't find any. There weren't any.</p>
<p style="text-align: right;">Page 54</p> <p>1 W. CLANTON</p> <p>2 A. That's correct.</p> <p>3 Q. What kind of, you said you had done</p> <p>4 work at jobs on The Boat. What kind of work</p> <p>5 do you do there?</p> <p>6 A. EHO, which is picking up the</p> <p>7 supplies, toilet paper, soap, toothpaste,</p> <p>8 napkins, the cleaning solution to deliver to</p> <p>9 each unit, things like that. I just changed</p> <p>10 my position. As of yesterday they hired me</p> <p>11 to work in the law library.</p> <p>12 Q. Does EHO stand for Environmental</p> <p>13 Health Officer?</p> <p>14 A. That's correct.</p> <p>15 Q. Is that the captain who's in charge</p> <p>16 of the building's general cleanliness and</p> <p>17 maintenance and things like that?</p> <p>18 A. That's correct.</p> <p>19 Q. Where do all of those supplies come</p> <p>20 from?</p> <p>21 A. They come from the storehouse which</p> <p>22 is in the basement of the facility. So they</p> <p>23 store them there and they are brought up into</p> <p>24 the units from the basement.</p> <p>25 Q. Is that how things get into the</p>	<p style="text-align: right;">Page 56</p> <p>1 W. CLANTON</p> <p>2 This has been a known practice. Often since</p> <p>3 I been here. I remember having a very hard</p> <p>4 time getting masks. And I started a program</p> <p>5 called Concentration COVID, which you will</p> <p>6 hear on WNYC where I had masks donated to</p> <p>7 this facility and hand sanitizer. They</p> <p>8 wouldn't accept it because they said I was a</p> <p>9 detainee and they couldn't accept any</p> <p>10 donations from my program, so I sent them out</p> <p>11 to a nursing home. And I did that because of</p> <p>12 the shortness of masks for both the staff and</p> <p>13 the detainees.</p> <p>14 Q. Where should the masks be?</p> <p>15 A. They should be in the bubble, in the</p> <p>16 officer's station so that if you come to the</p> <p>17 window and ask for one, that you can easily</p> <p>18 be afforded one.</p> <p>19 Q. Are you a frequent handwasher</p> <p>20 yourself?</p> <p>21 A. I'm sorry?</p> <p>22 Q. Are you a freak handwasher yourself?</p> <p>23 A. Yes, I am.</p> <p>24 Q. How often have you been washing your</p> <p>25 hands?</p>

<p style="text-align: right;">Page 57</p> <p>1 W. CLANTON</p> <p>2 A. Probably on average, before COVID,</p> <p>3 five or six times. Probably more than that.</p> <p>4 I mean, quite often. I would say anywhere</p> <p>5 from -- probably anywhere from eight to ten</p> <p>6 times a day.</p> <p>7 Q. Was that pre-COVID or now?</p> <p>8 A. That's pre-COVID.</p> <p>9 Q. So I presume you're washing even</p> <p>10 more now?</p> <p>11 A. Yeah. That's pre-COVID, yeah.</p> <p>12 Q. This is a little bit off the topic.</p> <p>13 I have to ask you, have you had prior media</p> <p>14 experience? I'm curious about your frequent</p> <p>15 appearances.</p> <p>16 MR. KEENAN: Prior what?</p> <p>17 MR. ORSLAND: Media experience.</p> <p>18 A. Yeah, to some extent. I mean, many</p> <p>19 years ago I communicated often with Amy</p> <p>20 Goodman from, you know, she worked once at</p> <p>21 WNPR before going over to WBAI. There was a</p> <p>22 lot of abuse happening in a lot of different</p> <p>23 facilities, and I often stood up for those</p> <p>24 guys. There were some who I seen killed in</p> <p>25 places like Attica and Coxsackie and so</p>	<p style="text-align: right;">Page 59</p> <p>1 W. CLANTON</p> <p>2 A. That's correct.</p> <p>3 Q. Are you yourself comfortable talking</p> <p>4 to officers about wearing masks?</p> <p>5 A. I do. I've challenged many of them</p> <p>6 and, of course, you know, put forth every</p> <p>7 effort to make sure that they do when they're</p> <p>8 not.</p> <p>9 Q. How do they respond to that?</p> <p>10 A. Sometimes I get a little resistance</p> <p>11 but for the most part, they understand it. I</p> <p>12 had one or two that was, you know, a bit</p> <p>13 disturbed, that they didn't think that I had</p> <p>14 the right to ask them to wear it. And, you</p> <p>15 know, I try to do my best to have an educated</p> <p>16 conversation as to why they should and</p> <p>17 oftentimes they comply.</p> <p>18 Q. Do the work crews that clean the</p> <p>19 unit, your housing unit, do they have the</p> <p>20 same people that clean the bathrooms?</p> <p>21 A. The work crews that work throughout</p> <p>22 the facility, they don't come in and clean</p> <p>23 the units. So I haven't -- I never seen that</p> <p>24 done. The guys who are living within the</p> <p>25 units are the ones who keep the unit clean.</p>
<p style="text-align: right;">Page 58</p> <p>1 W. CLANTON</p> <p>2 forth. So this is something that I've been</p> <p>3 doing, pretty much, my whole life.</p> <p>4 Q. On the mask usage by officers, do</p> <p>5 you know if there is a difference in wearing</p> <p>6 masks when officers as opposed to captains,</p> <p>7 is there a difference?</p> <p>8 A. That's correct. Captains oftentimes</p> <p>9 do wear them. I would say that the overall</p> <p>10 consensus with them is that it would probably</p> <p>11 be more like 90/10 wearing as opposed to not.</p> <p>12 So, yeah, they have a higher propensity to</p> <p>13 wear the masks as opposed to the officers.</p> <p>14 Q. Do you ever see captains confront</p> <p>15 officers about not wearing masks?</p> <p>16 A. I have. I have on a couple of</p> <p>17 occasions.</p> <p>18 Q. What happens?</p> <p>19 A. They generally do it, of course,</p> <p>20 with some decorum, not to embarrass the</p> <p>21 officer. But I have seen some come in and</p> <p>22 say, you know, "Why aren't you wearing your</p> <p>23 mask?" openly in public, you know, "Please</p> <p>24 put your mask on."</p> <p>25 Q. So people could hear that?</p>	<p style="text-align: right;">Page 60</p> <p>1 W. CLANTON</p> <p>2 Q. I see, right. Do they also do the</p> <p>3 bathrooms?</p> <p>4 A. That's correct.</p> <p>5 Q. In your experience some of these</p> <p>6 crews in other units are dedicated or more</p> <p>7 motivated than others?</p> <p>8 A. That's correct.</p> <p>9 Q. I've heard officers tell me that you</p> <p>10 can always tell a proud housing area because</p> <p>11 it's cleaner and neater?</p> <p>12 A. That's correct, yes.</p> <p>13 Q. I understand you filed some</p> <p>14 grievances from time to time?</p> <p>15 A. I filed them quite often, to be</p> <p>16 honest with you. I'm very well-known by the</p> <p>17 grievance department.</p> <p>18 Q. When you prevail, are you generally</p> <p>19 satisfied with the results?</p> <p>20 A. The results have been -- the sad</p> <p>21 thing about the facility, the facility</p> <p>22 doesn't seem to agree many times with the</p> <p>23 grievance. They tend to go with the</p> <p>24 opposition but, of course, the Board of</p> <p>25 Corrections seem to be more instrumental in</p>

