



Transcript of the
Deposition of

Jaime Misenheimer

10/11/2019

Dunavant v. University of South Carolina, et al.
3:18-CV-01604-MGL

COPY

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In the United States District Court
District of South Carolina
Columbia Division

Case No.: 3:18-cv-01604-MGL

Allison Dunavant,)
)
 Plaintiff,)
)
 v.) Deposition
)
 University of South) of
 Carolina, The)
 International Center For) Jaime Misenheimer
 The Arts, LLC, David R.)
 Voros, and Harris)
 Pastides,)
)
 Defendant.)
)
)
)

Date: October 11, 2019

Time: 12:42 P.M.

Location: Davis Frawley, LLC, 140 East Main Street,
Lexington, South Carolina 296072

Reported by
Kira L. Ferguson

APPEARANCES

For the Plaintiff: Samantha Albrecht, Esq.
Cromer, Babb, Porter, and Hicks, LLC
Columbia, South Carolina

For the Defendants University of South
Carolina and Harris Pastides:

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Davis Frawley, LLC
Lexington, South Carolina

For the Defendant The International
Center For The Arts, LLC:

Julie Jeffords Moose, Esq.
McAngus, Goudelock, and Courie, LLC
Columbia, South Carolina

For the Defendant David Voros:

Damon C. Wlodarczyk, Esq.
Riley, Pope, and Laney, LLC
Columbia, South Carolina

Also Present: David Voros and Matt Rogers

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1 STIPULATIONS

2 It is stipulated by and between counsel for
3 the respective parties that all objections are
4 reserved until the time of trial, except as to
5 the form of the questions.

6 This deposition is being taken pursuant to the
7 Federal Rules of Civil Procedure.

8 - - -

9 The reading and signing of this deposition is
10 waived by the deponent and counsel for the
11 respective parties.

12 Whereupon,

13 Jaime Misenheimer, being duly sworn and
14 cautioned to speak the truth, the whole truth,
15 and nothing but the truth, testified as
16 follows:

17 EXAMINATION

18 BY MR. GESSNER:

19 Q Ms. Misenheimer, we met a moment ago. As I said,
20 my name is Evan Gessner and I represent the
21 University of South Carolina and Harris Pastides in
22 a lawsuit filed by Allison Dunavant. We're here
23 today to take your deposition. Have you ever been
24 deposed before?

25 A No.

1 Q Okay. Just a few ground rules to go over. Number
2 one, you are under oath. I assume you understand
3 what that means; that you have to answer every
4 question truthfully to the best of your ability.
5 We have a court reporter here that's writing, or
6 recording, everything we say. She's going to
7 produce a written transcript of everything that's
8 said here today, and because of that, there's a few
9 things to remember. First, it's important to give
10 verbal responses, "yes" or "no." If you say "uh-
11 huhs" and "uh-uhs" and shake your head, that
12 doesn't come across in the written record very
13 well. Also, we have to do our best to not talk
14 over one another, so we both talk at the same time.
15 Court reporters are really good. She'll get down
16 every word we say, but when you see it written in
17 the transcript with two people talking at the same
18 time, it's very hard to follow.

19 A Uh-huh.

20 Q As I said, you are under oath. If you don't
21 remember or you don't know, that's perfectly
22 acceptable answers. If you have to give an
23 approximate answer that's also fine, just be clear
24 as to what you're answering. So, for example, if I
25 ask you, "what's the temperature in the room right

1 now?" I don't think any of us can answer that
2 accurately, but you say "I don't know, maybe low
3 seventies." Approximate answer, that's perfectly
4 fine.

5 If you have any questions, please ask whatever
6 attorney is questioning you at that time. If you
7 don't understand any of my questions, please feel
8 free to ask me to restate it, rephrase it; I'm
9 happy to do that. Generally, the assumption is
10 that if I ask a question and you answer it, then
11 you understood what I was talking about.

12 You may hear some of the attorneys here today
13 object. I'm sure you've seen courtroom dramas on
14 TV and movies, and attorneys object and argue and
15 get loud. But here, we don't have a judge to rule
16 on anything, so all we can do today for the most
17 part is preserve objections for the record. So,
18 you might hear an attorney say "object to form,"
19 and that's it. They're just preserving that
20 objection; go ahead and answer anyway. Yeah, I
21 don't think it's likely any attorney here would
22 direct you not to answer, but if that does happen,
23 we'll cross that bridge if and when we get to it.

24 If we need to take any breaks, we can do that.
25 That's not a problem. We'll run on your schedule.

1 It's not meant to be an endurance contest by any
2 stretch.

3 Before we get into it, is there any reason why
4 you would not be able to understand my questions or
5 answer truthfully?

6 A No.

7 Q Okay. You're not under the influence of any drugs
8 or alcohol, right?

9 A No.

10 Q Okay. For the record, please state your full name.

11 A Jaime Susanne Misenheimer.

12 Q Okay. What is your date of birth?

13 A 7-14-82.

14 Q Okay. Have you ever gone by any other last names?

15 A Uh-huh, Morgan. Yes, Morgan.

16 Q Morgan, okay. Is that your maiden name?

17 A Misenheimer is my maiden name. Morgan was a
18 married name.

19 Q Okay, understood. Where'd you go to high school?

20 A Holdenville, Oklahoma.

21 Q Okay. You're originally from Oklahoma, right?

22 A Uh-huh, yes.

23 Q Okay. Where'd you go to college?

24 A I went to college in Oklahoma in a few places, and
25 I went to college also at University of South

1 Carolina for undergrad.

2 Q Okay. Were your degrees from University of South

3 Carolina?

4 A Yes.

5 Q Okay. So, you have a bachelor's degree, right?

6 A I have two bachelor's degrees and a graduate

7 degree.

8 Q Okay. So, your bachelor's degrees, where'd you get

9 those?

10 A University of South Carolina.

11 Q Okay. And what are they in?

12 A Studio art and art history.

13 Q When did you get those?

14 A 2009, the fall.

15 Q So, you got those at the same time, like a dual

16 bachelor?

17 A Double major, yes.

18 Q Okay, thank you. And then your graduate degree,

19 when did you get that?

20 A I graduated in 2014.

21 Q That was in Maryland, was it?

22 A Baltimore, yeah. The Maryland Institute College of

23 Art.

24 Q Okay. And what degree is that?

25 A It's a painting -- pretty much a painting fine art

1 degree. It's the Hoffberger School of Painting.

2 Q Okay, fine art degree.

3 A With a certificate in the college teaching of fine
4 art at that time also.

5 Q Okay. So, your graduate degree, is that a Master's
6 in Fine Art?

7 A An MFA, yes.

8 Q Okay. And you mentioned painting, is there a
9 concentration in painting?

10 A For the Hoffberger School, I would say yes.

11 Q Okay. Is that something that the Hoffberger School
12 recognizes?

13 A Well, it's the Hoffberger School of Painting. It's
14 a specialized school for painting specifically,
15 yes.

16 Q Okay. So, it's my understanding that University of
17 South Carolina, in their MFA program, have
18 specialties other than painting, correct?

19 A Uh-huh.

20 Q Is that a "yes"?

21 A Yes.

22 Q Okay.

23 A Sorry.

24 Q No, you're fine.

25 A Getting the hang of it.

1 Q You're fine. And so, are you -- does the
2 Hoffberger School only -- did they concentrate in
3 painting, is that your testimony?

4 A That was -- I mean, this would be exhibiting
5 artists and mostly I would say directly about
6 painting, yeah. Yes.

7 Q Okay. You said something about a certificate of
8 teaching, what is that?

9 A They offered a certificate in the college teaching
10 of art where we had pedagogy classes and assisted
11 in different classes with professors to gain
12 experience in teaching if we wanted that. Because
13 the school that I went to, like I said, was
14 focusing on getting us ready for working as
15 exhibiting artists, not so much as teaching. And
16 so, if we wanted that experience, we could add it,
17 which I did.

18 Q Okay. That makes sense.

19 A Uh-huh.

20 Q If you could, take me through your work history.
21 After high school, where did you work?

22 A Well, after high school I was in college. That was
23 my main thing. I worked in small places, like, as
24 a kid --

25 Q Okay.

1 A -- you know, but --

2 Q So, other than --

3 A The main place that I really worked after high
4 school and throughout college would be a painting
5 conservation company in Columbia, Crawford
6 Conservation.

7 Q Okay.

8 A And then I was in college and not able to teach
9 college until I got a master's in 2014, so there
10 was no actual teaching really of college until
11 after that point. But before that, I assisted in
12 classes during school.

13 Q Okay. Was that at USC or --

14 A At MICA.

15 Q Okay. Where is that?

16 A The --

17 Q That's --

18 A -- Baltimore School, the grad program.

19 Q Got you. What year did you graduate high school?

20 A 2000.

21 Q Okay, thought so. So, from 2000 to 2009, you
22 completed your undergrad, correct?

23 A Yeah.

24 Q Is that --

25 A Yes, sorry.

1 Q No, that's fine. That's fine. Just -- I want to
2 make sure I understand correctly. So, after you
3 got your master's degree, where did you work?

4 A After I got my master's degree, I worked --
5 continued doing painting conservation and I also
6 worked at the University of South Carolina.

7 Q Okay. What did you do for USC?

8 A I taught adjunct and I was the painting department
9 lab tech and I ran figure workshops.

10 Q Okay. Now, I'm familiar with adjunct professor.
11 As an adjunct professor, you'd teach classes,
12 correct?

13 A Uh-huh, yes.

14 Q Okay. And you would have been teaching undergrad
15 classes at that time?

16 A Not necessarily, no. I taught grad classes also.

17 Q Okay. And then you said lab tech. What does a lab
18 tech do?

19 A Well at that time, the lab tech was someone who
20 would do ordering of supplies for the painting area
21 and make sure that we had the stuff that we needed
22 and -- so the classes ran correctly. I mean,
23 that's, like, the main thing. Keeping the room up,
24 whatever kind of needs to be done --

25 Q Okay.

1 A -- to keep the department running smoothly.

2 Q All the administrative odds --

3 A Assist --

4 Q -- and ends?

5 A Yeah, mostly. I mean, and most of what I had done

6 in the beginning with that was ordering and then

7 dealing with the orders. There was a lot of work

8 with the orders. The painting area is a super-

9 physical kind of department with the supplies and

10 stuff. We have buckets of pigments and, like,

11 panels that have to be cut up and stuff like that.

12 And so, dealing just with the supplies was kind of

13 a big part of the painting area --

14 Q Okay.

15 A -- because we have a lot -- they had a lot of

16 supplies.

17 Q Yeah. So, you had to get everybody's orders; put

18 the orders in; and then when all the supplies came,

19 make sure everybody got what they ordered?

20 A Well, make sure the room was ready to go with the

21 supplies. They were basically just stored in the

22 room.

23 Q Okay.

24 A And we'd come in and use them during our classes

25 and stuff, yeah.

1 Q Okay. You said back then, did that change at any
2 time?
3 A I feel like it did change.
4 Q Okay.
5 A Yes.
6 Q And how did that change?
7 A I felt like when I was working in 2017 as the lab
8 tech it changed and I was asked to do things that I
9 wasn't normally asked to do as a lab tech.
10 Q Okay. What --
11 A That's how it changed.
12 Q Okay. What specifically?
13 A Like, grant work. Kind of long tasks that didn't
14 have relevance to the painting area so much. I
15 didn't feel comfortable.
16 Q Okay. Now, I went to law school, so this is kind
17 of a foreign environment to me.
18 A Uh-huh, yes.
19 Q When you say grant work, what does that mean?
20 A That would be the professors' work they're doing
21 under a given grant from someone within, I think,
22 the university. Like an --
23 Q Okay.
24 A -- amount of money given to do a project.
25 Q Okay.

1 A And then I was asked to do the project stuff.

2 Q Okay, I understand. Was there any one particular -

3 - any one professor in particular or multiple

4 professors?

5 A Just one.

6 Q And who was that?

7 A David Voros.

8 Q Okay. And you mentioned long tasks with no

9 relevance to the painting area. Could you give me

10 specific examples?

11 A Not at this time.

12 Q Okay. Now, you also mentioned a moment ago of

13 figure workshops, what is that?

14 A It was open figure modeling time where students

15 could come paint from a nude model outside of a

16 class they might have, and I was there to monitor

17 the -- like, the room and the model and if they

18 needed any help, the students had -- any help or

19 questions with anything.

20 Q Okay. Because it was open time, how much of your

21 time did that take up?

22 A It would -- it was just a scheduled thing, like an

23 hour a week or something like that --

24 Q Okay.

25 A -- and we'd meet. I don't remember exactly.

1 Q But you said approximately one hour a week?

2 A Approximately.

3 Q Somewhere in that -- but you weren't working on

4 that twenty hours a week?

5 A No.

6 Q Okay. That's what I was just trying to determine.

7 A No.

8 Q Because that's roughly what you were doing in 2014,

9 correct, between adjunct, lab tech, and figure

10 workshops?

11 A Yes.

12 Q Okay.

13 A I believe I taught that summer also. That might

14 not be true; I can't remember exactly.

15 Q Okay. And we can figure that out.

16 A Yeah.

17 Q That's another thing, there's documents if you

18 don't remember specifically what course you taught

19 and --

20 A That summer I might have taught, 2014, but I can't

21 remember.

22 Q Okay. Can you recall in 2014 about how much money

23 you would have made working for the University of

24 South Carolina?

25 A In 2014, for that year, maybe -- if I say twenty,

1 that's probably high.

2 Q Twenty-thousand a year?

3 A For that year, that's probably high.

4 Q Okay.

5 A Yeah. We make -- well --

6 Q It doesn't pay a lot, does it?

7 A (Shaking head).

8 Q Is that "no"?

9 A It's a no.

10 Q Okay.

11 A It does not.

12 Q I'm sorry, just --

13 A They -- we started at a certain amount and I can't
14 remember -- I think over this time we got a raise
15 to a certain amount per class. And it ended with
16 it being, I think, we get paid five-thousand per
17 class before taxes. And so, it just depends on how
18 many classes you teach.

19 Q Okay.

20 A But they also usually cap us at two classes, so the
21 most you could make pretty much, unless you were
22 adding on something else, which they normally
23 wouldn't let you do, is twenty-thousand per year
24 before taxes teaching adjunct in the painting area.

25 Q Okay. And that's the -- 2014, correct?

1 A In 2014, I think it was less than that.

2 Q Okay. Do you remember when they --

3 A That would be now.

4 Q Okay, currently. Do you remember when that change

5 occurred?

6 A No.

7 Q Okay. So, you said about five-thousand a class.

8 Was that just for the adjunct?

9 A Yes.

10 Q Okay. What about the lab tech, was that paid?

11 A Yes.

12 Q Okay. Do you remember how much that paid?

13 A I think fifteen an hour.

14 Q Okay.

15 A I could be wrong.

16 Q Some --

17 A As I remember, that's what it was.

18 Q That's fine.

19 A Or ten.

20 Q Okay.

21 A It could have been -- I can't remember.

22 Q That's okay.

23 A Yeah. So, those were hourly, the lab tech and the

24 model thing.

25 Q Okay. They were both hourly?

1 A Yes.

2 Q Can you estimate how many hours a week you would
3 have been able to work, either under the lab tech
4 position or the figure workshop?

5 A I don't remember.

6 Q Okay. Do you know if it was ten to twenty hours in
7 --

8 A Yes, probably.

9 Q Ten to twenty?

10 A Twenty, yeah.

11 Q Okay.

12 A A week.

13 Q Okay. And it's my understanding you're not
14 currently working for the University of South
15 Carolina; is that right?

16 A Yes.

17 Q Okay. When did you last work for USC?

18 A Spring semester of this year, 2019.

19 Q Okay. Are you currently working?

20 A For myself.

21 Q Okay. What type of work do you do?

22 A I'm a painter.

23 Q Okay. Have you ever been involved in any other
24 lawsuits? And what I mean is, have you ever sued
25 anyone or has anyone ever sued you?

1 A No.

2 Q Okay.

3 A I don't -- no.

4 Q Have you ever been convicted of a felony?

5 A No.

6 Q All right. Now, if this case were to go to a
7 trial, we would have to pick a jury from people
8 that live in the area. So, generally speaking, we
9 want juries that are completely unrelated to this
10 case and don't know anybody involved in it. So,
11 for that reason I'll ask you -- I'm not trying to
12 get involved in your personal life, but do you have
13 any blood relatives that live in South Carolina?

14 A No.

15 Q Okay. Now, you've been named as a witness in this
16 case. And I have several affidavits that you've
17 completed, so I did want to go through those --

18 A Okay.

19 Q -- real quick. I'll give you copies.

20 MR. GESSNER: Let's see here, Julie, do we
21 know what exhibit number we're on?

22 MS. MOOSE: Samantha was checking.

23 MS. ALBRECHT: Oh, sorry.

24 MR. GESSNER: You might have told me and I
25 completely forgot.

1 MS. ALBRECHT: I would have to re-pull up the
2 file. Just give me one second.

3 MS. MOOSE: Sixty-one is the last one I've got
4 marked, but she has other documents in the file, so
5 I don't --

6 MR. GESSNER: You know, I've got -- we can go
7 off the record real quick.

8 (OFF THE RECORD FROM 1:01 P.M. TO 1:02 P.M.)

9 CONTINUED BY MR. GESSNER:

10 Q If you would please go ahead and take a look at
11 that.

12 (MARKED, DEFENDANTS' EXHIBIT NUMBER 72, SWORN
13 STATEMENT OF JAIME MISENHEIMER, ATTACHED)

14 CONTINUED BY MR. GESSNER:

15 Q Take your time. Let me know when you're done
16 reviewing.

17 A Can I continue to review it if I need to, like --

18 Q Take as much time as you need, yeah. If you want
19 to read the whole thing, you can read the whole
20 thing.

21 A Okay.

22 Q Okay. Ms. Misenheimer, you've had a chance to
23 review this document. Have you ever seen this
24 before?

25 A Yes.

1 Q Okay. What is it?

2 A It's an affidavit by myself.

3 Q Okay. Did you draft this document?

4 A Yes.

5 Q Okay. You typed it up yourself?

6 A Did I -- I'm not sure what you mean.

7 Q What I -- so, all right, correct me if I'm wrong,
8 but this is an affidavit you submitted in relation
9 to a complaint you filed with the Equal Employment
10 Opportunity Commission; is that correct?

11 A Yes.

12 Q Okay. Did you actually type up this whole document
13 by yourself or did you have assistance from an
14 attorney?

15 A I worked with an attorney.

16 Q Okay. And that's fine. And conversations you had
17 with your attorney are privileged, so I'm not
18 asking about any of that.

19 A Okay.

20 Q So, that's just the extent of my questioning on
21 that. But prior to signing this document -- and
22 that is your signature on the last page; is that
23 correct?

24 A Yes.

25 Q Okay. And I'm going to assume that prior to

1 signing this you read through the document before
2 you signed it, correct?

3 A Yes.

4 Q Okay. And on the first page it says that "under
5 penalty of perjury that the forgoing is true to the
6 best of my knowledge and belief." Is that correct?

7 A Yes.

8 Q Okay. It's my understanding that your EEOC
9 complaint relates to employment discrimination on
10 the basis of gender, correct?

11 A Yes.

12 Q Okay. Does it also relate to race?

13 A Yes.

14 Q Okay. And I believe this complaint, this case, in
15 front of the EEOC is currently pending; is that
16 right?

17 A Yes.

18 Q Okay. I direct your attention to the first page,
19 paragraph three, which states you're a Native
20 American and a member of the Choctaw Nation of
21 Oklahoma; is that correct?

22 A Yes.

23 Q And is it your allegation that the University of
24 South Carolina has discriminated against you
25 because of your status as a member of the Choctaw

1 Nation?

2 A Yes.

3 Q Okay. Paragraph eight is where you mention the
4 Hoffberger School.

5 A Yes.

6 Q When you applied to that school, did anyone from
7 the University of South Carolina write you a letter
8 of recommendation or anything like that?

