



Transcript of the
Deposition of

Pamela Bowers

11/1/2019

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

COPY

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Phone: 803.749.8100
Fax: 803.749.9991
Email: Depos@southernreporting.net

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

Civil Action No.: 3:18-cv-01604-MGL

Allison R. Dunavant,)
Plaintiff,)
)
v.)
) Transcript of:
University of South)
Carolina, The) Pamela Bowers
International Center For)
The Arts, LLC, David R.)
Voros, and Harris)
Pastides,)
)
Defendants.)
)
)
)
)

Date: Friday, November 1, 2019

Time: 10:09 a.m.

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

Reported by
Crystal Knappenberger

APPEARANCES

For the Plaintiff:

Samantha Albrecht, Esquire
Cromer, Babb, Porter, & Hicks, LLC
1418 Laurel Street, Suite A
Post Office Box 11675 (29211)
Columbia, SC 29201

For the Defendants University of South

Carolina and Harris Pastides: Evan Gessner, Esquire
David Frawley, LLC
140 East Main Street
Post Office Box 489 (29071-0489)
Lexington, SC 29072

For the Defendant The International

Center for the Arts, LLC: Julie Moose, Esquire
McAngus, Goudelock, & Courie
1320 Main Street, 10th Floor
Post Office Box 12519
Capitol Station (29211-2519)
Columbia, SC 29201

For Defendant David Voros:

(Appeared by phone) Damon Wlodarczyk, Esquire
Riley, Pope, & Laney, LLC
2838 Devine Street
Post Office Box 11412 (29211)
Columbia, SC 29205

Also Present:

Spencer Andrew Syrett, Esquire
712 Richland Street, Suite E
Post Office Box 7403 (29202)
Columbia, SC 29201
(For Pamela Bowers)

David Voros, Defendant

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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 - - -

7 The reading and signing of this deposition is
8 reserved by the deponent and counsel for the
9 respective parties.

10 Whereupon,

11 Pamela Bowers, being duly sworn and cautioned
12 to speak the truth, the whole truth, and
13 nothing but the truth, testified as follows:

14 EXAMINATION

15 BY MR. GEISSNER:

16 Q Ms. Bowers, good morning. My name is Evan Gessner;
17 we've met before. I am an attorney here with Davis
18 Frawley, and I represent the University of South
19 Carolina and Harris Pastides in a lawsuit filed by
20 Allison Dunavant. I'm here today to take your
21 deposition. Have you ever been deposed before?

22 A No.

23 Q Okay. Go over the ground rules real quick -- I know
24 we attempted your deposition previously, but you
25 got an opportunity to retain counsel --

1 A Uh-huh.

2 Q -- and I'm happy you did that.

3 A Uh-huh.

4 Q So I'm going to go over the ground rules real
5 quick. Your attorney's probably already told you
6 all about that, but I think under the rules, I am
7 required to put it on the record.

8 A Okay.

9 Q And it's most -- basic definition: a deposition is
10 just a question-and-answer session. I'm going to
11 ask questions, the other attorneys will ask
12 questions, and you're just going to answer them.
13 You are under oath. So your number one job today is
14 just to tell the truth.

15 A Uh-huh.

16 Q It's that simple. If you don't remember or you
17 don't know, that's a perfectly acceptable answer,
18 as long as it's the truth.

19 A Uh-huh.

20 Q I once had a witness that, for some reason, thought
21 he had to give a yes or no answer to every
22 question, so he just guessed and made a whole lot
23 of trouble for us. So again, if you don't really
24 remember --

25 A Uh-huh.

1 Q -- you don't -- you never knew, that's fine.

2 A Uh-huh.

3 Q If you have to give approximate answers, that's
4 also okay.

5 A Uh-huh.

6 Q So if I say -- well, if you're telling me something
7 that happened, and I ask you when it happened, if
8 you say, "You know, I think it was spring of 2018,"
9 that's perfectly acceptable. I don't expect you to
10 remember every single date --

11 A Right.

12 Q -- or -- or certain circumstances. I think we're
13 going back to 2016. So --

14 A Right.

15 Q -- we're three years out. You're not going to
16 remember --

17 A Right. More than that --

18 Q -- many details.

19 A -- spring -- three -- yeah.

20 Q Exactly. So again, whatever you remember is the
21 correct answer. We have a court reporter here today
22 taking down everything we say, and she's going to
23 make a written transcript, and because of that,
24 there's a few things to keep in mind. Number one,
25 it's important that we all give verbal responses:

1 "yes" or "no" as opposed to "uh-huh" or "unh-unh."

2 A Uh-huh.

3 Q Also shaking of the head.

4 A Right.

5 Q Court reporters do a great job, but when you read
6 the written record months from now, when we got it
7 and we're in court talking about this stuff, it can
8 get a little confusing. The other thing to remember
9 we have to do our best to not talk over one another
10 or talk at the same time.

11 A Uh-huh.

12 Q Again, just like with the "uh-huhs" or the "unh-
13 unhs," we'll do that in everyday conversation and
14 that's perfectly fine, but here, because of the
15 court reporter --

16 A Right. It needs to be clear as if you were writing
17 it.

18 Q Exactly. Exactly. Let's see; what else?

19 If you have any questions, please ask whatever
20 attorney is questioning you at that time. So now
21 that the deposition has started, you're not allowed
22 to pause and go and confer with your attorney to
23 formulate your answer.

24 A Right.

25 Q Okay. The same reason, if we take any breaks, you

1 should just don't talk to your attorney or really
2 anyone else about your testimony.

3 A Right.

4 Q Talk about the weather, football, whatever else you
5 want, but we'll just -- until the deposition is
6 completed, we're not going to talk about your
7 testimony. Okay?

8 A Okay.

9 Q Again, if you have any questions, please ask
10 whoever is questioning you; if you need
11 clarification or something restated, that's fine.
12 I'm happy to do that.

13 A Uh-huh.

14 Q Generally, the assumption is if I ask a question
15 and you answer it, then you understood what I was
16 talking about.

17 A Uh-huh.

18 Q So if you later were to say, "Oh, I thought he
19 meant something else," that gets very difficult.

20 A Right.

21 Q Okay?

22 A So even if I have to ask the same -- you repeat it
23 a couple times, it's not --

24 Q Yeah.

25 A Okay.

1 Q That's fine; I'm happy to do it. We are running on
2 your schedule. If you need to take any breaks for
3 any reason, any break for lunch, whatever you need
4 to do, I -- I think we've all got all day. So we'll
5 run on your schedule. All right?

6 Last but not least, some of the attorneys may
7 -- might object to some of my questions or I might
8 object to somebody else's question -- happens all
9 the time, and what we're doing is just preserving
10 objections for the record. I'm sure you've seen
11 courtroom dramas on TV --

12 A Yeah.

13 Q -- attorney objects and it's a whole big to-do.
14 Well, we don't have a judge here to rule on
15 anything --

16 A Right.

17 Q -- so we just -- you'll hear someone say, most
18 likely, "object to form;" they're just preserving
19 that objection so we can argue about it later. For
20 -- for today, you go ahead and answer the question
21 anyway, unless your attorney tells you not to
22 answer that.

23 A Okay.

24 Q Okay. Does that sound fair?

25 A Uh-huh. That sounds fair.

1 Q Okay. Usually you only do that if it's privileged
2 material, something like that. Like there's
3 attorney-client privilege: I can't ask you or
4 you're not compelled to answer any questions about
5 what you and Mr. Syrett talked about.

6 A Uh-huh.

7 Q So if I were to ask something and it's getting
8 close to that territory, Mr. Syrett will tell you
9 not to answer.

10 A Uh-huh.

11 Q But -- but pretty much, that's the only time that
12 comes up.

13 Is there any reason you wouldn't be able to
14 understand my questions or answer truthfully today?
15 And what I mean by that is, you're not under the
16 influence of any prescription drugs or alcohol or
17 anything like that?

18 A No. I mean, I -- I take prescription drugs but --

19 Q Right, but nothing that's going to --

20 A -- nothing that's, like, weird or I'm not like --
21 didn't get dental surgery or something like that.

22 Q Right.

23 A You know what I mean?

24 Q That's what I mean, you're not --

25 A Just the usual, yeah.

1 Q Okay, right. You didn't take massive painkillers
2 then?

3 A No.

4 Q Okay. Thank you.

5 Could you state your full name for the record?

6 A Pamela Jean Bowers.

7 Q Okay. Thank you. You would be surprised how many
8 witnesses don't give their middle name when I ask
9 them for their full name.

10 A Really?

11 Q That -- that always surprises me. It's like 90
12 percent.

13 A What surprises me is there's another Pamela Jean
14 Bowers at the University.

15 Q The Jean? Yeah, that's surprising.

16 A I get her email all the time.

17 Q I get -- there's another Evan Gessner out there,
18 and I get his email all the time, and he lives in
19 North Dakota. So I get emails from Domino's in
20 North Dakota saying my pizza's on the way.

21 MR. SYRETT: It will be cold.

22 Q I -- I had always assumed I was the only one.

23 A It's so heartbreaking, isn't it?

24 Q I'm not as unique as I thought I was. Okay.

25 Have you ever gone by any other last name?

1 A Yes, actually, I -- my legally -- my legal name is
2 still Pamela J -- Jean Bowers-Voros, because I just
3 haven't gotten around to changing it.

4 Q Okay.

5 A But I always went by Pamela J. Bowers at the
6 University. So because of that hyphenation thing,
7 I'll -- you know, sometimes will be the whole thing
8 and sometimes it'll just be Pam Bowers.

9 Q Sure.

10 A But I've never gone by any other name.

11 Q Okay. So Bowers is your maiden name?

12 A Yes.

13 Q Okay. Of course you were married to Mr. Voros for
14 some years. Were you married to anyone else?

15 A No.

16 Q Okay. What is your date of birth?

17 A 11/19/1959.

18 Q Okay. Where did you graduate from high school?

19 A Richwoods High School in Peoria, Illinois.

20 Q Are you from Illinois originally?

21 A Uh-huh.

22 Q Is that a yes?

23 A Yes.

24 Q Okay.

25 A Sorry.

1 Q It's going to happen about a hundred times today.

2 A Okay.

3 Q That's perfectly fine.

4 A Yes.

5 Q Don't worry about it. I do it as much as anyone
6 else, so please don't be embarrassed. Okay.

7 So after -- what year did you graduate high
8 school?

9 A 1977.

10 Q Okay. Did you go to college immediately --

11 A No.

12 Q -- after high school. Okay.

13 What -- when did you go to college?

14 A I started college the year after, so that would've
15 been -- if I graduated -- you know --

16 Q About '78?

17 A Yes, '78, '79.

18 Q Thereabout?

19 A Yeah.

20 Q Okay. Where did you do your undergrad?

21 A Well, I did it in a couple of different places. I
22 went to the Southern Illinois University for a
23 year, and I didn't like that, so then I moved home,
24 and went to a community college just to kind of get
25 my bearings. And then I went to school in Colorado

1 for two years, and then I changed my major again,
2 and went to the Art Institute and have been doing -
3 - you know, been in the arts ever since.

4 Q Okay. So where did you get your bachelor's degree?

5 A School of the Art Institute of Chicago.

6 Q Okay. And when did you get that degree?

7 A 1985.

8 Q And is that a Bachelor of Fine Arts?

9 A BFA, yeah.

10 Q Okay. And what did you do when you graduated with
11 your BFA?

12 A I worked in a neighborhood center teaching kids. I
13 also did a little bit of like hanging wallpaper and
14 stuff like that, and saved up some money to travel,
15 and then I did that. And then when I returned, I
16 also went back to school at the Art Institute of
17 Chicago, and studied in the Department of Art
18 Education and Art Therapy and got a teaching
19 certificate.

20 Q Okay. When did you get that certificate?

21 A Yikes, I think it was '97 or -- yeah, I think so.

22 Sorry.

23 Q No, that's fine.

24 A I can't remember.

25 Q I think I found a copy of your CV somewhere; I

1 don't have it with me here today, but I was -- I
2 would rely on that for any dates if I needed it, is
3 that --
4 A Uh-huh.
5 Q Is that reasonable?
6 A Yeah.
7 Q Okay.
8 A It should -- they should be correct. I hope.
9 Q All right. Okay. So then you also have a master's
10 degree; is that right?
11 A Yes.
12 Q I mean, when did you get your master's?
13 A I got my master's in 1994.
14 Q Okay. Where did you get that?
15 A Indiana University.
16 Q Okay.
17 A In painting.
18 Q And you said it's in -- is that a Master's in Fine
19 Art?
20 A Uh-huh.
21 Q Okay. Was that a yes?
22 A Yes.
23 Q All right. Well --
24 A Sorry.
25 Q That's fine. Like I said, you say "uh-huh" and

1 "unh-unh" all day every day for your entire life,
2 and then one day suddenly have to change. It's --
3 can't change habits that quickly.

4 So it's an MFA, and you said in painting. How
5 does -- is that the -- I've heard -- so I went to
6 law school.

7 A Right.

8 Q I know next to nothing about art school. I
9 understand some schools, but not necessarily all,
10 when you get your MFA, you can have a concentration
11 in a particular area; is that right?

12 A Yes. At Indiana University, you had a concentration
13 in something and you had to apply to a specific
14 program --

15 Q Okay.

16 A -- and stuff like that, whereas my undergrad was
17 more just a general studio degree.

18 Q Okay. So your concentration was in painting?

19 A Yes.

20 Q Okay. Now, as I said earlier, I've seen your CV, so
21 if I really have questions about your full job
22 history, I'll -- I'll just refer to that.

23 When did you first come to work at the
24 University of South Carolina?

25 A I believe it was the year 2000.

1 Q Okay. What was your first position there?

2 A Just adjunct.

3 Q Okay. That would've been in the what I've been

4 calling the "School of Art," but I think it's the

5 School of Visual Art and Design?

6 A Yeah. Then, it was just called "the art

7 department."

8 Q Okay.

9 A But now it's called "the School of Visual Art and

10 Design." So I taught adjunct classes in various

11 subjects.

12 Q Okay. But all within the art school?

13 A Right.

14 Q Okay. So I'm familiar with an adjunct professor.

15 What is your current position at the University?

16 A So, I'm now a senior instructor --

17 Q Okay.

18 A -- having started out as a regular instructor, and

19 then after so many years, you become a senior

20 instructor, which is a full-time position, whereas

21 adjunct is a class here and there.

22 Q Right. And that's -- my understanding as an

23 adjunct, you're a temporary employee and you're

24 paid per class; is that right?

25 A Yes.

1 Q Okay. So currently, you are senior instructor. If
2 you could, please walk me through your positions --
3 from when you started as an adjunct, sometime
4 around 2000, to senior instructor, what positions
5 have you held?

6 A I was mostly -- I was -- it was just that. I was
7 just an adjunct, and then I got a regular
8 instructor position. I don't remember the year. And
9 then I got -- after so many years, you get promoted
10 to senior instructor. And the difference is when
11 you're a regular instructor, you get a yearly
12 contract: every year it gets renewed.

13 Q Yes.

14 A When you become a senior instructor, you get three-
15 year contracts. So and, you know, I also did some
16 teaching in school, you know, a little like project
17 kind of stuff.

18 Q So --

19 A Volunteering in schools or teaching in schools or I
20 got a grant to -- to go and do a project with
21 Rosewood Elementary and things like that.

22 Q Okay. Okay. So other jobs that came here -- here
23 and there throughout the years -- is that what
24 you're saying? Or -- or was that connected to your
25 position at USC?

1 A That was connected to my position at USC. I'm
2 trying to remember; it's been a while. I can't -- I
3 worked at the ICE -- the international school
4 before it was the ICA.

5 Q Okay.

6 A I think that I taught a class there once. I don't
7 even remember.

8 Q Okay. And that's in Italy?

9 A Yes, and I did --

10 Q Okay.

11 A -- you know, and then you do visiting artist
12 presentations, and there's all these kind of
13 ancillary things that one does.

14 Q Okay.

15 A But basically, I think it went from adjunct to --
16 and then at one point, they were calling me a
17 "visiting lecturer."

18 Q Okay.

19 A I don't know what the distinction really was
20 because it seemed the same to me.

21 Q Okay.

22 A And then -- yeah.

23 Q Okay. So for all intents and purposes though, you
24 were an adjunct; at some point, you became an
25 instructor where you had an annual contract. So is

1 that -- I -- I used to work for the state and we --
2 if I say FTE: full-time employee --
3 A Uh-huh.
4 Q -- do they use that terminology at the University?
5 A I don't know.
6 Q Okay. You said there was a contract, so I'm
7 guessing you were paid salary at that point?
8 A Yes.
9 Q Okay. And you got health insurance and --
10 A Yes.
11 Q -- all those benefits, retirement?
12 A Yes.
13 Q Okay. Thank you.
14 So what's the difference between instructor
15 and professor? How does that work?
16 A An instructor's responsibilities are -- my stated
17 responsibilities are to teach four classes --
18 Q Okay.
19 A -- per semester and, you know, it changes.
20 Sometimes they used to have us advise students,
21 like actually help them with their schedule and
22 advise them with their problems and stuff like
23 that, and then they changed that. And it's not an
24 official part of my job, but I do fill out a
25 faculty activities report every year, where they

1 want to talk about, you know, the fact that I'm an
2 exhibiting artist, and where I show my work, and
3 did I do these lectures, you know, the volunteer
4 work that I did, and all these other things kind of
5 go into your evaluation. Even though it's not
6 really officially stated that -- you know, so
7 technically, a -- a professor has research
8 responsibilities that they're evaluated on. I think
9 they just -- I don't know why I -- I'm asked to put
10 those on my -- I guess just to see that I'm
11 engaging in professional development.

12 Q Okay. It's my understanding in the -- in the art
13 world then, with what you're saying, where you're
14 exhibited and other lectures you might do, that --
15 that's pretty important; isn't it?