<p style="text-align: right;">Page 61</p> <p>1 W. CLANTON</p> <p>2 agreeing and overturning and granting me the</p> <p>3 right to appeal.</p> <p>4 Q. When the Department of Corrections</p> <p>5 loses the appeal, do they then carry out what</p> <p>6 they --</p> <p>7 A. They don't and they haven't. In</p> <p>8 fact, since the last grievance I won which</p> <p>9 was dealing with social distancing. It was</p> <p>10 ordered by the CDC. In this grievance they</p> <p>11 responded to me directly, and since then I've</p> <p>12 not had one of my grievances answered by this</p> <p>13 facility.</p> <p>14 Q. Is that what you would then appeal,</p> <p>15 to the Board of Corrections, is that how it</p> <p>16 works?</p> <p>17 A. That's correct.</p> <p>18 Q. So you lose at the department level</p> <p>19 and then you have the right to appeal to the</p> <p>20 Board of Corrections?</p> <p>21 A. That's correct, which I think now</p> <p>22 it's called -- like it's a part of something</p> <p>23 called the Central Office Review Committee,</p> <p>24 the CORC so.</p> <p>25 Q. I've seen that acronym. I didn't</p>	<p style="text-align: right;">Page 63</p> <p>1 W. CLANTON</p> <p>2 about captains going around and telling</p> <p>3 people to wear their mask.</p> <p>4 Do you recall that?</p> <p>5 A. That's correct.</p> <p>6 Q. After a captain comes around and</p> <p>7 tells an officer to put their mask on, have</p> <p>8 you observed after the captain leaves, have</p> <p>9 you observed officers let their mask come</p> <p>10 down and take it off?</p> <p>11 A. I've observed both, them have them</p> <p>12 come down and literally take them off.</p> <p>13 Q. You were also asked some questions</p> <p>14 about, we had some conversation about the</p> <p>15 officer, and then later it was officers who</p> <p>16 were seated behind you while you're giving</p> <p>17 this deposition. At the beginning when I was</p> <p>18 talking with you, there was just one officer,</p> <p>19 a woman, who was seated behind you, correct?</p> <p>20 A. That's correct.</p> <p>21 Q. At the time I asked you the</p> <p>22 question, she was not wearing a mask,</p> <p>23 correct?</p> <p>24 A. That's correct.</p> <p>25 Q. After I asked you that question, she</p>
<p style="text-align: right;">Page 62</p> <p>1 W. CLANTON</p> <p>2 know what it meant. You know more than I do</p> <p>3 about that, not surprisingly.</p> <p>4 A. Yes.</p> <p>5 MR. ORSLAND: Sir, I think that</p> <p>6 will do it today. I'm going to let</p> <p>7 you go and get the food. Thank you</p> <p>8 for your time.</p> <p>9 MR. KEENAN: Mr. Clanton, just</p> <p>10 very few follow-ups.</p> <p>11 CONTINUED EXAMINATION BY</p> <p>12 MR. KEENAN:</p> <p>13 Q. You mentioned some posters about</p> <p>14 social distancing that were recently put up,</p> <p>15 correct?</p> <p>16 A. That's correct.</p> <p>17 Q. When were those posters put up?</p> <p>18 A. Two days ago.</p> <p>19 Q. Also, in part of your colloquy with</p> <p>20 Mr. Orsland, there was some talk about</p> <p>21 bacteria and gloves. Were you intending to</p> <p>22 refer to the virus and the coronavirus?</p> <p>23 A. That's correct.</p> <p>24 Q. Then we had a bit of conversation,</p> <p>25 you and Mr. Orsland had a bit of conversation</p>	<p style="text-align: right;">Page 64</p> <p>1 W. CLANTON</p> <p>2 put a mask on or masks on, correct?</p> <p>3 A. That is correct.</p> <p>4 Q. Then after that point, an officer, a</p> <p>5 man, has entered the picture at various</p> <p>6 points, and he is wearing a mask, right?</p> <p>7 A. That's correct.</p> <p>8 Q. Mr. Clanton, is there anything else</p> <p>9 that you think the Court ought to know about</p> <p>10 here?</p> <p>11 A. No, I think I covered as much as</p> <p>12 possible. I don't think there is anything I</p> <p>13 can think of at the moment. So, yeah, I</p> <p>14 think I've covered as much as possible.</p> <p>15 MR. KEENAN: Mr. Clanton, those</p> <p>16 are all the questions I have for you</p> <p>17 at this time on these topics.</p> <p>18 THE WITNESS: Okay, fantastic.</p> <p>19 So she just knocked on the door. I</p> <p>20 guess she was indicating that our</p> <p>21 time is now officially up, okay.</p> <p>22 Thank you all very much.</p> <p>23 (Whereupon, a discussion was</p> <p>24 held off the record.)</p> <p>25 CONTINUED EXAMINATION BY</p>

<p style="text-align: right;">Page 65</p> <p>1 W. CLANTON</p> <p>2 MR. ORSLAND:</p> <p>3 Q. Is that door closed? Can the</p> <p>4 officer hear this deposition?</p> <p>5 A. I'm not really sure.</p> <p>6 MR. ORSLAND: Okay, that's all I</p> <p>7 wanted to know. Thank you.</p> <p>8 THE WITNESS: You're welcome.</p> <p>9 (Whereupon, at 5:25 p.m., the</p> <p>10 Examination of this Witness was</p> <p>11 concluded.)</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 67</p> <p>1 INDEX</p> <p>2</p> <p>3 EXAMINATION BY: PAGE</p> <p>4 Mr. Keenan 6, 62</p> <p>5 Mr. Orsland 42, 65</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 66</p> <p>1 DECLARATION</p> <p>2</p> <p>3 I hereby certify that having been first</p> <p>4 duly sworn to testify to the truth, I gave</p> <p>5 the above testimony.</p> <p>6</p> <p>7 I FURTHER CERTIFY that the foregoing</p> <p>8 transcript is a true and correct transcript</p> <p>9 of the testimony given by me at the time and</p> <p>10 place specified hereinbefore.</p> <p>11</p> <p>12</p> <p>13</p> <p>14 _____</p> <p>15 WILLIAM CLANTON</p> <p>16</p> <p>17 Subscribed and sworn to before me</p> <p>18 this ____ day of _____ 20__.</p> <p>19</p> <p>20</p> <p>21 _____</p> <p>22 NOTARY PUBLIC</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 68</p> <p>1 EXHIBITS</p> <p>2</p> <p>3 NONE</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

<p style="text-align: right;">Page 69</p> <p>1 R E Q U E S T S</p> <p>2</p> <p>3 DOCUMENT REQUESTS: PAGE</p> <p>4 NONE</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10 INSERTS: PAGE LINE</p> <p>11 NONE</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17 RULINGS: PAGE LINE</p> <p>18 NONE</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	
<p style="text-align: right;">Page 70</p> <p>1 C E R T I F I C A T E</p> <p>2</p> <p>3 STATE OF NEW YORK)</p> <p>4 : SS.:</p> <p>5 COUNTY OF QUEENS)</p> <p>6</p> <p>7 I, Elizabeth A. Hoban, a stenotype</p> <p>8 reporter and Notary Public within and for the</p> <p>9 State of New York, do hereby certify:</p> <p>10 That the witness, WILLIAM CLANTON,</p> <p>11 whose Examination Before Trial is</p> <p>12 hereinbefore set forth, was first duly sworn</p> <p>13 by me, and that such Examination Before Trial</p> <p>14 is a true and accurate record of the</p> <p>15 testimony given by said witness; and I</p> <p>16 further certify that I am not related to any</p> <p>17 of the parties of this action by blood or</p> <p>18 marriage and that I am in no way interested</p> <p>19 in the outcome of this matter.</p> <p>20 IN WITNESS WHEREOF, I have hereunto</p> <p>21 set my hand this 26th day of April, 2021.</p> <p>22 </p> <p>23 ELIZABETH A. HOBAN</p> <p>24</p> <p>25</p>	

A				
ability (1) 26:8	affect (2) 21:18 22:2	anybody (1) 24:16	19:18	35:13 37:2
able (3) 12:20 39:20 51:24	affiliates (1) 35:11	anymore (1) 43:21	aspect (1) 23:21	40:3 47:11
absolutely (6) 20:3,3 42:10 44:2 49:23 51:9	afforded (1) 56:18	apart (4) 33:3,16 50:22 50:23	aspects (1) 11:20	background ... 8:22
abuse (1) 57:22	against- (1) 1:7	apathy (1) 39:8	assigned (1) 10:20	bacteria (3) 52:9,15 62:21
accept (2) 56:8,9	agent (1) 34:9	appeal (4) 61:3,5,14,19	assignment (1) 47:4	bad (1) 42:7
accepting (1) 46:23	ago (9) 19:10 24:19,20 26:6,10 51:8 52:21 57:19 62:18	appearances ... 57:15	associated (2) 9:6 30:20	badge (1) 14:11
access (3) 16:16 17:15 47:22	agree (1) 60:22	appropriate ... 40:6,8,9	Assuming (1) 46:21	Bain (1) 8:24
accessed (1) 35:20	AGREED (4) 3:3,9,14,20	appropriatel... 22:25 52:17,18	asymptomati... 22:8	bar (3) 55:9,11,17
accurate (1) 70:13	agreeing (1) 61:2	approved (1) 28:24	Attica (1) 57:25	barge (1) 9:3
acronym (1) 61:25	ahead (3) 12:22 18:8 36:5	April (2) 1:14 70:20	attorney (2) 4:17 42:20	bars (2) 25:23 55:17
action (1) 70:16	air (2) 13:22 23:7	area (10) 16:7,21,23 26:21 30:8,13 41:2 48:14 49:7 60:10	Attorneys (2) 2:3,9	basement (2) 54:22,24
activities (3) 22:3 43:23 51:11	al (2) 1:3,11	areas (3) 14:13 24:12 31:5	automaticall... 11:3	basically (4) 9:7 16:11 27:12 28:20
activity (1) 52:12	alive (1) 52:10	arrest (1) 10:5	avail (1) 13:7	basis (13) 15:17 17:18,21 17:22 18:6 19:23 20:4,20 25:25 41:7,9 49:10 51:11
ADA (1) 9:4	allegedly (1) 45:10	arrested (4) 10:24 11:2 44:24 45:7	available (11) 27:5 28:10 29:20,24 30:2 30:15 34:15 35:22 49:16 55:21,22	bathroom (9) 16:14,15,24 17:3,7,8,15 24:12 55:6
addition (3) 21:2 41:5,19	allow (2) 40:23,25	arrived (1) 47:5	average (5) 15:6,16,16 17:18 57:2	bathrooms (2) 59:20 60:3
address (1) 6:9	allowed (2) 38:4 39:18	asked (12) 8:10 14:11 18:24,25 36:11 46:10 46:12,13 52:20 63:13 63:21,25	awful (2) 16:23 19:5	battling (1) 22:18
adhere (1) 13:5	AMKC (2) 45:8,16	asking (1)	AZOR-EL (1) 1:3	bear (1) 4:23
adhering (2) 13:10 30:25	Amy (1) 57:19		B	bed (6) 16:8,8 36:21 38:2 40:24,25
administerin... 4:4	angry (1) 38:22		B (1) 68:1	beds (5) 11:23 16:6,10 50:22,24
advocate (1) 43:12	answered (1) 61:12		baby (3) 28:14,20,23	beginning (1)
	antiviral (2) 34:8,14		back (6) 13:16 25:25	