9 A David Voros, Pam Bowers.

10 Q Okay. Do you think those letters of recommendation
11 helped you get in?

12 A Yes.

13 Q Okay. On the next page, paragraph fifteen, on the
14 second to last line -- well, in paragraph fifteen
15 it looks like you're talking about David Voros
16 being -- serving as the de facto supervisor and de
17 facto Chair of the painting area. The second to
18 last line, right in the middle it states "upon
19 information and belief, those decisions," and I
20 think you're referring to Voros's staffing
21 decisions, "have stood, regardless of the ultimate
22 position of the School of Visual Art and Design's
23 Chair." When you say upon information and belief,
24 how did you know that?

25 A What do you mean?

1 Q What information and belief?

2 A Of what?

3 Q That Professor Voros makes staffing decisions.

4 A Because -- I guess because I knew the Chair to say

5 to me that they had told him no, that he couldn't

6 hire certain people and he did it anyway.

7 Q Okay. And which Chair specifically are you talking

8 about?

9 A Peter Chametsky.

10 Q Okay.

11 A He apologized to me twice for situations regarding

12 this, so that's my information and belief.

13 Q Okay. When you twice, what -- do you recall

14 roughly when that would have been?

15 A No.

16 Q Okay. Why would Peter Chametsky be apologizing to

17 you?

18 A Because my classes that I had been teaching had

19 been given to Alexandra Stasko.

20 Q Okay.

21 A You can ask him.

22 Q Direct you to the next page. Paragraph eighteen

23 states "Voros has recommended me for various awards

24 and academic programs." Is that correct?

25 A Yes.

1 Q Paragraph nineteen, "beginning in fall of 2014,
2 Voros hired me to teach numerous courses and
3 workshops." Is that correct?

4 A Yes.

5 Q And paragraph twenty, "when Voros went on
6 sabbatical --"

7 A Sorry, unless it was summer and I don't remember
8 correctly.

9 Q Okay.

10 A For the -- nineteen.

11 Q Fair enough. I appreciate that. Paragraph twenty,
12 "when Voros went on sabbatical in spring of 2015,
13 Voros hired and selected me to serve as his
14 sabbatical replacement." Is that correct?

15 A Yes.

16 Q So, would it be fair to say based on what I've just
17 read, that at least up through spring of 2015 you
18 had a good working relationship with David Voros?

19 A As far as I knew.

20 Q Okay. Did you have any complaints about Professor
21 Voros up through spring of 2015?

22 A He wasn't there. I'm sorry, let me get my thoughts
23 together for a second.

24 Q Okay.

25 A Because it's very difficult with the timeline. The

1 -- yes, coming in from 2014 until 2015, I was
2 pretty consumed -- until the fall of 2015, I was
3 pretty consumed with personal stuff at home. And I
4 would say as far as I knew, I had a good working
5 relationship with David, yes.

6 Q Okay. At that time, you didn't have any complaints
7 about him, did you?

8 A I don't think so.

9 Q Okay. You said you were dealing with some personal
10 issues at that time. And I believe you did not
11 work for the University of South Carolina the
12 spring of 2016 semester, correct?

13 A Correct.

14 Q Okay. And do you recall if you taught any classes
15 or did any work for USC in the summer of 2016?

16 A Yes. I think the summer of 2016 I did teach summer
17 class. That's when I came back.

18 Q Who would have hired you to do that?

19 A I guess David would have told -- that's how it
20 worked then as far as I knew. David would just say
21 who was hired to do whatever.

22 Q Okay. But it was ultimately the Chair, Peter
23 Chametsky, who actually did the hiring, correct?

24 A Not always, I guess, but at that point, yes.

25 Q Okay. So, to the best of your knowledge, the

1 summer of 2016, David Voros would have --

2 A They're taking the recommendation of the person in

3 charge of that area, the coordinator of the

4 painting area, which would have been David.

5 Q Okay. So, David would have recommended you be

6 hired and --

7 A I guess.

8 Q -- Chametsky hired you?

9 A I guess so.

10 Q Okay.

11 A To continue, yes. Uh-huh.

12 Q At the bottom of page three, paragraph twenty-

13 three, and you had mentioned --

14 A Wait, sorry. Okay.

15 Q Yes, last paragraph. And you had mentioned

16 Alexandra Stasko earlier. You say, in the last

17 three lines there, "I believe Voros hired Stasko-

18 Miller to work as a lab tech in the painting area;

19 however, I understand there were several other

20 graduate painting students who were more qualified

21 and better suited for that position."

22 A Yes.

23 Q Do you know specifically of anyone else that was

24 applying for that position or wanted that position?

25 A Any other painting student would want that

1 position, yes.

2 Q Okay. But do you know of anyone specifically that
3 -- well, let me back up a minute. Is this the type
4 of position, I mean, do you fill out an
5 application, send a resume; how does that work?

6 A This is something that sometimes students did and
7 sometimes they had someone do, and sometimes no one
8 did it. It wasn't something that was regularly
9 done in any certain way, I would say. They had
10 students working just as, like -- I don't know what
11 the word is, like as an undergrad assist --

12 Q Okay.

13 A -- or something, doing certain things around the
14 department if there wasn't, like, a lab tech. But
15 there were graduate students who were painters.
16 Name anyone who was a graduate student at that time
17 who was in painting, and they would have benefited
18 and wanted to do that.

19 Q Okay.

20 A Josh Knight might have been a student at that time.
21 I don't know, I can think of --

22 Q Okay.

23 A -- their names, but --

24 Q I understand. But --

25 A I was out. Like I said, there were things going on

1 and I was much less involved.

2 Q I understand. My question was whether you knew
3 specifically of a single student or painter,
4 someone that said, "hey, I wanted that position,
5 but they hired Stasko instead"?

6 A I would say that I can't say I remember any certain
7 person saying that to me, but it being very unusual
8 to not have someone who was a painter in the
9 position and there be a bunch of paintings students
10 who could be doing it, not doing it. I thought
11 that was weird.

12 Q Okay. And to your belief, that any of those people
13 would have been more qualified or better suited
14 than Alex Stasko, correct?

15 A Well, as painting students, they would have
16 benefited from it and they would have been learning
17 how to deal with the materials and teach the
18 classes the way that they function at USC, yeah.

19 Q Okay.

20 A Like I said, the materials are very, like, big,
21 important part.

22 Q Okay. Do you know what Alex Stasko's
23 qualifications were at that time?

24 A No. All I knew is that she wasn't -- I think I
25 knew that she was a ceramics -- I didn't really

1 know her. Never met her.

2 Q Okay. So, you're basing --

3 A I just knew she wasn't painting.

4 Q Okay. So, you're just basing this opinion on the
5 fact that Alex Stasko came out of ceramics and this
6 was a painting position, and you think it would
7 have been better for someone in painting to have
8 gotten that experience, correct?

9 A Yes, it seemed unusual to me which was --

10 Q Okay. Next page, four. Right in the middle in
11 paragraph twenty-six, it's stated "Andrew Graciano
12 contacted me asking if I would be interested in
13 teaching an independent study for figure structure
14 to a graduate student." Do you recall that?

15 A Yes.

16 Q Is that correct?

17 A Yes.

18 Q Okay. You look -- state later in the paragraph,
19 "the graduate student was Allison Dunavant,"
20 correct?

21 A Yes.

22 Q Okay. What was your understanding of why you would
23 have been teaching Allison Dunavant that course, or
24 doing that independent study?

25 A I can't remember if Andrew told me that then, but

1 just that there was -- she had -- for some reason,
2 she couldn't take classes with David --
3 Q Okay.
4 A -- and Pam, was what was sort of communicated to
5 me. And so, they needed me for her to be able to
6 take a class.
7 Q Okay.
8 A And -- but I can't remember if that was an email
9 from Andrew. And if he'd said that, like, why,
10 because -- sorry, I'm just trying to remember.
11 Q So it's three years ago, so I understand.
12 A It is three years ago.
13 Q Yes.
14 A Right.
15 Q So I understand if you don't remember every last
16 detail about a conversation.
17 A I try.
18 Q No, that's okay.
19 A I'm doing my best.
20 Q That's why, again, I said, if you don't remember or
21 you don't know, that's -- those are perfectly
22 acceptable answers. Eventually -- who is Andrew
23 Graciano at that time; what was his position?
24 A I don't -- if he was the -- he might have been the
25 Director of Grad Studies at the time.

1 Q Okay.

2 A Yes, Director of Graduate Studies. As far as I

3 know, that's what he was at the time.

4 Q Okay. So at that time, Allison Dunavant is not

5 going to take any classes with David Voros or Pam

6 Bowers, correct?

7 A Correct.

8 Q To the best of your understanding. And so, Andrew

9 Graciano reaches out to you to teach painting to

10 Allison Dunavant; is that accurate?

11 A No. It was figure class. It wasn't painting.

12 Q Okay.

13 A It wasn't --

14 Q So --

15 A It wasn't even a painting class. It was -- well, I

16 mean, it -- I'm trying to remember if it was -- it

17 was a figure class. I don't think of it as, like,

18 one of the painting classes, but it was an

19 independent study still, so it could have been

20 painting, yeah.

21 Q Okay.

22 A I mean, we filled out a thing for it probably, and

23 so it would describe the class and stuff. And I'm

24 sure it was painting, but it was mostly meeting in

25 a figure structure -- or figure drawing environment

1 --

2 Q Okay.

3 A -- with undergrads and stuff --

4 Q So --

5 A -- at the same time.

6 Q Would -- so, the figure structure -- and again, I
7 went to law school, so would that not have involved
8 painting? What do you actually do in a figure
9 structure independent study?

10 A In that room -- mostly what we would do in that
11 room is have the model, the nude model, and we draw
12 or work in that room from the nude model.

13 Q Okay. So, was that only drawing? What type of --

14 A Mostly just drawing because that room doesn't have
15 ventilation for any sort of solvents, so you have
16 to have people work in there without solvents.

17 Which you can do or whatever, but it's more of a
18 pain in that room. Mostly it's draw -- mostly it's
19 drawing in that room.

20 Q Okay.

21 A That's what it's traditionally, sort of, known for,
22 and then the rooms next door with ventilation are
23 the painting rooms.

24 Q Understood. You had said there was some paperwork
25 filled out, and I believe you were -- and it says

1 in that next paragraph, twenty-seven, you were
2 formerly a member of the graduate faculty. Is that
3 correct?

4 A Yes.

5 Q Okay.

6 A Specifically, I think, for this thing with Allison.

7 Q Understood.

8 A Could I take a little break soon?

9 Q Yes, we can go off the record.

10 (OFF THE RECORD FROM 1:21 P.M. TO 1:22 P.M.)

11 CONTINUED BY MR. GESSNER:

12 Q So, we were talking about you teaching an
13 independent study with Allison Dunavant. That
14 would have been for the fall semester of 2016,
15 correct?

16 A Yes.

17 Q Okay. And then the next page, five, paragraph
18 thirty, says "on approximately August 22nd, 2016,
19 David Voros comes into your office and" -- this is
20 where you say that David Voros asked you to give
21 Dunavant a bad grade; is that correct?

22 A Yes.

23 Q Okay. As you sit here today, do you know how you
24 knew it was August 22nd?

25 A No.

1 Q Okay.

2 A That's why I say approximately --

3 Q Okay.

4 A -- because I cannot remember exactly what day. But
5 I have sort of been able to figure out what day it
6 was.

7 Q Okay. It says in that paragraph, starting in the
8 middle of the third line, "Voros told me that he
9 had a lot of trouble with Dunavant during the
10 summer." Do you recall what he -- what did he tell
11 you about what happened in Italy?

12 A He didn't really -- he stood across from me with
13 his hands on the table and just talked very softly
14 to me across the room, and I was sitting at my
15 desk. And basically said that, that -- he rolled
16 his eyes, that he'd had a lot of trouble with her,
17 that she had been -- that she was crazy and that he
18 needed me to look for any reason to give her a bad
19 grade in order to support him with a previous grade
20 dispute that he'd had with her.

21 Q Okay. What was your response to David Voros?

22 A I just looked at him. I didn't say anything, and
23 then he left.

24 Q Okay. Did that surprise you --

25 A Yes.

1 Q -- him coming in and asking that?

2 A It did surprise me.

3 Q Okay.

4 A Completely. I didn't know what was going on. This
5 was some of my first inclinations that, like,
6 things aren't how they used to be or what I thought
7 they were.

8 Q Okay. You said Voros said something about a grade
9 dispute he had with her. Did he elaborate on that?

10 A He just said a previous -- he said he'd had a
11 previous dispute with her over a grade.

12 Q Okay. And he didn't tell you what grade he gave
13 her?

14 A No.

15 Q Okay. In paragraph thirty-two, you state "I
16 believe Dunavant filed a Title IX complaint against
17 Voros with USC for sex discrimination or sexual
18 harassment." Have you ever seen a copy of a Title
19 IX complaint filed by Allison Dunavant?

20 A I don't remember.

21 Q Okay. How would you have known about that?

22 A Peter Chametsky mentioned it to me in his office.

23 Q Okay. Do you recall what you all were meeting
24 about, or what were you talking about that
25 Chametsky would have told you about this?

1 A I had told him, I believe at that time, about David
2 taking me into the closet. And I had told him
3 about what he had asked me to do about Allison and
4 he jumped up --

5 Q Okay.

6 A -- and said "that's retaliation" and began to talk
7 with EOP right then. And he told me that he didn't
8 think that they should have hired Alex because she
9 was named in this Title IX complaint, and he
10 thought that he was doing the right thing by
11 telling David, no, we can't hire her because she's
12 hired -- named in this thing that's ongoing at the
13 school right now.

14 Q Okay. Do you recall when you were in Chametsky's
15 office talking about this?

16 A No.

17 Q Okay. That's -- because the best I can tell, and
18 I've been looking at dates, trying to establish --
19 and I can see -- you said approximately August 22nd
20 is when Voros is in your office asking you to give
21 Dunavant a bad grade?

22 A Right.

23 Q And then, I have a copy around here somewhere, I
24 can show it to you if you want, but I'll represent
25 to you that the EOP complaint that you had done

1 about the alleged retaliation was filed on April
2 10th --

3 A Right.

4 Q -- of 2017. Does that sound about right?

5 A Yes.

6 Q Okay. So, we go from August of 2016 to April of
7 2017, and I'm trying to establish -- I'm trying to
8 figure out what happened in those intervening
9 months. Do you recall if you would have met with
10 Chametsky in April of 2017?

11 A Yes. I met with Chametsky before that.

12 Q Okay. Sometime --

13 A I was -- there was --

14 Q Obviously sometime prior to the EOP complaint
15 getting filed?

16 A Exactly. I didn't know about EOP complaints before
17 that.

18 Q Okay.

19 A I didn't -- and there was a lot that happened in
20 between that time, and I was, like I said,
21 terrified.

22 Q Okay. And you mentioned while you were in the
23 office talking with Chametsky, you also talked
24 about what I've been calling the closet incident;
25 is that correct?

1 A Yes.

2 Q Okay. Did you go to Chametsky's office to talk
3 about these issues, where you brought to his office
4 for some other reason, or why were you there?

5 A I went to his office to talk to him.

6 Q Okay. And you told Chametsky about the closet
7 incident?

8 A Yes.

9 Q Okay. So, what exactly -- what happened in the
10 closet; what is that about? I know you mention it
11 here in your affidavit. I don't recall if I
12 skipped over it, but you allege something happened
13 in a closet in McMaster; is that correct?

14 A Yes.

15 Q Okay. What happened?

16 A David came to my office to talk about a project
17 that he wanted me to do, and it was, like I said,
18 one of these super-involved kind of things that
19 didn't really seem to have relevance. And then, he
20 said "come here, I want to show you something," and
21 he took this plastic head that doesn't have a back
22 to it out of his office and had me follow him. He
23 just, like, walked down the hall and I followed
24 him. And he went and he found the figure room
25 empty. And went -- like, he was looking for a

1 space with no light and he went in the closet and
2 brought me in the closet and held the head up.
3 Like, we're just looking through this head, like,
4 that was the thing. And he shut the door and shut
5 us in this closet alone together in this room and
6 stood behind me with his body against the back of
7 me and held this head in front of me and whispered
8 into my ear to, like -- I don't really feel
9 comfortable talking about this right now.

10 Obviously, I mean, y'all can tell, right?

11 Q Yes, ma'am. I can tell you're upset.

12 A I'm telling you -- so, then I was terrified of him
13 at that time and I was terrified in that moment and
14 I didn't know what was going to happen, and I felt
15 like I was being bullied, propositioned, like, who
16 knows what. And I just was staring at the door
17 handle and I finally broke -- sort of like, broke
18 free and hit the door handle and just left.

19 Q Okay. So you said, in the closet, he closes the
20 door. Is the light on or --

21 A No.

22 Q -- off?

23 A It's off.

24 Q Okay. Are there any windows or anything?

25 A There's a tiny window. This was the whole point,

1 was to get into, like, a dark space. And then
2 there was no point after this for this to happen.

3 Q Okay. So, you said he was showing you this head.
4 You said it was a head without a back, correct?

5 A Yes.

6 Q So, what is he showing you about it?

7 A He's saying that it's a thing that -- it's like a
8 science object that he has on this shelf in his
9 office full of science objects.

10 Q Okay.

11 A So it's like, this is a science object, look at
12 this thing. At the same time, I'm threatening you
13 and there's all these other things going on. So,
14 then also the thing that he had come in and told me
15 to do that has relevance apparently to this head,
16 was never mentioned again or used for any project
17 for the painting area or class.

18 Q Okay. So, you're in the closet. He's standing
19 behind you, correct?

20 A Correct.

21 Q Okay. Was he holding you? I mean, did he have his
22 arms around you?

23 A He had his arm around the front of me, yes.

24 Q Okay. Where was his hand situated?

25 A I don't remember.

1 Q Okay. Did he press his body up against yours?

2 A Yes.

3 Q Okay. And you said he --

4 A I can -- his breathing was here in my hair and in

5 my ear from behind me.

6 Q Okay. So, your left ear you're indicating?

7 A Yes.

8 Q Okay. Was he talking to you?

9 A Yes.

10 Q Do you recall what he was saying?

11 A No.

12 Q All right. Was he -- do you recall if he was

13 saying anything of a sexual nature?

14 A No.

15 Q Was he physically threatening you?

16 A I don't remember right now.

17 Q Okay. And you had stated you were looking at the

18 door knob and after some period of time, you were

19 able to open the door and leave, correct?

20 A Yes.

21 Q Okay. Did David Voros restrain you from leaving in

22 anyway?

23 A Not that I know of. I bolted.

24 Q Okay. Did he ever talk about any of this to you

25 again, David?

1 A No.

2 Q Okay.

3 A But the head thing that he had wanted me to do, the
4 project based off of this, I worked with a
5 secretary for a long time to try to get the thing
6 right. She might remember that, I don't know.

7 Q Okay. What was the project with the head?

8 A I don't know. It was something he wanted me to do
9 that was -- never became anything, but I tried --

10 Q Some type of --

11 A -- to do it.

12 Q Some type of art project?

13 A Yes.

14 Q Okay. And you say you told Chametsky. Do you know
15 when this would have happened --

16 A I can not --

17 Q -- in the closet?

18 A -- remember.

19 Q Okay. And you told Chametsky about it when you
20 met, probably early April of 2017, correct?

21 A Before that.

22 Q Before that?

23 A Probably.

24 Q Okay. Did you file any complaints, any formal
25 complaints, with USC about that?

1 A About what?

2 Q The closet incident.

3 A No.

4 Q Okay.

5 A I just told Peter.

6 Q And what did Chametsky say when you told him that?

7 A I told him other things at the same time and he
8 focused on the other things.

9 Q Okay. Because you had also told him about Voros
10 telling you to give Dunavant a bad grade, correct?

11 A Yes.

12 Q Was there anything else you remember talking about
13 at that time?

14 A Yes, at that time I was telling Peter a lot of the
15 stuff that was going on. I was going to him and
16 telling him and updating him on the situation
17 because it was really scary.

18 Q Okay. So, what was going on in the painting -- or
19 in the art school at that time, other than what
20 we've already talked about?