16 A Yeah.

17 Q Okay.

18 A Yeah, it's --

19 Q And this -- this is just background information, so
20 I understand.

21 A Uh-huh.

22 Q You said professors have research responsibilities,
23 but you didn't necessarily have that as an
24 instructor?

25 A Right.

1 Q Okay.

2 A But there was an expectation, you know.

3 Q To do things other than teach the classes you were
4 assigned?

5 A Yeah, and also just to keep your -- you know, your
6 experience fresh for teaching.

7 Q Okay. That make -- that makes sense.

8 A Uh-huh.

9 Q Do you remember, when you became an instructor, how
10 much you were paid?

11 A I -- I want to say it was like \$30,000.

12 Q Okay. And now, as a senior instructor, how much you
13 get paid for that?

14 A About 50.

15 Q Okay. And you said as a senior instructor, you're
16 offered the three-year contract. So where are you
17 now with respect to the contract?

18 A I've just signed a new one, this --

19 Q Okay.

20 A -- starting for this year.

21 Q Okay. So that would've started the academic year or
22 fall?

23 A 2019.

24 Q 2000 and --

25 A Fall of 2019 it started.

1 Q Okay. And are you currently teaching classes right
2 now or are you on a medical leave?

3 A I'm on a medical leave.

4 Q Okay. And is that for any stated period of time?

5 A It's -- excuse me -- until the end of the semester.

6 Q Okay.

7 A Then I'm going back in the spring.

8 Q Okay. Let's see.

9 Oh. Just a couple of questions I ask everyone
10 I depose. Have you been involved in any other
11 lawsuits? What I mean is, have you ever sued anyone
12 or has anyone ever sued you?

13 A No.

14 Q Okay. Other than a divorce?

15 A Correct, that's the only --

16 Q Right.

17 A -- legal thing I've ever been involved in.

18 Q Okay. Well, I'm sorry to have to drag you into
19 this, but.

20 Have you ever been convicted of a felony?

21 A No.

22 Q Have you been convicted of any crime?

23 A No.

24 Q Okay. Parking or traffic tickets, anything like
25 that?

1 A Oh, I've had traffic tickets. Yes.
2 Q Okay.
3 A But I paid them.
4 Q Okay. So they are for things like speeding and
5 things like that?
6 A I don't -- I got some speeding tickets when I was
7 really young. I haven't gotten one in a very long
8 time.
9 Q Okay.
10 A And I think I got a ticket one time because I
11 didn't have my insurance card in the car.
12 Q Okay. I don't have it in front of me.
13 Were you ever cited for anything like DUI or
14 open container or anything like that?
15 That's a no?
16 A No.
17 Q Okay.
18 A No, sorry. I'm shaking my head. No.
19 Q Okay. Now, at this case, the -- the Allison
20 Dunavant versus USC and everyone else, if that were
21 to go to trial, we have to pick a jury. And so I'm
22 sure you've gotten jury notices in the mail.
23 A Uh-huh.
24 Q And when we pick a jury, we want to pick people
25 that are completely disinterested from this case:

1 don't know anything about the facts and don't know
2 any of the people involved.

3 A Uh-huh.

4 Q So for that reason, I'm not really trying to get
5 into your personal life, but I'll ask you do you
6 have any relatives by blood or marriage that live
7 in the Midlands of South Carolina? Or we'll start
8 in -- within the state of South Carolina?

9 A No, just my daughter and son.

10 Q Okay. Your son is under the age of 18?

11 A Right.

12 Q Okay. Your daughter is?

13 A 19.

14 Q Okay. And your daughter's last name is?

15 A Voros.

16 Q Voros, okay.

17 A And she's mostly located in Atlanta anyway, so.

18 Q Okay. I know she -- she's located in Atlanta, but
19 I'd say her legal residence is probably the
20 Columbia area; is that correct?

21 A I think so.

22 Q Okay.

23 A I mean, she lived in Atlanta for a year, so I don't
24 know.

25 Q Right.

1 A And then she's -- she's, you know, kind of back and
2 forth.

3 Q Okay.

4 A I imagine her legal residence is still South
5 Carolina.

6 Q Is that her driver's license or does she have an
7 Atlanta --

8 A She -- she doesn't have a driver's license from
9 Georgia.

10 Q Okay. It's from South Carolina?

11 A Yes.

12 Q Okay. Okay. Now, you mentioned the International
13 Center for the Arts, which I will just refer to as
14 ICA, and I believe there was a predecessor entity
15 that you had done some work for.

16 A Right. The International School of Painting.

17 Q Okay. So what was that exactly?

18 A It was a -- a little art school in the town of
19 Monte Castello di Vibio that was the second
20 generation of the previous school that was started
21 by a guy named Nick Carone --

22 Q Okay.

23 A -- who started an art school in central Italy, and
24 you know, they would teach art classes and have
25 famous people come in to do workshops with people

1 and stuff like that. And so then it went to another
2 person named Marc Servin, and he ran it for I don't
3 know how many years. And that's how I first became
4 involved with that town and that whole --

5 Q Okay. So at one point, you and your ex-husband
6 formed ICA; is that correct?

7 A Correct.

8 Q Do you know when that was started?

9 A 2014.

10 Q Okay. And y'all would basically do the same thing:
11 run an art school in Italy, correct?

12 A It was a little different in the -- in that we did
13 contracts with institutional clients, like USC, or
14 the School of the Art Institute of Chicago, or
15 Maryland Institute School of Design, whereas Marc's
16 entity was more what I would call an artist
17 residency program.

18 Q Okay.

19 A I don't know if you know what that means but.

20 Q I don't.

21 A Yeah, but anyway, it was a slightly different
22 animal.

23 Q Okay. Okay. And for -- for our purposes here today,
24 that was just --

25 A Right.

1 Q -- background information.

2 So 2014, you and your ex-husband started up
3 ICA, and for the most part, your operations, when
4 you're actually teaching art, that was in the
5 summer months, correct?

6 A Yes.

7 Q Okay. Was the first summer --

8 A For the most part. There was -- every once in a
9 while, there was a little fall session.

10 Q Okay.

11 A Uh-huh.

12 Q For the -- was 2014 the first summer that y'all
13 operated?

14 A Yes.

15 Q Okay. And I understand -- so what you explained
16 about having contracts with institutions, you had a
17 contract with the University of South Carolina,
18 correct?

19 A Yes.

20 Q Was there one in 2014?

21 A No.

22 Q No? Okay. So was 2015 the first --

23 A I --

24 Q -- or if you don't remember --

25 A I don't -- I don't remember.

1 Q Okay. Fair enough. And so Ms. Dunavant's lawsuit
2 involves the -- some -- some events that transpired
3 in the summer of 2016. Is that your understanding?

4 A Yes.

5 Q Okay. And it's my understanding that when Ms.
6 Dunavant was there in -- in Italy, you were here in
7 Columbia; is that correct?

8 A Correct.

9 Q Okay. And you didn't arrive in Italy until after?

10 A Correct.

11 Q Okay. And Ms. Dunavant, when she came back, she
12 filed an EOP complaint with the University. Is that
13 your understanding?

14 A I know that she did at some point. I don't know --

15 Q Okay.

16 A -- when that was.

17 Q Okay. Did you have any involvement with that
18 complaint, like writing any responses or anything
19 like that?

20 A No.

21 Q Okay.

22 A No. I came back to the US to get my kids started in
23 school, and David had stayed in Italy, because we
24 had a fall program and a group of photographers
25 coming in who were not -- you know, they were just

1 a group of adults who weren't -- it was a kind of
2 different thing. And I came back to Italy and then
3 stayed for another two or three weeks, and David
4 was back in the US so, yeah.

5 Q Okay. Had you met Allison Dunavant prior to the
6 summer of 2016?

7 A Unh-unh.

8 Q That's --

9 A No, I had never met her.

10 Q Okay. And so you never met her face to face until
11 after the summer of 2016?

12 A Correct.

13 Q Okay.

14 A I didn't even know what she looked like really, I
15 mean, no idea.

16 Q Okay. Going to take a look.

17 MR. GESSNER: What exhibit are we up to?

18 Samantha, do you --

19 MS. ALBRECHT: I have no idea.

20 MR. GESSNER: Shoot.

21 MS. MOOSE: I couldn't get logged in, so I don't
22 know.

23 MR. GESSNER: Okay.

24 MS. MOOSE: Damon, do you know what exhibit we
25 left off on?

1 MR. WLODARCZYK: I do not.

2 MR. GEESNER: All right. Can we go off the record
3 for second?

4 (Off the record from 10:34 a.m. until 10:38 a.m.)

5 THE EXAMINATION BY MR. GEESNER CONTINUES

6 BY MR. GEESNER:

7 (Exhibit Number 77 marked for identification)

8 Q Ms. Bowers, I've handed you what's been marked as
9 Exhibit 77.

10 A Uh-huh.

11 Q If you would, please take a look at that. Take all
12 the time you need. Let me know if -- if you've seen
13 that before.

14 A Uh-huh. I've seen this, yes. I've seen this before.

15 Q Okay. What is it?

16 A It's an affidavit.

17 Q Okay. It's an affidavit you signed, correct?

18 A Correct.

19 Q Okay. Who actually wrote the affidavit itself?

20 A Jacqueline Pavlicek.

21 Q Okay. It's my understanding that Ms. Pavlicek was
22 your attorney until very recently, correct?

23 A Yes.

24 Q Okay. And she went to work --

25 A That's correct.

1 Q -- for the city of Columbia and when you worked for
2 a city or town or state agency, you can't represent
3 clients anymore.

4 A I understand. Yes.

5 Q Right?

6 A Uh-huh.

7 Q So and -- and I understand Ms. Pavlicek represented
8 you for some claims you have against the University
9 of South Carolina; is that correct?

10 A We were working on that. Yes, that's correct.

11 Q Okay. And again, what you talked about with your
12 attorneys is -- is privileged and I'm not entitled
13 to know anything about that, so I'm not asking you
14 about any specific information that you all or
15 anything that y'all talked about. But you're here
16 today, represented by Mr. Syrett for the purposes
17 of this deposition, right?

18 A Yes.

19 Q Okay. Do you have another attorney for your -- your
20 claims against the University?

21 A I do not.

22 Q Okay. Not at this time?

23 A Not at this time.

24 Q Okay. Thank you. So is it your understanding in
25 this affidavit that you signed that by signing it

1 you signed under penalty of perjury. Is it your
2 understanding?

3 A That's my understanding.

4 Q Okay. So everything in here is true to the best of
5 your knowledge, right?

6 A To the best of my knowledge, everything in here is
7 true. There are a couple of -- I think there was
8 one place where I found a word where instead of
9 saying "before," it should've said "after."

10 Q Okay.

11 A Things like that.

12 Q Okay.

13 A That I'll point out to you as we go, if that's --

14 Q Okay. And that's -- I want to go through it --

15 A But you know, yeah.

16 Q So when you get lawsuits, I mean we have tons and
17 tons of documents that we go through, and a lot of
18 times, we don't have any context behind it. So
19 sometimes when you see a document by itself, it
20 doesn't fully make sense, so we have questions just
21 to follow up.

22 A Right.

23 Q So that's why I wanted to go through this.

24 A Right.

25 Q If there's any corrections you need to make, please

1 let me know.

2 A Okay.

3 Q It starts out you're -- you're talking about your -
4 - your work history and coming to work for the
5 University.

6 A Uh-huh.

7 Q It says on the first page, Paragraph 8, "Voros and
8 I separated on December 5, 2016." And that --
9 that's your ex-husband, David Voros, correct?

10 A Correct.

11 Q Okay. So what precipitated the separation?

12 A I felt he was having an -- he was having an affair
13 and lying to me about it, and I was not comfortable
14 with that.

15 Q So you're not comfortable with him having an
16 affair; is that right?

17 A Right.

18 Q Okay. I just wanted to make sure.

19 A Well, and with not being truthful about it.

20 Q Okay. How did you find out he was having an affair?

21 A Could you rephrase that to be a little more
22 specific because there's lots of different levels
23 of realization a person goes through.

24 Q Okay.

25 A When I first -- okay. Go ahead.

1 Q Okay. So my understanding is, at some point, you
2 were suspecting something was going on?

3 A Yes, and I have --

4 Q Okay.

5 A -- seen things.

6 Q Okay. And you had seen things. And eventually, you
7 were able to confirm that indeed an affair had
8 occurred; is that right?

9 A Yes.

10 Q Okay.

11 A I was able to confirm that indeed an affair had
12 occurred, you know, with -- with evidence.

13 Q Okay. So I believe at the point y'all separated in
14 December 2016, it -- it wasn't confirmed with
15 evidence; is that right? As best you can recall?

16 A I had confirmed it for myself with evidence, yes.

17 Q Okay. You had seen enough for you to be convinced?
18 Is that a -- is that a fair way to put it?

19 A I had seen him on a tape with -- yes, and caught
20 him in a number of lies.

21 Q Okay.

22 A Uh-huh.

23 Q So what did you seen the tape?

24 A Well, David told me that he was going on a
25 university sponsored -- as well as ICA -- trip to

1 Chicago, and that he was parking his car at the
2 airport, and I began to get suspicious about that,
3 and so I went and looked at the airport and there
4 was no car there. He said he rented a truck, which
5 sounded strange to me so -- so I hired a private
6 detective who saw them coming out of a room
7 together in Chicago, in a different vehicle. The
8 license plate of which was registered to Alexandra
9 Stasko Miller.

10 Q Okay. So when you said you saw video footage of the
11 two of them coming out of a room, was that a hotel
12 room or a motel room?

13 A Oh, what do you call those things? Airbnb.

14 Q Okay.

15 A And you know, before that there were things that I
16 knew in my heart, you know.

17 Q Something seemed wrong?

18 A Yes.

19 Q Okay.

20 A Something seemed wrong when I first arrived in
21 Italy in 2016 and at times in 2017.

22 Q Okay.

23 A And I'm sorry, times in 2015. Sorry.

24 Q Okay. Okay. Moving on, on Page 2, Paragraph 12, you
25 talked about the hiring of student assistants for

1 the summer at ICA.

2 A Uh-huh.

3 Q And it's my understanding that the predecessor
4 entity did that as well; is that correct?

5 A Yes. Although, in my mind, it was -- it was -- it
6 was not as if they, you know, were hired -- what we
7 call that and what they call it in the arts is a
8 working scholarship.

9 Q Okay.

10 A So, they were people who received working
11 scholarships, and there was usually, you know, no
12 money, you know, this wasn't -- except for one
13 person, there was no payment.

14 Q Okay. And you said "except for one person, there
15 was no payment," who was paid?

16 A Alexandra Stasko Miller.

17 Q Okay. And why was she paid and no one else?

18 A I don't know.

19 Q You didn't make that decision?

20 A No.

21 Q Okay. Do you know when that was?

22 A Early -- shortly after I arrived in Italy in early
23 June.

24 Q In 2016?

25 A Uh-huh. 2016, yes.

1 Q Okay. All right. So, what -- these working
2 scholarships or students assistants, what is --
3 what work do they usually do at ICA?

4 A Well, typically like I say here -- and -- and this
5 was a pattern established by the previous, so, it
6 seemed like a good pattern: five hours a day, five
7 days a week in -- you know, and -- and that was the
8 usual workload because the idea was that -- you
9 know, that was the usual workload.

10 Q Okay.

11 A And what they -- what would they do, is that what
12 you asked me?

13 Q Yes. Yeah, so, that's what I'm trying to establish
14 is, what type of work would they typically do?

15 A Oh, help with setup of dinner, help with setup of
16 exhibitions, light cleaning, sometimes additional
17 things as needed, but mostly it was for helping the
18 kitchen staff. You know, set -- the kitchen was
19 upstairs, the dining room was downstairs. You kind
20 of run dishes up and down and to kind of help set
21 up the table for the dinings and to help with -- we
22 would have exhibitions, help with setting up
23 exhibitions, help with facilities to some extent.

24 Q Okay. It's my understanding that while you and your
25 ex-husband were running things, it's essentially

1 the two of you, you had Eros there as well helping
2 run things; is that right?

3 A He was a business manager.

4 Q Okay. The business manager. You had kitchen staff,
5 but it's my understanding that these student
6 assistants were there really just as more sets of
7 hands to help get everything ready because you and
8 your ex-husband wouldn't have been able to do all
9 of these things by yourself?

10 A That's correct.

11 Q Okay.

12 A And the other -- well, yeah.

13 Q Okay. So -- and I'll talk about that a little bit
14 more but I want to go in order on your affidavit
15 here.

16 On Paragraph 13, you talk about Monte
17 Castello, and you say "there's few, if any, cars
18 within the village."

19 A Right.

20 Q And "there is not a train station or a bus stop
21 within the village." Did I read that correctly?

22 A Uh-huh.

23 Q Is that a yes?

24 A Yes.

25 Q Okay. So where is the nearest train or bus station

1 to Monte Castello?

2 A Well, I'm not sure which one is nearer. There's one
3 in a little town called Todi, and there's another
4 one in a -- excuse me -- a little town called
5 Fratta Todina.

6 Q Okay.

7 A There's a little train station. Buses -- I -- I
8 don't know.

9 Q Okay. So if -- how -- I'm trying to get an
10 understanding of how far away these train stations
11 are. Do you know how long it would take me to walk
12 there?

13 A Well, it's a big hill. It depends if you were going
14 up or down.

15 Q Okay.

16 A And how hot it is.

17 Q Okay. So assuming it's not too hot --

18 A But it's --

19 Q -- and I'm going downhill, because if I'm at --
20 basically, what I'm asking is if I'm at Monte
21 Castello --

22 A And you want to walk down to Fratta Todina to go to
23 the train?

24 Q Yes, if I want to leave --

25 A I would say an hour, at least.

1 Q An hour walk, okay.

2 A Maybe longer.

3 Q So what about by car? How long?

4 A 15 minutes.

5 Q Okay. Because you got to go down the hill,

6 essentially?

7 A And it's -- yeah.

8 Q Windy?

9 A Uh-huh.

10 Q Okay. Now, there is -- and I've heard about Carlo,

11 the driver.

12 A Yes.

13 Q That's when -- he's not -- it's not like he's

14 running a taxi service; is that right?