63:17 behalf (1) 47:21 believe (6) 25:3 34:3 38:20 42:3,5 44:22 Bellevue (1) 25:3 best (2) 26:7 59:15 beyond (2) 38:19,21 Bhatia (4) 2:3,15,16,17 bills (2) 39:3,4 bit (5) 26:9 57:12 59:12 62:24 62:25 black (1) 43:6 blood (4) 20:21 21:22,24 70:16 Board (4) 13:8 60:24 61:15,20 boat (24) 8:25 9:2,3,9,10 9:15,21 10:21 11:3 15:22 24:16 25:9 30:19 32:7 33:15,16 37:14 40:17 45:7,10,12 48:6,7 54:4 body (1) 18:24 bold (1) 53:14 bombarded (2) 13:3 31:11 book (2)	26:3 51:13 booth (2) 27:2 28:12 brand (1) 29:2 breathing (1) 21:25 Brian (5) 26:13 35:10,10 36:25 37:5 briefly (2) 9:23 36:4 bring (2) 36:18 40:3 bringing (6) 14:24 18:22 19:2 36:11 37:22 38:2 broad (2) 2:4 25:13 Bronx (2) 6:11 9:4 brought (2) 38:20 54:23 bubble (1) 56:15 bucket (1) 49:8 building's (1) 54:16 buildings (1) 47:16 bunked (2) 11:23,24 bunks (4) 33:2,7,14,16 buttons (1) 24:9 <hr/> C <hr/> C (6) 2:1 6:1 8:24 66:1 70:1,1 C76 (1) 45:9 call (3)	39:24,25 44:13 called (14) 8:24 11:6 16:19 21:3 27:24 31:16 33:23 36:10 47:15 48:24 52:9 56:5 61:22,23 camera (3) 18:23,25 19:4 cams (1) 18:24 capacity (5) 32:16,17,20,20 32:24 captain (11) 18:20,25 31:9 44:18,19 47:8 47:13 52:21 54:15 63:6,8 captains (6) 47:15,16 58:6 58:8,14 63:2 care (2) 23:3 51:24 carry (2) 14:14 61:5 carrying (1) 40:12 cart (1) 23:4 case (5) 7:15,18,24 8:5 8:17 cases (3) 14:7 39:17,21 catch (1) 14:22 catching (1) 23:7 caustic (1) 29:8 CDC (3) 13:5,9 61:10 ceiling (1)	16:5 cells (1) 21:22 Center (4) 8:24 9:24 10:3 10:14 Central (1) 61:23 certain (1) 52:11 Certainly (2) 46:24,24 certification ... 3:6 certify (4) 66:3,7 70:8,15 chairs (1) 50:6 challenged (3) 36:9 38:4 59:5 chance (4) 6:15 25:6 43:17 44:20 change (1) 17:23 changed (2) 52:17 54:9 charge (2) 47:8 54:15 chin (1) 12:17 Chlarens (2) 2:11,18 Chuck (1) 42:19 Church (1) 2:9 circuit (1) 41:3 circulated (1) 13:21 circumstance... 26:8 53:19 City (5) 1:11 2:8,19 6:21 42:20	civil (1) 5:3 civilian (1) 9:22 Clanton (81) 1:19 6:7,14 7:1 8:1,2,21 9:1 10:1 11:1 12:1,7 13:1 14:1 15:1 16:1 17:1 18:1 19:1 20:1,18 21:1 21:11 22:1,20 23:1 24:1,15 25:1 26:1 27:1 28:1,19 29:1 30:1 31:1 32:1 33:1 34:1,24 35:1,8 36:1 37:1 38:1 39:1 40:1,14 41:1,10 42:1 42:8,17 43:1 44:1 45:1 46:1 47:1 48:1 49:1 50:1 51:1 52:1 53:1 54:1 55:1 56:1 57:1 58:1 59:1 60:1 61:1 62:1,9 63:1 64:1,8,15 65:1 66:14 70:9 classification... 10:23 classified (1) 10:20 clean (5) 24:3 59:18,20 59:22,25 cleaner (1)
---	--	---	---	--

60:11 cleaning (13) 23:22 27:22 34:9,14,14,18 34:19,19,25 49:4,8,12 54:8 cleanliness (1) 54:16 cleans (1) 48:9 cleanup (1) 48:13 clear (1) 31:21 clearly (1) 18:18 clinic (5) 47:23 48:3,6 50:2 51:22 close (3) 31:2 33:4,5 closed (4) 10:14,18 45:3 65:3 closer (4) 19:20,25 20:6 20:12 closet (2) 48:21 55:2 closing (1) 40:21 cloth (1) 43:2 colloquially (1) 8:25 colloquy (1) 62:19 color (1) 53:15 come (21) 14:18 16:14 24:11 28:22 30:12 34:20 34:21 36:14 40:4 41:6	45:22 49:13 53:9 54:19,21 55:12 56:16 58:21 59:22 63:9,12 comes (5) 14:16 38:12 45:14 55:13 63:6 comfortable ... 59:3 coming (11) 9:21 17:9 19:3 19:6 23:5 28:13,16 29:22 45:24 46:4 53:8 commissione... 38:13 Committee (1) 61:23 communicat... 57:19 compelled (1) 7:23 compliance (4) 8:12 14:4 20:7 49:21 comply (3) 55:18,19 59:17 complying (1) 18:5 comprises (1) 48:13 compromise... 21:19 Concentratio... 56:5 concerned (1) 52:14 concerning (1) 19:13 concerns (1) 22:21 concluded (1) 65:11	condition (1) 24:22 conditions (5) 6:20 20:19 21:15 22:2 53:23 conduct (1) 4:24 conducted (1) 3:23 conference (3) 3:24 4:25 44:14 confined (1) 9:9 confinement ... 6:21 confirmed (1) 25:7 confirming (1) 4:8 confront (1) 58:14 confusing (1) 34:4 congested (2) 16:23 50:5 connected (8) 11:24 16:8 27:11 33:10 33:17,18,21 50:24 consensus (1) 58:10 consent (1) 4:11 consider (1) 43:12 considered (1) 4:12 constantly (1) 13:3 context (1) 37:20 continue (1) 12:22	CONTINUE... 62:11 64:25 control (1) 4:3 controls (1) 30:13 conversation... 59:16 62:24,25 63:14 copy (2) 4:18 5:1 CORC (1) 61:24 cord (1) 27:10 coronavirus ... 62:22 correct (77) 7:4,10,12,13 7:24,25 8:16 8:20 9:14,17 9:19 10:6,11 10:12 11:12 12:18,19 17:5 18:7 20:9,17 26:25 27:2,3 27:13 30:9 31:24 32:11 32:13,18,22 32:25 35:14 35:15 37:12 37:19 39:11 39:12,12 43:4 43:8,10 44:4 44:17 45:2,5 45:18 46:9 47:6,25 48:20 51:19,20 54:2 54:14,18 55:3 55:4 58:8 59:2 60:4,8 60:12 61:17 61:21 62:15 62:16,23 63:5 63:19,20,23 63:24 64:2,3	64:7 66:8 correction (5) 8:13 15:8 19:25 20:13 20:14 correctional ... 17:19 29:18 40:18 45:17 corrections (6) 13:9 50:15 60:25 61:4,15 61:20 correctly (3) 19:22 37:18 44:23 costs (1) 4:23 Council (1) 43:17 counsel (4) 3:4,21,25 4:21 countries (1) 42:5 COUNTY (1) 70:4 couple (4) 11:4 39:22 55:17 58:16 course (17) 13:4 17:9,11 18:10,15 20:22 21:21 21:23 22:12 22:13 23:5,25 25:3 39:23 58:19 59:6 60:24 court (15) 1:1,21 3:18,24 4:3,7 6:20 7:9 8:6,10 22:22 35:2 41:11 44:13 64:9 cover (1) 35:7 covered (3)
--	---	---	---	---