21 A I can't remember. Like, at what time?

22 Q Start fall semester 2016.

23 A What was going -- I mean --

24 Q So, everything -- I think David Voros and Pam
25 Bowers would have been in Italy over the summer;

1 they come back, fall semester starts. I think at
2 one point you had said that David was late getting
3 back from Italy, so you had started --

4 A I started his classes, yes.

5 Q Okay. And you said there's a lot going on. So,
6 really -- what's going on?

7 A In the spring, I would say there's a lot going on
8 in the painting area.

9 Q Okay. So, in the fall --

10 A The fall, I think, it's becoming apparent that
11 something is going on and then in the spring, it's
12 really apparent something's going on.

13 Q Okay. So, what was going on, exactly?

14 A I don't know. David Voros's behavior had changed.

15 Q Okay.

16 A And I didn't feel comfortable around him at work.
17 I had been threatened by him, my job had been
18 threatened, and I was having to work with him. And
19 like I said, the lab tech position had changed in
20 such a manner where it wasn't the same as it used
21 to be.

22 Q Okay. So, prior to that, you're -- we had said --
23 or you had agreed that your working relationship
24 with David Voros was okay, correct?

25 A From the time that I knew him. I've known David

1 since the early 2000s, so not just then. My
2 working relationship, like, being hired by him and
3 stuff, he's someone I'd known for a long time.

4 Q Okay. And had you ever --

5 A And so for -- yes, for me to come in and now the
6 fall semester 2016, it begins to become apparent
7 that something's different. And in the spring,
8 it's apparent that something's different.

9 Q Okay.

10 A But this is based on, yeah, a working relationship,
11 but also, like, a relationship with someone that
12 I've known for a very long time.

13 Q Okay.

14 A Not just since this last, whatever -- working
15 relationship.

16 Q So, you said David's behavior changed. How did it
17 change?

18 A The first time that I noticed his behavior change
19 was after I came back to school for discovery day.
20 That would be before the summer of 2016. And I was
21 up at the school to do this discovery day thing and
22 it was honoring a student of ours that had passed
23 away. And her husband was there, and Pam and I
24 went with the husband over to show her work and
25 stuff for this discovery day thing. And I saw

1 David, who I'd known, like I said, a long time and
2 it's the first time I've seen him since I'd been
3 out for my personal stuff. And he barely looked at
4 me and just was following this girl, and I noticed
5 that. I was like, that seems really unusual for me
6 to see this person that I've known for all this
7 time, my husband passes away, and he doesn't even
8 really say hello to me at all. And this student
9 has died too, and we're about to go do discovery
10 thing and he's just, like -- that was the first
11 thing that I thought was unusual and out of
12 character --

13 Q Okay.

14 A -- for the person that I knew. And then it began
15 to be more things.

16 Q Okay. And who was the girl that he was following
17 around?

18 A Alexandra Stasko. I later, I guess, realized who
19 that was.

20 Q Okay. I'll get back to your affidavit in a second,
21 but you had said --

22 A Okay.

23 Q -- Voros had threatened you. When did that happen?

24 A I'm not sure when it initially happened. I know
25 that when he was served divorce papers, he

1 threatened me.

2 Q Okay. Would he -- what was he threatening you
3 about? What --

4 A He said to -- he said I -- that he was going to get
5 my job. He said he's going to get me. He said I'm
6 going to be sued. That I will go to jail. I mean,
7 lots of different things and ways.

8 Q Okay. Why would he threaten you when he gets
9 served with divorce papers?

10 A I don't know.

11 Q Okay. Did you sign any affidavits for Pam Bowers
12 to use in their divorce?

13 A Yes.

14 Q Okay. Would David have known about it at that
15 time?

16 A He shouldn't have.

17 Q Okay.

18 A Not to my knowledge.

19 Q Okay. What did you say in the affidavit?

20 A I can't remember.

21 Q You can't remember anything about the affidavit?

22 A Not right this second.

23 Q Okay. So, Pam filed for divorce against David,
24 correct?

25 A Yes.

1 Q Okay. On the basis of adultery, correct?

2 A Yes.

3 Q To the best of your understanding?

4 A To the best of my understanding.

5 Q Okay.

6 A Yeah, this is --

7 Q Sorry?

8 A I'm sorry. Yeah, I was just saying, yeah, it's not

9 my divorce. Yeah, I don't know.

10 Q Okay. I mean, did your affidavit -- do you recall

11 saying that -- anything indicating that David had

12 had an affair with Alex Stasko?

13 A Probably.

14 Q Okay. Do you have a copy of this affidavit?

15 A I don't know.

16 Q Okay. Who asked you to do the affidavit?

17 A Nobody asked me to do it. Pam maybe asked me to do

18 it. I don't even remember at that time.

19 Q Okay.

20 A It was really scary at that time and I don't

21 remember.

22 Q Did you know that David Voros was having an affair

23 with Alex Stasko?

24 A I believe so.

25 Q Okay. How did -- what made you believe that?

1 A What I'd seen between the way they acted.

2 Q Okay. What specifically do you recall seeing?

3 A I remember going to a party at their house, at Pam
4 and David's house, and Alex being there. And David
5 had made a painting that was just, like, two
6 figures -- there was this weird situation where
7 he'd had a painting, and I think it was supposed to
8 be him, and they had, like, an erection in the
9 painting and Alex asked if she could touch it at
10 this party in his studio. And he's showing his
11 work and he was like, of course, and I thought it
12 was all very weird. And I had heard from people
13 who had been in Italy that there was some kind of
14 weird behavior between David and Alex. And then I
15 saw them -- what I believe, I saw them texting each
16 other.

17 Q Okay.

18 A Just sitting there looking at each other and, you
19 know, texting back and forth. And I just was like,
20 wow, this is not the David that I know. The David
21 that I know doesn't even text. You know, it was
22 just all very strange and like I said, I'd known
23 him a long time.

24 Q Okay.

25 A And so I thought, hey, this is all very weird, you

1 know.

2 Q Okay. Do you recall having -- did you describe
3 what you just told me in this affidavit? Not that
4 one we're looking at here; the one that went --

5 A I don't know.

6 Q -- for the divorce. You don't recall?

7 A I don't know if I -- what I said about anything in
8 the affidavit specifically right now.

9 Q Okay.

10 A I mean, that was a long time ago.

11 Q Of course. And you said that Voros threatened you
12 and threatened your job.

13 A Yes.

14 Q Do you recall when that was? Would that have been
15 spring of 2017?

16 A Definitely during spring of 2017. I don't know if
17 it was before that. I think it would have been
18 spring of 2017.

19 Q Okay.

20 A That's when I think -- when it began, but I am
21 fuzzy, especially during that time.

22 Q I understand. So, in spring of 2017, you would
23 have been teaching one or two courses as an adjunct
24 professor; is that correct?

25 A Yes.

1 Q Okay. And also, I think you had talked about the
2 figure structure and the lab tech. That was all
3 still going on spring of 2017?

4 A No.

5 Q Okay.

6 A No, Alex Stasko is now teaching those things.

7 Q The figure structure?

8 A (Nodding head).

9 Q Okay. Were you still the lab tech?

10 A Yes.

11 Q Okay.

12 A This is the semester that I -- like I said, I
13 changed and I was working directly under David
14 during this time that I was also being threatened.

15 Q Okay. So, you said in this time you are working
16 directly under David as the lab tech. Prior to
17 that timeframe, as a lab tech, would you have
18 reported or worked directly --

19 A Usually I worked with Pam.

20 Q Okay.

21 A Or people would just tell you, I need this, and you
22 order it and stuff.

23 Q Okay.

24 A It wasn't -- yeah, it was different.

25 Q Did you have to submit timesheets in --

1 A We submitted --

2 Q -- in 2017?

3 A We -- there was an online system that you submit
4 time through. I forgot what it's called.

5 Q Okay. Because it's an hourly position, right?

6 A Yeah. There's like, an online thing and the
7 business manager is the person that operated that
8 system or whatever -- the timesheet thing, yes.

9 Q Okay. And in this timeframe, so spring semester of
10 2017, was David Voros criticizing your job
11 performance in anyway?

12 A I found him to be later, after he was threatening
13 me. He started to write emails saying that I
14 wasn't doing my work and copying people on it. At
15 that same time, I was coming to Peter and saying,
16 look, he's asking me to do these things that I
17 don't feel comfortable doing, and other things like
18 that, and being threatened. So, it was a strange
19 situation. I didn't feel like -- I felt like Peter
20 was aware of what was going on, but at the same
21 time, he wasn't helping me --

22 Q Okay.

23 A -- with the situation. They talked about taking me
24 out of it and putting someone else in it. They had
25 a student who was available to be hired to do it

1 that they did not hire to do it. But he was
2 criticizing me during that semester.

3 Q Okay. Do you know if any other professors were
4 criticizing your performance?

5 A I don't know.

6 Q Okay. After the spring of 2017, did you not work
7 for the University of South Carolina for some time?

8 A Yes.

9 Q Okay. And I'm not referencing anything specific at
10 this time. Do you -- so, after spring of 2017, do
11 you remember the next time you worked for the
12 University of South Carolina?

13 A It would be the -- I was out for a year. So, the
14 spring of 2018.

15 Q Okay.

16 A Is that right? I can't remember.

17 Q Again, if you don't recall the exact date, that's
18 fine. I don't recall it either.

19 A I was out for a year.

20 Q Okay.

21 A I'm pretty sure.

22 Q Approximately a year. You came back in 2018,
23 correct?

24 A Correct, yes.

25 Q Okay. In that intervening time period, did you

1 have any interaction with David Voros?

2 A No.

3 Q Any interaction with Pam Bowers?

4 A Yes.

5 Q Okay. Were you here in Columbia or were you back
6 in Oklahoma?

7 A I am in both places very often. I've driven back
8 and forth probably eight times this summer.

9 Q Okay. So, you're friendly with Pam Bowers,
10 correct?

11 A Correct.

12 Q Okay. So, you just would have kept in touch with
13 her just because y'all are friends, right?

14 A Correct.

15 Q Okay.

16 A I've tried to maintain no contact with David Voros
17 whatsoever.

18 Q Okay. Did David Voros try to contact you at all
19 during that timeframe?

20 A When I was in school, there were times that he did.
21 But not to my knowledge has he ever tried to email
22 me or anything like that.

23 Q Okay. Going back to your affidavit. On page five,
24 paragraph thirty-three, it says "upon information
25 and belief, during summer 2016, Dunavant learned

1 Voros intended to give employment benefits, such as
2 teaching assignments, to female faculty and/or
3 graduate students who granted him sexual favors."

4 Did I read that correctly?

5 A Yes.

6 Q Okay. What led you to that belief?

7 A Just observing after that what happened to people
8 who did and people who didn't.

9 Q Okay. So we talked about, David Voros has an
10 affair with Alex Stasko, right?

11 A (Nodding head).

12 Q Is that "yes"?

13 A Yes.

14 Q Okay. And he recommends Alex Stasko be hired for
15 at least one position, correct?

16 A Correct.

17 Q Okay. What other females, or female faculty or
18 graduate students, do you contend were granting him
19 sexual favors?

20 A I don't know that, but I know that I wasn't.

21 Q Okay. Did you wind up teaching Allison Dunavant at
22 any point?

23 A I don't think so.

24 Q Okay. So, you didn't teach that figure structure
25 independent study?

1 A She didn't do it. Scheduling didn't work out.

2 Q Okay. Who told you it was because the scheduling
3 didn't work out?

4 A Allison. I think so.

5 Q Okay.

6 A I think she told me that because of scheduling it
7 wasn't going to work out.

8 Q But --

9 A But it was a scrambled kind of thing and late in
10 the semester too. It was not --

11 Q Correct. It was a last-minute thing, wasn't it?

12 A But it's also -- it was an undergraduate figure
13 drawing class, not a painting class.

14 Q Right.

15 A So --

16 Q But the university was trying to accommodate Ms.
17 Dunavant because she had -- wasn't going to take
18 any classes with David or Pam. They're trying to
19 set her up with something on the graduate level
20 with you, correct?

21 A Right.

22 Q Okay.

23 A Yes.

24 Q Would it surprise you if Allison Dunavant told us
25 that she dropped that class not because of any

1 scheduling issues, but she was concerned with your
2 quality as a professor?

3 A It would not surprise me.

4 Q Okay. Why would that not surprise you?

5 A Because I'm an adjunct professor teaching a figure
6 drawing class and she's there to get a graduate
7 degree in painting. That would not surprise me at
8 all.

9 Q Okay.

10 A I wouldn't be surprised if she would say something
11 to me that wasn't hurtful, like "I'm not pumped
12 about the quality of your teaching," you know, or
13 something like that.

14 Q Okay.

15 A No. I mean, I wouldn't get paid to do an
16 independent study either. I mean, it was not a
17 good solution I wouldn't say for either of us, or
18 anyone really.

19 Q Not a good long-term solution?

20 A To get a painting degree, yeah.

21 Q Okay. Would you -- other than this independent
22 study, would you have been able to teach Allison
23 Dunavant painting?

24 A Yes.

25 Q You're qualified to do that, right?

1 A Yes.

2 Q Okay. On page six of your affidavit, you say "upon
3 information and belief, several other complaints
4 have been made by faculty and students to mandated
5 reporters at USC against Voros for sex
6 discrimination and/or sexual harassment." That's
7 paragraph thirty-five. Did I read that correctly?

8 A Yes.

9 Q Okay. Other than Ms. Dunavant's EOP complaint that
10 we've already talked about, did -- who do you know
11 has complained against -- about David Voros?

12 A Who do I know that's complained about him?

13 Q Yes, ma'am. Specifically with respect to sex
14 discrimination and/or sexual harassment.

15 A I hate saying people's names. I mean, I don't feel
16 comfortable. There's a lot of people. LC, for
17 sure.

18 Q Okay.

19 A Pam --

20 Q Okay.

21 A -- Bowers. Many graduate students have come
22 forward to try to report things, but I don't think
23 those were -- ever really went anywhere.

24 Q Okay. And you said many graduate students. Do you
25 know who they would have reported to, or did they

1 file formal EOP complaints?

2 A I don't think so. I think the students were often
3 afraid of what might happen because of what they
4 saw happen to other people in this situation. But
5 I know that several students went as groups to the
6 Chair, Laura, at the time. There were students who
7 met with -- there were students -- I mean, there
8 were students who came to me for aid, just telling
9 me they were afraid.

10 Q Okay. So, students come to you and others and
11 state that they were afraid. Do you know
12 specifically what they were afraid of?

13 A No.

14 Q Okay. And you mentioned LC and Pam Bowers, but
15 other than them, did any other students tell you
16 that they were sexually harassed by David Voros?

17 A There were graduate students who reported things,
18 but nothing ever came from those things. I think
19 that Lauren and Pam and I are the only ones who
20 have things that are -- and Allison, I guess, that
21 are, like -- became reports.

22 Q Okay. So, who would they have talked to? These
23 graduate students, who would they have talked to
24 about David Voros?

25 A They would have talked to Ombudsman, the people who

1 won't have a -- they can talk to without talking to
2 at the school.

3 Q Okay.

4 A I know that that happened some. I don't know who
5 all they talked to or who else.

6 Q Okay. But as we sit here today, other than LC and
7 Pam Bowers, and if you don't feel comfortable
8 giving me the name right now, that's fine, but can
9 you recall anyone else that told you, David Voros
10 sexually harassed me?

11 A Yes, but I do not feel comfortable giving you names
12 right now.

13 Q Okay. And to the best of your knowledge, that
14 person never made a formal complaint?

15 A Persons.

16 Q Okay. Did you ever file a formal complaint on
17 their behalf?

18 A On their behalf?

19 Q Yes, ma'am.

20 A No.

21 Q Okay. Have you ever heard --

22 A I don't think so.

23 Q Okay. Well, I've never seen one.

24 A Yeah. I don't think so.

25 Q All right. Have you ever heard the phrase

1 "mandated reporter"?

2 A Yes.

3 Q What does that mean to you?

4 A It means that if someone comes to you with
5 something that needs to be reported, you need to
6 report it. We were -- have -- we had to go through
7 training for this at USC, but I knew what that
8 meant before the training, I would say.

9 Q Okay. To the best of your knowledge, as an
10 employee at the University of South Carolina, were
11 you a mandated reporter?

12 A Yes.

13 Q Okay. So, students came to you with allegations of
14 sexual harassment and you failed to report it?

15 A No.

16 Q How did you report it then?

17 A It's different people. I didn't say they were
18 students.

19 Q Okay, people. Again, other than LC and Pam Bowers,
20 people complaining to you about sexual harassment
21 by David Voros?

22 A Yes.

23 Q Did you file any complaints, did you alert the EOP
24 office?

25 A It wasn't students.

1 Q Was it other faculty or staff?

2 A There's other people at the school that I know of,
3 but it's not things that -- it was not my thing and
4 people reported it to mandated reporters and those
5 mandated reporters didn't report things. But like
6 I said, I don't feel comfortable -- I mean, I don't
7 know what --

8 Q Well, that's the thing is part of the allegations
9 in this lawsuit is that -- and people keep saying,
10 "oh, this isn't the only one."

11 A There --

12 Q "Multiple people have complained about David
13 Voros." And I've -- I have all the documents that
14 I can find and the only complaint I find is Allison
15 Dunavant's EOP complaint, the retaliation
16 complaint, and your EEOC complaint.

17 A Which is a lot. And yes, there's other people and
18 people are afraid to report, and people are afraid
19 to report within the school because of what they
20 see happens --

21 Q Okay.

22 A -- to people.

23 Q So, you said some people have talked with mandated
24 reporters; is that correct?

25 A Yes.

1 Q Okay. Who were those mandated reporters?

2 A I would say the Chair -- Chairs of any -- any

3 Chairs of the department people came to.

4 Q So, that would have been Peter Chametsky and Laura

5 Kissel, correct?

6 A Yes.

7 Q Anyone else?

8 A Not that I know of.

9 Q Okay. And if I understand your testimony

10 correctly, you had said that when these people told

11 you about David Voros sexually harassing them,

12 while you're a mandated reporter, I understood your

13 testimony to be that you're only mandated to report

14 when students make complaints; is that correct?

15 A Well, what I'm saying is -- I don't know, it's very

16 complicated, but I am telling you I don't feel

17 comfortable naming any names.

18 Q And I'm not asking you to name names, okay.

19 A But in these situations, this is not something --

20 these were things that either were reported and you

21 have whatever -- they were reported, or they went

22 to people and nothing was done about it.

23 Q Okay.

24 A And that's all I know about it.

25 Q And that's --

1 A It wasn't reported to me --

2 Q -- what I want to know about. You're saying they

3 went to people and nothing was done about it. Was

4 -- who would they have gone to when --

5 A Like I said, the Chairs.

6 Q Peter Chametsky and Laura Kissel?

7 A Yes, that's it. That's all I know, yeah.

8 Q And to the best of your knowledge, no formal

9 complaints were ever filed?

10 A Unless people went to, like, the police or

11 something like that.

12 Q Okay. Did you ever read a copy of Allison

13 Dunavant's lawsuit?

14 A I can't remember.

15 Q Okay. At one point, I mean, copies of it were kind

16 of left all over the art school; did you know that?

17 A I did know that.

18 Q Okay.

19 A Yeah, I worked around that.

20 Q So, it would -- do you recall if you had picked one

21 up and taken a look at it?

22 A No, I tried to pretty much stay away from them.

23 Q Okay. You --

24 A It was terrifying to come into school, to work, and

25 that be all over the department, and then have

1 someone related to that case, like I said, be
2 threatening me and lash out at that point. I mean,
3 it was terrifying being in the department, it was
4 terrifying being around all that stuff.

5 Q Okay. Is it your understanding that Allison
6 Dunavant made a complaint to USC about sexual
7 harassment?

8 A Yes.

9 Q Okay. Would it surprise you to learn that that is,
10 in fact, not true and Allison Dunavant admitted
11 that her complaint -- when she made her EOP
12 complaint and dealt with the university, never once
13 mentioned any sexual harassment?

14 A It doesn't surprise me, no.

15 Q Okay. The rest of page six of your affidavit you
16 talk about Voros recommending that Alex Stasko be
17 hired. And that was for a course that you believed
18 you would be teaching; is that correct?