15 A He has from time to time taxied people; I've used

16 him as a taxi service before. But he's not -- it's

17 not like it's an official thing. It's sort of an

18 Italian system where when Carlo, you know, wants to

19 make extra money, he offers to drive people, and

20 he's a nice guy and does a good job.

21 Q Okay. So, it's not -- he's not running a formal

22 business for that, but he's a guy that has a car

23 and you can pay him for a ride, essentially?

24 A Uh-huh.

25 Q Is that a yes?

1 A Yes. Sorry.

2 Q It's all right. In Paragraph 15, you state that
3 "David Voros was director and sole decision maker."

4 A Uh-huh.

5 Q "I was only a co-owner in title only. He made
6 business decisions without consulting me." Did I
7 read that correctly?

8 A Yes.

9 Q Okay. Was that for the full duration of y'all's co-
10 ownership of ICA?

11 A Pretty much. It's -- I mean, in 2014, we had just a
12 couple of students, and so it was very -- much more
13 cooperative, and as things progressed, I felt my
14 role -- I was frustrated; my role became more and
15 more that of a secretary of -- or sort of a lackey,
16 of reviewing decisions that Dave had made. And if
17 there was -- you know, there were two of us and if
18 there was a dispute, typically Dave's decision was
19 the decision.

20 Q Okay.

21 A And -- yeah.

22 Q And --

23 A And he made decisions without consulting me, like
24 he would send emails from his university email to
25 people to talk about various things -- who's

1 coming, you know, whatever business was being run -
2 - and either just copy me on it without really
3 asking me about it or not tell me about it at all
4 until after the fact or maybe not at all.

5 Q Okay. And so in the next paragraph, 16, you state
6 that you did not attend company meetings or vote on
7 company decisions. And I would -- company meetings
8 could be very formal or they can be very informal.

9 A Right.

10 Q But at -- at sometimes, though, y'all discussed ICA
11 business, and I would've -- I guess you -- you
12 planned things that were upcoming; is that right?

13 A Yes. When I was referring to company meetings, I
14 was more referring to meeting with, for example,
15 the -- the head of study abroad at SAIC in Chicago,
16 or, you know, talking on the phone with, you know,
17 the people who ran -- you know, the clients. And
18 those meetings, even at USC, I was often not told
19 about them or looped into those and those would be
20 the kind of negotiating sessions where decisions
21 would be made.

22 Q Okay.

23 A So, we might -- you know, that's what I meant.

24 Q Okay. So you say -- again in that Paragraph 16, you
25 say, "Voros would make decisions without following

1 the ICA's established by-laws."

2 A Yes. That's a little confusing because I don't
3 recall ever seeing by-laws. I don't remember them.

4 What I meant was that I understood that we were
5 both equal managers, and we were not one of those
6 LLCs where there is a manager and then other
7 people, we were both managers, so.

8 Q Okay. So --

9 A So, assuming that's a by-law, that's what I meant.

10 Q Okay. So if he's going off making decisions without
11 consulting you, it's your understanding that
12 violated the rules of the LLC?

13 A That was my understanding, yes.

14 Q Okay. And would you say that -- did he do that with
15 every decision or was it some decisions and not
16 others?

17 A I really -- I can't -- it's hard to remember.

18 Q I understand.

19 A If you could be more specific, I might be able to
20 remember, but.

21 Q I understand. And -- and so before, like I said, I
22 think that was Monday, we all got a data file of
23 almost 3,000 pages of emails from you; is that --
24 is that correct?

25 A Yes.

1 Q Okay. I'll represent to you it's 2,914 pages in
2 that -- in that data file total. Okay? I understand
3 you didn't go ahead and count all the pages of --
4 of your emails but it's my understanding --

5 A I -- I have -- I'm not surprised.

6 Q Okay.

7 A Uh-huh.

8 Q But you went ahead and you got all the emails you
9 had in your possession that might be relevant to
10 this lawsuit and you turned that over to your
11 attorney, Mr. Syrett; is that correct?

12 A I -- I got a subpoena from Julie Moose saying she
13 wanted everything --

14 Q Yes.

15 A -- and I did my best to accommodate her request.

16 Q Okay. So that's how you -- you transferred these
17 files, and of course you didn't alter any of those
18 emails or anything, did you?

19 A Uh-uh. No.

20 Q Okay. Thank you.

21 A No.

22 Q And why I bring these up now, is just -- with --
23 and I've gone through all of them, I'd say there's
24 -- there's some emails where you and Mr. Voros are
25 discussing company business. There's emails where

1 you find out about something and email him and ask
2 why you weren't consulted on that. For the most
3 part, did you conduct the LLC's business through
4 email, in person, some mix between the two?

5 A Some mix between the two.

6 Q Okay.

7 A However, often we were in different places.

8 Q Yes.

9 A So.

10 Q That was my understanding. I mean if -- if y'all
11 were in the same building or if you all were at
12 home, you probably just would've asked him
13 verbally; if you're not together at that moment in
14 time, you might just send an email, because that
15 was more expedient at the time; does that make
16 sense?

17 A Uh-huh.

18 Q Is that a yes?

19 A Yes. Sorry.

20 Q Don't worry. Okay. The next page, Page 3, and --
21 and I apologize, a lot of my questions are
22 background to help me understand as I said, just
23 going through documents, you -- they lack context.

24 In Paragraph 17, you say that "The International
25 Center for the Arts rented space from Asilo."

1 A Asilo.

2 Q Asilo, okay. What is Asilo?

3 A Asilo is a building that had been used by the
4 previous school in Italy as well. It's a 12th-
5 century -- a restored 12th-century convent that has
6 a nice dining area upstairs and a place to cook and
7 -- and a series of small rooms for students to stay
8 in.

9 Q Okay.

10 A And it also has a library and sometimes classes are
11 taught there.

12 Q Okay. So --

13 A And a dining area. Sorry.

14 Q Okay. So for the facilities that ICA had at their
15 disposal in -- in Monte Castello, there is Asilo,
16 which we just talked about.

17 A Uh-huh.

18 Q I think you and -- back then, you and Mr. Voros
19 owned a home in Monte Castello; is that correct?

20 A Correct.

21 Q Okay. But that's -- y'all owned that privately;
22 that wasn't owned by the LLC?

23 A No.

24 Q Okay. Were there any other buildings that were
25 owned or rented?

1 A Leased. They were leased buildings. Yes, there was
2 a -- a large studio building that -- for -- for
3 making studio art.

4 Q Okay. So Asilo was more for room and board,
5 essentially?

6 A Primarily.

7 Q Okay. Because then you had the studio building. But
8 what -- what else did you do in Asilo besides
9 that's where everyone slept and ate, what else did
10 they do at Asilo?

11 A From -- sometimes there would be classes there.

12 Q Okay.

13 A Or lectures.

14 Q Okay.

15 A Because there was a large common room.

16 Q I see.

17 A Uh-huh.

18 Q So Asilo and the studio building, though, those --
19 were they both leased?

20 A Yes.

21 Q Okay. Okay, now Paragraph 18, you say, "I have
22 witnessed Voros' relationship with Harris Pastides
23 over the years. It is my opinion that Voros had a
24 close relationship with Harris Pastides." Did I
25 read that correctly?

1 A Uh-huh.

2 Q Is that a yes?

3 A Yes. Sorry.

4 Q Okay.

5 A I do it every time, sorry.

6 Q No, that's fine. That's fine. When you say Mr.

7 Voros had a close relationship with Harris

8 Pastides, what does that mean? Is that a close

9 working relationship?

10 A I'm not sure. I know that they seem to get along

11 very well and that Harris Pastides had an interest

12 in the USC in Italy program and seemed to like him,

13 I guess. I mean, I don't really know what else to

14 say about that. You know, that we were invited to

15 his house, things like that, so.

16 Q Okay. When you say you were invited to his house,

17 that's the president's house?

18 A The president's house, yes.

19 Q Okay. On the horseshoe, right?

20 A On the horseshoe.

21 Q Okay. So how many times can you recall that you and

22 -- and Mr. Voros were invited to the president's

23 house?

24 A Once for a celebration for USC in Italy and once in

25 the fall of two -- I think that was -- 2000 -- I

1 can't remember the year -- and then once in the
2 fall of 2016, he invited -- he and Patricia invited
3 David and I and our two children to have wine and
4 talk at their house.

5 Q Okay. So the -- so the first one was kind of a
6 celebration for the USC in Italy program; is that
7 right?

8 A Yes.

9 Q Okay. Do you remember when that was? You might have
10 just told me.

11 A I can't remember exactly what year that was --

12 Q Okay.

13 A -- because there were two summers that we did USC
14 in Italy, and I don't remember which summer that
15 was.

16 Q Okay. Well, the -- so while you were at the
17 president's house for this celebration, who else
18 was there?

19 A Oh, students. Gosh, I can't remember everybody who
20 was there. I just remember a -- a few of the
21 students who had been on the program, myself, Dave.
22 It seems like there were other few faculty people
23 there, possibly. I don't remember if Alan Miller
24 was there, maybe. I -- I don't remember everyone.

25 Q Okay. That's fine. But quite a few people were

1 there?

2 A Yes.

3 Q Okay. And you said you went another time, your kids
4 were also invited, for wine and to talk. Were there
5 any other professors there?

6 A No.

7 Q Okay. So it was just your family and --

8 A Right.

9 Q -- Harris and Patricia Pastides was there as well?

10 A Uh-huh.

11 Q Is that a yes?

12 A Yes.

13 Q When y'all went there, just your family, can -- do
14 you recall how long you were there?

15 A I don't recall.

16 Q Okay.

17 A Long enough to have two glasses of wine.

18 Q Okay.

19 A So I don't remember.

20 Q I'm just trying to flesh out what -- what's meant
21 here by saying that Voros had a close relationship
22 with Harris Pastides. So you said they got -- they
23 got along well. Of course, there was the USC in
24 Italy program. It's my understanding that Professor
25 Voros -- there is something with a -- a fresco

1 being painted at the president's house?

2 A Yes, both David and I sponsored a Magellan Scholar
3 student --

4 Q Okay.

5 A -- Taylor Tynes, to paint a fresco at their house.

6 Q Do you know when that was? If not, I think there's
7 an email about it; I can pin it down at a later
8 date if I needed to, but.

9 A I believe that was 2016.

10 Q Okay.

11 A It might have been '15.

12 Q Okay.

13 A I mean I don't remember it, like for example,
14 usually those things -- it took a long time, so I
15 think it was completed in 2016.

16 Q Okay.

17 A I think in the fall.

18 Q So the -- the close relationship, on what I'm
19 trying to figure out here is that, you know, I've
20 had people I've known for years that I would say I
21 have a close working relationship with --

22 A Right.

23 Q -- but I've never seen them outside of work.

24 A Right. No. I'm -- I had never seen them outside of
25 work --

1 Q Okay.

2 A -- if that's what you're asking.

3 Q That's what -- right. Is it a close working
4 relationship or does Dr. Pastides -- did he -- did
5 Dr. Pastides come to your house on the weekends to
6 watch football?

7 A No.

8 Q Okay. To the best of your knowledge, did Mr. Voros
9 ever socialize with Harris Pastides outside of
10 work?

11 A I'm not sure. He -- he told me he did, but I'm not
12 sure.

13 Q Okay.

14 A I only know what he told me about that.

15 Q Okay. What -- what did he tell you about that?

16 A He told me that he went to a lunch with Harris and
17 that it was to talk about the ICA and -- and things
18 like that, and I said, "Well I should go if it's
19 about that."

20 And he said, "No, this is between Harris and
21 I."

22 And that's all I know.

23 Q Okay.

24 A And I don't know if it even, you know, I -- I don't
25 know. I wasn't there.

1 Q Okay. You don't know anything else?

2 A That's all I know.

3 Q Okay. Do you know when that was?

4 A I think he told me that in the late fall of 2016.

5 Q Okay. Now Paragraph 19, the second half of that

6 sentence says, "we have been out to dinner together

7 on several occasions." So I take that to mean

8 that's not the meetings at the president's house,

9 but y'all went out to dinner somewhere else?

10 A In Italy, yes.

11 Q Okay.

12 A And the -- and the hors d'oeuvres thing that I told

13 you about previously.

14 Q Okay. So in Italy, it's my understanding that Dr.

15 and Mrs. Pastides came to Monte Castello. Was that

16 the summer of 2015?

17 A I believe so.

18 Q Okay. Do you remember how many days they were

19 there?

20 A A week. I want to say a week.

21 Q Okay.

22 A I'm not sure, so I don't really want to say and be

23 wrong.

24 Q That's fine. Do you know why the Pastides were

25 there?

1 A Yes, they came to visit Monte Castello, and Dave
2 had invited the mayor to meet Dr. Pastides. It was
3 to try to promote the USC in Italy program.

4 Q Okay. Do you know if Dr. Pastides visited any other
5 cities or towns throughout the world?

6 A Yes. Through the world?

7 Q Yes, ma'am. So my understanding is Dr. Pastides was
8 there to promote USC in Italy.

9 A Yes.

10 Q Do you know if he was promoting any or at any time
11 had promoted any other study abroad program?

12 A I don't know.

13 Q Okay. Paragraph 20, you say you first met Allison
14 Dunavant during the 2016-2017 academic year. Did I
15 read that correctly?

16 A Yes.

17 Q Okay. You go on to say, "I attended her end of
18 semester graduate reviews." Did I read that
19 correctly?

20 A Yes.

21 Q Okay. What is an end of semester graduate review?

22 A Well, what happens is, all of the students who are
23 up for reviews at that time put their work out in
24 different rooms in the building, and there's a
25 schedule, and you go from one person's review to

1 the next person's review to the next person's
2 review. And typically, it's only the teachers that
3 are -- it's -- it's the whole faculty, so it's not
4 just only the teachers who are directly working
5 with that student. It's -- it's an open critique.

6 Q Okay. So are -- are you as a professor or
7 instructor expected to give feedback?

8 A Yes.

9 Q Okay. So do you recall if you saw Allison
10 Dunavant's work in one end of semester review or
11 more than one?

12 A I believe that was the only one.

13 Q Okay. And it says the --

14 A Other than her final show.

15 Q Okay. So for the end of semester reviews, though,
16 it says 2016-2017 academic year. Do you recall if
17 that was the end of the fall 2016 semester or the
18 end of the spring 2017 semester?

19 A I'm pretty sure it was the -- the winter one.

20 Q Okay.

21 A And sometimes, I -- because I'm an instructor, I'm
22 not involved in the planning of these reviews, and
23 it keeps changing. So sometimes, they will do -- it
24 depends on what year the student is in school if
25 they do a mid-semester review, a midyear review, or

1 -- and another one, or just one. It sort of all,
2 you know --
3 Q Okay.
4 A -- so it's not clear.
5 Q There could be more than one in a semester?
6 A No, no.
7 Q Okay.
8 A There could be one in the spring and one in the
9 fall, or there could be just one in the fall and
10 not one in the spring.
11 Q Okay. I understand.
12 A As I understand it.
13 Q Okay. But to the best of your recollection, when
14 you saw her review, it would've been the end of the
15 fall semester 2016?
16 A Winter, yes.
17 Q Okay. Did you talk with Ms. Dunavant while you were
18 there?
19 A I didn't talk with her personally. I said hello,
20 and I don't recall if I made a comment. Usually,
21 I'll talk to students after their review, and say
22 "Oh this, this," you know, "nice color," or
23 something like that. I don't recall if I talked to
24 her. What I recall is just having the review and
25 that it was very strange when I walked into the

1 room.

2 Q Okay. What was strange about it?

3 A Well, it seemed that all of the other faculty were
4 shocked to see me there, as if I somehow should not
5 be there, and I didn't know why that was. And I
6 went and sat down, and another professor came over
7 and sat right next to me, and it just seemed an
8 unusual -- I don't know what else to call it other
9 than unusual, like, atmosphere --

10 Q Okay.

11 A -- because of the way faculty were acting.

12 Q Okay.

13 A Uh-huh.

14 Q So I believe you said you -- you remember saying
15 hello to Ms. Dunavant, but you don't recall talking
16 with her at that time?

17 A I really don't recall.

18 Q Okay.

19 A I may have talked to her. I just don't recall.

20 Q Had you ever seen Ms. Dunavant face-to-face at any
21 other time?

22 A I'd seen her in the hall on Fridays when I was
23 walking to the office; she had been put in charge
24 of the young artist workshop situation, and I would
25 walk by her and she would walk by me, and it just

1 seemed sort of uncomfortable because -- I don't
2 know. It just did.

3 Q Okay. Well, several months ago, we took Ms.
4 Dunavant's deposition, and when I was questioning
5 her, she told me that she did at one point have a
6 conversation with you. Reading through your
7 affidavit, it seems like the only time you really
8 talked to her is -- you're saying, to the best of
9 your recollection, you just said hello -- would
10 have been at this graduate review?

11 A Uh-huh.

12 Q And if I recall correctly, she said that you had
13 spoken to her at one of her graduate reviews.

14 A Oh, I -- I go to a lot of graduate reviews, so it's
15 very -- like I say, it's possible I did talk to
16 her.

17 Q Okay. So, I was just trying to --

18 A I mean, I'm not saying I don't -- yeah.

19 Q No, I understand that completely. We're -- again,
20 we're just going by what you can recall --

21 A Yeah.

22 Q -- as you sit here today.

23 And Ms. Dunavant -- again she said that she
24 had talked to you a -- a little bit, and I was just
25 trying to figure out when that was. But as I

1 recall, Ms. Dunavant had said that you talked to
2 her --

3 MR. GESSNER: (To all counsel) And I didn't read
4 her deposition transcript before I came here today,
5 so I'm -- I'm -- if anyone else remembers this,
6 please feel free to correct me.

7 Q -- but I -- I think she said something that you
8 approached her and said you were sorry for what had
9 happened, and I think you invited her to take some
10 of your classes or you -- you offered to teach her
11 painting. Does that sound familiar?