35:3 64:11,14 COVID (17) 11:15,16 12:24 12:25 13:14 23:20 28:25 34:15 39:5,11 39:18 40:19 42:3 44:3 52:19 56:5 57:2 COVID19 (5) 6:22,22 8:9 21:16 24:16 COVIDs (1) 32:14 Coxsackie (1) 57:25 CPLR (2) 3:22 5:1 crews (7) 34:19,19 48:10 48:14 59:18 59:21 60:6 critical (1) 24:22 crowded (1) 36:17 cuffs (1) 36:21 curious (1) 57:14 currently (2) 8:23 26:22 custody (1) 30:10	13:12 date (2) 1:14,22 day (8) 15:24 17:16 18:3 37:7 48:4 57:6 66:18 70:20 day-to-day (8) 15:17 17:18,21 17:22 18:6 19:19 20:4 22:3 dayroom (2) 16:25 17:7 days (13) 11:4 26:3,6,10 36:7 39:19 40:4 45:11,16 48:4 52:11,21 62:18 de-sanitizer (1) 49:5 deal (2) 20:19 52:19 dealing (2) 36:23 61:9 deaths (1) 25:9 December (5) 26:14 35:13,15 35:16 37:2 decided (2) 12:3 36:14 decision (1) 7:20 declaration (1) 8:7 decontamina... 12:6 decorum (1) 58:20 dedicated (1) 60:6 deep (1) 38:18	Defendants (2) 1:12 2:9 definitely (1) 21:18 deliver (1) 54:8 department (3) 60:17 61:4,18 depending (2) 16:21 27:8 depends (1) 38:25 deposed (1) 5:2 deposition (12) 3:6,15,23 4:6 4:24 7:4,6,14 7:17,24 63:17 65:4 depressed (1) 38:21 depressing (1) 38:19 depression (1) 20:24 describe (1) 15:19 describing (1) 12:23 desk (1) 12:16 detained (5) 8:23 9:8,20,23 32:12 detainee (1) 56:9 detainees (18) 6:19 9:5 11:22 13:4 18:22 19:14,21,24 20:5,11 27:5 28:10 29:20 31:12 37:23 45:22 47:21 56:13 Detention (3)	9:24 10:3,13 determines (1) 10:19 diagnosed (1) 20:23 diagnoses (1) 20:24 diagnosis (1) 20:25 die (1) 39:5 died (3) 18:13,19 24:16 dies (3) 37:10,17 38:15 difference (2) 58:5,7 differences (1) 46:17 different (8) 11:7 15:20 16:23 39:17 47:10 49:4,6 57:22 differently (1) 15:21 dire (1) 11:18 directly (4) 37:9,15 50:11 61:11 disappointed... 24:2 discovery (1) 8:12 discussion (2) 44:7 64:23 disorder (2) 20:24 21:5 distance (2) 26:7 32:19 distancing (13) 11:20 13:6 18:17 23:21 26:15 30:25 36:18 37:25	40:23 41:2 51:2 61:9 62:14 DISTRICT (2) 1:1,1 disturbed (1) 59:13 diversity (2) 48:25 49:13 DOC (3) 6:18,19 14:5 document (2) 51:10 69:3 documented ... 26:3 doing (5) 25:15,15 26:12 52:4 58:3 donated (1) 56:6 donations (1) 56:10 door (3) 17:6 64:19 65:3 doorknobs (1) 25:23 doors (1) 41:7 dorm (4) 16:25 27:7 32:9 33:2 dorm-like (2) 16:3,7 dorms (1) 30:5 double (1) 16:6 drug (1) 36:20 due (1) 40:22 duly (3) 6:2 66:4 70:11 dunk (1) 27:19
D (2) 66:1 67:1 D-I-V-E-R-S... 48:25 daily (6) 19:23 25:25 41:7,9 49:10 51:11 dangerous (1)				

dying (2) 18:18 44:16	encountered ... 34:10	4:16	familiarity (1) 33:25	39:20 53:10
<hr/> E <hr/>	encouraged (1) 50:14	existed (1) 32:20	fantastic (1) 64:18	55:25
E (9) 2:1,1 66:1 67:1 68:1 69:1,1 70:1,1	ends (1) 33:15	experience (4) 11:14 57:14,17 60:5	federal (1) 6:20	first (5) 6:2 16:14 48:7 66:3 70:11
e-mailed (1) 4:20	enter (2) 53:20,24	experiences (1) 8:9	feel (3) 13:20 38:17 51:17	five (5) 19:2 36:11 51:8 55:8 57:3
E.E (2) 2:5 6:14	entered (1) 64:5	express (1) 4:11	feelings (1) 39:6	flare (1) 21:5
ear (1) 27:15	entire (2) 15:17 19:16	extent (3) 51:3,25 57:18	feels (1) 29:13	flares (2) 21:6,7
earlier (2) 19:18 34:18	environment... 36:16 52:20	extremely (1) 13:2	feet (12) 16:4,5 20:2,6 20:12 33:3,6 33:12,15 38:2 40:24 50:22	flashy (1) 53:15
easily (1) 56:17	Environment... 54:12	<hr/> F <hr/>	fellow (2) 49:18,22	floor (4) 10:17 45:4 48:7 50:19
easy (1) 40:15	equally (1) 23:25	F (1) 70:1	felt (2) 36:15 39:24	flush (1) 17:11
eat (1) 50:6	especially (1) 8:9	faced (1) 42:6	female (4) 42:23 44:21 47:12,13	folder (1) 21:2
eating (2) 17:9 41:2	Esq (4) 2:5,11,15,18	facilities (11) 11:7,21 15:20 19:6 30:18 31:6 40:18,22 40:23 45:13 57:23	fences (1) 25:24	follow-ups (1) 62:10
educated (1) 59:15	estimate (2) 15:8 18:4	facility (34) 8:23 9:4,21 12:5 13:10,22 14:13 15:18 19:4,9 24:6 25:2,15 26:15 26:18,18 27:6 28:9 29:18 30:15 45:17 45:23 46:4,4 48:9,11,16 52:5 54:22 56:7 59:22 60:21,21 61:13	female (4) 42:23 44:21 47:12,13	following (3) 10:5 15:3,22
effect (2) 3:17 7:8	et (2) 1:3,11		felt (2) 36:15 39:24	follows (1) 6:4
effort (1) 59:7	everybody (1) 24:8		female (4) 42:23 44:21 47:12,13	fomites (2) 24:8 52:9
EHO (2) 54:6,12	exact (1) 38:16		female (4) 42:23 44:21 47:12,13	food (5) 16:19 23:4,4 25:21 62:7
eight (1) 57:5	exactly (2) 29:16 49:25		fences (1) 25:24	foot (1) 11:25
either (3) 15:11,19 38:13	Examination... 1:18 6:12 42:15 62:11 64:25 65:10 67:3 70:10,12		Figueiroa (1) 44:22	force (2) 3:17 7:7
elevators (2) 24:3 25:23	examined (1) 6:4		fighting (3) 13:5 21:22 24:22	foregoing (1) 66:7
Elizabeth (2) 70:6,23	exception (2) 28:3 49:24		filled (1) 49:8	forget (1) 52:8
embarrass (1) 58:20	exclusively (1) 32:3		fill (1) 49:11	form (1) 3:10
emergency (1) 31:17	exhibit (3) 4:18,19,22		filled (1) 49:8	formal (2) 10:25 27:22
encompassed... 17:2	exhibits (1)		find (3)	forth (6)