19 A Yes. Where are we at on that page?

20 Q Just generally on page six, starting at paragraph -
21 -

22 A Okay.

23 Q -- thirty-seven.

24 A Yes.

25 Q Okay. And you say, paragraph thirty-eight, "upon

1 information and belief, Voros contacted Virginia,"
2 is that Scotchie? How do you say that?
3 A As far as I know it's Scotchie, yeah.
4 Q Okay. How do you know that Voros contacted
5 Virginia Scotchie?
6 A There's a student in my class who just kept saying
7 that David was down there vocally trying to get her
8 hired, and she was just telling everybody this.
9 This is how I heard it.
10 Q Okay. Paragraph thirty-nine, you say you believe
11 that Alex Stasko had taught at least one course in
12 the ceramics area. You say "I understand the head
13 of ceramics would not hire her to teach in the
14 ceramics area after fall 2016." How do you -- how
15 did you gain that understanding?
16 A Just knowing that David was trying to get her hired
17 down there, trying to get her a class somewhere.
18 And then it ended up being in our department, not
19 ceramics.
20 Q Okay.
21 A And Virginia -- I mean, I -- Virginia has told me
22 that she's afraid. I don't know if that has
23 anything to do with that. I don't know.
24 Q Would -- you said she told you she's afraid.
25 Afraid of what?

1 A Of David.

2 Q Okay. Did she say why?

3 A She's afraid of him, I think, and his temper at
4 work.

5 Q Paragraph forty-one, you state "upon information
6 and belief, in fall 2016, Voros kissed a female
7 undergraduate student." Did I read that correctly?

8 A Yes.

9 Q Do you feel comfortable identifying the female
10 undergraduate student?

11 A It would be LC.

12 Q Okay. What did Lauren tell you about that
13 encounter?

14 A Well, I was there.

15 Q So, you saw it?

16 A It was at a party and she -- he came up and put his
17 arms around her, kind of, and, like, kissed on her
18 and she felt very uncomfortable and it was
19 completely unwelcome, especially since he hadn't
20 really had anything to do with her before that
21 point.

22 Q Okay. And you said this was --

23 MS. ALBRECHT: She graduated. Do we need to
24 redact her name?

25 MR. GESSNER: We'll go off the record for a

1 second.

2 (OFF THE RECORD FROM 2:04 P.M. TO 2:04 P.M.)

3 CONTINUED BY MR. GESSNER:

4 Q Ms. Misenheimer, we talked about this incident with
5 LC. It's at a party. Where was the party?

6 A At Pam and David's house.

7 Q Okay. And did -- you saw this with your own eyes;
8 is that what you said?

9 A Basically. I mean, I was there, yeah. I remember
10 being there and them coming up and David coming
11 over and embracing her.

12 Q Okay. Did you see him -- excuse me. Did you see
13 David kiss LC?

14 A Yes.

15 Q Okay. Was it on the cheek, on the mouth, on the
16 forehead?

17 A It was -- well, I was like -- it was like, I'm
18 standing over here and he presses his face into
19 her, so I don't really know what part of her face
20 he pressed his lips into. So, you could ask her, I
21 guess.

22 Q Okay.

23 A I'm behind him.

24 Q Oh, okay. I was going to say -- you're behind him,
25 so --

1 A Yeah.

2 Q Okay. Did that look like a sexual advance?

3 A It was -- yeah, it did.

4 Q Okay. Did it look like he was just being overly

5 friendly?

6 A I think you could take it as that.

7 Q Okay.

8 A Someone might have, but I didn't.

9 Q Where were y'all standing when this happened?

10 A Outside.

11 Q Okay. Front yard, back yard?

12 A Back yard.

13 Q Okay. Other people were around, correct?

14 A Yes.

15 Q Okay.

16 A I think that's right. I mean, that's -- like you

17 said, it's been a long time, but I remember that.

18 Q On page seven, paragraph forty-four, you say "upon

19 information and belief, Voros began making sexual

20 advances towards Stasko-Miller before she began

21 working in the painting area as a lab tech in the

22 spring of 2016 semester." What led you to that

23 belief?

24 A I can't remember.

25 Q Okay. The preceding paragraph that starts on the

1 previous page, forty-two, the bottom of page forty-
2 two, it states "I began suspecting Voros was
3 seeking sexual favors from Stasko-Miller. I
4 believe he intended to grant her employment
5 benefits in exchange for her submitting to his
6 sexual advances and granting him sexual favors."

7 A Yes.

8 Q Was that just a suspicion you had?

9 A This was after that party that I told you about
10 where there was the painting and then the texting
11 and --

12 Q Okay.

13 A And he was, before that, saying that she needed one
14 class for her resume and he was just trying to help
15 her out and all this stuff.

16 Q Okay.

17 A And so, I started to be like, okay --

18 Q Okay.

19 A Uh-huh.

20 Q Now, David Voros has recommended you for positions
21 at the University of South Carolina, correct?

22 A Yes.

23 Q And he's recommended -- recommended you to go to
24 the Hoffberger School, right?

25 A Correct.

1 Q And I think there's some other grants and awards
2 and other things he's recommended?

3 A Correct.

4 Q Okay. Did he ever seek sexual favors from you
5 while he was doing that?

6 A Not that I was aware of, no.

7 Q You say not that you were aware of.

8 A Not that I was ever aware of, no.

9 Q He never did anything that you interpreted as a
10 sexual advance?

11 A No.

12 Q Okay, thank you. And paragraph forty-nine, you say
13 "upon information and belief, Stasko-Miller was not
14 qualified to work in the painting area nor was she
15 qualified to teach the courses Voros granted her."

16 A Uh-huh.

17 Q I mean, what's your knowledge about her -- about
18 Alex Stasko's qualifications?

19 A As a ceramics student.

20 Q Okay. Just that she had -- she came up to the --
21 through ceramics, correct? Do you know if she has
22 a concentration in ceramics?

23 A As far as I -- I mean, that was -- she was working
24 with Virginia in the ceramics department.

25 Q Okay.

1 A As a ceramics major, yes, a ceramics student.

2 Q As far as you know. But you don't -- you never
3 checked her transcripts or anything?

4 A I went to -- I was around and I -- like, I went to
5 the -- I remember going to the -- well, they all
6 have shows and stuff, I mean, and her show was all
7 ceramics stuff and she was a ceramics student.

8 There's a very small painting department, and I
9 mostly knew the students. So, like I said, it was
10 unusual to me that she was lab tech because she
11 wasn't a painter. So, yeah, it is -- it was
12 unusual to me that she be teaching these classes
13 that were not her background; that were my
14 background.

15 Q Okay. I'm just trying to gain an understanding of
16 how this all works. So, your background is in
17 painting, right?

18 A I -- yeah, there's a definite concentration in
19 painting.

20 Q Okay. Would that make you unqualified to teach art
21 classes in any other medium?

22 A It depends on the art class. If I'm not trained in
23 it --

24 Q Okay.

25 A I mean, I wouldn't be qualified to teach ceramics.

1 Q Okay.

2 A I don't think.

3 Q Now, so we had talked about figure structure

4 earlier.

5 A Yeah.

6 Q That's not necessarily painting, correct?

7 A But it's a much more part of painting. It's

8 drawing, which is a part of painting.

9 Q Okay.

10 A It goes hand-in-hand pretty much. I mean, David

11 was controlling that area even though there's a

12 drawing department area. So, figure drawing pretty

13 much went with painting.

14 Q Right. So, as long as you have training in figure

15 structure, you could teach that class with the

16 appropriate degree, correct?

17 A I -- I mean, if you're a painter and you have more,

18 I would say, experience in drawing.

19 Q Okay.

20 A What was the question? I'm sorry, I didn't really

21 answer that.

22 Q That's a good question.

23 A Yeah.

24 Q We'll just finish up this line of questioning and

25 then we'll take a break.

1 A Sounds good.

2 Q And at -- it says in your affidavit just about Alex
3 Miller being unqualified. But you're really just
4 basing that off the fact that you're thinking,
5 okay, if it's in the painting department, she came
6 out of ceramics. Kind of the two are sort of oil
7 and water?

8 A Sort of, but it's also, like, in the painting
9 department that I worked in there, there was a lot
10 of material knowledge you had to have to be able to
11 teach those classes. It's not just walk in and
12 teach painting necessary at all.

13 Q Okay.

14 A Same with figure structure. I mean, it's a class
15 where you have to monitor things and stuff and work
16 with the students and work with materials and --

17 Q Okay.

18 A It just seemed unusual for sure, yeah.

19 Q Okay.

20 A Uh-huh.

21 Q But other than Alex Stasko working in the ceramics
22 department as a student, you really don't know what
23 her --

24 A I don't know --

25 Q -- degree is in, you don't know what her

1 qualifications are?

2 A All I knew is that she got an MFA in ceramics, I
3 guess, at USC.

4 Q Okay. In paragraph forty-nine, you mention ARTS
5 232. Do you -- what is that?

6 A That would be one of the figure structure courses.

7 Q Okay. We'll go ahead and take a break for a little
8 bit.

9 (OFF THE RECORD FROM 2:12 P.M. TO 2:24 P.M.)

10 CONTINUED BY MR. GEISSNER:

11 Q Okay, we took a quick break. I'm going to skip
12 ahead in your affidavit to page eleven. I'm
13 looking at paragraph sixty-nine, the last sentence
14 of that paragraph. This is where you're talking
15 about how you had reported --

16 A Yes.

17 Q -- to Dr. Chametsky, you know, what you had talked
18 about earlier. And you say that Chametsky, you say
19 that "however, he focused on the Dunavant issue and
20 pressured me to report that issue to EOP." Is that
21 accurate?

22 A Yes.

23 Q Okay. Why do you feel like he pressured you to
24 report that to EOP?

25 A I don't know why he didn't report it.

1 Q Okay. If I say firsthand knowledge, do you
2 understand what that means? I know -- when you
3 witness something, whether it's firsthand
4 knowledge.

5 A Well, what he did was, he called EOP and put
6 himself through to Carl Wells and was like, you
7 need to report this and had Carl -- it was -- I
8 felt triangulated between them. Peter had me
9 sitting at his desk and he was sitting on the desk
10 and he called Carl Wells and put him on
11 speakerphone, so I felt pressured at that moment,
12 yeah.

13 Q Okay. So, if Dr. Chametsky did not call EOP office
14 right then and there, would you have called the EOP
15 office to make a complaint?

16 A They would have sent me an email with the -- I
17 mean, Carl sent me an email with a link to file.

18 Q Okay.

19 A It seemed like it was very important to Peter, but
20 none of these other things --

21 Q Okay. My question is, why did you feel pressured
22 to report to EOP? Were you not going to report to
23 EOP?

24 A I didn't know anything about EOP.

25 Q Okay.

1 A I just went to Peter for help and Peter called this
2 person and put me at his desk and --

3 Q Okay.

4 A So, yeah.

5 Q Now, paragraph seventy, you talk about a male
6 student that you believe is close to Voros. What
7 does that have to do with your EOP -- or your EEOC
8 complaint?

9 A What does it say?

10 Q In paragraph seventy. Because there's -- and I'll
11 -- at various times there's mention of some male
12 student or also one of the nude models.

13 A Well, this is -- I told Chametsky about a student
14 who came to me reporting that she had been touched
15 by this student. And then another student -- it
16 felt like there was an environment of this sort of
17 behavior.

18 Q Okay. And that --

19 A That's why I'd say that maybe that's there, but
20 yeah, I see what you're saying. And then the other
21 one is a direct situation we felt like he created,
22 which is completely strange and --

23 Q Okay. Do you know if that -- the second one you're
24 talking about, the nude male model, do you know if
25 he was terminated?

1 A He was terminated.

2 Q Okay. So, what does David Voros have to do with

3 any of that?

4 A He set up the situation that required the student

5 and the male model to spend time alone. He came in

6 and --

7 Q Okay.

8 A -- set up this situation that created --

9 Q How?

10 A You can ask Lauren.

11 Q Okay. So, you don't have any firsthand knowledge

12 as to how David Voros would have been involved in

13 that?

14 A Well, he set up the situation, but he -- it was --

15 you should ask Lauren everything.

16 Q Okay. So to the best of your knowledge, based on

17 what other people have told you?

18 A Yes. I -- Lauren came to me and I reported to

19 Peter --

20 Q Okay.

21 A -- all this. But Lauren felt like Voros was at

22 fault for that, which is why it's in there and what

23 I told Peter.

24 Q Next page, page twelve, paragraph seventy-seven.

25 A Yes.

1 Q The second sentence, you say "I later learned" --
2 how do you pronounce that individual's name?
3 A I don't -- Khaldoune.
4 Q Khaldoune, okay. Who you describe as a "less
5 qualified male," going onto the next page, "had
6 been hired to teach an ARTS 210 section."
7 A Yes.
8 Q And how do you know about that?
9 A From the schedule.
10 Q Okay. Are you familiar with Khaldoune's
11 qualifications?
12 A Pretty much, yes.
13 Q Okay. And you're alleging that you were not hired
14 to teach ARTS 210 in fall of 2017, but this
15 individual was; is that correct?
16 A Yes.
17 Q Okay. Paragraph seventy-eight, you say "upon
18 information and belief, in March 2018, Voros took a
19 class away from a female graduate student and gave
20 it to a male graduate student. Male graduate
21 student is the same student who Chametsky pressured
22 me to report to EOP for sexual misconduct, and who
23 I believe is close to Voros." Okay, we talked
24 about Chametsky calling the EOP office and having
25 you talk to Carl Wells. That was about the Allison

1 Dunavant retaliation issue, correct?

2 A Yes.

3 Q Okay. Did Chametsky have -- ask you or have you
4 file any other reports with EOP?

5 A Yes.

6 Q Okay. Are any of them related to David Voros?

7 A No.

8 Q Okay. So, you say Chametsky pressured you to file
9 EOP reports for sexual misconduct regarding
10 students; is that correct?

11 A Yes.

12 Q Okay. We had said earlier as a USC employee, you
13 were a mandated reporter, correct?

14 A Yes.

15 Q And you were not going to report sexual misconduct
16 involving students to EOP?

17 A I came to Peter and he pressured me to report this
18 stuff. It was a very complicated issue.

19 Q Okay.

20 A Peter also is supposed to report. I mean, I came
21 to Peter for him to report, and he can report, and
22 you can do that for someone. And I had done that
23 before.

24 Q Okay.

25 A So, I'm learning about EOP. This is like crash-

1 course EOP for me, right. He pressured me to do it
2 instead of doing it himself. I wish he would have
3 just done it himself, yeah.

4 Q Okay. Why? I think that's what I'm not
5 understanding.

6 A Because I was one of the victims.

7 Q Okay. And it's your opinion or understanding that
8 it would have been better if Chametsky had just
9 filed the --

10 A I didn't --

11 Q -- EOP report himself?

12 A And there were other students and he wanted me to
13 deal with it instead of him having to deal with it.
14 And so, I was forced to deal with it while also
15 being a victim in the situation and him knowing
16 that. So, yeah, it was complicated and very
17 uncomfortable and I eventually did finish that one
18 EOP report, but after getting emails and stuff from
19 Peter telling me he was meeting with Deans and had
20 I done it and being pressured to report it.

21 Q So in paragraph eighty-two, you say "I learned
22 Voros had been sued by a former student for sex
23 discrimination and sexual harassment." Is that
24 Allison Dunavant's lawsuit?

25 A Yes.

1 Q Okay. Paragraph eighty-three is where you're
2 talking about how you came back in 2018 --

3 A Yes.

4 Q -- to teach some classes and you had discussed with
5 Laura Kissel you coming back. But you had said,
6 about the middle of that paragraph you say, "I felt
7 USC did not previously protect me from Voros's
8 retaliation."

9 A Yes.

10 Q What did Voros do that was retaliation?

11 A Cause me to lose my job, treat me the way that he
12 taught -- that he treated me at school.

13 Q Okay.

14 A And outside of school, the threats. I mean,
15 creating a hostile work environment. Just -- I
16 can't remember all the things right now.

17 Q Okay. When you say the hostile work environment,
18 what was going on at that time?

19 A The -- there was a lot of the -- well, I mean,
20 there wasn't even like -- I was concerned about
21 going back and him still being there and nothing
22 have changed with the way things had been before,
23 and I was afraid of what might happen to me.

24 Q Okay. When you say you were afraid of what might
25 happen, do you mean physically?

1 A Potentially, yes.

2 Q Okay. Have you ever witnessed David Voros be
3 physically violent with anyone?

4 A I can't remember.

5 Q Okay. But does that seem like something you would
6 remember though?

7 A I've known him to be violent.

8 Q Okay. When you say violent, do you mean physically
9 violent?

10 A Potentially, yes.

11 Q Okay. I mean, actually. Did you ever see him
12 punch anybody?

13 A I can't remember.

14 Q Okay. Do you typically see people punch other
15 people?

16 A No.

17 Q Okay. Because it's -- I don't either and I would
18 think that if that -- if I saw a colleague or a
19 professor punch somebody or physically harm
20 somebody --

21 A He --

22 Q -- I think that's something that I would remember.
23 So that's why when you say you don't remember, it -
24 - that's why I'm following up on that.

25 A Maybe not me, aside from him taking me in a closet

1 and doing things, like threatening things to me
2 without touching me, I can't remember.

3 Q Okay. And I'll ask you about the threats in a
4 minute, but that's where -- I've heard allegations
5 in this lawsuit about David Voros being violent,
6 yet I'm asking for specific examples of actual
7 physical violence and I'm really not --

8 A After --

9 Q -- finding a whole lot.

10 A -- I was taken in the closet and lost my job, I did
11 everything I could to avoid being around him.

12 Q Okay.

13 A So, you might have to talk to other people about --

14 Q Sure.

15 A -- that.

16 Q Prior to that though. Because you said you'd known
17 David Voros for many years, correct?

18 A Yes.

19 Q Okay. Well, I understand he was not violent with
20 you. Did you ever witness him be violent with
21 anyone else?

22 A With animals.

23 Q How so?

24 A Killing animals.

25 Q What kind of animal?

1 A Different animals, I guess. Like, his chickens and
2 ducks. And then once on a trip I saw him kill a
3 raccoon with a shovel.

4 Q Okay. You said chickens and ducks, were those --

5 A His chickens and ducks that he kept.

6 Q Okay. And were they killed for food?

7 A Some of them. As far as I know. I mean, I'm
8 saying that --

9 Q Okay.

10 A I'm telling you what I know.

11 Q Okay.

12 A I'm trying to answer the questions.

13 Q No, I understand and I appreciate it, your
14 responses. So, some of the chicken and ducks were
15 killed for food, is --

16 A I don't also know a lot of people that do that
17 either, so --

18 Q Okay. But to the best of your knowledge, I mean,
19 was he killing some of these chickens and ducks for
20 reasons other than food?

21 A I don't know.

22 Q Okay. You said you saw him kill a raccoon with a
23 shovel?

24 A Yeah.

25 Q Where was that at?

1 A At Pritchards Island.
2 Q I'm sorry?
3 A Pritchards Island.
4 Q Okay.
5 A It was like, a school trip with USC to a border
6 island.
7 Q Okay.
8 A The coast.
9 Q Do you have any idea why he killed a raccoon with a
10 shovel?
11 A It was -- they thought it was rabid or something,
12 maybe. I don't know.
13 Q Okay.
14 A But it was still pretty violent and in front of a
15 bunch of people. It's something I remember.
16 Q Okay. But you -- as you sit here today, you don't
17 have any recollection with him being violent with a
18 human being, physically violent?
19 A I don't remember.
20 Q Okay. You had talked about threats. And earlier
21 you had said he threatened your job and -- how did
22 he threaten you specifically? I mean, did he ever
23 say he -- "I'm going to kill you" or anything like
24 that?
25 A Maybe. I don't know. He called -- or he told Pam.