12 A Not from that review.

13 Q Okay. Do you recall ever discussing that with Ms.
14 Dunavant?

15 A I think that -- if I -- I don't recall. Maybe that
16 was after she graduated. I don't remember.

17 Q Okay.

18 A I don't remember saying that at the review. I could
19 have said it; I don't remember.

20 Q Okay. That's fine. And --

21 A I mean I did feel like it would be nice. She was a
22 very talented drawer, and I did feel like it would
23 be nice for her to be in drawing classes -- drawing
24 and painting. I mean it seemed to be really where
25 her -- from what I could see, from being her

1 graduate review person, her -- her -- her -- you
2 know, her thing and that she would benefit from
3 working with somebody who is a drawing-painting
4 person. So I remember thinking about that, and
5 thinking that it seemed like to me, as an observer,
6 that she was not taking any, you know, painting
7 classes, and so, yeah.

8 Q Okay. And it's my understanding that -- and I'm
9 sorry, I'm going at -- I like to stay at a
10 chronological order, and I'm kind of going out of
11 order here.

12 A Yeah, sorry if I'm --

13 Q Following the affidavit -- that's fine, that's
14 fine.

15 But of course, after the summer of 2016, it's
16 my understanding that Ms. Dunavant refused to take
17 any classes with Mr. Voros; is that your
18 understanding as well?

19 A I didn't know anything about that.

20 Q Okay. It's also my understanding that Ms. Dunavant
21 refused to take any classes with you; did you have
22 any understanding to that effect?

23 A About taking classes with me?

24 Q Yes, ma'am.

25 A No, I don't know anything about that.

1 Q Okay. No one ever told you about that?

2 A Well, I only know what David told me. David told me
3 the opposite, that I should not allow her into my
4 classes and that she was a dangerous influence and
5 it would be bad for the painting area, and I know
6 that she was removed as being the student assistant
7 in my class. So, yeah.

8 Q Okay.

9 A So that's what I knew.

10 Q Okay.

11 A From -- from what -- I know what David told me. I
12 don't know what Allison was thinking.

13 Q Okay. So you say in Paragraph 21, "It is my opinion
14 that Allison Dunavant is a talented painter."

15 A Uh-huh.

16 Q Did I -- did I read that correctly?

17 A Yes.

18 Q Okay. And you had just said a -- a minute ago that
19 she was a talented drawer --

20 A Yeah, I was just about to -- to address that. I
21 often use the word "painter" and "drawer"
22 interchangeably, because "drawer" is hard to say.

23 Q It sure is.

24 A The correct term is "draftsman," which always makes
25 me think of mechanical drawing.

1 Q Yes.

2 A So, I just say "painter." I mean --

3 Q Understood.

4 A It's just -- it was just --

5 Q Okay. I see. Because -- and that's where my next
6 question --

7 A -- ease of -- ease of language. And typically
8 people draw a certain way with a lot of atmosphere
9 and a lot of sensitivity to edges; those people
10 typically are good painters when they start using
11 paint materials.

12 Q Okay.

13 A The difference is the materials.

14 Q I understand.

15 A Uh-huh.

16 Q That's what my question was. So, Ms. Dunavant had
17 testified, if I recall correctly, that after the
18 summer of 2016, that she had basically stopped
19 painting, and that she refused to take classes with
20 you or with Mr. Voros. And that's why my -- my
21 question was -- and -- and I think you've explained
22 that -- is if you're going to her end of semester
23 reviews after the summer of 2016 -- when she had
24 testified she stopped painting -- how you would
25 have formed an opinion about her as a painter. But

1 I think you just described that it was based on her
2 drawings; is that correct?

3 A Yeah, they were big drawings.

4 Q Okay.

5 A Uh-huh.

6 Q Do you recall seeing any of her paintings?

7 A No.

8 Q Okay. And we'll -- we'll get in a little more in --
9 in a minute about what Professor Voros may have
10 said about Ms. Dunavant -- but at any time, is it
11 safe to say that you would've taught painting to
12 Allison Dunavant?

13 A Yes. I mean --

14 Q Okay. And you're a qualified instructor -- a senior
15 instructor, in fact; is that right?

16 A Yes.

17 Q And you're an accomplished artist; is that correct?

18 A Well, I like to think so.

19 Q Okay. But at no time would you have refused to
20 teach classes to Allison Dunavant?

21 A No, I would not have done that.

22 Q Okay. And would you have treated Ms. Dunavant
23 differently than any other student at USC?

24 A I would not have done that, no.

25 Q Okay. And that's even if she had a complaint lodged

1 against your -- who at that time was -- your
2 husband?

3 A Uh-huh.

4 Q Would you have been able to -- to teach her and --
5 and treat her like any other student?

6 A Absolutely.

7 Q Okay. Because you're a professional; is that
8 correct?

9 A Absolutely.

10 Q Okay.

11 A However, I could understand where she would feel
12 uncertain about that, because there are a lot of
13 professors who are not that professional, who would
14 not be able to separate it.

15 Q Okay. Going down to Paragraph 23 -- and again, I'm
16 jumping topics, so I do apologize for that -- you
17 say that you "have heard Voros and Pastides make
18 statements about going into business with one
19 another."

20 A Uh-huh.

21 Q What types of businesses? What did you hear him
22 say?

23 A Okay. This is -- this is the one that gets a little
24 confusing. I have heard -- if we could rephrase it,
25 since a lawyer wrote this, and I just want to make

1 it clear.

2 Q Okay.

3 A I have heard Voros and Pastides make statements
4 that he was an active supporter of USC in Italy
5 program and that they were interested in starting a
6 program for the arts in Monte Castello.

7 Q Okay.

8 A As far as going into business, the luncheon that I
9 told you about previously that David went to, he
10 came back from that luncheon and told me that he
11 thought that Pastides wanted to go into business
12 with him and that there would be a third person in
13 the company. That's what he said to me.

14 Q Okay. But that's before he went to this lunch that
15 he may or may not have ever even gone to?

16 A It was after he went to the lunch thing.

17 Q Okay. So he did go --

18 A When he came back --

19 Q Okay.

20 A He came back and he said that's what he said.

21 Q Okay. I misunderstood your earlier comment.

22 A But -- yeah.

23 Q Okay. So, with Paragraph 23, though, what you had
24 heard, it was just talking about ongoing ICA and
25 USC activities?

1 A Yes.

2 Q Okay. And when you say you're kind of establishing
3 a program, would that be establishing a USC study
4 abroad program?

5 A Well, there was a USC study abroad program called
6 "USC in Italy."

7 Q Yes.

8 A That was a broader sort of program, and the
9 discussion that I recall was about making it more
10 focused on the arts --

11 Q Okay.

12 A -- rather than lots of other subjects.

13 Q Okay. So the USC in Italy program was not confined
14 to art?

15 A No.

16 Q Okay.

17 A And not just visual art, by -- by that, I mean the
18 arts.

19 Q Understood.

20 A Theater, et cetera, et cetera, you know.

21 Q Okay. And when Mr. Voros was talking about the
22 possibility of -- of going into business with Dr.
23 Pastides, you said there would be a third person in
24 the business. What business were you referring to?

25 A Was he referring to.

1 Q Oh, yeah. Yes.

2 A He was referring to the ICA.

3 Q Okay. So it -- it -- based on your conversations

4 with Mr. Voros, it was Mr. Voros's understanding or

5 belief that Dr. Pastides wanted to join in on ICA?

6 A Correct.

7 Q Okay. Did anything come of that, to the best of

8 your knowledge?

9 A No.

10 Q Okay. After that conversation you had with Mr.

11 Voros, did you hear anything else about that?

12 A Not about that specifically, no.

13 Q Okay.

14 A Oh, wait. Yes, I did. Sorry.

15 Q Okay.

16 A Well, from David.

17 Q Okay.

18 A Of -- Voros. I -- the following summer, 2017, Voros

19 told me that -- I can't remember the guy's name,

20 but -- that this guy was there and that he had been

21 sent by Harris Pastides to -- to possibly start a

22 theatre program there. And so I asked him about it,

23 and he -- he looked surprised.

24 Q Mr. Voros looked surprised?

25 A No, the guy looked -- the -- the professor looked

surprised. I'm sorry, I can't remember his name.

2 Q Okay.

3 A And --

4 Q Okay. So, this professor was sent to Monte Castello

5

6 A By the office of the president --

7 Q Okay.

8 A -- presumably.

9 Q Okay. To look into establishing a theatre program?

10 A Exactly.

11 Q And why was he surprised?

12 A That I said that?

13 Q Or you said the professor looked surprised. What --

14 A I have no idea why he looked surprised. And I had

15 not been told about that particular visit, which

16 goes back to whatever it was -- Number 1 or 2 --

17 about not being communicated with often about what

18 the business was doing.

19 Q Okay. So this professor is sent to Monte Castello --

20 - I just want to make sure I understand you

21 correctly -- and at some point you talked to this

22 professor and you said the professor looked

24 A I said, "Oh, Harris Pastides paid for your trip to

25 come here to start a theatre program; that's

1 exciting." And he went -- I don't know.

2 Q He looked surprised about that? Okay.

3 A Uh-huh.

4 Q So maybe he was not there for that purpose?

5 A I don't know.

6 Q Okay. This is all just based on what Mr. Voros had
7 told you?

8 A And what I -- yes.

9 Q And then -- then your interactions with the
10 professor?

11 A Exactly.

12 Q Okay. I understand.

13 A So, yeah. So, I guess, what was your question
14 there? The statements about active supporter of the
15 USC in Italy program, yeah.

16 Q Okay. And I would expect the president of the
17 University to be supportive of the University's
18 study abroad programs. Does that sound reasonable?

19 A Yes.

20 Q Okay. Paragraph 24, you state, "I recommended to
21 Voros that assistants be hired from universities
22 other than the University of South Carolina, where
23 we both teach, to prevent conflicts of interest."

24 Did I read that correctly?

25 A You read it correctly, yes.

1 Q Okay. Should there be any changes to that
2 paragraph?

3 A I would add that my recommendation for universities
4 other than the University of South Carolina wasn't
5 only to prevent conflicts of interest, but also to
6 -- I -- I don't -- you know, just to -- to make a
7 broader sort of milieu for the students, because
8 one of the things that I always felt was good about
9 the program was that students from various
10 institutions could meet each other, especially the
11 student assistants who were there for a long time.

12 Q Okay.

13 A And so, I always felt it was better if they weren't
14 all USC students.

15 Q I see. So you thought it would be --

16 A And if there -- and if there could potentially be,
17 you know, conflicts of interest having all USC
18 work-study scholarship students, you know.

19 Q Okay. So if I understand you correctly, then, your
20 recommendation wasn't that ICA never use USC
21 students for this student assistant position, but
22 just to expand it to include other institutions as
23 well?

24 A It was a dual thing. It was to expand it to include
25 other -- other students from other places, and --

1 and to get the most qualified people, hire the most
2 -- like, if it's a scholarship, to get the most up-
3 and-coming, you know, the most serious students,
4 and to prevent potential conflicts of interests
5 from having only USC students.

6 Q Okay. So was it your recommendation that ICA not
7 use any USC students --

8 A No.

9 Q -- for that position?

10 A No.

11 Q Okay. I understand. And your conversations with Mr.
12 Voros about this, to the best of your recollection,
13 were those verbal communications?

14 A Yes.

15 Q Okay. Okay, next page, Page 4, Paragraph 25, you
16 talk about -- I'm probably going to mispronounce
17 her name -- but is it Ketty Keta?

18 A Uh-huh.

19 Q Is that a yes?

20 A Yes.

21 Q Okay.

22 A Her last name's even worse.

23 Q Okay. So that's not her --

24 A Mucaj.

25 Q Okay.

1 A I think is the last name.

2 Q Okay. Well, when we take a break or we're done with

3 your deposition, the court reporter is going to ask

4 you to spell that. Just giving you a heads up.

5 A Uh-oh.

6 Q Do your best.

7 A Can I run and look it up on the internet first?

8 Q If you need to. It's not super critical.

9 So Ketty is someone that ICA did business

10 with, I think up through 2015; is that correct?

11 A Uh-huh.

12 Q Is that a yes?

13 A Sorry, I did it again.

14 Q That's -- that's fine.

15 A Yes. Go ahead.

16 Q Go ahead, if you have something to -- to elaborate

17 on.

18 A She didn't work with the company that kept up

19 Asilo; she owned the company that -- that -- that

20 did all the services --

21 Q Okay.

22 A -- including Asilo.

23 Q Okay. So that would have included the food service?

24 A Uh-huh.

25 Q Is that a yes?

1 A Yes.

2 Q Okay. You said, "I witnessed Voros criticize her
3 unjustly on several occasions." Did I read that
4 correctly?

5 A Yes.

6 Q Okay. What exactly did you witness?

7 A Dave would come up to the breakfast room every day
8 and talk about needing eggs for breakfast, and
9 while I agree that we needed eggs for breakfast, it
10 seemed to become almost a -- a bullying situation.
11 She was getting more and more upset and less and
12 less able to -- to do her job, and I just wanted to
13 get through the summer and make everything okay and
14 make everyone happy.

15 And it's especially sensitive because it's the
16 same building where the offices are; it's the same
17 building where the students are. I didn't want to
18 have this going -- you know, going on.

19 Q Okay.

20 A You know, so he would basically -- it seemed like
21 he was harassing her about eggs for breakfast every
22 single day, and she was getting very, very upset
23 and coming to me and --

24 Q Okay.

25 A I was trying to negotiate keeping everybody happy.

1 Q Sure. So the eggs for breakfast --
2 A As a businesswoman. Uh-huh.
3 Q -- is -- is that just for Mr. Voros or is that for
4 all the students, everybody there?
5 A It wasn't the content. It could've been eggs for
6 breakfast; it could've been meatloaf; it could've
7 been too many easels, not enough easels. It was
8 more his manner with her that I found
9 counterproductive and objectionable.
10 Q Okay. And you say in the next sentence,
11 "Eventually, she stopped working with ICA at the
12 end of the summer of 2015." Did I read that
13 correct?
14 A Yes.
15 Q Okay. So I think you had said earlier -- said she
16 owned the company. How was -- what was her
17 relationship with Asilo?
18 A She ran a little company called the Italian Center
19 for the Arts, and that company was responsible for
20 food service, accommodations -- I can't even
21 remember what all -- but basically, the service end
22 of the -- of the -- you know, and paying the cook
23 and stuff like that.
24 Q Okay. So y'all leased Asilo, but was that a
25 different company that actually owned the building?

1 A I don't know who owns the building; I know who
2 manages the lease.

3 Q Okay.

4 A Somebody in Rome owns the building.

5 Q Okay.

6 A I have no idea who owns the building.

7 Q But Ketty didn't own or lease out the building?

8 A I believe she did have the lease for that summer.

9 Q Okay. So she had the lease -- okay. I think I
10 understand.

11 When you say --

12 A If I recall.

13 Q Okay. When you say that she stopped working with
14 ICA, what -- what was -- what transpired that she
15 stopped working? I mean, did she quit? Did y'all
16 fire her?

17 A It wasn't firing because she was not an employee.
18 She -- we decided to end that, you know,
19 association.

20 Q Uh-huh.

21 A But for different -- very -- I believe with Dave
22 and I, for very different reasons. My reasoning: I
23 never liked it to begin with, because it seemed to
24 me that it set up a competition between the two
25 companies and that we really couldn't work in

1 cooperation and it wasn't going to work. I just did
2 not think it was a good business model from the
3 beginning.

4 Q Okay.

5 A I wanted to set up a company in Italy that would be
6 legally capable of hiring people and all that,
7 because you don't want to get in trouble with the
8 Italian IRS ever.

9 Q Okay. I'll take your word for it.

10 A So, yeah. So, but I felt like had it been a better
11 model of -- of operation, that it would have been
12 better to simply talk about these issues instead of
13 -- there were inconsistencies. I mean, on one hand
14 it was like, "this -- the food is terrible," "this
15 is awful," "you're doing an awful job," and -- and
16 that's not going to help anyone do anything.

17 Q Okay. Who was saying the -- the food --

18 A David.

19 Q Okay. To the best of your knowledge, were any of
20 the students or -- or teachers there complaining
21 about the quality of the food?

22 A I did not see any complaints.

23 Q Okay. Well, you were there and you were eating the
24 food.

25 A Yeah, I mean it wasn't as good as some food I've

1 had, but my perspective on that was it's usually
2 the adult faculty who care about the food being
3 really great, but the kids just want to get dinner
4 done and go do what they're doing.

5 Q Sure.

6 A You know, that's --

7 Q They want to go out and enjoy Italy.

8 A Yeah.

9 Q Okay.

10 A And then they're not going to sit there and be
11 like, "We had peas yesterday." You know, they just
12 don't -- it just didn't seem --

13 Q I see.

14 A -- like a huge priority to me. So that's why --
15 yeah, so there was an ending of the relationship
16 there, and there was -- yeah.

17 Q Okay.

18 A Uh-huh.

19 Q And then the last sentence of Paragraph 25, "As a
20 result, Asilo was left vacant until the beginning
21 of summer 2016." Did I read that correctly?

22 A Yes.

23 Q Okay. And that's just because the -- the company
24 that had been managing things, y'all severed that
25 relationship and they're no longer --

1 A Yes.

2 Q Okay. Paragraph 26, you say that you had "traveled
3 to Monte Castello during the winter" --

4 A Uh-huh.

5 Q -- "of 2015-2016. During this time, I witnessed the
6 current state of Asilo. The building had not been
7 kept up, and a window had been left open or broken.
8 Cats had gotten into the building, and the building
9 was dirty."

10 A Uh-huh.

11 Q Did I read that correctly?

12 A Uh-huh.

13 Q Is that a yes?

14 A Yes.

15 Q Okay.

16 A Sorry.

17 Q You don't have to apologize; it's okay.

18 A Every time, I know.

19 Q That's fine.

20 A I'm just trying to reset my brain here.

21 Q When you say that the -- the building was dirty,
22 how was it dirty?

23 A Well, it smelled bad. There was a broken window
24 downstairs, and so the whole, like, lower level had
25 cat spray, and yeah.