13:16 25:25 47:11 58:2 59:6 70:11 fountains (1) 16:15 four (6) 16:21 27:8 29:25 36:7 49:4 55:8 freak (1) 56:22 free (1) 13:22 freely (1) 7:20 freeze (1) 40:21 frequent (2) 56:19 57:14 further (8) 3:9,14 4:16 8:18 42:11 46:3 66:7 70:15	36:7 56:4 ██████ (2) 18:13 24:20 give (9) 7:4,14,17,23 8:2 12:4 15:7 28:13 55:17 given (4) 14:22 28:15 66:9 70:14 giving (1) 63:16 glass (1) 55:16 gloves (7) 23:10,11,22 52:4,13,15 62:21 go (12) 11:3 12:22 16:17 18:8 32:7 36:5 44:6 47:11 51:11,21 60:23 62:7 goes (3) 21:6,7 31:7 going (17) 8:4 11:5 12:7 15:23,24 17:25 19:5 31:23 35:18 39:5 42:6 45:8 46:17 52:25 57:21 62:6 63:2 Gokhberg (1) 2:17 good (3) 39:4 52:3,6 Goodman (1) 57:20 gotten (1) 11:14 grab (1) 27:19	granting (1) 61:2 greater (1) 23:6 grievance (7) 19:12 37:24,24 60:17,23 61:8 61:10 grievances (4) 13:8 23:2 60:14 61:12 grim (1) 11:18 group (1) 36:9 groups (1) 36:8 guards (1) 31:4 guess (9) 9:16 10:8 22:15 28:6 32:23 37:9,16 38:14 64:20 guideline (1) 52:22 guidelines (4) 13:5 15:4 52:24,25 gurney (1) 29:23 guy's (1) 33:21 guys (11) 19:2 36:13 38:3 39:17,22 39:23 40:7 41:17,22 57:24 59:24	34:22 hand (2) 56:7 70:20 handcuffed (1) 36:20 handle (1) 42:3 handled (2) 24:3 46:20 hands (2) 38:7 56:25 handwasher ... 56:19,22 hanging (1) 14:11 happen (2) 24:10 31:8 happened (1) 31:16 happening (5) 30:22 31:3,10 31:10 57:22 happens (2) 55:14 58:18 hard (2) 26:24 56:3 harsher (1) 29:10 head (6) 11:24,24,24 33:20,21 50:11 health (3) 21:2 50:3 54:13 hear (6) 17:10 37:13 42:17 56:6 58:25 65:4 heard (4) 8:6 33:22 37:20 60:9 hearing (2) 26:13,21 hearsay (2) 31:25 32:4	heavy (1) 26:24 heavysset (1) 43:5 held (4) 1:21 44:8 45:20 64:24 help (1) 41:3 hereinbefore... 66:10 70:11 hereto (1) 3:5 hereunto (1) 70:19 hernia (1) 20:22 high (2) 20:21 21:24 high-touch (7) 8:15 25:11,16 25:17 28:8 32:7 34:25 higher (1) 58:12 hired (1) 54:10 Hoban (2) 70:6,23 hold (1) 27:15 holding (4) 26:23 27:10 28:14,19 holds (1) 9:5 home (1) 56:11 honest (2) 31:13 60:16 hope (1) 28:7 hotels (1) 41:25 hour (2) 42:20,21
<hr/>				
G				
galvanized (1) 18:15 garbage (2) 25:21 34:22 gates (1) 25:23 gathered (1) 46:15 gear (1) 36:10 general (3) 8:8 49:21 54:16 generally (11) 11:2 25:12 47:17,20 52:3 53:7,9 55:18 55:19 58:19 60:18 getting (2)				
		H		
		H (1) 68:1 Halleck (1) 6:10 halls (1)		

hours (2) 17:16 52:10	45:21 46:16,22	13:17	kill (1) 28:24	44:20 45:19
house (2) 11:22 38:9	initially (2) 44:24 46:13	interrupt (1) 12:8	killed (1) 57:24	46:18 47:20
housing (6) 15:20 39:9 48:14 53:4 59:19 60:10	injunction (1) 41:14	intervention ... 41:15	kill (1) 28:5	49:6 52:23,25
husband (1) 24:21	inmate (3) 43:17 45:14 48:2	interview (4) 35:9,9,17 36:25	kills (1) 34:15	53:5,13 57:20
	inmates (9) 24:24 33:11 43:13 45:6,19 46:5,7 47:22 50:15	irritated (2) 37:8 38:19	kind (23) 8:3 11:4 13:16 16:2 26:23 27:10,24 28:6 28:14,23 29:7 34:5,5 38:20 39:6 41:14,14 41:23 47:11 47:14 49:4 54:3,4	58:5,22,23
<hr/> I <hr/>	INSERTS (1) 69:10	Island (5) 9:6 10:21 11:8 30:19,20		59:6,12,15
idea (2) 52:4,6	inside (1) 50:8	issue (4) 18:16 19:11,16 21:23		62:2,2 64:9 65:7
identity (1) 4:8	instance (1) 13:18	issues (4) 8:12 21:8,22 24:13		knowledge (2) 29:21,25
ignored (1) 18:17	instructed (1) 28:21	<hr/> J <hr/>	kitchen (1) 16:18	knowledgeab... 43:16
immune (2) 21:18,19	instructing (1) 13:9	janitor's (2) 48:21 55:2	knobs (1) 41:8	known (6) 8:25 9:25 10:3 13:17 39:17 56:2
implement (1) 40:16	instrumental... 22:24 60:25	JEAN (1) 1:3	knock (1) 55:16	<hr/> L <hr/>
implemented... 40:16	insulation (1) 34:5	job (2) 12:3 34:23	knocked (1) 64:19	L (4) 6:1,1,1 66:1
important (4) 11:19 14:21 22:16 52:7	intending (1) 62:21	jobs (1) 54:4	know (73) 10:19 13:23 14:12,15,17 14:21 18:16 18:18 21:14 21:19,21,25 22:9,10,10,15 22:22 23:4,13 23:16 24:8,12 24:15 25:24 26:9,11 27:18 27:19,23 28:5 29:2,4,5,10 31:12 33:18 35:2,6 36:22 38:10,18,21 38:21,24 39:4 39:5,7,7 41:11,15,16 41:20,24	L-E-H-R-E-... 35:10
imprisoned ... 10:10	intense (1) 36:15	Julia (1) 2:17		L-I-C-H-E-N... 21:8,12
incident (1) 14:10	interact (3) 17:20 19:19,24	<hr/> K <hr/>		label (2) 53:6,7
including (1) 32:10	interacted (1) 15:9	K-9 (1) 13:19		labels (2) 50:25 51:4
Index (1) 1:9	interactions (...) 20:11,14	Keenan (13) 2:3,5,16,17 6:13,14 28:17 42:11 57:16 62:9,12 64:15 67:4		lack (2) 26:15 37:25
indicating (2) 28:15 64:20	interest (1) 15:3	keep (3) 26:4 51:10 59:25		large (1) 36:8
individuals (1) 6:18	interested (3) 46:14 51:16 70:17	keeping (1) 31:2		late (1) 26:9
infections (1) 41:4	interesting (4) 18:23 22:11 26:2 36:9			law (2) 4:13 54:11
informally (1) 6:16	internal (1)			lawsuit (1) 6:19
information ...				lawyer (2) 6:17 7:12
				leave (2) 53:21,24
				leaves (1) 63:8
				leaving (2) 46:3 49:25

left (3) 16:10 44:9,13 LegalView/Z... 4:2 Lehrer (5) 26:13 35:10,11 37:2,5 Let's (1) 25:10 lethargic (2) 22:5 51:18 lethargy (1) 22:18 letter (1) 18:10 letters (1) 53:14 level (4) 39:7,8 41:16 61:18 Lexitas (1) 4:3 library (2) 43:25 54:11 lichen (1) 21:3 life (6) 9:22 14:21 22:3 24:22 38:24 58:3 lights (1) 16:17 LINE (2) 69:10,17 lines (1) 15:14 liquid (1) 55:9 list (1) 46:13 listening (1) 17:11 literally (2) 11:23 63:12 litigation (3) 2:17 4:14 5:3	little (4) 9:16 21:20 57:12 59:10 living (1) 59:24 LLC (1) 2:3 located (1) 48:25 locations (1) 4:1 locked (1) 16:18 log (1) 47:23 long (5) 9:8 10:2 16:4,5 38:8 longer (1) 45:11 look (4) 38:5,7,11 39:2 looking (1) 37:2 looks (1) 43:2 lose (1) 61:18 loses (1) 61:5 lost (1) 18:12 lot (6) 16:23 19:5 22:10 51:15 57:22,22 low (1) 41:16 <hr/> M <hr/> M (1) 6:1 machine (4) 48:24,25 49:3 49:14 main (1)	40:20 maintenance... 54:17 making (2) 7:20 29:19 male (1) 43:5 man (1) 64:5 Manager (1) 2:17 mandates (2) 8:14 14:4 Manhattan (3) 9:24 10:3 11:2 manner (1) 4:10 marked (1) 4:17 markered (1) 53:16 marketed (1) 34:8 marriage (1) 70:17 mask (30) 8:13 12:11,17 13:25 14:3,4 14:13 15:4,10 15:12,12 20:16 22:19 22:23 23:21 43:3,3,6,9 49:21 50:4 58:4,23,24 63:3,7,9,22 64:2,6 masks (15) 18:5 42:24 50:8 55:20,20 55:22 56:4,6 56:12,14 58:6 58:13,15 59:4 64:2 matter (1) 70:18	matters (1) 5:3 maximum (2) 33:6 48:5 mayor (1) 18:11 mayor's (1) 38:14 MDC (3) 9:23 44:25 45:3 mean (10) 17:4,5 20:21 29:18 30:6,23 49:25 50:25 57:4,18 means (4) 13:20 24:7 33:17,19 meant (1) 62:2 measures (2) 11:16 40:15 media (2) 57:13,17 medical (1) 20:18 meet (1) 43:19 meeting (2) 4:2 43:22 member (3) 20:13,15 43:17 men (4) 11:25 13:6 40:5,24 mental (2) 21:2 50:3 mention (2) 11:20 36:3 mentioned (12) 1:21 8:22 17:3 18:20 20:8 23:20 24:18 31:8 32:9 35:8 39:9	62:13 middle (3) 16:7 33:16 50:23 mildew (1) 27:25 mindset (1) 22:14 mistaken (1) 34:4 model (1) 27:9 moment (2) 44:6 64:13 month (5) 15:5,7 24:19 24:19 45:25 months (11) 9:16,18,19 19:10 29:24 29:25 43:23 43:24 45:25 46:2 51:8 mop (1) 49:5 motivated (1) 60:7 mouth (2) 10:15 27:16 move (1) 12:4 moved (1) 24:25 movement (1) 43:25 MPR (1) 35:11 <hr/> N <hr/> N (5) 2:1 6:1,1 66:1 67:1 name (10) 6:5,14 18:12 24:20 25:6 34:12 42:19
---	--	---	---	---