1 He said it to Pam and Pam told Peter.

2 Q Okay.

3 A For that one, but there's other threats.

4 Q Okay. But he's made threats to you personally,
5 correct?

6 A Yes.

7 Q Okay. Other than kind of what you had mentioned
8 earlier where you said he would -- that it cost
9 your job or something to that effort, but you --

10 A That I would lose my job.

11 Q Okay. Did he ever threaten you with physical harm?

12 A I don't know. Maybe.

13 Q Okay.

14 A Definitely lots of legal harm.

15 Q Okay. Threaten to sue you?

16 A Get out my pay -- my checkbook, pay the piper,
17 going to sue me.

18 Q Okay.

19 A Yeah.

20 Q Why would he sue you?

21 A I don't know.

22 Q Okay. He didn't say why?

23 A Well, he said, I think at one point, that I was
24 making up stories about him.

25 Q Okay.

1 A That's one thing that I've heard. But other than
2 that, I have no idea.

3 Q Okay. So -- and this would have been, what, spring
4 of 2017?

5 A What would?

6 Q What we're talking about, the threats and --

7 A It goes on and on. I mean, like, I would say
8 that's when it begins, but then it goes on and on.

9 Q Okay. Would it be fair to say that at that time
10 you've got David Voros and Pam Bowers are going
11 through a divorce, within the arts department was
12 kind of the rumor mill swirling about the two of
13 them and Alex Stasko and Allison Dunavant and all
14 that?

15 A When I was there before, I had heard from a student
16 that Pam and David were getting a divorce and Pam
17 didn't even know anything about any of this stuff.
18 So, I think students were talking about it, but I
19 didn't really hear much. Like I said, I was
20 concerned with other stuff, quite a bit, at that
21 time.

22 Q Okay. So, you weren't spreading any rumors or
23 anything like that?

24 A I wasn't spreading rumors?

25 Q You were not.

1 A Not that I know of, no. I mean, Alex Stasko was
2 working there and it was clear what was going on.

3 It was a very volatile work situation in that
4 regard.

5 Q Okay. Go ahead and put that affidavit aside. Did
6 you ever call the police and make complaints about
7 David Voros?

8 A Yes.

9 Q Okay. Do you remember how many times?

10 A No.

11 Q Okay. And why did you call the police?

12 A For different things, I guess. Let me think.
13 Which police?

14 Q Good question. I'm only aware of the USC --

15 A Oh, okay.

16 Q -- PD.

17 A Well, so I guess USC PD -- for different things, I
18 think. It was scary working up in the department.
19 I can't remember all this stuff from then. This
20 has been so long ago and I -- I know I told them
21 that he revved his truck engine at me in the
22 parking lot when I was leaving. That was one thing
23 that I talked to them about. But I went in and
24 talked to them. I was afraid. I was afraid about
25 the situation with him at school and his behavior.

1 I don't remember all the USC police stuff. There
2 was a time I called the USC police because he'd
3 been threatening myself and some other people and
4 we called the police and they came in, and we
5 talked to them at the school. Mostly for threats.
6 Sorry it took that long to get to that, but
7 succinctly it would be for that.

8 Q Okay. Did you ever seek an order of protection,
9 what a lot of people would call a restraining
10 order?

11 A I am currently --

12 Q Currently.

13 A -- working on that, yes.

14 Q Okay. Do you recall when you actually really took
15 the steps to actually get an order of protection?

16 A No.

17 Q Okay.

18 A Sorry.

19 Q It was recently, wasn't it?

20 A Yes. I've been reporting things for a long time
21 and I think I always sort of felt like I couldn't
22 get a restraining order, but I'm trying to get one
23 now.

24 Q Okay. Tell you what I'll do, I'll go ahead and
25 mark that as seventy-three.

1 (MARKED, DEFENDANTS' EXHIBIT NUMBER 73,

2 03/18/17 INCIDENT REPORT, ATTACHED)

3 MS. ALBRECHT: While we've been here, I've
4 supplemented you with the Richland County's FOIA
5 request because it got picked up today while we've
6 been here. That's how -- that's FOIA speed.

7 CONTINUED BY MR. GESSNER:

8 Q Okay. I'll tell you what, I'm -- Ms. Misenheimer,
9 I'm going to hand you what's been marked as exhibit
10 seventy-three.

11 A Okay.

12 Q If you would go ahead and take a look at that. You
13 may not have ever seen that before. I'll do them
14 one by one. Go ahead, take your time and read
15 that. If you want to go off the record, so we can
16 --

17 (OFF THE RECORD FROM 2:46 P.M. TO 2:49 P.M.)

18 CONTINUED BY MR. GESSNER:

19 Q Ms. Misenheimer, before I ask you about exhibit
20 seventy-three, do you recall having any interaction
21 with the Richland County Sheriff's Department with
22 respect to David Voros?

23 A Yes.

24 Q You do, okay. So, we'll get into that a little bit
25 later.

1 MR. GESSNER: I'm sorry, I didn't pass this
2 around.

3 CONTINUED BY MR. GESSNER:

4 Q Now, exhibit seventy-three, have you ever seen that
5 before?

6 A I think so.

7 Q Okay. So, what is that?

8 A It's a police -- well, it's an incident
9 investigation report from USC police.

10 Q Okay. And what's the date on that?

11 A March 18th --

12 Q Okay. And then --

13 A -- 2017.

14 Q Yes, thank you. And I'll direct you to page four
15 is really the officer's narrative and really that's
16 where most of the information is.

17 A Uh-huh.

18 Q So, you've had a chance to read through that. To
19 the best of your recollection, why did you call USC
20 police on March 18th, 2017?

21 A I think that I went in. This student and I both
22 went in together because we were afraid.

23 Q Okay.

24 A We were afraid.

25 Q What were you afraid of?

1 A Of David's behavior changing and how he was acting
2 at school and his threats. We were afraid of him
3 and we wanted help, and so we went to the police.

4 Q Okay. So, when you say you were looking for help,
5 what kind of help are you looking for?

6 A Any help. Someone to just please notice this
7 situation and --

8 Q Okay. So --

9 A -- make sure something doesn't happen to someone.

10 Q At the very least, document what's happening, yes?

11 A Something, yes please.

12 Q Okay. Were you expecting the police to go arrest
13 David?

14 A No.

15 Q Okay. Were you expecting David to get fired?

16 A No.

17 Q Okay.

18 A Wanted to feel safe at school and work.

19 Q Okay. And it says in here, several lines down, you
20 talk about Alexandra Stasko, do you remember that?

21 A I guess so.

22 Q Okay.

23 A I remember going there and both of us sitting and
24 just talking.

25 Q Okay.

1 A And a girl -- the woman who was doing the report
2 just sitting and writing things down and we were
3 just talking, and we were terrified. And so, this
4 is what comes from that, I'm sure. Yeah, I
5 remember.

6 Q Do you recall telling the officer that Alex
7 Stasko's a cocaine and marijuana user?

8 A I don't know if I said that or if Lauren said that
9 --

10 Q Okay.

11 A -- but apparently. There was another police report
12 with the USC police that was incorrect, and once we
13 got it back, we tried to change it and then we
14 never heard from them again. And that would be
15 when Lauren was trying to say that when David
16 kissed her it was not a tongue kiss because they
17 had said it was a tongue kiss, and we were trying
18 to keep everything, like, no, the truth, you know.

19 And so, I don't know --

20 Q Okay.

21 A I mean, this is what's written here, but that's the
22 situation.

23 Q That -- okay. I'm glad you said that. This
24 report, the one -- the March 18th, 2017, is not the
25 one that talks about the kiss incident.

1 A No, but that --

2 Q The tongue kiss, that's --

3 A -- was one that we --

4 Q Okay.

5 A We tried to get it changed and never heard -- like,

6 never were able to work with them again. They were

7 supposed to work with us after that and never did.

8 Q I appreciate you telling me that --

9 A But Lauren will tell you --

10 Q -- because that does answer --

11 A -- that.

12 Q -- several of my questions.

13 A Lauren will tell you that.

14 Q Thank you.

15 A Yeah, good.

16 Q It says in here, kind of sort of in the middle --

17 A Yes.

18 Q -- it says "they also explained that Voros has been

19 known to get loud and physical when he gets upset."

20 A Yes.

21 Q Okay. And that's kind of just what I'm trying to

22 understand.

23 A That's what his personality and his attitude in the

24 past had always sort of been, like, if someone does

25 him wrong or something, he'll get kind of like,

1 demonstrative and stuff. So, he does have --

2 Q Okay.

3 A -- this, like, history of being, like -- so, now
4 add it to this current situation and a bunch of
5 threats and yeah, it's really scary to be on, like

6 --

7 Q Okay. And that's what I'm trying to understand
8 when you say he gets physical when he gets upset.
9 And those --

10 A He gets upset a lot. I mean, and I've heard a lot
11 of things about -- and this is heard, but like, the
12 faculty meetings and stuff, just that at school.

13 His behavior in faculty meetings --

14 Q Okay.

15 A -- was notorious, so --

16 Q Okay.

17 A -- I mean, it was a known --

18 Q And what I'm trying to establish, so does he yell
19 when he gets upset?

20 A Yes.

21 Q Okay. Does he throw a tantrum?

22 A Yes.

23 Q Okay. Does he hit anybody?

24 A Sometimes.

25 Q As -- okay, now you don't recall ever actually

1 seeing that?

2 A Not me ever being there.

3 Q Okay. But you had kind of heard --

4 A Just what I've heard.

5 Q -- that he can get -- okay.

6 A Just what I've heard, yes.

7 Q Do you recall specifically anyone saying "David

8 punched me" or anything like that?

9 A To me?

10 Q Did anyone --

11 A That I knew?

12 Q Did anyone tell you that?

13 A Like someone, like secondhand told me that that

14 happened?

15 Q Yes, ma'am.

16 A Not that I can remember. Just trying to remember.

17 Q Okay. A little farther down you -- it states that

18 "the young ladies explained that they filled out

19 affidavits on his wife's behalf for the divorce."

20 But we've already talked about that. You don't

21 recall what was in that affidavit, right?

22 A I don't remember.

23 Q Okay. It says you were "fearful that Voros will

24 attempt to retaliate either physically or work-

25 related when he finds out they have done so." Do

1 you know if David ever found out that you had done
2 an affidavit?

3 A I don't know.

4 Q Okay. We've already -- "he has threatened to make
5 sure that Misenheimer loses her job if she's seen
6 gossiping." Is that --

7 A That's another one of his --

8 Q -- something that --

9 A -- phrases. Yes.

10 Q Okay. That's something he said to you?

11 A Uh-huh. Well, not to me, but to someone to me,
12 basically.

13 Q Okay.

14 A Like, to Pam or someone else.

15 Q So, he said it to Pam and then Pam told you about
16 it?

17 A Yeah.

18 Q Okay. Anyone else that he said that to, to the
19 best of your knowledge, or to the best of your
20 recollection?

21 A I'm sure -- there are other things said about me in
22 that sense, but not to my recollection at this
23 moment, no.

24 Q Okay. Later on, it mentions that you had taken on
25 Pam's classes due to her taking a leave of absence.

1 A My --
2 Q Do you recall that?
3 A Myself and another student taught her classes for a
4 couple weeks.
5 Q Okay. Were you paid to do that?
6 A Yes.
7 Q Okay.
8 A Myself and Dylan Critchfield-Sales was the other
9 person who taught --
10 Q Okay.
11 A -- Pam's classes.
12 Q Okay. And so at that time, you were not seeking an
13 order of protection?
14 A I had an order of no contact through the EOP office
15 at school that he had broken several times.
16 Q Okay.
17 A And I -- so, I was still operating through the
18 school, I think. You know, like, trying to do
19 something here --
20 Q Understood.
21 A -- about this. Yeah, so I did, but it -- in the
22 sense of EOP.
23 Q Okay.
24 MR. GESSNER: All right, seventy-four.
25 (MARKED, DEFENDANTS' EXHIBIT NUMBER 74,

1 10/03/18 INCIDENT REPORT, ATTACHED)

2 CONTINUED BY MR. GESSNER:

3 Q All right. Next, I'm going to hand you exhibit
4 seventy-four. Same drill; go ahead and take a
5 look. Let me know when you're ready.

6 MR. GESSNER: Could you pass those down?

7 Thank you.

8 THE WITNESS: Yeah.

9 CONTINUED BY MR. GESSNER:

10 Q Okay.

11 A I'm ready when you are.

12 Q Have you ever seen this document before?

13 A I might have. I can't remember.

14 Q Okay. Well, I'll tell you, I don't think I've ever
15 filed a police report, so I don't -- do the police
16 give you a copy?

17 A No.

18 Q Okay. So, if you would have seen this --

19 A You can get it, but --

20 Q Okay.

21 A No, this one I might not have seen.

22 Q Okay.

23 A Wait, which one is this one. What date? 10-3-18,
24 yeah.

25 Q Okay. So, did you call USC police?

1 A Yes.

2 Q Okay. And what happened that caused you to call
3 USC police on this occasion?

4 A I can't remember. Maybe just another instance of
5 being threatened.

6 Q Okay.

7 A Perhaps this one -- just it continuing to go on and
8 --

9 Q Okay.

10 A -- continuing to report and trying to get, kind of,
11 some sort of assistance in the situation.

12 Q Okay. So, the situation you're talking about in
13 exhibit seventy-three is ongoing, so you called
14 police again just to have another report for an
15 ongoing situation?

16 A I can't remember the specific thing, but it was
17 probably some sort of specific threat or something.

18 Q Okay.

19 A And I just kind of tell them everything, yeah.

20 Q Okay. Do you recall if you were seeking an order
21 of protection or anything at that time?

22 A This would still have been -- wait, I don't think
23 so.

24 Q Okay.

25 A That is more recent than this one.

1 Q I'll show you what's been marked as exhibit
2 seventy-five. Please take a look and let me know
3 when you're ready. Hold on, what's the number on
4 the top of that one. All right, hand that one back
5 to me. I don't think you're involved in that one.

6 A That's Pam.

7 Q Yeah, that's Pam. Never mind, we won't use that
8 one.

9 MS. ALBRECHT: We don't need this?

10 MR. GESSNER: No. That's --

11 MS. ALBRECHT: Okay.

12 MR. GESSNER: I have them out of order.

13 MS. ALBRECHT: No worries.

14 MR. GESSNER: This is the one, I think. Yes,
15 okay. You can see I was prepared to talk with Pam
16 and everybody today.

17 (MARKED, DEFENDANTS' EXHIBIT NUMBER 75,

18 04/02/19 INCIDENT REPORT, ATTACHED)

19 CONTINUED BY MR. GESSNER:

20 Q Sorry. Check that, exhibit seventy-five. That
21 one's better, I promise.

22 A Okay. Much better. All right. Now, this is the
23 one that we tried to fix.

24 Q Okay. All right. And I think you had mentioned,
25 if you look second line of the third paragraph, it

1 says that Voros attempted to tongue kiss her.

2 A He did not.

3 Q But it -- okay. And you tried to get it fixed, but

4 --

5 A We tried to get it fixed, yeah.

6 Q Okay.

7 A We contacted them and stuff, and there were other
8 things they were supposed to do with us too and we
9 never -- none of these situations ever panned out
10 and did anything after with any sort of support,
11 like, or whatever, and this was the same. And this
12 was another thing that we -- they showed it to us
13 or talked about it and we were like, no, this is
14 not right. We don't want to say things that aren't
15 true.

16 Q Of course. So, and you take your time and read
17 this as much as you need to, but other than the
18 tongue kiss statement, is there anything in there
19 that is incorrect or inaccurate in anyway?

20 A I'm not sure. I would have to really look at it
21 because they might have changed things and this was
22 three people giving all this information, so --

23 Q Okay. So, you must -- might not have said
24 something, but someone else might have?

25 A Exactly. They've written this all up and I think

1 it's all --

2 Q Understand.

3 A It's confusing.

4 Q I get it. This talks about some emails, in the
5 first paragraph, second line, I guess from Voros
6 to, I'm guessing, Pam?

7 A Yes.

8 Q It says "accuses Pam and her friends," who is you
9 and LC, "of conspiring to get him into trouble and
10 assisting with a lawsuit against him." Did you
11 ever see that email?

12 A I'm not sure.

13 Q Okay. But to the best of your recollection, is
14 that something that was discussed with the police
15 on this date?

16 A Yes.

17 Q Okay. You think you told -- someone in the group
18 told the police that there is no conspiracy?

19 A Yes.

20 Q Okay. Officer reports "there was nothing that
21 threatened physical harm." Do you believe that's
22 inaccurate or -- I'm sorry, do you believe that is
23 an accurate statement?

24 A Where is that?

25 Q It is the first paragraph.

1 A What --

2 Q The fifth line down, kind of over to the right.

3 A "There was nothing that threatened physical harm or
4 specific threats, just open-ended, empty threats."

5 I don't agree with that. I mean, later it says "I
6 asked all three victims if they were fearful for
7 their safety. All three stated they were fearful.

8 When asked what they were afraid of, they expressed
9 fear of physical violence."

10 Q Okay. And I'll get to that, but you --

11 A So, I don't agree.

12 Q You don't recall anything in the emails that
13 specifically threatened physical harm?

14 A In those emails, I don't know.

15 Q Okay.

16 A I don't know, but --

17 Q In the second paragraph it says, "Bowers went on to
18 talk about previous alleged domestic violence." Of
19 course I'll ask her about that, but did you ever
20 witness any domestic violence?

21 A No.

22 Q Okay. All this talk about hacking into social
23 media accounts, emails, and other things; did you
24 witness anything like that?

25 A No.

1 Q Okay. Then there's the tongue kiss thing which
2 we've already talked about. It says "when she
3 shunned him, he became vulgar and now refers to her
4 as 'pork chop'." Did you ever hear David call her
5 pork chop?

6 A Just in the emails.

7 Q Okay. And what emails?

8 A He never was around -- she wasn't around him. He
9 said it in emails.

10 Q Okay. Emails to who?

11 A Pam.

12 Q Okay. And Pam showed you those emails?

13 A I've seen them.

14 Q Okay. Did --

15 A I saw -- I've seen that one, I think.

16 Q Did she forward them to you or did she just show
17 them to you?

18 A No, I think I just saw it. Maybe for this reason,
19 that we all went in.

20 Q Then the officer reports, "Misenheimer alleged that
21 back in 2017 Voros forced her into a closet and
22 touched her." Do you recall --

23 A He says it in quite a way, but I mean, I told him
24 that David had taken me into that closet and
25 everything I described to you in the past.

1 Q Okay. So --

2 A And that's how they wrote it.

3 Q Okay. So, is it fair to say that you told the

4 officer basically what you told me here today?

5 A Yes.

6 Q Okay. And the officer wrote it up and says that he

7 --

8 A Forced me into a closet and touched me.

9 Q Okay. But that's not exactly what you're saying?

10 A David didn't force me into the closet.

11 Q Okay.

12 A I thought I was following my -- you know, I mean,

13 it's like --

14 Q Okay.

15 A -- I'm at work and --

16 Q I understand. And it says "and touched her."

17 A He did touch me, yes.

18 Q Right.

19 A But I mean, he says it just like that. Like

20 touched me, but he didn't touch me. I just tell

21 the whole story and he --

22 Q Right.

23 A Like, under the pretense of this, like, skull

24 thing, he took me into this space by myself.

25 Q Okay.

1 A And touched me, yes.

2 Q And from what you had told me earlier, I didn't get
3 the impression that David groped you in anyway in
4 the closet.

5 A No, I wouldn't feel like he -- I wouldn't say
6 groped me.

7 Q Okay. That's what -- just reading that, saying he
8 touched her could be interpreted --

9 A It could be.

10 Q Right.

11 A Yeah, a lot of this -- that's why this was -- yeah,
12 this -- this police report was one that we were not
13 happy with.

14 Q Okay. And then it says "according to Misenheimer,
15 she insists that Voros instructed a male model" --

16 A See, that would be Lauren, not me.

17 Q Okay. That wasn't you. That was Lauren?

18 A Yeah.

19 Q Okay.

20 A That would be another mistake.

21 Q I see. Well, I got less and less questions for you
22 then.

23 A Good. There were three of us, like I said.

24 Q Yeah.

25 A So it was probably very confusing.

1 Q And you talked about "he revved his engine," I
2 think you might have --

3 A Did -- I mean --

4 Q Were you there when David revved the engine of his
5 truck or was that --

6 A He revved his engine at me, and I believe Pam also
7 experienced that.

8 Q Okay.

9 A But when this happened, we were -- we walked into
10 the building and David saw us and he saw us with
11 the policeman and he saw us go in the figure room
12 and he walked in that room while we were in there
13 meeting with the policeman about him. I mean --

14 Q In this incident?

15 A Yes. It was incredibly -- I'm sorry, I'm not
16 hearing this. It was incredibly -- it felt like he
17 was doing it on purpose. He saw us go in there
18 with the policeman and then he walked in the room.
19 I remember that being this situation because we had
20 gone up to the school specifically to call the
21 police, the three of us together, because we were
22 so tired of this going on and on.