1 Q Okay.

2 A And, yeah. And then -- so I was there in the winter
3 and then I believe -- okay. Yeah, I got --

4 Q Okay. While you were there in the winter, in the
5 2015-2016 --

6 A Uh-huh.

7 Q Did you do anything to clean up Asilo?

8 A No. At the time, I was working on trying to get a -
9 - a commercialista, because a lot of the stuff that
10 I did with the business, like I said, was more
11 secretarial or financial -- send money, do the
12 banking -- not, you know -- or deal with the
13 students directly, and not really deal with the
14 clients, per se.

15 Q Okay.

16 A So I was there setting up some banking stuff. I was
17 trying to find a business manager. I was looking at
18 -- you know, interviewing different people and
19 talking to them. I was looking at other facilities.
20 I was -- I found a commercialista who spoke
21 English. It's essential to have what they called a
22 "commercialista;" they are somewhere between a
23 financial lawyer and an accountant in Italy.

24 Q Okay.

25 A And I was beginning the process of getting advice

1 to set up the subsidiary, the SRL, who could
2 legally pay Italians to work and trying to find a
3 cook and trying to talk to people in the town. So
4 it was an extremely busy --

5 Q Okay.

6 A -- couple of weeks, but I -- and I did look into,
7 at that time, how do you hire temporary help in
8 Italy. There's a voucher system. Because, I mean,
9 you could pay people under the table and you can
10 risk getting in trouble, or you can do a voucher
11 system, which means that you can pay a temporary
12 employee up to -- I can't remember the amount --
13 5,000 euros or something like that, and then you --
14 and then the taxes are automatically paid with it,
15 because taxation is very high there. And so I was
16 looking into a voucher system to get the building
17 cleaned up.

18 Q Okay.

19 A So that we could pay some kids to come in and clean
20 the building up, so that it would be possible
21 without -- without getting in trouble somehow.

22 Q I see.

23 A Yeah.

24 Q And then in Paragraph 27, you say, "I suggested to
25 Voros that the ICA hire members from the town to

1 clean up Asilo prior to the arrival of any students
2 or assistants who would be staying at the ICA in
3 the summer of 2016." Did I read that correctly?

4 A Yes.

5 Q Okay. And is that what you had just told me about
6 where you -- you were looking into the vouchers to
7 hire some --

8 A Right, and he was there in March. He went back in
9 March, before the students came --

10 Q Okay.

11 A -- and was there, and I thought that would be a
12 good time to get that done. So I don't know what
13 the building looked like between when I saw it in
14 December and when I arrived in -- in June.

15 Q Okay. But you did -- you did suggest that some
16 temporary help from -- in -- in Italy take care of
17 the cleaning and fixing and all that as opposed to
18 the student assistants; is that right?

19 A Yes, I thought there was too much for the student
20 assistants.

21 Q Okay. Now, when -- when you say that there's too
22 much, is it that you thought the work would be too
23 hard for them or just you thought they had other
24 things they needed to be doing?

25 A I'm not sure; that they just needed to be doing --

1 that it would be better to have it done -- I -- I'm
2 not good at estimating time. I just thought it
3 looked like it would take a lot more time than it
4 could be done in that amount of time.

5 Q Okay.

6 A Not that there were other things, no. I mean, yes,
7 there would be other things, but I don't know. It's
8 a confusing question; I really don't know how to
9 answer it. I'm sorry.

10 Q Okay. But you do remember suggesting that or
11 wanting to hire temporary help to clean up?

12 A I remember suggesting it.

13 Q Okay. That's fine. Paragraph 28, you say that
14 essentially -- and I'm paraphrasing here -- that
15 you -- you had no involvement with the selection of
16 student assistants for the summer of 2016; is that
17 correct?

18 A I talked to Antonio, who was a student in my class,
19 but the other assistants were selected -- were
20 decisions, which I noticed, and I -- I thought it
21 seemed odd prior to leaving for ICA. I'm sorry. Ask
22 your question again. I'm going off.

23 Q That's fine. What was odd about it?

24 A That David and Alexandra Stasko would be discussing
25 student assistants rather than me and David Voros -

1 -

2 Q Okay.

3 A -- because she was not a part of the company.

4 Q I see.

5 A Uh-huh.

6 Q Did you think there was anything odd about the
7 selection of Allison Dunavant or Cody Unkart?

8 A I didn't even know that -- that I can recall
9 Allison being selected as one of the assistants. I
10 don't recall --

11 Q Okay.

12 A -- that until much later.

13 Q Okay.

14 A Cody, I didn't know him. I mean, I met him once.

15 Q Okay.

16 A You know, but what I thought was odd was -- yeah.

17 Q Did -- that made Mr. Voros and Alexandra Stasko
18 kind of collaborating on that instead of you and
19 Mr. Voros?

20 A Exactly.

21 Q Okay. In Paragraph 29, you state, "I was not
22 present in Italy when the events occurred involving
23 Allison Dunavant." Did I read that correctly?

24 A Yes.

25 Q Okay. I think you had said you didn't arrive in

1 Italy until June 2016; is that right?

2 A Correct.

3 Q Okay. And at that time, Ms. Dunavant had already
4 left; is that correct?

5 A Yes.

6 Q Okay. Second sentence says, "I did receive several
7 phone calls from Voros about Allison Dunavant while
8 she was in Italy. Voros made statements to me that
9 Allison was crazy." Did I read that correctly?

10 A Yes.

11 Q Okay. So when you got these phone calls, what was
12 going on in Italy? What did Mr. Voros tell you?

13 A I -- I don't remember exactly, like, what the
14 context was, like what was going on there at the
15 time. I didn't hear from him much --

16 Q Okay.

17 A -- as much as usual during that time. I think I got
18 like a flurry of phone calls around the same couple
19 of days, but like no one had heard -- well, I
20 hadn't heard from Dave for a couple of weeks when
21 he was in Italy that summer, and in fact -- yeah,
22 never mind.

23 Q Okay. So let's say if I were --

24 A Yes.

25 Q -- you know, out of the country, and sometimes I

1 have to travel --

2 A Right.

3 Q -- to do what we're doing here today, I go to other
4 cities and do it occasionally, but I usually talk
5 to my wife every day, and I call --

6 A Well --

7 Q -- and I have young children, so I call and talk to
8 them.

9 A Right.

10 Q So that's why I was asking did you talk daily or
11 every other day? I was trying to get an
12 understanding of that.

13 A I don't think we talked much then.

14 Q Okay.

15 A Because I remember hearing -- I remember sending --
16 when I was going through these emails, I found a
17 couple emails saying, you know, "What are you
18 doing? I haven't heard from you. What's going on?"

19 And I know that Alexandra Stasko's husband
20 emailed me and said, "Do you know what's going on
21 in Italy? I haven't heard from anybody."

22 And I was like, "Is -- is she okay?" And then
23 I called, and it took me a while to get through.

24 And you know, mind you, we -- we were not using
25 cell phones then, so it was more difficult with

1 Skype.

2 Q Okay.

3 A Uh-huh. So.

4 Q Okay.

5 A But he was making a lot of statements that Allison
6 was lazy, and not stable later in May, and then
7 also making statements to me that she didn't work
8 as hard as -- that no one worked as hard as Alex,
9 and that Alex was just so great and Alex, Alex,
10 Alex, Alex.

11 Q Okay. Now, the incident that occurred in Italy in
12 the summer of 2016 with Ms. Dunavant, my
13 understanding was that it -- that what really
14 sparked everything was her, Cody, and Antonio
15 missed a train. They had gone on an overnight
16 excursion to Rome, were supposed to catch the train
17 back, and they had missed the train; is that your
18 understanding?

19 A Something like that. I didn't know much about what
20 was going on.

21 Q Okay.

22 A But yeah, it was something about a missed train.

23 Q Okay. So my -- my question to you where you said
24 you -- you get some calls from Mr. Voros and he
25 says that Ms. Dunavant's lazy and not stable, can

1 you recall if that happened in a conversation prior
2 to them missing the train, or was that while the
3 whole train incident was ongoing?

4 A I have no idea.

5 Q Okay.

6 A I really don't. I mean, I was really busy at the
7 time trying to work with Magdalena Grudzinski-Hall
8 to get -- you know, there were -- there were over
9 60 USC students coming in two weeks, and they were
10 still working out the curriculum, and I was going
11 to meetings to discuss what they should bring, you
12 know, what kind of socks, and what kind of jackets.
13 And I was doing all that kind of stuff, and I have
14 two kids. And my dog was fighting with another dog,
15 so I had to get him caged up and get all his, like,
16 shots and everything, and bring him to Italy -- all
17 this within two weeks, so.

18 Q Okay. And I did read an email about the -- the dog
19 fight. So, you -- you had a lot going on.

20 A I had a lot going on and --

21 Q Okay.

22 A You know, yeah.

23 Q Okay. And in Paragraph 30, you state, "It is my
24 opinion that the work that was being performed in
25 May 2016 by Allison Dunavant and the other two

1 assistants was more strenuous than the work
2 assistants had been asked to perform in the past."

3 Did I read that correctly?

4 A Yes.

5 Q Okay. And we had -- we had -- I believe we had
6 talked about that before. We had said previously
7 the students would help a lot with set up and some
8 light cleaning, but essentially, it was helping
9 with the operations of the actual --

10 A The actual operation of having students there, and
11 you know, not with -- yeah.

12 Q Not with the doing heavy cleaning and -- and
13 possible repairs to a building that had been left
14 vacant?

15 A Right.

16 Q Okay. The second sentence in Paragraph 30, you say,
17 "Voros also had the assistants working on a shed in
18 the backyard of our private house in Monte
19 Castello." How do you know that?

20 A Because it was finished when I got there, and he
21 told me over the phone that he had a surprise.

22 Q Okay.

23 A And when I got there, Alexandra was staying in the
24 shed, and the shed was all fixed up.

25 Q Yeah, you said she was staying in the shed. That's

1 where she was sleeping?

2 A Uh-huh.

3 Q Is that a yes?

4 A Yes.

5 Q Okay. Okay. And why -- do you have any
6 understanding of why Ms. Stasko would be sleeping
7 in a shed as opposed to in the house or over at
8 Asilo?

9 A I was told there was no room in Asilo, but as soon
10 as I said that I didn't think it was a good idea,
11 they -- there was room in Asilo.

12 Q Okay.

13 A So I had the impression that she had been living
14 there while I wasn't there. I mean, there was a lot
15 of stuff in the bathroom that didn't look like --
16 you know, I think it was just -- I don't know. I
17 have no idea.

18 Q Okay.

19 A It seemed crazy to me.

20 Q And prior to you getting in Italy, did you have any
21 understanding of where Ms. Stasko was staying while
22 she was in Italy?

23 A I didn't -- no one said anything. I assumed
24 everybody was staying at Asilo.

25 Q Okay. And you said when you -- Mr. Voros told you

1 he had a surprise for you; when you arrived in
2 Italy, the shed was finished. Was it -- what -- did
3 they build a shed or was one fixed?

4 A Well, there's this little like garage building
5 adjacent to the house that they put new doors on
6 and painted and kind of tried to, like, get rid of
7 the -- the way water could come in it, and just got
8 a little cute stove for it -- a little woodstove,
9 so that, you know, people could stay there, I
10 guess.

11 Q Okay. But did --

12 A I just was -- well.

13 Q I'm sorry. Go ahead and finish.

14 A No, that's okay.

15 Q Okay. My question is, did Mr. Voros tell you that
16 the -- the student assistants had done that work,
17 or did he tell you who did the work at all?

18 A He told me that he and the student assistants did
19 it.

20 Q Okay.

21 A And that Alex, in particular, worked really hard on
22 it, so.

23 Q Okay.

24 A And I -- you know, I just didn't like the idea of -
25 - of students being at the house at all. I just

1 didn't.

2 Q Okay. You wanted to keep the separation there?

3 A Oh, yeah.

4 Q Okay.

5 A For various reasons, I thought it was important.

6 Q Okay. And as you said, in the running of the ICA,

7 it seems like you were more heavily involved, you

8 said, some secretarial stuff, but also setting up,

9 or dealing with some of the legal and financial

10 requirements of --

11 A Not so much legal, no. Financial, when there was

12 not enough money, "Pam, come up with some money."

13 Q Okay.

14 A And -- and in -- and in the USC thing, I was

15 dealing more directly with planning curriculum --

16 helping to plan curriculum, or -- or not even plan

17 curriculum -- working with Magdalena because she

18 was willing to work with me. Whereas, you know, you

19 have to remember there were other clients; there

20 was School of the Art Institute of Chicago, there

21 was Maryland Institute College of Art, there were

22 all these other clients. And so, I always was sort

23 of, like, pushed to the side and never like -- in

24 fact, when I started taking a more active role, I

25 was told, "You can't call Norm; you can't talk to

1 the guy from MICA," "you can't do this," "you can't
2 do that," as if you know, it -- it just seemed like
3 -- it was frustrating to me.

4 Q Okay. Let's follow up. You said when you started
5 taking a more active role; when was that, as best
6 as you can remember?

7 A I started taking a more -- trying to take a more
8 active role in 2017.

9 Q Okay. And I saw that in the emails, so that
10 would've been after you and Mr. Voros separated.

11 A Uh-huh.

12 Q Is that -- is that correct?

13 A Uh-huh.

14 Q Is that a yes?

15 A Yes. That's correct, yes.

16 Q Okay. But y'all at least tried to continue
17 operating ICA as co-owners; is that right?

18 A Yes.

19 Q Okay. And in fact, there was -- you had some summer
20 programs there for the summer of 2017; is that
21 correct?

22 A Yes.

23 Q Okay. I'm sorry. Earlier, my question, what I was
24 getting at, we -- we had talked about the -- the
25 work being performed and it being more strenuous

1 than the work student assistants had done in the
2 past, but to the best of your knowledge, does that
3 violate any labor laws or anything that you're
4 aware of?

5 A I wasn't aware that it was a labor situation. I --
6 I mean, I don't know about these things, but I know
7 that Vermont's Studio school, Chautauqua, the
8 Jerusalem Studio school, all these other studio
9 schools that run these kinds of programs have
10 student assistants that they think of as working
11 scholarships.

12 Q Okay.

13 A So I don't know --

14 Q And they -- they typically --

15 A -- if that violates labor laws or not.

16 Q Okay. And you had talked earlier about there
17 possibly being conflicts with there only being USC
18 students.

19 A Uh-huh.

20 Q With your status as a USC employee, did you have to
21 fill out any paperwork with the University about
22 any potential conflicts of interest?

23 A There was a conflict of interest paper I remember
24 from 2015, I think. Dave would remember that. I
25 don't remember.

1 Q Okay. Because when you're a state employee, and if
2 you're -- you have an ownership interest in a
3 business that does business --

4 A Right.

5 Q -- with the state, you have to fill out that
6 conflict of interest form; is that --

7 A Right, right.

8 Q That's your understanding?

9 A Right.

10 Q Okay.

11 A So what I meant was not -- when I said "conflict,"
12 this was not a legal conflict of interest I was
13 concerned about, it was more just that students
14 might feel, you know --

15 Q I see.

16 A -- pressured or students might feel better about
17 being in a situation where there was more other
18 students there, and where you wouldn't be able to -
19 - I don't know. I just --

20 Q Okay. No, no, that's fine. Actually, my question's
21 about more your -- your -- the conflict of interest
22 forms and -- and what you had done with the
23 University in that respect. Again, what --

24 A Yeah, I don't remember.

25 Q Okay. But to the best of your knowledge, I mean,

1 University of South Carolina was fully aware --

2 A Yes, I know there was a document saying that I -- I
3 don't remember what it said.

4 Q Right.

5 A But I know there was a document where we looked
6 into that, and you know, and they -- the University
7 looked into that, and there was a -- an agreement
8 of some sort. I don't remember what it was, though.

9 Q Okay. But to the best of your knowledge, everything
10 was above board, correct? Meaning it was done
11 appropriately? You and -- and Mr. Voros were not
12 hiding the fact that you owned ICA and ICA did
13 business with USC?

14 A No.

15 Q Okay.

16 MR. GESSNER: Do y'all want to take a break?

17 We've kind of been --

18 A Yes.

19 (Off the record from 11:52 a.m. until 12:04 p.m.)

20 THE EXAMINATION BY MR. GESSNER CONTINUES

21 Q All right. We're back on the record. And so we
22 talked about those conflict of interest forms.

23 I flipped to -- I'm on Page 5 of your
24 affidavit.

25 A Uh-huh.

1 Q This is Paragraph 31; you state, "Voros called me
2 when Allison and the other assistants missed their
3 train in Terni." Did I read that correctly?

4 A Yes.

5 Q Okay.

6 A No -- no, no. Called me after. I -- that -- I
7 wanted to make that correction. He did not call me
8 when they missed the train.

9 Q Okay.

10 A Because that would've been in the night or
11 something like that.

12 Q But -- so when Mr. Voros called you, were the
13 children or -- the children -- were the student
14 assistants still in Terni, to the best of your
15 knowledge?

16 A No.

17 Q Okay. How they -- were they already back at Monte
18 Castello?

19 A I'm not sure exactly where they were, but it -- it
20 was not -- if -- as I recall, he did not call me
21 that night.

22 Q Okay. So when -- you say in the next sentence, "I
23 told Voros that it was my opinion that he should
24 pick the students up or arrange for a car to get
25 them," did I read that correctly?

1 A Uh-huh.

2 Q Is that a yes?

3 A Yes.

4 Q Okay. So, in -- in this conversation, to the best

5 of your recollection, you don't know exactly where

6 the students were --

7 A No.

8 Q -- when you're having this conversation?

9 A No.

10 Q Okay.

11 A I don't remember. I mean --

12 Q That's -- I'm just trying to understand if you were

13 saying, "Hey Dave, go send a car and get them right

14 now," or if you're saying -- this is after the fact

15 and you're saying, "Hey, you know, you really

16 should've sent a car." That's just --

17 A I don't remember, unfortunately.

18 Q Okay. Your next sentence, "He told me he was going

19 to copy Andrew Graciano, the Graduate Secretary for

20 SVAD," which is School of Visual Art and Design,

21 "on all correspondence to her as she was there as a

22 USC student, and that her GA for the upcoming -- or

23 for the coming fall 2016 would be in jeopardy as a

24 result of her behavior in Italy." Did I read that

25 correctly?