44:20,21 46:12 names (1) 39:13 napkins (1) 54:8 neater (1) 60:11 need (4) 4:5 41:13 53:20,24 needs (1) 38:10 neglect (1) 23:9 negligently (1) 14:7 never (12) 19:16 24:6,7,9 24:10,11 25:18,22 26:20 27:17 27:21 59:23 new (18) 1:1,11,23 2:4,4 2:8,10,10,19 6:3,11,22 9:4 42:4 45:14 50:18 70:3,8 newly (1) 45:7 news (1) 17:12 nice (1) 29:5 night (1) 16:17 nine (1) 18:3 ninth (1) 10:17 noise (1) 26:12 Non-Party (1) 1:19 nonviolent (1)	41:19 normal (1) 40:13 notably (1) 9:25 Notary (5) 1:22 3:16 6:3 66:22 70:7 note (3) 30:17 44:11 51:10 notes (1) 26:4 notice (2) 27:25 43:5 null (1) 23:10 number (1) 6:18 nursing (1) 56:11 nutshell (1) 9:7 <hr/> O <hr/> O (2) 6:1 66:1 oath (1) 4:5 objections (1) 3:10 obligation (1) 4:25 observation (6) 19:24 20:5,12 22:21 23:24 26:17 observations ... 14:3 observe (1) 31:22 observed (6) 15:6 32:6 35:18 63:8,9 63:11 obvious (1)	19:11 obviously (1) 12:15 occasionally ... 51:21 55:23 occasions (3) 22:6 55:24 58:17 offenses (2) 41:16,20 offered (2) 45:20 46:19 office (3) 38:13,14 61:23 officer (20) 4:4 12:9,11 14:10 18:12 20:13,15 24:18 30:11 30:13 42:23 43:6 54:13 55:13 58:21 63:7,15,18 64:4 65:4 officer's (1) 56:16 officers (22) 8:13 14:2,4,6 15:8 17:19 19:19,20,25 23:25 26:19 36:10 48:16 48:19 58:4,6 58:13,15 59:4 60:9 63:9,15 offices (1) 6:21 officially (1) 64:21 oftentimes (9) 10:23 14:8 17:8 21:20 22:4 23:11 52:2 58:8 59:17 okay (6)	9:3 12:14 39:16 64:18 64:21 65:6 old (2) 24:23 27:9 old-fashione... 26:24 once (6) 16:16 25:18,22 39:14 46:15 57:20 ones (3) 40:11 47:10 59:25 ongoing (1) 20:19 online (1) 35:22 open (7) 7:8 10:17 16:15 17:4,14 40:22 46:22 openly (1) 58:23 opportunity ... 12:4 opposed (4) 23:8 58:6,11 58:13 opposition (1) 60:24 orchestrated ... 48:15 order (2) 1:21 31:19 ordered (1) 61:10 originally (1) 19:8 Orsland (15) 2:11,18 37:4 42:13,16,19 44:5,11 57:17 62:5,20,25 65:2,6 67:5 oscillate (1)	13:16 ought (3) 35:2 41:11 64:9 outcome (1) 70:18 outside (1) 50:3 outsourcing (...) 45:12 over-capacit... 38:6 overall (3) 14:2,25 58:9 overheard (1) 37:6 overload (1) 11:6 overpopulate... 31:13 oversight (1) 41:23 overturning ... 61:2 overview (2) 8:3,8 <hr/> P <hr/> P (2) 2:1,1 P-L-A-N-U-S... 21:13 p.m (2) 1:15 65:9 PAGE (4) 67:3 69:3,10 69:17 pandemic (4) 6:23 31:23 32:21 40:22 pantry (2) 16:19,24 paper (3) 23:16 53:16 54:7 paraphrasin...
---	--	---	---	--

37:7 parole (2) 9:5 41:17 part (6) 35:4 44:3 52:13 59:11 61:22 62:19 participating... 4:1 particular (3) 8:11 25:11 30:13 particularly ... 24:25 parties (5) 3:5,21 4:11,23 70:16 parts (1) 27:6 party (2) 5:2,2 pass (1) 22:10 passed (3) 24:21,24 25:5 pay (2) 27:12 39:3 paying (1) 39:4 pen (1) 23:15 pencil (1) 23:15 people (18) 10:25 18:18,19 19:6 25:5 32:10 33:12 36:8,11 38:9 39:10 40:10 50:10 51:15 53:9 58:25 59:20 63:3 pepper (1) 13:19 percent (3) 18:4 20:7	32:23 percentage (3) 15:7,9,11 period (1) 10:9 permission (2) 53:20,24 personally (1) 27:18 phase (1) 8:11 phone (4) 26:23,24 27:12 28:23 phones (10) 16:21 26:22 27:4,8,15,22 28:8,13 41:8 49:19 phonetic (2) 29:23 47:13 pick (2) 34:22 52:15 picking (2) 25:20 54:6 picture (1) 64:5 piece (2) 23:15 53:16 place (7) 4:5 25:4 30:18 36:17 40:24 55:10 66:10 placebo (1) 28:6 placed (2) 49:9 51:5 places (3) 25:24 45:12 57:25 plaintiff (3) 1:5,20 8:5 Plaintiffs (1) 2:3 planus (2) 21:3,9	plastic (1) 26:24 please (3) 6:6,9 58:23 point (6) 7:11 8:17 23:9 26:2 51:12 64:4 pointing (1) 22:25 points (1) 64:6 poor (2) 14:25 15:2 position (1) 54:10 positive (4) 32:14 39:11,14 40:2 possession (1) 4:20 possible (2) 64:12,14 possibly (1) 31:16 posters (4) 26:5 50:17 62:13,17 potentially (4) 14:23 26:11 40:12 41:24 power (1) 38:7 practice (4) 13:11 15:2 40:13 56:2 pre-COVID ... 32:17,24 57:7 57:8,11 present (3) 2:14 3:21 50:20 presented (1) 4:19 presenting (1) 4:17	Presently (1) 11:25 pressing (1) 13:2 pressure (2) 20:22 21:24 presumably (...) 53:20 presume (1) 57:9 pretty (2) 42:7 58:3 prevail (1) 60:18 previous (1) 19:9 prior (12) 4:21 9:21 10:7 19:3,10 27:20 28:13,15 32:21 46:3 57:13,16 prison (1) 26:20 prisoners (1) 53:12 proactive (1) 49:11 probability (1) 23:7 probably (8) 10:4 16:3 41:13 43:22 57:2,3,5 58:10 process (2) 10:24,25 processed (2) 44:25 45:6 program (3) 44:3 56:4,10 programs (2) 17:12 41:24 pronounce (1) 21:4 propensity (1)	58:12 proper (1) 40:25 properly (4) 15:10,11 20:15 43:9 protective (1) 11:16 proud (1) 60:10 public (6) 1:22 3:16 6:3 58:23 66:22 70:7 purpose (1) 4:13 pursuant (2) 1:20 3:22 put (17) 14:17,20 20:25 26:5 30:22 39:20,24 40:21 50:17 53:6,7 58:24 59:6 62:14,17 63:7 64:2 putting (2) 26:9 41:24
<hr/>				
Q				
<hr/>				
quarantine (4) 18:14 31:14 53:13,23 quarantined ... 13:15 31:20 53:4,5,11,18 quarantining... 45:10 quarters (2) 16:2 50:7 QUEENS (1) 70:4 quelling (1) 41:4 question (6) 3:11 4:22				