23 Q Okay. When you say this going on and on, we're
24 talking about emails, his revving his truck, or
25 those types of things; is that what you're talking

1 about?

2 A Pretty much, yeah.

3 Q Okay. And the fourth paragraph, that's where the
4 officer asks if you were fearful for your safety.

5 You indicated that you were. "When asked if they
6 have experienced it in the past," meaning physical
7 violence, you and Lauren stated "they base their
8 fear off of what they have only heard about Voros,
9 but never experienced or witnessed him being
10 violent." Is that accurate?

11 A As far as I know. I don't --

12 Q Okay.

13 A I can't speak for Lauren. But yeah, like I said,
14 and it's someone I've known for a long time and I
15 know a lot of these other people and stuff, so I --

16 Q Okay.

17 A I honor the -- I can't think of the word. Anyway -
18 -

19 Q Okay. You can put that aside.

20 A The phrasing in this one is definitely kind of --

21 Q A little bit off?

22 A Definitely with some stuff.

23 Q Okay. And it's my understanding you're currently
24 seeking an order of protection against David Voros,
25 correct?

1 A Yes.

2 Q Okay. And was that connected with this exhibit
3 seventy-five that we were just talking about, with
4 that?

5 A It's connected -- yeah, this history --

6 Q Okay.

7 A -- of things, yes.

8 Q Okay. We had talked about -- you had called -- how
9 many times did you meet with or call Richland
10 County Sheriff's Department about David Voros?

11 A Twice.

12 Q Okay.

13 A Maybe.

14 Q Do you recall talking to them about anything that's
15 not mentioned in the USC police reports?

16 A I can't remember.

17 Q Okay.

18 A I wanted a watch put on my house so that a patrol -
19 - an officer would patrol my house.

20 Q Okay. Do you know if they did that, Richland
21 County?

22 A I think so, yeah.

23 Q Okay. Take a quick break.

24 (OFF THE RECORD FROM 3:10 P.M. TO 3:17 P.M.)

25 CONTINUED BY MR. GEISSNER:

1 Q All right, we're back on the record. I think we've
2 gone through all the USC police reports. I
3 understand there's some Richland County reports
4 that were just provided to Plaintiff's counsel
5 today that we've kind of looked through that. I
6 don't have any questions for you about any of that.

7 A Okay.

8 Q Now, there was another affidavit you had done I got
9 last night, so I'll talk to you about that. And
10 I'll try and go through that because --

11 A Okay.

12 Q -- I'm really not trying to make this any longer
13 than it need be.

14 A Got you.

15 Q I was looking through documents. I'm trying to --
16 I have several thousand pages related to this case.
17 And so sometimes I read through stuff and I know I
18 saw it somewhere, and sometimes I just don't feel
19 like spending an hour going through and finding it.

20 A I feel you. I feel you on that.

21 Q So, I mean, I've got you here so I can just ask
22 you. I think it might have been in your
23 conversations with Laura Kissel before you came
24 back to USC to teach.

25 A Uh-huh.

1 Q I think you might have stated that you had post-
2 traumatic stress disorder. Does that seem
3 accurate?

4 A Yes.

5 Q Okay. Were you officially diagnosed with PTSD?

6 A Yes.

7 Q Okay. When were you diagnosed?

8 A Two-thousand -- I'm not sure of the exact date, but
9 it would be around 2007 or '08, something like
10 that.

11 Q Okay. That predates any --

12 A That predates anything, yeah --

13 Q Okay.

14 A -- of this, but it can be triggered and come back
15 from things happening.

16 Q Okay. So, a stressful situation can aggravate the
17 condition; is that correct?

18 A It depends, yeah, on the situation, but for sure.
19 Yeah, it can.

20 Q Okay.

21 A Yeah.

22 Q And I won't go into the facts because it's not
23 relevant here.

24 A Okay.

25 Q But are you seeing any behavior health specialist

1 about this?

2 A Yes.

3 Q Okay. And that's something -- you've been having
4 treatment since 2007?

5 A Off and on. I mean, generally I was able -- I was
6 having treatment for it then and I felt like I was
7 doing well and on top of it, and so I was going
8 without any sort of -- of that kind of treatment
9 you were talking about until more recently, I am
10 again.

11 Q Okay. And have you sought any treatment with
12 respect to any of the things we've talked about
13 here today?

14 A Yes.

15 Q Okay. Do you see someone here in South Carolina,
16 in Oklahoma?

17 A I'm scheduled to see someone in Oklahoma, but I saw
18 people at Sexual Trauma Services of the Midlands
19 here. And then I have a doctor, but -- especially
20 for this, I went to counseling to try to be at
21 work.

22 Q Okay. Are you prescribed any medication for PTSD?

23 A I'm prescribed medication -- well, not for PTSD,
24 but for anxiety.

25 Q Okay.

1 A Which is related to the PTSD. It's like an element
2 of it, so --

3 Q Okay. Did I understand you got counseling through,
4 was it the Sexual Trauma Services of the Midlands?

5 A Yes.

6 Q Okay. And I know you've already told me about the
7 closet incident. While you've been employed with
8 the University of South Carolina, did you
9 experience any other -- or anything you would
10 describe as sexual trauma?

11 A No.

12 Q Okay. We've talked a lot about threats -- and I
13 don't mean to beat a dead horse. I apologize in
14 advance. We talked a lot about threats that David
15 Voros has made to you about your job and other sort
16 of nebulous threats. And I want to clarify because
17 I know there's some emails between David Voros and
18 Pam Bowers that talk about you. What I want to
19 know, what did he say to you personally? Did he
20 ever threaten your job to your face?

21 A I can't remember that.

22 Q Okay. Did he ever threaten you, any type of harm,
23 to your face? Say, like, "I'm going to get you.
24 You're going to regret this"?

25 A He would only do it to other people and every time

1 I would see him after that at school, he'd just
2 walk past me with his head down.

3 Q Okay. So, I'll take your answer to mean that --

4 A I've been trying to, like, have no contact, but
5 yes, that's a no.

6 Q Okay.

7 A I don't -- I haven't had any --

8 Q Okay. I talked about, of course, the police
9 reports, there was the EOP complaint about Allison
10 Dunavant. Did you file any other complaints with
11 any other entities, any other agencies?

12 A I can't remember.

13 Q Okay. And we've also talked about your EEOC
14 complaint, there's that one too. Those are, as I
15 sit here today, the only ones I'm aware of.

16 A Yes.

17 Q So, I'm just going through my notes. Okay. I'll
18 go ahead and mark this.

19 (MARKED, DEFENDANTS' EXHIBIT NUMBER 76, SWORN
20 AFFIDAVIT OF JAIME MISENHEIMER, ATTACHED)

21 CONTINUED BY MR. GESSNER:

22 Q I'll show you what's been marked as exhibit
23 seventy-six. I just got this last night. The
24 other ones I had printed out and had notes, but I
25 just got this last night.

1 Ms. Misenheimer, have you seen this document
2 before that we've marked as exhibit seventy-six?
3 A Yes.
4 Q Okay. What is it?
5 A It's an affidavit written by myself.
6 Q Okay. Now, did you type this thing up yourself?
7 A No.
8 Q I'm sorry?
9 A No.
10 Q No, okay. Who did type it up?
11 A Did --
12 MS. ALBRECHT: Jacquelyn.
13 THE WITNESS: Jacquelyn, right?
14 CONTINUED BY MR. GESSNER:
15 Q Okay. So, this wasn't --
16 A So, I worked with --
17 Q This wasn't --
18 A I worked with Jacquelyn Balacheck [sic] and then
19 she got another job. And then I'm not -- so, this
20 is before, yeah.
21 Q All right. And right now, as far as your legal
22 counsel is concerned, you're kind of in limbo?
23 A Exactly.
24 Q Okay.
25 A It's fun.

1 Q So, my question was whether or not Ms. Albrecht had
2 written any of this.

3 A No.

4 Q To the best of your knowledge, has Ms. Albrecht
5 made any edits or suggested any changes about this
6 affidavit?

7 A No.

8 Q Okay. Do you have any email communications with
9 Ms. Albrecht?

10 A Maybe, yes.

11 Q Okay. What did y'all talk about? Well, hold on
12 just a second. Hold on, scratch that.

13 A I can't remember. Yeah, it's like, her -- a
14 meeting.

15 MR. GESSNER: Because you are taking over,
16 kind of, sort of, maybe --

17 MS. ALBRECHT: Anything you've said to
18 schedule appointments with my --

19 THE WITNESS: I know, that's --

20 MS. ALBRECHT: -- office about your own
21 situation is privileged.

22 MR. GESSNER: Yeah.

23 MS. ALBRECHT: So, anything you did to
24 schedule an appointment, I guess, to sign this
25 affidavit --

1 THE WITNESS: I know.

2 MS. ALBRECHT: -- you can tell him --

3 MR. GEESNER: Yeah. No, and that's --

4 MS. ALBRECHT: -- about it.

5 MR. GEESNER: Shoot.

6 THE WITNESS: It's a weird situation.

7 MR. GEESNER: Can we go off the record for a
8 second?

9 (OFF THE RECORD FROM 3:25 P.M. TO 3:26 P.M.)

10 CONTINUED BY MR. GEESNER:

11 Q Okay. So, now we're talking about this affidavit
12 we have marked. Is that exhibit seventy-six?

13 A Yes.

14 Q Okay. There's some overlap here with the previous
15 one, so I don't want to --

16 A For sure.

17 Q Let's see, okay, page two, paragraph eleven.

18 A Uh-huh.

19 Q I think we have talked about this. That you were
20 approached by a student in your class who was being
21 stalked by another student. Is that the incident
22 we're talking about right here?

23 A This is a whole other thing.

24 Q Whole other one?

25 A Uh-huh.

1 Q Okay. And you state -- oh, I see, you plan to
2 bring the issue to the attention of Dr. Chametsky,
3 correct?

4 A Yes.

5 Q But the student had told you she or he had already
6 spoken to Dr. Chametsky?

7 A Yes.

8 Q Okay. And she had told you -- so, this student
9 tells you that Dr. Chametsky says something about
10 having to think about the other guy.

11 A Think about the guy, and so they couldn't report
12 anything.

13 Q Do you know why?

14 A That was just -- I mean, just that they had to
15 think about the guy.

16 Q Okay.

17 A Those same students were in my class and I -- I
18 mean, if you go under -- I worked with someone to
19 solve the issue in my class.

20 Q Okay.

21 A But I only -- I just know that because she had him
22 in another class, her and that student, and she
23 went to him for help and that's --

24 Q And this student tells you that --

25 A -- what she told me.

1 Q -- Dr. Chametsky says, we have to think about the
2 guy?

3 A Yeah.

4 Q Now, it says -- it mentions stalking, but it -- was
5 there any sexual assault or anything that you're
6 aware of between these two students?

7 A He was -- I mean, he was aggressively pursuing her
8 and she was in my class. I don't know what all
9 happened --

10 Q Okay.

11 A -- outside of class.

12 Q But you're not aware of a specific sexual assault?

13 A Just that she needed help.

14 Q But --

15 A It was a complicated situation because they're both
16 in the class. But, like, I don't know what
17 happened.

18 Q Okay.

19 A No, aside from a student coming to me and reporting
20 something to me and needing help.

21 Q Right, okay. Paragraph eleven goes on to page
22 three where you say you worked with Rebecca Boyd.

23 A Yeah.

24 Q Who's Rebecca Boyd?

25 A She works in the art department as -- I'm not sure

1 what her title is now, but she manages a lot of the
2 scheduling and stuff in the art department. And
3 she had her office outside of his office at that
4 time. So, she's working different capacities, I
5 think, kind of moved around. And at that time, I
6 went to her --

7 Q Okay.

8 A -- to ask for help, what should I do.

9 Q You say outside his office. Is that Chametsky's
10 office?

11 A Yeah, outside of the main art department office --

12 Q Okay.

13 A -- she had an office. So, I think she was sort of
14 working with the main office at that time.

15 Q Okay. And Rebecca Boyd directed you to the
16 behavioral intervention team; is that correct?

17 A Uh-huh. Yes.

18 Q And this says they worked with you to solve the
19 issue. What was the solution to this issue?

20 A We moved the girl into another one of my classes so
21 that those students were no longer in contact. And
22 I spoke to the student that was harassing the girl.

23 Q Okay.

24 A And then after that, it was good. Both those
25 students are still people I speak to.

1 Q So, I mean, was this an issue of harassment or was
2 this just a guy that was coming on a little too
3 strong?

4 A No, it was more.

5 Q It was more, okay.

6 A It was more, yeah. And it was in more than one
7 class. I mean, this was like, I felt really good
8 that I was able to solve the issue for those two
9 students at that time.

10 Q Okay. But you didn't report anything to EOP?

11 A No, I went to behavioral intervention team. I
12 don't think --

13 Q Okay.

14 A -- I knew about that stuff at that time.

15 Q Okay.

16 A I mean --

17 Q What does the behavioral intervention team do?

18 A They work with issues, I guess, like this where you
19 suspect that a student might be going through
20 something or something might be going on, and they
21 can kind of work with the students and the
22 professors to prevent more of a bigger situation, I
23 would say.

24 Q Okay.

25 A I'm not completely sure.

1 Q Okay.

2 A But I worked with them on this one situation, and
3 they also brought the student in and talked to him.

4 Q Now, in paragraph twelve, you say "Julie Jacobson
5 was a graduate student who spoke to me about issues
6 she experienced with David Voros." Did I read that
7 accurately?

8 A Yes.

9 Q What issues did she have with David Voros?

10 A It was a long time ago. She didn't -- there were,
11 I think, a lot of things she had issues with him
12 about. But it was a long, long time ago. She made
13 work about it and tried to talk to other people
14 about him. I mean, it wasn't like, a quiet thing.
15 She didn't agree, I think, with -- I'm not really
16 sure exactly because that one was, like, a long,
17 long time ago. But it -- I remember her
18 specifically being very vocal about David --

19 Q Okay.

20 A -- and his behavior at school.

21 Q Any type of behavior specifically?

22 A No.

23 Q Okay. Did she allege that David Voros was sexual
24 harassing her?

25 A No.

1 Q Was he physically assaulting her?

2 A Not that I knew of.

3 Q You said she had issues with him and I think you
4 said she made some artwork about it. Do you know
5 what the issues were?

6 A I don't remember.

7 Q Do you know if any formal complaints were filed?

8 A I don't know.

9 Q Okay.

10 A I know there was a history of students that -- she
11 was one that I knew from a long time ago and that I
12 knew from her work, but also as a person. And then
13 there were just a lot of students, I think, that
14 maybe never would ever report anything, but they
15 definitely conflicted with David.

16 Q Okay. Would you agree with me though that there's
17 a difference between conflicting with a professor
18 because you have, you know, different ideologies or
19 y'all disagree on something and talking about
20 sexual harassment?

21 A Uh-huh.

22 Q Is that a "yes"?

23 A You saying sexual harassment and conflicting ideas
24 are different things, yes.

25 Q Correct. And so, a student might have issues with

1 Professor Voros because they don't agree with his
2 art, with his approach, things like that, correct?

3 A Correct.

4 Q Okay. But that -- there's nothing illegal or
5 improper about that?

6 A No. But I don't know what else he may have done.

7 I know I've been threatened in other ways. It's
8 not just sexual harassment, and so to know -- I
9 mean, it's just -- I'm just saying -- that's all

10 Q Okay. And that's where -- when I read this
11 affidavit, a lot of it's nebulous, it's vague. I'm
12 just trying to pin down exactly what happened. So,
13 if you didn't -- if you know Julie Jacobson had
14 issues with him -- if you didn't know specifically
15 what those issues were --

16 A I don't.

17 Q Okay, that's fine. That's just what I want to
18 establish.

19 A Yeah. I think sometimes people are afraid to speak
20 out.

21 O Okay, sure. But as far as us sitting here --

22 A What I --

23 O -- today --

24 A -- know -- exactly.

25 Q -- we don't know what --

1 A No, but I --

2 Q -- Julie was upset about?

3 A No.

4 Q Okay. And then you mention Dawn Hunter and
5 Virginia Scotchie, faculty members. We talked
6 about Virginia earlier. She's ceramics, correct?

7 A Yes.

8 Q Okay. Who is Dawn Hunter?

9 A Dawn Hunter is the Foundations Coordinator.

10 Q Okay. You said they spoke to you "about issues
11 they had with David Voros." Is that -- did I read
12 that accurately?

13 A Yes.

14 Q What issues did they have with David Voros?

15 A Well, I said before, Virginia is afraid of him.

16 Q Uh-huh.

17 A Dawn, I'm not sure what all Dawn's issues are
18 specifically, but she's voiced to me that she
19 thinks -- that she's afraid of him too.

20 Q Did she say -- did either one of them specifically
21 say what they were afraid of? Like, physical
22 assault, you know, being yelled at?

23 A Virginia said that her brother had been killed at
24 work and she's gone and talked to the Chair several
25 times and she's afraid in that sense, I would say.

1 Q Okay.

2 A Of physical harm, so --

3 Q But did she mention what -- if David had ever

4 assaulted her?

5 A No.

6 Q Okay. Did either one of them mention any sort of

7 physical or sexual assault?

8 A No.

9 Q Okay.

10 A Not to me, no.

11 Q So, some fear, but not based on a specific threat

12 against either one of them, to the best of your

13 knowledge?

14 A Did I ever ask them, yeah, no.

15 Q Okay.

16 A They just told me they were afraid.

17 Q Paragraph thirteen, this is after -- is that Pia

18 Bertucci?

19 A Yes.

20 Q Okay. Who is that?

21 A She's a -- I think she's the director of the

22 Italian program at USC.

23 Q Okay. You heard about several issues she had with

24 David Voros. Who did you hear that from?

25 A Lauren.

1 Q LC?

2 A (Nodding head).

3 Q Okay. And what did Lauren tell you?

4 A That when she was there in Italy that summer, she

5 saw Pia and David having issues.

6 Q Well --

7 A Like, arguing about stuff.

8 Q Okay.

9 A And Pia being upset.

10 Q Again, there's a difference between arguing and --

11 A I wasn't there, so --

12 Q -- being upset?

13 A -- I'm just saying.

14 Q Okay.

15 A Yeah, that's what Lauren said, that they were --

16 that she was upset. I don't think I would say it

17 in here unless it was, like, she was upset about

18 something.

19 Q I see.

20 A As far as I know.

21 Q Okay. End of paragraph fourteen.

22 A Uh-huh.

23 Q You say that you've heard David Voros make

24 statements about how he was close friends with

25 Harris Pastides.

1 A Yes.

2 Q You've heard him say that?

3 A Yes.

4 Q Was close friends the word he used?

5 A Yes. I've heard him -- I've seen him tout that

6 relationship.

7 Q Okay. During your time at USC, did you have any

8 opportunity to interact with Dr. Pastides?

9 A No.

10 Q Okay. Did you ever --

11 A I don't think so.

12 Q Did you ever go to any functions at the President's

13 house or anything like that?

14 A I don't think so.

15 Q Okay. Were you ever invited to anything like that?

16 A I don't think so.

17 Q Okay. So, you've never heard Harris Pastides say

18 that he was good friends with David Voros?

19 A No. I've never really hung out with Pastides.

20 Q Okay. If you'll look at page four, paragraph

21 seventeen. "After the summer of 2016, I saw

22 Facebook posts from faculty members of the

23 University of South Carolina which accuse Allison

24 Dunavant of being crazy." Did I read that right?

25 A Uh-huh. Yes.

1 Q Okay. Was these -- were these posts on faculty
2 member individual Facebook accounts, is there some
3 type of group page?