1 A Yes.

2 Q Okay. So do you recall Mr. Voros saying that he was
3 including Mr. Graciano on correspondence and that
4 Allison Dunavant was there in Italy as a USC
5 student?

6 A Yes.

7 Q Okay. And that was over a phone call, right? That's
8 not an email or a text?

9 A No.

10 Q Okay. And you go on to say in the last sentence, "I
11 did not think this was appropriate." Did I read
12 that correctly?

13 A Yes.

14 Q Okay. What -- what didn't you think was
15 appropriate?

16 A Could you rephrase that? Like what -- what about
17 which part? About --

18 Q Well, any of it.

19 A About -- I'll be --

20 Q I guess I'd start, so I'll -- I'll back up a little
21 bit.

22 So, of course, it -- it's my understanding
23 that Mr. Voros did not go and pick up the students,
24 and he did not send a car to get them.

25 A Uh-huh.

1 Q Is that your understanding as well?

2 A Yes.

3 Q Okay. Now did -- and you didn't think that was
4 appropriate? You thought a -- a car should be sent
5 to get them or Mr. Voros should go get the
6 students; is that correct?

7 A Yes.

8 Q Okay. The part about Mr. Voros copying Andrew
9 Graciano --

10 A To the best of recollection, that's correct. Yes.

11 Q Okay. -- on correspondence, and did you think that
12 was appropriate?

13 A No, I didn't --

14 Q Okay.

15 A -- think that was appropriate. I mean --

16 Q Okay. Is that because in -- in your mind, this is
17 an ICA issue, not a USC issue?

18 A No, it was because whatever happened, which I don't
19 know what happened. I -- I didn't think that it was
20 -- should be -- it should be -- just be seen as
21 that incident rather than this, and this, and this
22 -- previous things have happened with this student;
23 therefore, we're going to handle it this way.

24 Q Okay.

25 A Whereas, you know, if it would've been a student

1 from another institution, for example, he would not
2 have known that stuff -- how their performance was
3 at their school.

4 Q Okay.

5 A Uh-huh.

6 Q So, while this phone conversation -- or in this
7 phone conversation, you're saying previous things -
8 - I took that at first to mean previous things that
9 happened in Italy, but I think based on what you
10 just said, these are previous things with Ms.

11 Dunavant at USC?

12 A Yes.

13 Q Okay. What previous things at USC?

14 A I don't remember what he said. He said something
15 about a class and something -- I don't remember.

16 Q Okay.

17 A Something about --

18 Q But something about --

19 A Something about behavior, generally.

20 Q Okay.

21 A And don't -- and that's all I really recall. I
22 mean, it was three years ago, so.

23 Q Okay. So when -- and again, you might not recall
24 because it's three years ago.

25 A Uh-huh.

1 Q When Mr. Voros said he would copy Andrew Graciano
2 on all correspondence, do you know what
3 correspondence he would be talking about?

4 A I took it to mean email.

5 Q Okay, email. Do you know who was emailing or what
6 they were emailing about?

7 A I don't remember.

8 Q Okay. It's my understanding that after this
9 incident happened with Ms. Dunavant, that she had
10 called her mother, and her mother contacted the
11 University.

12 A Uh-huh.

13 Q So, while this situation is ongoing, Mr. Voros is
14 contacted by USC to ask what's going on, and there
15 is correspondence between --

16 A Right.

17 Q -- I think Mr. Voros, and I think Magdalena you had
18 mentioned before, and I think Allen Miller was
19 involved at some point. So, when he's talking about
20 correspondence, my understanding is he's talking
21 about the email correspondence with USC staff and
22 the USC officials about the ongoing situation in
23 Italy.

24 A Oh, no. I -- I don't think that's what -- this was
25 -- as far as Andrew, I don't think that's what he

1 was referring to.

2 Q Okay. Do you know what he was referring to?

3 A I don't remember exactly, but I think he said
4 something about Allison Dunavant was -- was
5 misbehaving or something like that and -- and that
6 she had had problems with USC before and that --
7 you know, that her GA would be in jeopardy.

8 Q Okay.

9 A And that's what he --

10 Q That's just what you remember?

11 A That's what I remember.

12 Q Okay. What -- what's a GA?

13 A Graduate Assistantship, you know, being an
14 assistant for a class.

15 Q Okay. And it's my understanding that the graduate
16 students would be assigned as a GA, and that they
17 would -- you're saying -- be assigned to a class
18 for an entire semester; is that correct?

19 A Yeah.

20 Q Okay. And so they would help, like, grade
21 assignments and different things?

22 A I think it -- I think it usually works in two
23 levels, where one -- round one, you're more like an
24 assistant in the class, helping, observing,
25 learning; and then round two is you get your own

1 class.

2 Q Okay. So which one is GA? Is that --

3 A GA is graduate assistant, I believe -- they change
4 the names all the time --

5 Q Of course.

6 A -- so I could be wrong, but TA I think is teaching
7 assistantship, but in order to get it -- so you do
8 first GA and then you do TA.

9 Q Understood.

10 A In most cases.

11 Q Okay. And do you know why Ms. Dunavant's GA for the
12 upcoming fall 2016 semester would have been in
13 jeopardy?

14 A No.

15 Q Okay. Do you know if Ms. Dunavant was assigned to
16 be your GA for that upcoming semester?

17 A I did not know it at this time.

18 Q Okay. The next paragraph, 32, you state, "It is my
19 opinion that the Terni train station can be
20 frightening in the evening, and I would not feel
21 safe spending the night in the Terni train
22 station." Did I read that correctly?

23 A Uh-huh.

24 Q Is that a yes?

25 A Yes.

1 Q Okay.

2 A Sorry.

3 Q Don't worry about it. Have you been at the Terni
4 train station at night?

5 A Yes.

6 Q Okay. So you're -- you're basing that on personal
7 experience?

8 A Yes.

9 Q Okay. And I'll just -- I've never been to Terni,
10 but I have spent some time in -- late at night in
11 train stations --

12 A Yeah.

13 Q -- in the New York/New Jersey area, which I would
14 say those train stations can be downright
15 frightening at night.

16 A Yeah.

17 Q I just didn't know exactly what the Terni train
18 station is like in the late hours. Is that -- is it
19 not a nice area? What -- what exactly is wrong with
20 it?

21 A Me and my daughter got stuck there for a few hours,
22 and I sort of -- I guess, I felt like there was --
23 there was a lot of solicitors walking around, a lot
24 of people coming up to us, like, "Hey, you want to
25 buy something," that kind of stuff. And just -- it

1 just seemed, for a lack of a better word, a little
2 seedy to me --

3 Q Okay.

4 A -- compared with, say, Florence.

5 Q Okay. The next paragraph, 33, "In previous years,
6 trips for students and assisted -- assistants
7 included transportation to and from the locations
8 they were to visit." Did I read that correctly?

9 A Trips for students and assistants included
10 transportation to -- yes.

11 Q Okay. Now my question for you is: was that with
12 respect to the actual study abroad programs, like
13 the USC in Italy, or would transportation have been
14 provided for the student assistants that are there
15 prior to the actual program starting?

16 A I can't think of another time when we had student
17 assistants there prior to the program starting.

18 Q Okay. So to the best of your knowledge, whenever
19 the student assistants were there, the students
20 themselves were there. There was no -- they didn't
21 come a few weeks earlier to help set up like they
22 did in the summer of 2016?

23 A I don't remember --

24 Q Okay.

25 A -- if they did.

1 Q Okay. Paragraph 34, "Voros later called me and made
2 statements to me that he had yelled at Allison
3 Dunavant on the side of the road." Did I read that
4 correctly?

5 A Uh-huh.

6 Q Is that a yes?

7 A Yes.

8 Q Okay. Was that a phone call subsequent to the one
9 we had talked about before, from Paragraph 31?

10 A I don't remember. I think so, but I don't remember.

11 Q Okay. It could have been the same phone call; we're
12 not sure.

13 A Possibly.

14 Q It's three years ago.

15 A Uh-huh.

16 Q Okay. What do you remember him telling you about
17 yelling at Ms. Dunavant on the side of the road?

18 A Well, he told me that they didn't -- that the
19 students -- all the students didn't listen to
20 instructions on how to get home from a suburb of
21 Rome and that he was angry about it and that before
22 they were -- any -- and he, like, was trying to
23 find them or something, I don't know, and ran into
24 them walking up the hill, and decided to, you know,
25 do a lecture by the side of the road, and that that

1 upset Allison Dunavant and that she refused to ride
2 up the hill. That's what he said. And I didn't know
3 what to make of that. I -- anyway.

4 Q Okay. The next sentence says, "He also told me that
5 he believed she was unstable, and he had her ride
6 up to Monte Castello with a local man, Luigi."

7 A Uh-huh.

8 Q Okay. What did -- what did he mean by unstable? Or
9 -- or is that all he said?

10 A That's all he said.

11 Q Okay.

12 A He didn't -- I didn't ask for more details. He
13 didn't tell me more details.

14 Q Okay. Then that's -- I think you said Mr. Voros had
15 told you that she wouldn't ride with them the rest
16 of the way to Monte Castello; is that right?

17 A Right.

18 Q Okay. And so he had her ride up with Luigi. Do you
19 know Luigi?

20 A I do.

21 Q Okay. Who is Luigi?

22 A He's just a local guy that lives in the town; he is
23 a carpenter.

24 Q Okay. And the last sentence in that paragraph says,
25 "Voros has previously made statement to me that he

1 believes Luigi is a rapist." Did I read that
2 correctly?

3 A Yes.

4 Q Okay. Has Mr. Voros accused Luigi of being a
5 rapist?

6 A I don't know if he used the exact word "rapist,"
7 but he sent me numerous messages and has told me
8 before, previously, that he believes Luigi is
9 dangerous, Luigi shouldn't be around other people,
10 especially students, and that he was -- just seemed
11 to have a -- a real serious issue with him.

12 Q Okay. And I'll say based on the emails you had
13 sent, I think what you're talking about or where
14 he's sending -- or Mr. Voros is sending you
15 messages talking about Luigi, was that in the
16 summer of 2017?

17 A Yes, but he had spoken to me about it before, too.
18 Uh-huh.

19 Q Okay. So is this an ongoing -- or this would have
20 been an ongoing issue between Mr. Voros and Luigi?

21 A I guess so. I don't know.

22 Q Okay.

23 A I don't know.

24 Q You don't? So you don't have any idea why?

25 A Why?

1 Q Yeah, why Mr. Voros seems to have some animosity
2 towards Luigi?

3 A I have no idea.

4 Q Okay. Of course, you had been to Monte Castello
5 numerous times; you know Luigi.

6 A Uh-huh.

7 Q The fact that Luigi drove Ms. Dunavant from about
8 halfway up the hill, drove her the rest of the way
9 up to Monte Castello, would that cause you any
10 concern?

11 A It wouldn't cause me any concern, no.

12 Q Okay. The next paragraph, 35, "Voros made
13 statements to me that the students were working 10
14 hours a day and that Allison Dunavant refused to
15 work for 10 hours a day." Did I read that
16 correctly?

17 A Yes.

18 Q Okay. Did Mr. Voros tell you that: that the
19 students had been working 10 hours a day?

20 A He did.

21 Q He told you that? Okay. Did he give you any
22 explanation as to why?

23 A There was just a lot to do to get set up, and I
24 again suggested getting some help --

25 Q Okay.

1 A -- so that the students who were there could, you
2 know, not be treated as laborers but be able to
3 focus on some of their own -- as it is a working
4 scholarship, part of the idea is to get some art
5 instruction or at least chances to visit museums or
6 time to work in your studio, and that's kind of the
7 trade-off.

8 Q Okay.

9 A So I thought -- you know, I wasn't there, so I
10 couldn't control it. And I don't know that they
11 were working 10 hours a day or not, because I
12 wasn't there.

13 Q Right. But --

14 A I mean, the main thing of all of this is I wasn't
15 there.

16 Q Yes, I understand. So the important --

17 A But --

18 Q But the important takeaway here is that, to the
19 best of your recollection, Mr. Voros specifically
20 told you the students have been working 10 hours a
21 day?

22 A Yes.

23 Q Okay. And the next sentence says, "I suggested that
24 Allison Dunavant not do any more manual work and
25 that she would be able to help me with the ICA

1 website when I arrived in Italy later in the
2 summer." Did I read that correctly?

3 A I think so.

4 Q Okay. Do you recall suggesting that to Mr. Voros?

5 A Yes, I don't know if I recall that at the same
6 time, but I do recall suggesting that. And I was
7 under the impression that Allison Dunavant -- or
8 that all of the assistants were going to stay the
9 whole summer and that this --

10 Q Okay.

11 A -- that this first kind of uncomfortable portion
12 would have a later -- you know, that they would do
13 some -- anyway.

14 Q Okay.

15 A That's it -- that's -- I'm just trying to answer
16 your question.

17 Q I understand. So it's your understanding that all
18 three students were going to stay the entire
19 summer?

20 A That was my understanding.

21 Q Okay. However, I believe the plan was that Ms.
22 Dunavant was going to leave, I think at the end of
23 May. She wouldn't have even been there in June when
24 you got there.

25 A I did not --

1 Q Okay. You didn't know that, okay. But that's --
2 that actually was my -- my question for you.

3 A Uh-huh.

4 Q So now that -- that clears things up.

5 A Uh-huh.

6 Q Paragraph 36 says, "I was not aware that the
7 University of South Carolina was arranging to fly
8 Allison Dunavant home until she was on a plane
9 back." Did I read that correctly?

10 A Uh-huh.

11 Q Is that a yes?

12 A Yes.

13 Q Okay. So did you have any involvement or any
14 understanding as to why the University of South
15 Carolina paid for Ms. Dunavant to fly back?

16 A I didn't know what was going on over there. It was
17 very confusing to me.

18 Q Okay. But subsequent to this going on, did Mr.
19 Voros or anyone else tell you anything else about
20 what had happened before you got there?

21 A Not really. I was busy. I don't recall. I don't
22 recall. I was really busy getting ready to go and
23 the dog and you know.

24 Q Okay, and all that. And then when you got to Italy,
25 of course, the -- you said you had 60 USC students

1 there?

2 A Yes, plus a residency program.

3 Q Okay.

4 A I believe it was 60; it might have been 50. There
5 was a lot of people.

6 Q Okay. Right.

7 A And it was a lot of, like, kind of talking to them
8 pre-departure and making sure, you know, everybody
9 knew what to expect and getting this other program
10 going that was a program -- a side residency
11 program.

12 Q Okay.

13 A Uh-huh.

14 Q But it's safe to say that even once you got to
15 Italy, there's plenty of work to do; there's --
16 there's not a whole lot of downtime?

17 A No.

18 Q Okay. So that's why -- why I'm asking if y'all had
19 discussed what had happened. It -- it makes sense
20 to me if there was so much work to do, that you
21 didn't really have time to sit around and chat.

22 Okay.

23 A I -- yeah.

24 Q Paragraph 37, "When I arrived in Italy later in the
25 summer of 2016," which I believe we said would've

1 been in -- you -- you arrived in early June; is
2 that correct?

3 A Uh-huh.

4 Q Is that a yes?

5 A Yes.

6 Q Okay. You go on to say, "Alexandra Stasko (Miller)
7 made statements to me that I should not permit
8 Allison Dunavant to be my assistant in the USC in
9 the fall and that Allison Dunavant was dangerous
10 and that she would try to get me in trouble." Did I
11 read that correctly?

12 A Yes.

13 Q Okay. And does that accurately reflect --

14 A Yes.

15 Q -- what Alex Stasko had said?

16 A Yes.

17 Q Okay. Did she elaborate that -- on that at all?

18 A No. I didn't want to hear whatever it was from her,
19 because I mean, I thought it was odd that -- no,
20 she didn't elaborate.

21 Q Okay. And you didn't ask?

22 A She might have said a few other things. I don't
23 recall exactly.

24 Q Okay. And do you know at -- at that time, so summer
25 of 2016, whether Alexandra Stasko was a USC

1 employee?

2 A She was not. She would been assistant in my class
3 before, and then she was not a USC employee after
4 that. She was a postgraduate, and as I understood
5 it, was moving to Indiana or Illinois with her
6 husband, and this was her, kind of like, last Italy
7 thing, and yeah.

8 Q Okay. But she would have been there as an ICA
9 employee?

10 A Yes. Dave specifically told me that -- that Alex
11 should be an employee --

12 Q Okay.

13 A -- that Alex should, you know, manage things and do
14 all of these things that I did not agree with, and
15 that she would be paid for doing those things by
16 him buying her a trip to Jamaica.

17 Q Okay. So she wasn't paid necessarily in wages like
18 with a paycheck?

19 A I wrote a check.

20 Q You wrote a check?

21 A Uh-huh.

22 Q Okay. Who did you write the check to?

23 A Alex.

24 Q Okay. Do you remember how much that was for?

25 A I can't. I can look it up, maybe. Maybe. I don't

1 know.

2 Q Okay. Well, it's not -- it's not terribly
3 important; I was just curious.

4 A A thousand something. I -- I don't know.

5 Q Okay. But it was supposed to cover a trip to
6 Jamaica?

7 A Uh-huh.

8 Q That's your understanding?

9 A Plane fare, uh-huh.

10 Q Okay. Paragraph 38: "After I returned from Italy,
11 Voros made statements to me that I should not
12 contact Allison Dunavant and I should not go to
13 Allison Dunavant's reviews." Did I read that
14 correctly?

15 A Uh-huh.

16 Q Is that a yes?

17 A Yes.

18 Q Okay. Did Mr. Voros say why you shouldn't have any
19 contact with Ms. Dunavant?

20 A I don't remember.

21 Q Okay.

22 A He said -- I don't remember precisely, but he said
23 that she -- similar to what Alex and -- Alex --
24 Alexandra said that, you know, she would be trouble
25 for the painting department.