19:21 42:14 63:22,25 questioning (1) 4:21 questions (4) 42:12,22 63:13 64:16 quick (1) 8:3 quickly (2) 40:16 42:21 quite (4) 22:18 29:5 57:4 60:15 quotes (1) 38:16 quoting (1) 37:9	23:14 46:7 recommenda... 13:11 record (11) 6:6,9,25 7:2 28:17 36:12 44:6,8,12 64:24 70:13 recorded (2) 4:9 12:16 recording (2) 4:10 35:21 red (1) 53:15 reduce (1) 40:18 refer (1) 62:22 reflect (1) 28:18 regard (3) 13:6 14:7 50:18 regarding (5) 4:22 6:20 22:22 25:16 26:14 regards (12) 12:25 13:14 15:4 18:16 21:24 23:3,20 25:17 26:6 37:25 46:17 52:18 regularly (1) 43:19 related (2) 36:6 70:15 relates (1) 11:15 released (1) 41:22 remains (1) 10:17 remember (1) 56:3	remembered... 34:12 reminders (1) 51:2 remote (1) 4:1 remotely (1) 4:7 removed (2) 32:14 39:21 remover (1) 27:25 repeat (1) 48:12 reporter (5) 3:24 4:7 6:5,8 70:7 Reporting (1) 4:3 represent (1) 34:7 representing ... 6:17 request (3) 30:3 46:5,8 requesting (1) 18:11 REQUESTS ... 69:3 reserved (1) 3:11 residents (4) 48:10,17 49:18 49:22 resistance (1) 59:10 respective (1) 3:4 respiratory (1) 21:23 respond (1) 59:9 responded (1) 61:11 responsible (1) 53:2	rest (2) 19:15 21:12 result (3) 18:14,19 39:5 results (2) 60:19,20 Review (1) 61:23 right (15) 11:11 12:20 16:10 23:19 24:21 26:23 29:15 31:19 32:12 41:11 59:14 60:2 61:3,19 64:6 Rikers (8) 9:6 10:21 11:8 30:19,20 31:3 31:21,22 riot (1) 36:10 risk (2) 38:24 40:18 room (2) 44:10 50:23 rooms (1) 15:24 row (1) 16:9 rows (1) 16:9 RULINGS (1) 69:17 run (3) 10:24 55:14,15 runs (1) 25:21	sanitation (8) 8:14 25:10,16 25:19 26:16 26:19 32:6 41:6 sanitization (1) 27:14 sanitizer (1) 56:7 sanitizing (1) 31:5 satisfied (1) 60:19 saw (1) 12:23 says (1) 14:15 scarce (2) 23:10,17 scent (1) 29:8 scratch (1) 33:20 scratching (1) 33:20 sealing (1) 3:5 seated (2) 63:16,19 second (1) 12:8 section (1) 3:22 see (21) 12:8,14,20 15:23,25 16:2 16:6,11,18 18:5 22:9 23:11 25:14 25:14,15 42:24 51:3,12 53:9 58:14 60:2 seeing (1) 32:6 seek (1)
<hr/> R <hr/>				
R (4) 2:1 66:1 69:1 70:1 rag (1) 27:19 raise (1) 24:14 reach (1) 33:19 read (1) 37:18 readily (1) 40:17 real (1) 15:3 really (15) 15:2 22:14 24:3 28:2,3,4 28:5 29:6,6,7 31:12 34:6 50:4,8 65:5 reason (1) 40:11 recall (2) 47:24 63:4 receive (2)				
				<hr/> S <hr/>
			S (4) 2:1 68:1 69:1,1 sad (1) 60:20 safe (1) 22:13	

8:18 seen (11) 24:10 25:18,22 27:14,17 30:14 48:3 57:24 58:21 59:23 61:25 send (5) 11:7 25:4 37:3 38:9 47:16 sending (2) 41:5 45:9 sense (2) 11:13 29:11 sent (5) 11:5 25:2,3 39:22 56:10 separate (1) 3:25 separating (1) 17:6 September (3) 9:11,13 10:8 served (1) 16:20 Service (1) 4:4 set (4) 26:23,24 70:11 70:20 setting (1) 16:3 seven (4) 9:18,19 17:24 17:24 shift (1) 17:23 short (2) 16:5 41:3 shortness (1) 56:12 Show (2) 26:13 35:11 shower (1) 24:13 showers (1)	41:9 shut (1) 43:24 sic (1) 36:20 sick (4) 39:23,24,24,25 side (2) 33:10,10 sift (1) 11:4 sign (1) 48:2 sign-in (1) 47:23 signed (2) 3:15,17 significant (1) 52:13 signs (2) 50:19 51:3 similar (1) 27:4 sinks (2) 41:8 55:5 sir (4) 21:14 47:2 51:16 62:5 sit (1) 50:5 sitting (2) 12:16 30:12 situation (5) 11:18 13:2 22:11 42:3,7 situations (1) 52:19 six (13) 9:16 17:25 18:2 19:25 20:6,12 33:3 37:25 40:24 43:24 51:8 55:8 57:3 sixteen (3) 13:15 31:15,19	skews (1) 17:11 skin (1) 21:4 [REDACTED] (1) 47:13 sleep (5) 36:19 50:7,10 50:10,15 slightly (1) 21:25 small (9) 11:22 16:2,18 16:20 17:2,13 53:7,8,16 smaller (1) 11:21 smell (3) 13:20 17:9 29:11 smells (1) 29:5 soap (9) 27:25 28:2 54:7 55:9,9 55:11,12,14 55:15 social (15) 11:20 13:6 18:17 23:21 26:7,15 30:25 32:19 36:18 37:25 40:23 40:25 51:2 61:9 62:14 solution (8) 27:25 28:2 34:9,14,15 49:8,12 54:8 somebody (8) 15:21 37:10,11 37:17,17 38:10 39:14 44:16 someplace (1) 39:20	Sonal (1) 2:15 soon (1) 42:7 sorry (5) 18:9 32:2 48:12 53:22 56:21 sort (1) 34:5 SOUTHERN... 1:1 space (1) 41:18 spacing (3) 50:20,21,22 speak (2) 23:24 47:20 speaking (1) 25:12 specified (1) 66:10 spelling (1) 21:11 spent (1) 45:15 spoke (2) 14:10 18:23 sponges (1) 49:16 spray (3) 13:18,19 24:11 sprayed (2) 24:6,7 spraying (1) 23:22 spreading (1) 42:5 SS (1) 70:3 staff (13) 8:13 14:2,5 17:19 19:25 20:13,15 25:7 29:19 47:18 47:21 50:15	56:12 stand (3) 38:10,23 54:12 start (3) 25:13 29:17,19 started (3) 6:16,25 56:4 State (6) 1:23 6:3,5,8 70:3,8 statement (2) 38:25 44:16 STATES (1) 1:1 station (2) 55:13 56:16 stay (1) 22:13 stayed (1) 11:10 stays (1) 52:9 stenotype (1) 70:6 step (1) 18:16 sticked (1) 53:17 STIPULATE... 3:3,9,14,20 4:16 STIPULATI... 3:1 stood (3) 31:18 38:3 57:23 store (1) 54:23 storehouse (1) 54:21 strangely (1) 30:21 Street (3) 2:4,9 6:10 stress-induce... 21:6
---	--	---	--	---

21:6 study (1) 52:7 style (1) 27:10 Subscribed (1) 66:17 substance (2) 27:20,23 sudsy (1) 28:4 suffer (1) 22:17 Suite (1) 2:4 summarize (2) 11:13 25:13 supervised (1) 48:19 supervision (1) 41:23 supervisor (7) 14:16 37:6,8 37:13,21 38:6 44:15 supervisors (1) 37:6 supplies (3) 49:5 54:7,19 supply (1) 5:1 sure (12) 7:2 9:23 11:17 15:25 22:17 22:24 28:24 28:25 34:6 46:10 59:7 65:5 surface (1) 23:8 surfaces (10) 8:15 25:11,12 25:16,18,22 28:9 32:7 34:25 52:11 surgical (2)	43:3,6 surmise (1) 43:15 surprisingly ... 62:3 suspension (1) 38:24 sworn (7) 3:17 4:7 6:3 7:7 66:4,17 70:11 system (3) 13:18 21:18,19 <hr/> T <hr/> T (6) 6:1 66:1 68:1 69:1 70:1,1 tables (2) 25:23 50:6 take (7) 12:3 40:23 44:13 49:24 51:24 63:10 63:12 taken (1) 1:19 talk (4) 6:15 8:4 25:10 62:20 talked (4) 6:16,24 34:18 45:22 talking (4) 26:19 27:16 59:3 63:18 team (1) 31:6 tele-visits (1) 29:22 teleconferenc... 30:8 teleconferenc... 30:7 telephone (1) 49:7	television (1) 16:20 tell (10) 9:2 15:22 17:4 30:23 33:25 35:17 37:20 52:22 60:9,10 telling (1) 63:2 tells (1) 63:7 ten (1) 57:5 tend (1) 60:23 tense (1) 13:24 term (1) 52:8 terms (2) 12:23 32:5 terrible (1) 29:7 test (2) 40:4,12 tested (13) 19:3,7,8,10,14 22:16 36:12 39:10 40:2,2 40:7 45:24 46:5 testified (1) 6:4 testify (1) 66:4 testifying (1) 7:8 testimony (5) 7:7 8:18 66:5,9 70:14 testing (5) 19:12,16 40:10 45:20 46:3 tests (1) 39:14 thank (4)	42:8 62:7 64:22 65:7 Thayer (3) 37:4 44:9,12 thereof (1) 26:16 thing (4) 18:23 22:16 47:15 60:21 things (17) 16:24 24:2,10 28:11 30:17 30:20 31:5,7 36:23 40:20 49:6 52:4,8 54:9,17,25 55:2 think (30) 11:19 21:10 22:22 23:18 35:2,3,3,4,6,6 35:21 40:15 40:20 41:2,11 51:15 52:3,6 52:7,12,16,17 59:13 61:21 62:5 64:9,11 64:12,13,14 thought (1) 31:17 three (12) 16:21 17:23,24 17:24 24:19 27:8 29:25 36:7 38:3 39:19 46:2 55:7 threw (1) 36:21 throat (1) 14:9 tight (1) 50:7 time (21) 1:15,22 3:12 7:12 11:11	12:12 13:15 14:22 35:5 40:5 42:2,9 42:12 56:4 60:14,14 62:8 63:21 64:17 64:21 66:9 times (5) 22:8,11 57:3,6 60:22 today (6) 6:17 7:4 8:4 42:9,12 62:6 toe (1) 50:11 toilet (1) 54:7 toilets (1) 17:10 told (4) 23:23 34:13 37:5 53:12 Tombs (3) 9:25 10:2,7 Tombs/Man... 10:13 ton (1) 41:17 tons (1) 51:14 toothpaste (1) 54:7 top (2) 33:7,9 topic (2) 22:19 57:12 topics (2) 42:13 64:17 touching (4) 23:3,12 24:8 25:25 tracing (1) 12:5 track (1) 51:10 training (1)
---	---	---	---	--