4 A I can't remember, but I remember that. This is --
5 like, I didn't know anything that was going on. I
6 remember hearing about this girl --

7 Q Okay.

8 A -- from Facebook and the faculty members. That's
9 all I remember.

10 Q Do you have access to these posts --

11 A No.

12 Q -- any longer? Okay. Do you recall who the
13 faculty members were?

14 A No, but that's how I first heard of her and I heard
15 that she was crazy.

16 Q Is -- was crazy the word they were using?

17 A Yes.

18 Q Do you know why they would have been saying that?

19 A No.

20 Q Was it David Voros that was saying that?

21 A No. He did say that, but --

22 Q As far as these Facebook posts --

23 A No.

24 Q -- are concerned. Okay.

25 A No.

1 Q At the end of this paragraph you say, "I witnessed
2 Allison Dunavant become a very quiet student who
3 appeared afraid."

4 A Yeah.

5 Q How often did you have an opportunity to observe
6 Allison Dunavant?

7 A Any time I saw her walking through the hall at
8 school.

9 Q Okay.

10 A Or if I was around other students. It's a small
11 department.

12 Q Do you recall seeing her prior to summer of 2016?

13 A I don't remember.

14 Q Okay. So, she could have always presented as a
15 quiet student?

16 A I don't think so because I remember before they
17 went to Italy, I did -- I had been around her a
18 little bit. Like I said, there was stuff going on
19 in my life and I wasn't as involved as I normally
20 was with the school, but I pretty much knew all the
21 students.

22 Q Okay.

23 A And so, there definitely was a change.

24 Q All right. Paragraph eighteen mentioned David
25 Voros, which we talked about. Naomi Falk --

1 A Uh-huh.

2 Q -- who is that?

3 A She's a professor in the painting department.

4 Q Okay.

5 A Or not in the painting department, I'm sorry. In

6 the School of Visual Art and Design. I think she

7 works in 3D design or something --

8 Q Okay.

9 A -- in another area, yeah.

10 Q Said "she made negative statements about Allison

11 Dunavant to me, including that she is crazy, she

12 stole things, and that she was a problem student

13 and difficult to work with." Did I read that

14 right?

15 A Yes.

16 Q Did Naomi Falk say all those things?

17 A No.

18 Q Okay. Which ones did Naomi Falk say?

19 A Just that she was a problem student.

20 Q Okay.

21 A Well, she acted like she was a problem student.

22 Q Okay. But you never taught Allison Dunavant, did

23 you?

24 A Never ultimately did, no.

25 Q Okay. So, you don't have any knowledge of whether

1 she is, in fact, a problem student?

2 A Yeah, and what is that, a problem student. I don't
3 know. Yeah, so no, I never did.

4 Q Okay. Do you know if Ms. Falk was having any
5 issues with Ms. Dunavant?

6 A I don't think Ms. Falk taught her either. I don't
7 know --

8 Q Okay.

9 A -- what the thing is with that. I don't think she
10 ever even taught her. This is someone who was
11 hired, like, after the fact.

12 Q Okay. Do you know if Ms. Falk was on Ms.
13 Dunavant's thesis committee?

14 A No, I don't think so. Like I said, I think she was
15 hired after Allison graduated maybe even. I'm not
16 sure. It was just a strange thing. Yeah, it was
17 like a -- sort of like you'd hear -- like, this was
18 this overall feeling that she was a problem
19 student.

20 Q Okay.

21 A And she wasn't even there anymore, you know.

22 Q So, why would you and Ms. Falk be talking about
23 Allison Dunavant; how did that come up?

24 A I don't remember.

25 Q Okay.

1 A Being in the art department -- I don't remember. I
2 don't normally talk to Naomi Falk or really anyone
3 else at school when I was there, so --

4 Q Do you recall talking to Naomi about Dunavant?

5 A I don't really remember it.

6 Q But you remembered it enough to put in a sworn
7 affidavit that she said that?

8 A Yes.

9 Q Okay. You remember her saying that --

10 A But I don't remember --

11 Q -- specific part?

12 A -- the conversation so much that I could tell you,
13 yeah, like why we were talking about Allison or
14 what -- how it came up.

15 Q Okay.

16 A And I think that difference would be also, like,
17 she came when I was working with her to potentially
18 do a class. Even then, just after that point, she
19 became more withdrawn.

20 Q Okay. And that's based on your observation?

21 A Yes.

22 Q Okay. Paragraph nineteen and twenty, you talk
23 about your conversation with -- well, first
24 Professor Voros coming in, and I think telling you
25 to give Allison a bad grade.

1 A Uh-huh.

2 Q Then in paragraph twenty, Dr. Chametsky contacts
3 the EOP office. We've talked about that already.

4 A Yes.

5 Q The last two sentences in that paragraph, it says
6 "EOP did not reach out to me for additional
7 interviews or to follow-up with me regarding the
8 complaint until they sent me a no-cause finding. I
9 do not believe the complaint was properly
10 investigated." Did I read that right?

11 A Yes.

12 Q Okay. Do you have any experience in
13 investigations, whether it be EOP complaints or
14 anything else?

15 A Not professional experience with investigations,
16 no.

17 Q Okay. What experience do you have, non-
18 professional experience?

19 A None.

20 Q Okay. So, if you're saying that you don't think
21 the complaint was properly investigated, what do
22 you base that on?

23 A I based that on reporting to Peter, it being a big
24 deal, calling Carl Wells, being it really important
25 that I report this thing, and then no one talking

1 to me and then I get a no-cause finding.

2 Q Okay.

3 A And then David walks into my classroom. That would

4 be my observance.

5 Q Okay.

6 A What -- my --

7 Q Observation?

8 A Observation.

9 Q Sure.

10 A Sorry.

11 Q Been a long day.

12 A Yeah.

13 Q That's fine. But you had spoke with Carl Wells on

14 the phone, correct?

15 A Yes.

16 Q And he sent you a link. And you actually filed the

17 EOP complaint, correct?

18 A Yes.

19 Q And you put everything you know about David coming

20 into your office and asking you -- or telling you

21 to give Allison a bad grade. You put all that

22 information in the complaint, correct?

23 A I wrote down what the form asks me to say. Like,

24 what the answer --

25 Q Right.

1 A -- is what I did, yeah.

2 Q But you didn't withhold any information, did you?

3 A I mean, not that I know of, but nobody --

4 Q Okay.

5 A Nobody asked me anything about it afterwards. They
6 told me -- I think Peter told me they'd asked David
7 and he just said it didn't happen and that was it.

8 Q Okay. But you're not familiar with EOP's policies
9 and procedures?

10 A I mean, I became more aware; but at that point, no,
11 I was not at all aware.

12 Q And do you know what EOP has to find, what
13 evidentiary standard they need to meet in order to
14 take action on a complaint?

15 A No, but I would think someone would talk to me.

16 Q Okay.

17 A Especially after Peter --

18 Q Sure.

19 A -- made me talk to them on the phone in his office
20 --

21 Q Okay.

22 A -- and then had me fill that out.

23 Q But you're basing that statement just on the fact
24 that you feel like somebody should have reach out
25 to you --

1 A Well, and also --

2 Q -- and talked to you about it?

3 A -- if they were going to talk to him about that and
4 not tell me, it put me in a position of retaliation
5 against David. He came right into my classroom
6 after they talked to him and I reported that. And
7 then they gave another no contact report thing --

8 Q Okay.

9 A -- or no contact order to him at that point. So, I
10 felt like just in -- for me, you know -- watching
11 out for me at that point, it didn't feel like
12 anybody cared at all about that and nobody asked me
13 what happened. You just -- I just would think
14 someone would want to talk to me about it.

15 Q Now, you said David -- right after they talked to
16 him, I think you said David walked into your -- was
17 it your classroom?

18 A Yes.

19 Q Okay. So now again, I went to law school. So, you
20 know, if you're in the middle of a class in law
21 school and one professor walks into another
22 professor's class, that might be considered odd.
23 Is that typical?

24 A You don't normally do that.

25 Q Not in the art school?

1 A No.

2 Q Okay.

3 A Well, it especially was odd that he walked in and

4 then just talked to one of my students and then

5 glared at me. So, it was definitely, I think, odd.

6 Q Okay. Did --

7 A It scared me.

8 Q Okay. Did any other professors do that with any

9 sort of regularity?

10 A Come in and glare at me, no.

11 Q Or could just come in and talk to a student.

12 A No. Not necessarily, no. You don't just walk into

13 someone's classroom usually.

14 Q Okay. Well, what kind of class -- do you ever have

15 any classes that are what I would call a lecture,

16 like are you sitting up at the front of the class

17 lecturing?

18 A This class was not.

19 Q Okay.

20 A But I have class --

21 Q Would that --

22 A I mean, this was a painting room where everyone's

23 sitting in their work areas working in the room.

24 Q Okay. And I would guess that you kind of hover

25 around the room and help students when they need

1 help, give direction when they need direction?

2 A Or I'm lecturing and we're sitting there talking,
3 yeah.

4 Q Okay.

5 A It just depends on what we're doing. But the room
6 is set up for them to be working.

7 Q Okay. So, if someone did pop in real quick and
8 talk to a student for a second, that wouldn't
9 necessarily interrupt?

10 A It wouldn't necessarily, but you try not to do
11 that. Just professional courtesy. Like, you don't
12 just walk into someone's room, and safety issues
13 and stuff.

14 Q Okay.

15 A Like, I mean, with the school, you just --
16 normally, you're teaching your class, you know, and
17 you observe that with other people. But for him to
18 walk, I feel like the reason he was walking in was
19 to intimidate me. He didn't talk to me at all.

20 Q Okay. Did David ever do that in, you know, prior
21 to all this going on with Ms. Dunavant and you
22 making the EOP complaint? Was it typically for --
23 you said it's not typical for professors, in
24 general, to walk into your classroom, but would
25 David have done that previously?

1 A He might have done that, but he wouldn't normally
2 do that. If he's going to come in there to do
3 something, it would normally be, like, I'm going to
4 come in and talk to your students about something
5 or whatever.

6 Q Okay. So, you're saying he would tell you ahead of
7 time?

8 A You would --

9 Q Or he would come in and talk to you and then --

10 A Yeah, I mean, you normally would do something like
11 that. Someone might come in to talk to someone or
12 they might, like, look in the door and be like, hey
13 -- like, can I -- but this was different.

14 Q Okay. In paragraph twenty-two, you say you were
15 walking into the painting resource room --

16 A Uh-huh. Yes.

17 Q -- with Pam Bowers. David Voros is in there; tells
18 you you can't be in there, and you say that you saw
19 that the trashcan was filled with empty beer
20 bottles.

21 A Yes. He came in the room. He wasn't in the room,
22 but he came in while Pam and I were in the room.

23 Q Okay. And what is the painting resource room?

24 A I don't really know. It was pretty much
25 established after I was out of the painting area.

1 Q Okay. So, you don't really know what all that was
2 used for?

3 A It was -- it used to be his office, I think, and
4 then it became a room with books and stuff and
5 items for the department.

6 Q Okay. So, how big of a trashcan are we talking?

7 A Like, a little -- like a -- like this.

8 Q Kind of like a wastepaper basket?

9 A Like a metal trashcan, yeah.

10 Q Something that would be in, like, a home bathroom
11 or something like that?

12 A I think so.

13 Q It wasn't a big 'ole trashcan?

14 A It wasn't like a big trashcan --

15 Q Okay.

16 A -- like a fifty-gallon something or whatever. It
17 was like, a trashcan, like a normal trashcan you'd
18 see in a room.

19 Q Probably got one in the complete opposite corner,
20 if I recall correctly.

21 A Probably.

22 Q Did you notice what kind of beer bottles they were?

23 A No.

24 Q Do you know what color they were?

25 A There were different kinds.

1 Q Okay.

2 A They were bottles.

3 Q Okay. Had you been in that room previously?

4 A Had I?

5 Q Yes, ma'am.

6 A I had been in that room previously in the past.

7 Q Okay. And had you ever seen Professor Voros or

8 anyone else at USC drink beer on campus?

9 A I'd seen people drink beer at openings and stuff.

10 Q Okay, good point. But as far as just during day to

11 day --

12 A During class and stuff, no.

13 Q Okay. So, if there's beer cans -- or beer bottles

14 in the trashcan, do you know if that may have been

15 from an opening maybe the night before?

16 A No, this was the painting resource room. I

17 wouldn't think that there would be an opening.

18 Q Okay.

19 A There's no -- no, it was just beer cans in the --

20 Q Okay.

21 A In basically the painting area supply room.

22 Q Okay. And you know that they were beer cans or

23 beer bottles. It wasn't root beer?

24 A I don't think so. It looked like beer bottles.

25 Q Okay. Do you know if anyone else had access to

1 that room besides David Voros and Pamela Bowers?

2 A I don't know. He told me when we were in there
3 that I wasn't supposed to be in there. So, I just
4 -- painting people are supposed to be in there,
5 which would be his -- the people that work with him
6 in those classes and stuff. So, other people could
7 have access.

8 Q Okay.

9 A I don't know that it was locked and stuff. I don't
10 have any knowledge of that really.

11 Q Did David or Pam appear intoxicated?

12 A No. Just then, like --

13 Q At that --

14 A No.

15 Q Okay.

16 A There was a class going on.

17 Q In paragraph twenty-four, it looks like you're
18 quoting a conversation between Laura Kissel and LC.
19 Do I understand correctly that Lauren recorded this
20 conversation?

21 A Yes.

22 Q And you heard this recording?

23 A Yes.

24 Q Okay. And I mean, is this a verbatim --

25 A Pretty much.

1 Q Or just as best you can recall?

2 A As best as I can recall, but it's pretty verbatim.

3 I hate to ever say I'm exact, but I think that that

4 is verbatim, pretty close.

5 Q Did you ever give a copy of this recording to your

6 attorney, and I'm referring to Jacqueline?

7 A A copy of the recording?

8 Q Yes, ma'am.

9 A No.

10 Q Okay. Because it just seems like pretty specific -

11 -

12 A This is me. I typed this.

13 Q Okay. And you typed that from memory?

14 A No, I listened to the recording.

15 Q Oh, okay.

16 A Yeah. Sorry, no --

17 Q Got you.

18 A -- I don't have that good of a memory. But I just

19 want to -- I tried to type what I heard, but --

20 Q Paragraph twenty-six, you say "I witnessed the

21 painting department treat several students who have

22 made complaints as if they were crazy." Did I read

23 that correctly?

24 A Yes.

25 Q Okay. When you say the painting department, who --

1 A It shouldn't probably say painting department, but
2 -- yeah.

3 Q Okay. So, who should it say?

4 A Probably just the School of Visual Art and Design.

5 Q Okay. And what complaints are you --

6 A Allison. Anyone else that I've known that has made
7 any complaints, they acted like it's not a big deal
8 really.

9 Q Okay. Were any of those complaints about sexual
10 harassment or sexual assault or anything like that?

11 A Nothing that I know firsthand.

12 Q Okay. I'm going to look through my notes. I think
13 that's all I have.

14 MR. GESSNER: Julie, do you have any
15 questions?

16 MS. MOOSE: Oh, yes sir.

17 MR. GESSNER: I'll tell you what, I'll turn it
18 over to you then because I think I --

19 MS. MOOSE: Okay.

20 MR. GESSNER: I appreciate your time.

21 THE WITNESS: Yeah.

22 MR. GESSNER: Sorry, to bring you in --

23 THE WITNESS: No problem.

24 MR. GESSNER: -- under these circumstances.

25 That's part of my job. I'll meet a lot of people

1 and they're like, okay, nobody wants to see me.

2 Nobody wants to -- or like, I'll have clients I
3 really like and I'm like --

4 THE WITNESS: It's like being at the DMV.

5 MR. GESSNER: I'll have to say "I hope I never
6 see you again, but if I do, you really screwed up."

7 Or I'll say, you know, "why don't you go beat
8 somebody up so we can do this again?"

9 EXAMINATION BY MS. MOOSE:

10 Q Ms. Misenheimer --

11 A Hi.

12 Q -- my name's Julie Moose and I represent
13 International Center for the Arts. And I'll just
14 probably refer to them as ICA --

15 A Okay.

16 Q -- if that's okay with you.

17 A Okay.

18 Q You understand what I'm talking about when I say
19 ICA?

20 A Yes.

21 Q Great. And do you have any kind of relationship at
22 all with ICA?

23 A No.

24 Q Have you ever been to ICA?

25 A No.

1 Q What's your relationship with Pam Bowers?

2 A She's a -- used to be a professor of mine and a
3 mentor and now she's a friend of mine.

4 Q Are y'all really close?

5 A She's a friend, yeah.

6 Q Do you spend a lot of time together socially?

7 A Sometimes, yeah. When I get out.

8 Q Okay. Do you, like, see her on a weekly basis?

9 A Sometimes.

10 Q Okay. And what's your relationship with David
11 Voros?

12 A Used to be professor, mentor also, and a friend,
13 but I don't see him anymore at all.

14 Q Okay. And when did your relationship with
15 Professor Voros change?

16 A I would say the fall of 2016.

17 Q And why did it change?

18 A I just observed his behavior become unlike the
19 person that I had known, and I became aware he was
20 having an affair.

21 Q And were you upset about the affair?

22 A I wasn't upset. I just thought it was wrong.

23 Q And did you ever discuss the affair with Professor
24 Voros?

25 A No.

1 Q And when Professor Voros and Pam Bowers decided to
2 get a divorce, you submitted an affidavit?

3 A Yes.

4 Q And why did you do that?

5 A I guess to help my friend at the time. I've also -
6 - I'm divorced. Just to volunteer stuff, but I'm
7 divorced and I think I kind of knew what it's like
8 to go through that and how important it is, like --
9 it was important, I think for her, to kind of know
10 what was going on and stuff, so I was just trying
11 to help.

12 Q And I know you testified earlier that you can't
13 remember the substance of the affidavit, but can
14 you tell me -- just kind of give us a general idea
15 about what it was about? Was it about the
16 children; was it about the affair; was it about
17 Professor Voros --

18 A I'm sure that --

19 Q -- was it about Professor Bowers?

20 A I'm sure that it included the affair, but I -- it's
21 the -- it's one I cannot remember right now what is
22 in that.

23 Q Did you have any personal knowledge yourself of the
24 affair?

25 A Just what I'd say, like, I'd seen them behaving the

1 way they were together. And I -- it seemed like
2 they were, but nothing other than that. Nothing
3 other than my own sort of suspicions or whatever.

4 Q Okay. And we spent a lot of time today talking
5 about why you're afraid of Professor Voros. When
6 did you first become afraid of him?

7 A I would say between the fall and spring -- the fall
8 2016 and the spring 2017 semester.

9 Q And what specifically gave rise to that fear?

10 A Well, I think it was knowing that he was living
11 with this affair going on and telling -- saying
12 things to me and sort of living this sort of lie
13 and hurting these people. And then beginning to
14 threaten me and those threats actually get carried
15 out, such as getting removed from painting. I
16 think that any time anyone threatens you, it's a
17 scary thing.

18 Q Okay. And I know you've testified today about your
19 -- about the specific threats, but I'd like to just
20 confirm exactly what they were. And it's my
21 understanding that he threatened that he would sue
22 you.

23 A Yes.

24 Q Is that correct? And he threatened that you were
25 going to lose your job?

1 A Yes.

2 Q Were there any other threats?

3 A I better get out my checkbook. I'm going to pay
4 the piper. There were a lot of just derogatory
5 things, other than just threats. Referring to how
6 many times I'd been married, personal stuff.

7 Really ugly personal kind of stuff. Saying he was
8 meeting with people at USC and that they were going
9 to sue me.

10 Q And why were people going to sue you?

11 A Because I was making up stories about him. That's
12 what I had heard, but that's all I knew. And at
13 this point, I wasn't even working at the school.

14 Q Okay. And I'm trying to just focus on what you
15 personally heard. So, did you personally hear that
16 he said you were making -- from him, did he accuse
17 you of making up stories about him?

18 A No.

19 Q So, all he basically said was, I'm going to sue
20 you, you better get out your checkbook, and you're
21 going to lose your job?