1 Q Okay.

2 A And I think he told me that the University said
3 that I should not have any involvement with her.

4 Q Okay. Do you recall the words "no contact order" or
5 anything like that coming up?

6 A No.

7 Q Okay. Do you know whether Ms. Dunavant had filed an
8 EOP complaint against Mr. Voros?

9 A When I got back in late September?

10 Q Yes, ma'am.

11 A I don't think I was aware of that then, no.

12 Q Okay. Do you recall when you were made aware of
13 that?

14 A I really don't. I mean, that was the time in, you
15 know, fall of 2016 when I started to really --
16 because I started to realize that there was this
17 affair going on in my marriage, and this person who

18 -- my ex-husband had tried to make manager of my
19 company -- and I was really preoccupied with that.

20 So I don't recall thinking too much about it, and
21 at that time, David's behavior with me was very
22 explosive, and you know, I had a hard time just
23 looking at things like the credit card bill.

24 Q Okay. When you said you had a hard time looking at
25 things like the credit card bill, do you mean Mr.

1 Voros wouldn't give you access to things like that?

2 A Yes.

3 Q Okay. Paragraph 39 you state, "Allison Dunavant did
4 not take any of my courses while at USC, and she
5 was removed from being my assistant before the
6 first day after returning from Italy." Did I read
7 that correctly?

8 A Yes. I don't know when exactly she was removed from
9 being my assistant, but yes.

10 Q Okay.

11 A It was before -- it was obviously before school
12 started.

13 Q Okay. And it goes on, the next sentence says, "The
14 decision to remove Allison Dunavant as my assistant
15 was not my own." Did I read that correctly?

16 A Correct.

17 Q Okay. Do you have -- and you have no understanding
18 of why Ms. Dunavant was not your assistant in the
19 fall of 2016?

20 A I don't have any -- it just seemed coincidental to
21 me that Dave told me not to have any -- that Alex,
22 his assistant, told me she was dangerous and would
23 try to get me in trouble and said, "you know, she's
24 going to be your assistant in the fall," and then
25 she was not my assistant in the fall.

1 Q Okay. So you don't know if Ms. Dunavant requested -

2 -

3 A I have no idea.

4 Q Okay. I got a little more.

5 Paragraph 40, "I have heard Voros make
6 statements to other members of the USC School of
7 Visual Art and Design department that Allison
8 Dunavant is crazy and that she had lied about what
9 had occurred in Italy." Did I read that correctly?

10 A You read it correctly.

11 Q Okay. Is that -- is that paragraph accurate?

12 A It's accurate, but I would have put not just "USC
13 SVAD" but "USC-slash-SVAD." But I -- yeah.

14 Q So do you mean that he would have made these
15 statements to USC personnel that are not
16 necessarily in the school of art?

17 A Correct.

18 Q Okay. And you said he made statements that Allison
19 Dunavant is crazy; is that the word that he used?

20 A I think so. This is very difficult to recall
21 exactly --

22 Q I'm sure.

23 A -- you know, because these are conversations from a
24 long time ago, so I really don't recall precisely,
25 but --

1 Q Okay. Do you remember anyone specifically that he
2 made those comments to?

3 A He made those comments to -- later to Alexandra
4 Stasko; he made those comments to me; he made those
5 comments to -- I saw him in the hall talking to
6 someone and -- and I heard him sort of say that,
7 but I don't remember who; it was a faculty member
8 of the SVAD; and on the phone with someone, he was
9 often getting on the phone and going outside and
10 talking to people. But I -- you know, I assumed it
11 was someone from USC; it might not have been.

12 Q Okay. Also --

13 A Sorry -- yeah.

14 Q Mr. Voros said that Ms. Dunavant had lied about
15 what occurred in Italy. Do you know if he was
16 referring to anything that Ms. Dunavant had said
17 around the school? Was he referring to Ms.
18 Dunavant's lawsuit? Do you know?

19 A There was no lawsuit then. I -- I don't know.

20 Q Okay.

21 A I don't know. I mean he -- they weren't my -- they
22 were not my conversations, so.

23 Q Okay. While we're on the topic, have you ever seen
24 a copy of the complaint in this lawsuit -- Ms.
25 Dunavant's complaint against Mr. Voros and USC?

1 A You mean the affidavit?

2 Q Not the affidavit. No, I mean the complaint; the
3 actual lawsuit itself.

4 A No.

5 Q Okay. It's my understanding at one point, some
6 students had posted copies of the lawsuit in -- in
7 McMaster. Were you aware of that?

8 A I was on break for most of that time, but I was
9 aware of that.

10 Q Okay. So you were not there when that happened?

11 A And it was published -- are you talking about what
12 was published in the paper?

13 Q Yes.

14 A Okay. Yeah, I had seen that, and I had seen that I
15 believe again when Julie Moose sent me the request
16 for documents; I believe it was attached.

17 Q Okay.

18 A Correct? I think so.

19 Q Okay. That's -- my question is if you were aware of
20 really some of the allegations in this lawsuit.

21 A Yes.

22 Q At -- at one point -- and this is something that
23 was reported in the news -- there was an allegation
24 that, while in Italy, Mr. Voros told Ms. Dunavant
25 that if she submitted to his sexual advances, that

1 he would take her on shopping trips in Rome and
2 things like that. Had -- had you read anything to
3 that effect?

4 A I don't remember.

5 Q Okay. So you wouldn't know if that -- that was a
6 false allegation, and in fact an amended complaint
7 had been filed to remove that allegation? You --
8 you have no knowledge of that?

9 Is that a no?

10 A I mean, yeah, I -- I don't remember reading -- I
11 remember reading it when it came out. I did not
12 look at any of the stuff that -- the activism
13 stuff.

14 Q Okay.

15 A So, yeah.

16 Q Okay. Now, Paragraph 41 states, "It is my opinion
17 that the courses a graduate student is able to work
18 in as a graduate assistant and graduate teaching
19 assistant affect that student's ability to obtain
20 employment in the academic field after graduation."

21 Did I read that correctly?

22 A Graduate student -- assistant affect that student's
23 -- yes. You did read that correctly.

24 Q Okay. Is that sentence accurate?

25 A I believe so.

1 Q Okay. And you're basing that on your own personal
2 experience, right?

3 A I'm basing that on personal experience and people
4 that I know that are, you know, looking for jobs.

5 Q Okay. Now in your -- you've been at the University
6 of South Carolina almost 20 years now; is that
7 right?

8 A Uh-huh.

9 Q Is that a yes?

10 A Yes.

11 Q In that time, did you ever have any involvement in
12 interviewing people for positions as a professor or
13 instructor or anything like that?

14 A No.

15 Q Okay. When adjunct professors are hired, do you
16 have any involvement with that?

17 A No.

18 Q Okay. Have you ever done any interviewing on behalf
19 of the University of South Carolina?

20 A On behalf of the University of South Carolina, no.

21 Q Okay. And of course, prior to working for USC,
22 you've taught at other colleges and universities;
23 is that right?

24 A Uh-huh.

25 Q Is that a yes?

1 A Yes.

2 Q Okay. At any of those other schools, did you
3 interview candidates for any type of teaching
4 positions?

5 A Gosh, I don't remember.

6 Q As best you can recall.

7 A No.

8 Q Okay. And part of Ms. Dunavant's lawsuit, part of
9 what she's complaining about is, like I had
10 mentioned, after the summer of 2016, Ms. Dunavant
11 refuses to take any classes with Mr. Voros or with
12 you, right? And it's my understanding that, at
13 least at that time, you and Mr. Voros were pretty
14 much the only painting professors in the art
15 school; is that accurate?

16 A Not -- no, not entirely.

17 Q Okay.

18 A There were adjunct people teaching painting.

19 Q Okay.

20 A But at the graduate level, I believe the only ones
21 who -- at that time, you had to be like sort of --
22 I don't know what the word is -- inducted into the
23 graduate school to teach graduate level. Jaime
24 Misenheimer, myself, David Voros, and then there
25 were drawing instructors, and -- you know, and

1 professors. Uh-huh.

2 Q Okay. Drawing, but that -- that wouldn't have been
3 painting?

4 A No.

5 Q Okay. So part of Ms. Dunavant's complaint is that
6 because she was -- or she refused to take any
7 classes with you or Mr. Voros, that she was not
8 able to take enough painting classes to get a --
9 what is that called -- a concentration in painting
10 with her MFA.

11 A Uh-huh.

12 Q So do you have any knowledge or any experience as
13 to how the concentration in any given area affects
14 someone's employability when they have an MFA?

15 A I only know my experience from applying for jobs
16 myself that it can get pretty specific.

17 Q Okay.

18 A And I have, you know, done recent interviews after
19 starting to work for USC in more recent years.

20 Q Okay.

21 A Uh-huh.

22 Q And that's kind of my question. Again, I didn't go
23 to art school; I went to law school.

24 A Uh-huh.

25 Q And when you're a recent graduate, since you don't

1 have work experience, you talked about your school
2 experience -- you know, how good your grades are
3 and things like that -- as you progress -- and I've
4 been out of law school now 11 years; people care
5 much less about how well I did in law school --

6 A Right.

7 Q -- and much more about what I've done over the last
8 11 years.

9 A Right.

10 Q Is that similar in the art world?

11 A That part I think depends on the institution.

12 Q Okay. And so, I think Ms. Dunavant had said that
13 because she didn't get the concentration in
14 painting, that she might not ever be able to get a
15 job as a painting professor. Do you have any
16 opinion as to that?

17 A I have to offer an opinion. I think that opinion's
18 probably accurate.

19 Q Okay. But do you know if she had really -- you
20 know, since graduating, you know, gotten out there
21 and done a lot of painting, been exhibited in well-
22 known galleries, I mean, would she then sort of,
23 you know, develop credibility as an artist?

24 A Again, it depends on the institution. I know, in my
25 experience, I've applied for jobs where I've

1 applied with some really, really nice paintings --
2 it was a drawing position -- and they interviewed
3 me, they put me up for the three days, all of that,
4 and then one person said, "Well you don't have any
5 drawings in your portfolio."

6 So I mean, it can get very specific, and I
7 didn't get the job because of that, even though
8 they interviewed me and did all -- went through all
9 those steps, because I didn't specifically have
10 drawings in my portfolio or in my transcript very
11 much even though I can draw. So I don't know. I
12 don't know how to --

13 Q I see.

14 A That's just an anecdote; it may or may not -- it
15 may not be helpful but I mean --

16 Q It depends on who's doing the hiring?

17 A Yeah, but there's -- yes.

18 Q Okay.

19 A It depends on who's doing the hiring, and I believe
20 there's a lot of competition; it's difficult. So
21 any little thing matters --

22 Q Okay.

23 A That's my impression.

24 Q Okay. That -- that's my -- my next question about
25 the -- how competitive it is. If you graduate with

1 an MFA -- I mean, how likely are you to get a job
2 teaching art right out of graduate school?

3 A I wouldn't know how to answer that.

4 Q Okay. How about -- you were able to teach shortly
5 after graduating with your master's; is that right?

6 A It was not short -- no. It took me six years to get
7 a job.

8 Q Okay.

9 A Uh-huh.

10 Q And do you know how long it took Mr. Voros to get a
11 job?

12 A Six years.

13 Q Okay. And is that fairly typical in your field?

14 A I knew people that got jobs right away --

15 Q Okay.

16 A -- that went to the same school as me and
17 interviewed for the same positions that I did, so I
18 don't really know what's -- how to put the -- the
19 right statistics on it to make it typical or
20 atypical. I really don't --

21 Q Okay.

22 A -- have an opinion on that.

23 Q That's a fair point. One more and then we will
24 break for lunch.

25 Paragraph 42, you say, "Voros made statements

1 to me that he and Alexandra Stasko (Miller) would
2 be protected by Harris Pastides from any fallout
3 from the incident with Allison Dunavant." Did I
4 read that correctly?

5 A Uh-huh.

6 Q Is that a yes?

7 A Yes.

8 Q Okay. Is that paragraph accurate? That is --

9 A Yes.

10 Q Okay. What -- what exactly do you remember Mr.

11 Voros saying about Harris Pastides protecting him
12 and Alex Stasko?

13 A He told me at some point, in the fall of 2016, that
14 he was trying to get Alex Miller a job at USC, and
15 he said that the chair was giving him difficulty.

16 And then one day he was -- and this was just
17 very random -- he was driving in West Columbia for
18 some reason, and he called me and said, "Wow, the
19 weirdest thing happened. I just got a parking
20 ticket. And the reason I got this parking ticket is
21 because I was so freaked out that Harris Pastides
22 just called me."

23 And I was like, "Really?"

24 And he's like, "Yeah, he called me on my cell
25 phone," and he said that he -- he was going to --

1 what did he say? -- that he was proud of this young
2 woman for coming that --- that she, you know, the
3 reason they -- she didn't want -- they didn't want
4 to hire her is because she had been named in the --
5 in the -- in some complaint or another.

6 And he said that Pastides told him that he was
7 going to see to it that she could get hired --
8 that's what Dave told me -- and that -- I say --
9 who was it -- I don't remember -- and that there
10 would be no fallout as far as Alexandra getting a
11 job because he was proud of this young woman for
12 sticking up for a faculty member against a
13 student's complaint. That's what he told me.

14 I'm sorry. It wasn't a parking ticket; it was
15 a speeding ticket. Sorry.

16 Q Okay. Okay. So other than that conversation, did
17 you talk with Mr. Voros any other time about what
18 we just talked about?

19 A About Harris Pastides protecting him? Is that what
20 you were -- can you rephrase?

21 Q Correct, correct.

22 A He and I were not talking a lot during that time
23 period.

24 Q Okay. So I will take that as a no?

25 A No.

1 Q Okay.

2 A If -- if there is and I don't remember --

3 Q Okay. I think you had said earlier that -- at this
4 time, Ms. Dunavant would have filed the EOP
5 complaint, and --

6 A I don't know when she filed the EOP complaint.

7 Q Okay. Well, I'm -- I'm telling you.

8 A Uh-huh.

9 Q Do you have any experience or knowledge of the EOP
10 process or how any of that works?

11 A Well, I read some on the internet about it.

12 Q Okay. But do you know anything about the appeals
13 process or who makes decisions or anything like
14 that?

15 A No.

16 Q Okay. So you wouldn't know if -- that Ms. Dunavant
17 had appealed her EOP complaint up to the
18 president's office and that Harris Pastides himself
19 had upheld Carl Wells' decision?

20 A When did that occur? I don't know.

21 Q I -- I'd have to go pull the date.

22 A I mean --

23 Q It would have been fall of 2016.

24 A I believe I remember reading about it at some
25 point.

1 Q Okay. I think it was in October 2016, but I'm --

2 I'm -- I'm guessing.

3 A I wouldn't have been -- that was not --

4 Q Okay. You didn't have any knowledge of that?

5 A No.

6 Q Okay. Let's go off the record.

7 (Off the record from 12:45 p.m. until 1:42 p.m.)

8 THE EXAMINATION BY MR. GESSNER CONTINUES

9 Q We're back on the record, I think.

10 I think the last paragraph we talked about was
11 Paragraph Number 42 on Page 6 of your affidavit.

12 A Uh-huh.

13 Q And I think we finished talking about that. The
14 next paragraph, Paragraph 43, you mention making a
15 complaint to Peter Chametzky about Mr. Voros in
16 2017; do you recall that?

17 A Yes, I do.

18 Q Do you know when in 2017 that was?

19 A It was late October.

20 Q Okay.

21 A Right around this time of year.

22 Q Okay. So -- and in the emails you had provided for
23 everyone -- and I can get a copy if you need -- but
24 I believe there is an email thread between you and
25 Mr. Chametzky, and -- and the subject line of the

1 email is something to the effect of a recap of our
2 meeting October 31st.

3 A Right, I -- I met with him to speak with him about
4 the problem.

5 Q Okay.

6 A And then I sent an email to follow up.

7 Q Makes perfect sense. I just wanted to make sure
8 we're -- we're --

9 A Uh-huh.

10 Q -- talking about the same meeting and -- and the
11 right timeframe. So prior to that complaint, had
12 you complained about Mr. Voros to anyone at USC?

13 A I had complained to Peter previously in the spring.

14 Q Okay. So --

15 A But not -- it wasn't -- I didn't do a follow-up
16 email, it was -- you know, I don't know if he even
17 -- I talked to him about it.

18 Q Okay.

19 A And he talked to me about it.

20 Q Okay. What did y'all talk about?

21 A I don't remember right now. I mean, I was thinking
22 about this issue, so, I'm sorry; I can't.

23 Q Okay. Of course, the email from -- I think the
24 email itself was the first week in November 2017 --

25 A Right.

1 Q -- but referencing the October 31st meeting.

2 A Right.

3 Q Everything was, to the best of your knowledge,
4 recapped in that email?

5 A Everything?

6 Q To the best of your recollection.

7 A To the best of my recollection, yes, and I had sent
8 emails to Dave complaining to Dave about Dave's
9 behavior.

10 Q Yes, ma'am. And I have -- and I have seen those.

11 A Yes. So --

12 Q Okay. My concern is -- is complaints that you have
13 made to USC. So it's my understanding that, in the
14 spring of 2017, you talked with Peter Chametzky
15 about Mr. Voros's behavior; is that correct?

16 A I don't remember exactly what we talked about. We
17 talked about his behavior a little bit, and we
18 talked about other things.

19 Q Okay. So would you say that you were just, you
20 know, talking to a colleague, or were you making a
21 complaint?

22 A When?

23 Q In the spring of 2017.

24 A In the spring of 2017, Peter Chametzky came to me
25 and wanted to talk about the situation while I was

1 in the middle of teaching my class. Actually, I had
2 gone in my computer room just to kind of clip an
3 image for a student, and in the course of that
4 conversation, I said some things but I don't
5 remember exactly what.

6 Q Okay.

7 A I'd have to look back at notes and stuff, I mean.

8 Q Okay. Because at the time, you and Mr. Voros were
9 separated, correct?

10 A Uh-huh.

11 Q Is that a yes?

12 A Yes. Sorry.

13 Q Don't worry; don't worry. And it's my understanding
14 that at the time -- of course, because you and Mr.
15 Voros worked together in the same department,
16 you're going through a divorce -- there -- there --
17 at the very least, there were some tensions in --
18 in the painting department; is that accurate?