52:17 transcript (5) 5:1 35:21 37:3 66:8,8 travel (1) 24:5 traveling (1) 50:2 tray (1) 23:15 treated (1) 51:22 trial (4) 1:18 3:12 70:10,12 tried (1) 18:15 true (2) 66:8 70:13 truth (3) 35:17,25 66:4 try (3) 22:12 49:10 59:15 trying (1) 24:14 turnover (1) 18:2 two (22) 8:12 10:4,9 20:23 26:3,6 26:10 33:6,12 33:15 38:3 39:19,21 42:24 43:23 45:25 48:4 50:22 52:21 55:7 59:12 62:18 type (2) 28:9 34:8 types (2) 15:23 36:23 typically (1) 49:18 typing (1)	53:16 <hr/> U U (1) 69:1 unauthorize... 4:12 underlying (1) 21:8 underneath (1) 14:9 understand (...) 7:3,5,6,11 31:9 38:22 39:3 52:21 59:11 60:13 understandi... 10:12,16 12:3 44:23 45:15 unfathomabl... 39:8 unit (41) 10:16,21 11:25 13:7 14:18 16:13,22 17:2 19:13,17 24:4 24:25 25:2 26:6 27:9 30:4,6,15 32:15 38:5 39:10,19 40:5 40:24 46:25 47:9 48:22 49:2 50:2,9 53:4,8,10,13 53:17,25 54:9 55:6 59:19,19 59:25 UNITED (1) 1:1 units (20) 10:18 11:23 13:15,19 15:20 16:6 18:14 24:11 27:7 31:2,14	31:15,20 34:21 41:6 47:7 54:24 59:23,25 60:6 usage (1) 58:4 use (3) 28:22 49:16,19 <hr/> V V-I-R-E-X (1) 34:10 vaccinated (1) 46:11 vaccination (2) 46:7,23 vaccines (1) 46:18 variant (1) 42:4 various (1) 64:5 VCBC (7) 11:8,10,14,15 11:21 14:5 45:14 ventilation (1) 13:17 Vernon (1) 8:24 versus (1) 10:21 video (7) 3:23 4:24 12:15,16 27:2 28:18 30:7 videoconfere... 1:20 4:2,9 44:10 violation (2) 4:12 41:18 violators (1) 9:5 Virex (5) 33:23 34:2,3,7 34:10	virtue (1) 31:24 virus (3) 29:15 40:13 62:22 visits (1) 29:23 voluntarily (1) 7:21 vulnerable (1) 21:15 <hr/> W W (60) 6:1 7:1 8:1 9:1 10:1 11:1 12:1 13:1 14:1 15:1 16:1 17:1 18:1 19:1 20:1 21:1 22:1 23:1 24:1 25:1 26:1 27:1 28:1 29:1 30:1 31:1 32:1 33:1 34:1 35:1 36:1 37:1 38:1 39:1 40:1 41:1 42:1 43:1 44:1 45:1 46:1 47:1 48:1 49:1 50:1 51:1 52:1 53:1 54:1 55:1 56:1 57:1 58:1 59:1 60:1 61:1 62:1 63:1 64:1 65:1 wagon (1) 23:4 wait (3)	37:10,16 38:15 waited (1) 22:9 waived (1) 3:7 walk (2) 16:12,13 walked (1) 36:22 walking (2) 15:21 26:18 wall (1) 33:14 walls (2) 50:21 51:6 want (13) 6:25 8:2,7 13:25 18:18 21:4,10 22:14 26:2 30:17 36:3,14 38:12 wanted (2) 46:18 65:7 wants (1) 55:21 Warrior (1) 47:15 washing (2) 56:24 57:9 wasn't (1) 46:12 watching (1) 17:13 water (3) 16:15,16 49:5 way (9) 8:21 24:2,5 25:14 35:5 36:16 39:13 49:11 70:17 WBAI (1) 57:21 we'll (1) 25:12 we're (12) 8:3 15:23,24
--	---	---	---	---

17:25 26:21 27:20 28:18 31:12 36:23 38:5 42:6 50:4 we've (2) 6:15 7:2 weak (1) 22:5 weaker (1) 21:20 wear (10) 14:8,12,19 50:8 52:4 55:21 58:9,13 59:14 63:3 wearing (21) 12:11 13:25 14:3 15:4,10 15:11,12 20:16 22:19 22:23 23:11 42:24 43:6 49:22 58:5,11 58:15,22 59:4 63:22 64:6 wears (1) 50:4 weather (1) 51:18 weekend (2) 47:14,15 weeks (3) 10:4,9 24:19 welcome (1) 65:8 well-known (1) 60:16 well-spoken (...) 43:16 went (2) 35:20 39:25 weren't (1) 55:25 west (1) 25:2	wet (2) 28:20 29:19 whatsoever (2) 43:25 50:24 WHEREOF ... 70:19 white (1) 21:22 wide (1) 16:4 William (4) 1:19 6:7 66:14 70:9 willing (2) 7:14 38:23 window (1) 56:17 windows (1) 13:23 wipe (9) 24:9 25:22 27:21 28:11 28:20,20,22 28:23 41:7 wiped (1) 25:19 wipes (7) 28:10,14 29:20 30:2,10,14 31:7 wiping (1) 31:5 withstanding... 4:25 witness (16) 1:19 3:25 4:5,6 4:18,19,21 6:2,7,10 64:18 65:8,10 70:9,14,19 witnesses (1) 4:8 WNPR (1) 57:21 WNYC (2) 35:11 56:6	woman (1) 63:19 won (3) 13:8 37:24 61:8 word (1) 10:15 words (3) 20:10 37:14,21 work (9) 15:21 48:10,17 54:4,4,11 59:18,21,21 worked (1) 57:20 working (6) 18:13 26:17 28:7 29:12,14 29:15 works (1) 61:16 wouldn't (2) 52:14 56:8 written (1) 4:11 wrong (1) 10:13 wrote (1) 18:10 <hr/> X <hr/> x (4) 1:2,13 67:1 68:1 <hr/> Y <hr/> yeah (9) 29:16 34:12 49:6,9 57:11 57:11,18 58:12 64:13 year (1) 10:9 years (2) 24:23 57:19 yesterday (3)	18:21 54:10 55:24 York (15) 1:1,11,23 2:4,4 2:8,10,10,19 6:4,11,22 9:4 70:3,8 <hr/> Z <hr/> zero (2) 8:10 49:23 <hr/> 0 <hr/> 1 <hr/> 1 (1) 6:10 1:20-cv-0365... 1:9 100 (1) 2:9 10004 (1) 2:4 10474 (1) 6:11 11 (2) 17:24,24 14 (5) 13:14 31:14,19 45:11,16 15 (3) 19:14 40:4,7 <hr/> 2 <hr/> 20 (3) 19:14 40:7 66:18 200 (1) 2:4 2020 (3) 9:13,14,15 2021 (2) 1:14 70:20 24 (1) 17:16 25 (2) 13:6 31:2	25th (2) 9:11,13 26 (1) 1:14 26th (1) 70:20 2AB (3) 24:25 39:22 47:3 <hr/> 3 <hr/> 30 (3) 15:15 18:4 20:7 3113(d) (1) 3:22 35 (1) 16:3 36 (1) 24:23 38 (1) 40:5 <hr/> 4 <hr/> 4:14 (1) 1:15 40-feet (1) 16:4 42 (1) 67:5 49 (3) 12:2 19:14 32:10 <hr/> 5 <hr/> 5:25 (1) 65:9 50 (4) 11:25 32:16,17 32:19 <hr/> 6 <hr/> 6 (1) 67:4 60 (1) 16:4 62 (1)
---	---	---	--	--

67:4				
65 (1)				
67:5				
<hr/>				
7				
<hr/>				
70 (3)				
15:14 16:4,5				
70/30 (1)				
15:14				
75 (1)				
16:4				
<hr/>				
8				
<hr/>				
8th (3)				
26:14 35:15,16				
<hr/>				
9				
<hr/>				
90 (1)				
2:4				
90/10 (1)				
58:11				
93.9 (1)				
26:14				
98 (1)				
32:23				