22 A Well, these are in emails to Pam.

23 Q Well, I'm talking about --

24 A So then nothing to me.

25 Q -- communications directly with you.

1 A Then there's nothing that I can say, communications

2 --

3 Q Was there any time he said something to you that
4 made you fear -- in fear -- put you in fear?

5 A Well, working with him at school. Having to work
6 with him on a day to day basis knowing these things
7 were going on, yeah. But he would just work with
8 me, you know.

9 Q So, he didn't make any direct threats directly to
10 you?

11 A No. Besides -- yeah, no.

12 Q So, basically your fear arises from the fact that
13 you didn't like what he was doing and some emails
14 that you saw that his -- that Pam Bowers was
15 sharing with you?

16 MS. ALBRECHT: Object to the form.

17 THE WITNESS: Yeah, not necessarily.

18 CONTINUED BY MS. MOOSE:

19 Q Okay. Could you explain it to me then?

20 A Like I said, the behavior at school. And actually,
21 I'm trying to even remember this time. So, for him
22 to come to me and ask me to give a student a bad
23 grade initially, that's scary. And I felt like he
24 asked me to -- he thought that I would work well
25 with his girlfriend, Alex. He said that he was

1 going to start a figure sculpture program and he
2 thought that I would work well with her. And I
3 knew he was having an affair with her at that time.

4 Q And when you first became -- first had this fear
5 with David, did Pam Bowers already know about the
6 affair?

7 A No. I knew about it before she did.

8 Q So, how -- what was the difference between when you
9 started being afraid of David and when you found
10 out about the affair?

11 A It started, like I said, with his behavior at work.
12 Being around him and it being different, like
13 asking me to give this girl a bad grade. It wasn't
14 necessarily all tied to this -- the girlfriend or
15 whatever. I had come in from this other situation.
16 I was very -- in a separate place mentally, but
17 these are people I'd known for a long time. And
18 so, it's hard for me to say specifically to you a
19 threat, but he took me in a closet and I lost my
20 job. These threats came to fruition, some of them.
21 And when he was threatening to sue me, that's when
22 I got a lawyer. And I wasn't even working at the
23 school anymore at that point. And so, it's hard
24 for me because, I mean, I've done nothing to reach
25 out to him or to contact him or have anything --

1 but I've been just continuing threatened through
2 Pam. So, yeah, I can say that he didn't come to me
3 and say anything to me, but he made these threats
4 and he carried out some of them.

5 Q Okay. And when -- let's go back to the -- I have
6 some questions about the closet. How big is this
7 closet? Is it like a normal bedroom sized closet
8 or is it --

9 A It is --

10 Q -- like a supply closet or --

11 A It's a small closet. There's a big stack of
12 shelves on the inside of it, so you have about this
13 much space to stand inside the door. And then
14 there's a little window right here. And these are
15 all shelves.

16 Q Okay.

17 A And then there's no other window.

18 Q And I believe you testified you followed Professor
19 Voros into this room, small closet, and he was
20 trying to show you how to work a piece of
21 equipment?

22 A No. He just -- he held this head up -- that -- he
23 had me follow him in there. He took me in that
24 room where no one was. There's no one in the
25 figure room and then he took me ultimately into the

1 closet, even farther where there's no other people,
2 and shut the door.

3 Q Well, did he shut the door because he needed less
4 light so he could show you how to work the
5 equipment?

6 A I think he shut the door to keep me alone in that
7 room and to intimidate me.

8 Q Did he say anything to intimidate you?

9 A He said things in my ear with his body pressed
10 against me.

11 Q And was that because it was necessary to show you
12 how to work the --

13 A Absolutely not.

14 Q -- equipment?

15 A No.

16 Q Do you know if he had to do the same thing to show
17 others how to use the equipment?

18 A No.

19 Q And had he asked you to use that equipment in your
20 classes and that was why he was showing you how to
21 work it?

22 A No.

23 Q So, what is your understanding of -- or tell me
24 exactly what happened. You went in the room --

25 A Yeah. I went --

1 Q -- and tell me what happened.

2 A -- in the room and he held the head up, and put his
3 arm around me, and whispered and talked into my
4 ear, and I froze. And I was just looking down at
5 the doorknob and I eventually just broke out of
6 myself and was able to move, and I left.

7 Q And you never spoke with him about it again?

8 A No.

9 Q Have you ever been to the International Center for
10 the Arts?

11 A I've been to the International School of Painting,
12 Drawing, and Sculpture.

13 Q But you've never been there since it has owned --
14 ICA -- been ICA?

15 A No.

16 Q And do you have any personal knowledge of the
17 conditions at the facility that's leased by ICA?

18 A No.

19 Q How did you become aware of Allison Dunavant's
20 complaints?

21 A I don't remember.

22 Q Did you have discussions with her about it?

23 A I did eventually, but I first -- I think I first
24 was aware when Peter told me they shouldn't hire
25 Alex because there was a Title IX complaint.

1 Q Okay. And did you discuss the Title IX complaint
2 with Allison?

3 A At some point, yes.

4 Q And what did she tell you about it?

5 A Well, not the Title IX. She just told me what had
6 happened that summer in Italy. It wasn't really
7 about the Title IX thing, no.

8 Q And what did she tell you about what happened in
9 Italy?

10 A I don't remember.

11 Q Did she tell you that there -- that she was
12 sexually harassed?

13 A Yes.

14 Q Tell me exactly what she told you.

15 A I don't remember.

16 Q Did she tell you that she was assaulted?

17 A I don't remember.

18 Q Did she tell you she was battered?

19 A I don't remember.

20 Q Did she tell you she was falsely imprisoned?

21 A Not in those words.

22 Q What words did she use?

23 A I think she told me that she wasn't able to eat
24 with everyone else and had to stay away from where
25 they were eating and stuff.

1 Q Anything else that you recall?

2 A Uh-uh.

3 Q Have you reviewed Allison's testimony, deposition
4 testimony, in this case?

5 A No.

6 Q Are you aware that she confirmed that Professor
7 Voros did not imply or say he wanted to engage in
8 sexual acts with her --

9 A No.

10 Q -- but only made flirty comments?

11 MS. ALBRECHT: Object to the form.

12 THE WITNESS: No.

13 CONTINUED BY MS. MOOSE:

14 Q Did -- are you aware that she confirmed in her
15 deposition that she did not walk in on Professor
16 Voros and anybody else engaged in sexual acts?

17 MS. ALBRECHT: Object to the form.

18 THE WITNESS: No.

19 CONTINUED BY MS. MOOSE:

20 Q Are you aware that she confirmed that the comments
21 that she should be more like Alex were related to
22 her not having to do manual labor?

23 A I don't have any knowledge of those comments, yes.

24 Q Are you aware that she confirmed that she doesn't
25 say -- that she does not say or know any specific

1 evidence of any sexual harassment?

2 A No.

3 Q Do you have any personal knowledge of what occurred
4 in Italy?

5 A No.

6 Q So, any opinions that you formed about that are
7 based upon what Allison has told you or what
8 someone else has told you?

9 A Yes.

10 Q And have we covered, during the course of the
11 deposition today, everybody you've talked to about
12 Allison Dunavant's claims?

13 A Just Cody Unkart.

14 Q Cody Unkart. And what discussions have you had
15 with him, other than what's in your affidavit?

16 A None.

17 Q Have you made any complaints about ICA?

18 A No.

19 Q Are you aware of anybody else having any complaints
20 about -- against the company, ICA?

21 A No.

22 Q Have we covered, during the course of the
23 deposition today, all the complaints that you've
24 made against Professor Voros?

25 A I think so.

1 Q And how are you seeking the order of protection; is
2 it through USC?

3 A No.

4 Q Well, tell me about that.

5 A It would be through Richland County Police.

6 Q And so, you've actually gone to the police
7 department and asked for a restraining order?

8 A No.

9 Q Can you tell me what you --

10 A I'm working on getting my stuff together for that,
11 but I've talked to the police about it and what I
12 need to do next.

13 Q Okay. So they've told you, if you want to get a
14 restraining order, this is the procedure?

15 A Yes.

16 Q And you're planning to do that at some point, but
17 you have not done anything yet?

18 A You have to meet with a magistrate, yeah.

19 Q Have you ever told Pam Bowers that you're afraid of
20 David?

21 A Yes.

22 Q And when was the first time you told her that?

23 A Probably spring 2017.

24 Q Was it before she and David were separated?

25 A Yes. Well, it would be fall 2016.

1 Q But it was before -- while they were still living
2 together?

3 A Not necessarily. They were, but things were
4 already in motion for them to be divorced. But
5 yeah.

6 Q And did you make a report when you first became
7 fearful?

8 A Not to any -- no.

9 Q And as of April 2nd of 2019, I believe you
10 testified you told the USC police department that
11 you were afraid based on what you were told; is
12 that correct?

13 A Is that one of the --

14 Q Yes, ma'am. I believe it's exhibit seventy-five.

15 A I said I was afraid based on what I was told. Also
16 what I'd experienced, but yes. Do we mean the
17 emails?

18 Q I'm talking about the -- exhibit seventy-five which
19 is the last police report that is dated April 1st
20 or April 2nd. And I'm just trying to confirm that
21 you told the police that you were afraid based on
22 what you were told.

23 A I'm afraid based on what I was told. That's what I
24 told them, but I also was afraid based on things
25 that had happened. So, we told them that, but we

1 also said we were afraid for our safety.

2 Q Right. And you told the police that you had never
3 experienced or witnessed Professor Voros being
4 violent; is that correct?

5 A Not that I can remember.

6 Q Have you filed any complaints involving any other
7 professors or students at USC?

8 A Complaints? Like complaints against someone?

9 Q Well, any other EOC complaints or police department
10 complaints or anything else.

11 A I filed an EOC for a student -- an EOP.

12 Q You did what?

13 A I filed an EOP report for a student.

14 Q Okay. And have we covered that today?

15 A I think it was in there somewhere.

16 Q Okay. And it was just that one? It was the one
17 about the -- I'm sorry, can you just refresh my --

18 A It was a sexual assault type situation. A student
19 reported that another student had done something to
20 her and I reported that.

21 Q Okay. And what was the outcome of that?

22 A They never contacted the student, nothing. They
23 just closed it and they never talked to the
24 student.

25 Q And what was the allegation; what happened?

1 A One student said that the other student had touched
2 them and kissed them inappropriately.

3 Q And was there any complaint that you ever made
4 about a model?

5 A I went to Peter Chametsky to tell him what LC had
6 told me about a model. Well, I don't know.

7 There's different models; which model?

8 Q I'm asking about the JohnHenry Tecklenburg.

9 A That's different, yeah. So, that is a -- was a
10 girl who was a model, but also a student. I
11 thought you were talking about another situation
12 with a model.

13 Q I'm just trying to cover all the complaints that
14 you've made.

15 A That is -- that's the one. That would be the other
16 one that I made.

17 Q Okay. And what was the basis of that filing
18 complaint that you made?

19 A The student had come to me and said that someone
20 had touched them inappropriately and kissed them
21 inappropriately.

22 Q But you had no personal firsthand knowledge of
23 that. You just report it?

24 A No. Just as a reporter, I reported it because a
25 student told me.

1 Q Okay. Any other reports that you have made
2 involving other professors or students at USC?
3 A Not that I can remember, no.
4 Q And when you previously went to the art school in
5 Monte Castello, was that in 2007?
6 A I went in 2007.
7 Q And who did you go with?
8 A USC.
9 Q Okay. And were you previously married to another
10 student?
11 A Yes. I might have gone not even as a student at
12 that time, but I went a few times. 2007 was the
13 first time.
14 Q Okay. And how --
15 A And I was married to a graduate student in painting
16 at the time.
17 Q Okay. And did you go again after 2007?
18 A Uh-huh. I went in 2011, I think, was the time that
19 I worked as a program assistant at the school. And
20 that was the last time that I went.
21 Q Okay. And you had a good experience and everything
22 was good?
23 A It was a difficult time. It was a good experience
24 to work and stuff. There were just some situations
25 with the -- some of the students that came, but it

1 ultimately, yeah, it was a good time.

2 Q And did something in Italy happen that caused you
3 and your husband, the former student you just
4 mentioned, I think his name is Blake, to get a
5 divorce?

6 A I don't know if that happened in Italy, but he had
7 an affair.

8 Q And did y'all eventually get a divorce?

9 A Yes.

10 Q And were there any incidences at USC related to
11 your divorce from Blake?

12 A Like what? Incidences?

13 Q Like the police or any reporting to USC?

14 A One -- well, one -- there was one night that we got
15 into a -- it was after my BFA show and I asked him
16 not to come to it and he came to it. And we
17 started to argue out in the parking lot and I was
18 really upset, and he called the police, or someone
19 called the police because we were out there.

20 Q Okay. So, today during the course of our
21 discussions, we've covered all your reports to the
22 police at USC or involvement with the police at
23 USC?

24 A That would be -- yeah, I guess. As far as I can
25 remember.

1 Q How were your employment reviews at USC?

2 A Good until 2017, I would say. Well, employment

3 reviews, I've never had an employment review.

4 Student reviews, 2017, I know I had some bad

5 student reviews. But prior to that, they were

6 always good.

7 Q Well, how about your -- any comments about your

8 work at USC? How were your comments about your

9 work? Did you ever have any bad reviews or

10 complaints?

11 A I had never been reviewed the whole time I worked

12 at USC. I don't have any comments about my work.

13 Q So, as far as you know, your work was what they

14 wanted and you --

15 A Yes.

16 Q -- were doing what you needed to do?

17 A Yes.

18 Q Are you aware of any complaints about your work?

19 A No.

20 Q Were there any issues with an independent figure

21 drawing workshop that you did?

22 A In 2017, during that spring, there might have been

23 a time where I did not feel comfortable doing

24 those. Same with, I didn't feel comfortable even

25 in my job position with how the environment was at

1 USC, and I think I stopped doing them.

2 Q Okay. Are you aware of any other complaints or
3 issues with your work on the -- as the independent
4 figure drawing workshop?

5 A Not that I know of.

6 Q Have we covered everything today that occurred with
7 respect to the alleged request that you give
8 Allison Dunavant a bad grade?

9 A As far as I know.

10 Q And I believe you testified you never taught the
11 class with Allison?

12 A No.

13 Q And did she ever register for your class?

14 A I don't know if she ever registered or if it ever
15 even got to that point, but we were working on
16 trying to work out the scheduling.

17 Q And so, tell me about that. How far along had
18 y'all gotten with that? What was the conflict?

19 A We had -- I think there was a -- apparently -- I
20 mean, I don't know if there really was a conflict,
21 but it was not really a replacement class I would
22 say for a painting course.

23 Q Why did she not go forward and take the class?

24 A I don't know. She told me because of scheduling.

25 Q Did Professor Voros ever complain about your work

1 performance?

2 A Not to me.

3 Q You're not aware of any complaints he made?

4 A I heard him -- he told Peter Chametsky that I was
5 incompetent.

6 Q Anything else that you heard or know about?

7 A No.

8 Q Are you aware of any allegations, I guess this is
9 the LC thing that Professor Voros inappropriately
10 kissed someone?

11 A Yes.

12 Q Tell me about that.

13 A That he came up and kissed LC. That's all I really
14 know.

15 Q I feel like we talked about that some earlier.

16 A Yeah.

17 Q And can you tell me anything about the -- anything
18 further about the device that was being used --
19 that Professor Voros was trying to show you how to
20 use --

21 A It would be --

22 Q -- in the closet?

23 A It was like a head, so like this. And the back of
24 it is missing. And it's been on the shelf in his
25 office for years.

1 Q And does it have to be used in a dark room with a
2 window?

3 A I've never seen the thing used in any course or
4 anything. I don't know anything about it. I don't
5 know.

6 Q So, you've never demonstrated how to use it to a
7 student?

8 A No.

9 Q Was there some kind of allegation -- any kind of
10 allegation about Professor Voros involving a female
11 model?

12 A I don't know.

13 Q Not that you --

14 A I don't -- yeah, I don't know. I don't think so.

15 Q And I just want to go back again to exhibit
16 seventy-five.

17 A Uh-huh.

18 Q And I believe that counsel for USC had pointed you
19 to the last page, and I just have one question on
20 this.

21 A Okay.

22 Q About this first paragraph, you reported to the
23 police that there's no conspiracy, you have nothing
24 to do with the lawsuit.

25 A Uh-huh.

1 Q Would you agree that all three of you are now
2 involved in this lawsuit?

3 A I don't know what this is specifically referring
4 to. This is a police report that has a lot of
5 mistakes in it, for one thing. What we were trying
6 to say is that we had heard from these emails from
7 David that we were in a conspiracy to get him or
8 something, and we were trying to say there's no
9 conspiracy regardless of a lawsuit. And now, yeah,
10 we are. But we definitely have not had anything to
11 do with this before. There's no conspiracy. And
12 we kept being told this, that we were all working
13 together or something against him. And so, that
14 was one of the things in the threats I think at
15 that time. And so, when we went to the police we
16 were saying, hey --

17 Q Well, why did y'all decide to get involved in this?

18 A At that moment, this was because there were a whole
19 lot of threats coming from David to Pam against
20 Lauren and I. And we just, like I said, have been
21 reporting --

22 Q Right.

23 A -- and trying to do something. So, at this time,
24 there's more of them, so we come in and -- I mean,
25 for this. We called the police for that. For that

1 reason.

2 Q My question really was, why did y'all decide to get
3 involved in Allison Dunavant's lawsuit?

4 A I don't know. I mean, how did I get involved in
5 it? I don't know. It's not -- it's because I feel
6 like I've been tied up in this whole thing since
7 the beginning of it. He came to me and asked me to
8 give her a bad grade. That's why I'm -- I mean,
9 I'm here for Allison's lawsuit right now.

10 Q Well, why did you decide to submit an affidavit in
11 this case?

12 A I don't know. I don't see -- if I was subpoenaed,
13 it'd be the same.

14 Q Were you asked to provide an affidavit?

15 A I can't remember.

16 Q So you just volunteered to provide one?

17 A No. I mean, I'm sure I was, I just can't remember.
18 Like, I'm trying to -- this has been a lot, you
19 know.

20 Q I understand.

21 A My brain is -- it's a lot of years to jump around
22 all over. I think so. At that time, I had a
23 lawyer and so --

24 Q And I don't want to go over anything you discussed
25 with your lawyer. All right. And so, just to

1 confirm, you don't have any personal knowledge
2 about any of the allegations that Allison makes
3 about what happens in Italy?

4 A No, I wasn't there.

5 Q Okay.

6 A Yeah.

7 Q That's all the questions I have.

8 A Okay.

9 MR. WLODARCZYK: I don't have any.

10 MS. ALBRECHT: I don't have any. You're done.

11 MR. GESSNER: You're done.

12 FURTHER DEPONENT SAITH NOT.

13 (Whereupon, there being no further
14 questions, the deposition was
15 concluded at 4:24 P.M.)

16 (*This transcript may contain quoted material.
17 Such material is reproduced as read or quoted
18 by the speaker.)

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STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)
)

CERTIFICATE

Be it known that Kira L. Ferguson took the foregoing proceeding and hereby attests:

that I was then and there a notary public in and for the State of South Carolina-at-large and that by virtue thereof I was duly authorized to administer an oath;

that the deponent/witness was first duly sworn to testify to the truth, the whole truth, and nothing but the truth, concerning the matter in the controversy aforesaid;

that the foregoing transcript represents a true, accurate, and complete transcription of the testimony so given at the time and place aforesaid to the best of my skill and ability;

that I am neither a relative nor an employee of any of the parties hereto, nor of any attorney or counsel employed by the parties hereto, nor interested in the outcome of this action;

that, if a recording of an event was supplied by another party for purposes of transcription and I was not present during that event, the foregoing pages were transcribed to the best of my skill and ability; additionally, any identifications of speakers were provided to me by the party supplying the recording;

that, in the event of a nonappearance by the witness, the foregoing details for the nonappearance are accurate.

In witness thereof, I have hereunto affixed my signature and title.

Kira L. Ferguson
Kira L. Ferguson

Date: 10/24/2019
Notary public for South Carolina
My commission expires May 25, 2027.