19 A I don't think so.

20 Q Okay.

21 A I mean, could you rephrase that?

22 Q Sure, sure. So, what I mean is Peter Chametzky
23 comes to talk to you, you said about the situation,
24 and --

25 A Uh-huh.

1 Q What was the situation?

2 A I had no idea.

3 Q Okay.

4 A I was just keeping quiet. I hadn't talked to anyone
5 about my personal life at the University. And Peter
6 Chametzky came in my office when I was in the
7 middle of teaching my class and started talking to
8 me about things and telling me that it was too bad
9 what was going to happen to me and stuff like that.

10 Uh-huh.

11 Q What was going to happen to you?

12 A I think he was alluding to the fact that everyone
13 seemed to know we were getting divorced but me at
14 that point -- everyone seemed to think that. And he
15 started to -- I -- I did not talk to him in that
16 way, ever. He wasn't a friend; he wasn't a -- that
17 kind of colleague. So, he just came in and started
18 saying, "Yeah, you know, is that stuff still going
19 on?"

20 And I was like, "What stuff?"

21 Anyway, it was just a conversation where he
22 expressed to me that he thought that my job would
23 become untenable as a result of the situation. And
24 I quote "the situation" without exactly spelling it
25 out, and I said that I felt I could articulate a

1 professional manner regardless of quote "the
2 situation."

3 And then I made some suggestions for that and
4 talked about some things that were making it more
5 difficult for me to do so.

6 Q Okay. Did Peter Chametzky specifically say that
7 your job would be --

8 A Yes.

9 Q -- untenable?

10 A Yes.

11 Q Okay. Those are the words he used?

12 A No, I don't remember the exact words, but I don't
13 think he was referring to -- he said, "It's too bad
14 about what's going to happen to you, Pam."

15 Q Okay. So was he talking about the divorce or -- I
16 mean -- he's talking more broadly than that?

17 A He was talking about the job.

18 Q Okay. So, then you said you -- you talked a little
19 bit about what was going on.

20 When he left your office, what was the status
21 of things?

22 A Well, Dave wandered in a few times getting rulers
23 and stuff.

24 And I said, "Peter, I would like to request
25 that the locks on my office be changed, and that if

1 people want to talk to me that they make an
2 appointment, because I'm in the middle of teaching
3 and I'm extremely stressed right now."

4 And he's like, "You mean me?"

5 And I said, "Yes, I mean you. I also mean
6 David."

7 And I see -- he said, "Well, you can come to
8 me if you have any more problems."

9 And I said, "Okay. I'll take a note of that."

10 Q Okay. So then was the next time you talked with
11 Peter Chametzky -- I'm -- I'm sure you talked about
12 other things -- but about Mr. Voros, would that
13 have been the October 2017?

14 A I'm not sure. I don't remember.

15 Q Okay.

16 A That's the -- that's the next one I clearly
17 remember right now.

18 Q Okay. And of course, y'all -- you're colleagues;
19 you all work together. Peter Chametzky was the
20 chair of the --

21 A Uh-huh.

22 Q -- art school at that time, so you would have been
23 talking about other things at some point; is that a
24 fair assumption?

25 A Yeah.

1 Q Okay. And that this -- the subject of you and Mr.

2 Voros may have come up but you don't recall?

3 A I don't recall right now.

4 Q Okay.

5 A I mean that there -- then there's summer, you know,
6 because there's spring and then there's summer, and
7 no one talks to their colleagues over the summer.

8 Q Yes.

9 A And then there's fall, so.

10 Q Okay.

11 A I don't recall in that short period of time between
12 what we're talking about and summer if I talked to
13 him. I believe I did, but I really don't remember
14 right now.

15 Q Okay. So --

16 A I believe I came to him with another concern, but I
17 don't remember. I really don't.

18 Q Okay.

19 A It was a very traumatic time for me and I don't
20 have it all --

21 Q I understand.

22 A I try to forget it.

23 Q That -- that's fine. With respect to the meeting
24 you had with Peter Chametzky on October 31st --

25 A Uh-huh.

1 Q -- I think that's where you're saying you made a
2 complaint about Voros. Would you -- would you say
3 that in that meeting you were -- I don't want to
4 say filing a formal complaint or what -- what were
5 you doing in that meeting?

6 A I was trying to get Peter to file a formal
7 complaint --

8 Q Okay.

9 A -- because I didn't feel that -- yeah. I -- I was
10 going to my supervisor with a complaint and looking
11 to him to know what to do with that --

12 Q Okay.

13 A -- as I'm not an expert on that.

14 Q I understand. So do you remember how long y'all
15 talked?

16 A I have no idea. I'm sorry.

17 Q Okay.

18 A It's been a long time ago.

19 Q And so was it like a five-minute conversation or?

20 A It was a pretty long conversation.

21 Q Okay.

22 A As far as -- I'd have to guess and I can't really
23 guess.

24 Q That's fine. That's fine.

25 A But definitely longer than five minutes, though.

1 Q Okay. It says in Paragraph 43, the second sentence,
2 "I expressed to Chametzky that I did not wish to
3 make a formal EOP complaint, because I had seen
4 others suffer from retaliation from the University
5 after filing such complaints." Did I read that
6 accurately?

7 A Uh-huh.

8 Q Is that a yes?

9 A You read that accurately, yes.

10 Q Thank you. Is that -- I mean is -- is that your
11 testimony that you had seen people that had filed
12 EOP complaints suffer retaliation?

13 A Yes.

14 Q Okay.

15 A Peter asked me if I wanted to -- well, yeah. That's
16 basically it, yeah.

17 Q Okay. So --

18 A He asked me if I wanted to make a complaint; I said
19 I've seen others retaliate -- I don't feel safe
20 with that option or comfortable with that option.
21 Kind of "can you do that?" because I had seen
22 others suffer from retaliation. I don't know, yeah.

23 Q Okay.

24 A Not necessarily from the University but certainly
25 from David Voros.

1 Q Okay.

2 A But since he works at the University, yeah.

3 Q Okay. So when it says, "I had seen others suffer
4 from retaliation," who else had you seen that
5 suffered retaliation?

6 A Jaime Misenheimer.

7 Q Okay. Anyone else?

8 A We didn't talk about it, but I -- my observation
9 was that Allison appeared to be isolated from
10 taking people's classes and things like that, and
11 it appeared to me at the time that she also was
12 suffering retaliation.

13 Q Okay.

14 A You know, and I know that Dave told me -- I mean, I
15 don't -- I can't speak for other people. But I know
16 that -- all I know is what David told me, and David
17 told me that she could not be in painting.

18 Q Okay.

19 A Now, you know, how that got translated elsewhere, I
20 don't know.

21 Q Okay. And so -- so Jaime Misenheimer, do you know
22 when she filed an EOP complaint?

23 A I don't recall exactly.

24 Q Okay.

25 A Sometime in the fall, I guess. I don't know.

1 Q Okay. Do you know if she filed one complaint, more
2 than one?

3 A In 2000 -- are we talking -- what year are we
4 talking about here?

5 Q Ever.

6 THE DEPONENT: Sorry. Is that me? It's my kids.

7 MR. GESSNER: If you need to take that, we can
8 take a break.

9 THE DEPONENT: No, I don't. Sorry. I thought I
10 had that turned off but I turned it on.

11 MR. GESSNER: Okay.

12 A I only know of the one.

13 Q Okay.

14 A Although I -- I -- I did get a -- yeah. So, fall of
15 2017 -- '16 -- or sometime in there, sometime in
16 2016, early spring '17, I know that she filed a
17 complaint --

18 Q Okay.

19 A -- because Peter Chametzky told her to file a
20 complaint.

21 Q Okay. What was the complaint about?

22 A The complaint was about, as I understand it -- I
23 didn't see it; I didn't read it -- but as I
24 understand it, it was about the fact that David
25 Voros told her to -- if Allison stayed in her

1 class, to be sure to fail her.

2 Q Okay. Okay.

3 A So I mean had Jaime done that, that would -- yeah.

4 Q Okay. And so it's your testimony that Jaime
5 Misenheimer suffered retaliation as a result of
6 making the EOP complaint about Mr. Voros allegedly
7 telling her to fail Allison Dunavant?

8 A Uh-huh.

9 Q That's a yes?

10 A Yes.

11 Q Okay. To the best of your knowledge, how was Ms.
12 Misenheimer retaliated against?

13 A Multiple ways.

14 Q Okay. What -- what do you recall?

15 A Well, I recall that for some -- or I believe it was
16 -- it must have been after she made the complaint
17 because it was in the late spring of 2017 when
18 David got served papers for a temporary order, and
19 he was gone for a day, and it was -- it was a scary
20 time. And he was gone for a day, and then he yelled
21 up at the house when he was coming to get his
22 things: "Jaime Misenheimer is going to lose her
23 job." Just in -- in extreme anger.

24 And I immediately called Peter Chametzky and
25 told him because I -- it made me worry for her.

1 Q Okay. So other than what you just told me, are you
2 aware of any other ways that --

3 A Then she did lose her job.

4 Q Okay. So what was Jaime Misenheimer's job in the
5 spring of 2017, to the best of your knowledge?

6 A I can't remember.

7 Q Okay.

8 A I know she was teaching a painting class or a
9 drawing class -- figure drawing, maybe.

10 Q Okay. She -- she was an adjunct professor; is that
11 correct?

12 A Right.

13 Q Okay. And I think she did some other work as a --
14 as a lab assistant or something like that.

15 A Right.

16 Q Okay. So is it your testimony that she was not --
17 my understanding is with these positions, like
18 adjunct professors --

19 A Peter told me that David had reported that her
20 performance was bad -- because I actually
21 confronted him about this, because I think she is a
22 very good adjunct instructor.

23 And I said, "What do you" -- I said, for
24 example, "Peter, Jaime's not working here anymore.

25 And you know, we -- we both know she's a very good

1 instructor."

2 And he said, "David told me her performance
3 was bad and he has a close" -- and then he
4 suggested some other things, and then he said she
5 has -- he has a close relationship with Harris
6 Pastides, and he seemed to be scared about that.

7 Q Okay.

8 A And I said -- well, anyway.

9 Q Go ahead.

10 A I said I would be happy to talk with Harris
11 Pastides about it. I didn't think there was --

12 Q Okay. So --

13 A Yeah. So, yeah, so I -- I feel like that was the
14 sequence of events.

15 Q Okay.

16 A And it -- that's what it looked like to me. I
17 don't, you know, know what was in the complaint. I
18 don't know what --

19 Q Okay. So late spring of 2017 is an incident you
20 said with Mr. Voros yelling up at the house about
21 Jaime Misenheimer is going to lose her job --
22 something to that effect.

23 A Uh-huh.

24 Q Correct?

25 A Uh-huh.

1 Q Is that a yes?

2 A Yes.

3 Q Okay. And then, I think you said while you were
4 talking with Peter Chametzky, I'm guessing that
5 would be the fall of 2017 where you're talking to -
6 - in October 31st --

7 A The spring of '17 is when he said it; fall of '17 -
8 - right.

9 Q You're talking to Dr. Chametzky --

10 A Uh-huh.

11 Q -- and you're saying you don't want to file an EOP
12 complaint because you -- you fear retaliation, and
13 one of the examples you give is saying, "Hey, Jaime
14 Misenheimer filed a complaint in the spring; it's
15 now fall semester" --

16 A Or -- or fall or whenever. I don't know when she
17 filed it.

18 Q Whenever -- whenever it was filed. But at the time,
19 it's fall semester 2017 and she is not working
20 there.

21 A Exactly.

22 Q Okay. And are -- are you friends with Ms.
23 Misenheimer?

24 A Both -- yeah, David and I and Jaime Misenheimer,
25 for a number of years. She was a student in my

1 class, and then she moved away for a while, so we
2 kind of lost touch with her. But -- you know.

3 Q Okay. Did you ever see her or talk to her outside
4 of school?

5 A When?

6 Q Ever.

7 A When she was a student?

8 Q No. When -- when she was a USC employee.

9 A I did.

10 Q Okay. So fall semester 2017, Ms. Misenheimer is not
11 working there. Were you still in contact with Ms.
12 Misenheimer at that time?

13 A Somewhat.

14 Q Okay.

15 A I mean not -- Jaime has a tendency to keep to
16 herself, so.

17 Q Okay. Did you ever talk to Ms. Misenheimer about
18 why she was not working at USC in the fall of 2017?

19 A I don't remember.

20 Q Okay. Because it's my understanding that the
21 adjunct professors, lab techs, things like that,
22 they're hired on a semester-by-semester basis; is
23 that your understanding?

24 A Yes.

25 Q Okay. So do you have any idea why Ms. Misenheimer

1 was either not offered a position for fall of 2017
2 or she didn't accept the position for fall of 2017?

3 Do you have any idea?

4 A She was not offered one. I know that. But I --
5 there is nothing that -- I mean, yeah.

6 Q Okay. How do you know she was not offered a
7 position?

8 A Well, that's what she told me --

9 Q Okay.

10 A -- because I asked her.

11 Q Okay.

12 A I mean I can't speak with what every -- everyone
13 else, you know -- I mean, I don't know.

14 Q Of course. Did Ms. Misenheimer at some point come
15 back and work for the University?

16 A Yes, she was called by another faculty member
17 outside of the little painting drawing area --
18 painting area, sorry.

19 Q Okay. Do you know who that faculty member is?

20 A Dawn Hunter.

21 Q Okay. Do you know when Ms. Misenheimer came back to
22 USC?

23 A I don't remember exactly.

24 Q Okay. That -- that's fine. All right. And you said
25 Peter Chametzky made a comment about Mr. Voros

1 having a close relationship with Harris Pastides;
2 is that correct?

3 A Uh-huh.

4 Q That's a yes?

5 A Yes, sorry.

6 Q Okay.

7 A Every time.

8 Q So what did Chametzky say about that?

9 A He -- he didn't say anything else about it. I said
10 that -- let's see, let me figure where the -- the
11 sequence. I said I was concerned about Jaime
12 Misenheimer, you know, about the retaliation --
13 Jaime Misenheimer losing her job.

14 He said, "Well David told me her performance
15 was bad."

16 And I said, "Well, she mostly -- she worked a
17 lot with me. I don't believe that that's true."

18 And then he said, "People at the -- that --
19 that he has a close relationship with Harris
20 Pastides; there's little I can do."

21 Q Okay. Do you know if anyone else complained about
22 Jaime's performance?

23 A I do not.

24 Q Okay. Did you ever see any -- well, let me back up
25 a second.

1 At the end of semesters, do students fill out
2 reviews or -- or something like that for their
3 professors?

4 A They do.

5 Q Okay. Do you know what Jaime Misenheimer's looked
6 like that semester?

7 A No, I don't.

8 Q Okay.

9 A I don't and, you know -- yeah. There were no other
10 qualifiers for adjuncts and instructors. I've been
11 there 18 years, and I've never been evaluated by
12 another adult the entire time I've taught there,
13 so. So, you know.

14 Q Okay. So there's only the student reviews?

15 A Uh-huh.

16 Q Is that a yes?

17 A Yes.

18 Q Okay.

19 A So yeah, I don't know --

20 Q Okay.

21 A -- what the student reviews were, I mean. Student
22 reviews tend to fluctuate.

23 Q Okay. Do you know if Jaime taught a class outside
24 of the school of art?

25 A I have no idea. I don't know.

1 Q Okay. Have you ever heard of something -- I don't
2 know if it's still around, but something called --
3 something to the effect of on your time or
4 something like that, some type of -- maybe it was
5 an online type course of something. No? Okay.

6 A I know nothing about that.

7 Q Do you know Shelley Dempsey?

8 A No.

9 Q Okay. So we talked about -- and you said you --
10 you're aware of others suffering retaliation, and
11 you mentioned Jaime Misenheimer, which I think
12 we've fleshed all that out.

13 A Uh-huh.

14 Q And you said that Allison Dunavant was not taking
15 painting classes, so she appeared --

16 A No, that -- what I meant was David told me that she
17 should not be in my painting class and that I was
18 to not have -- have no contact with her. And I --
19 no one else told me that --

20 Q Okay.

21 A -- and I believe that was him. Maybe isolating
22 would be a better word than retaliating; I don't
23 know.

24 Q Okay. Okay. Apparently that's all. I thought I had
25 more pages than this.

1 On Page 7, skipping a paragraph, 46, where you
2 say, "I have witnessed Voros threaten to call the
3 police and attorneys or to besmirch others'
4 reputations on several -- on several individuals
5 when he has been upset." Have I read that
6 accurately?

7 A Yes.

8 Q Okay. One of the allegations in this lawsuit is
9 about Mr. Voros and -- and some of his behaviors,
10 and I've heard some people say that they were
11 afraid of Mr. Voros becoming physically violent. So
12 I'll start, have you ever witnessed Mr. Voros be
13 physically violent with anyone?

14 A So this is not about threatening to call the
15 police; this is about physically violent?

16 Q Yes, I noticed your -- your affidavit only mentions
17 Mr. Voros making threats of litigation or -- or
18 calling the police, and not --

19 A Or besmirching reputations.

20 Q Or besmirching reputations. I'll say in -- in the
21 emails you provided to us, I did see several
22 instances of that -- of Mr. Voros threatening to
23 sue people for defamation; is that correct?

24 A I don't know what for, just, yes, sue.

25 Q Okay. But he's at least made some broad statement

1 to that effect?

2 A I don't know if it was for deformation. I -- I

3 don't --

4 Q Okay.

5 A I didn't take it that way. I just -- I took it as

6 just -- if I'm thinking of the same email -- just,

7 I'm going to sue you for --

8 Q Something?

9 A -- something --

10 Q Okay.

11 A -- for not being at Wendy's at four o'clock. I mean

12 --

13 Q Right. But he threatens litigation. At some point,

14 he threatens to have individuals arrested for

15 trespass because he doesn't approve of them being

16 on certain properties?

17 A On my property.

18 Q Correct. That was your home in Hopkins, right?

19 A Yes.

20 Q Okay. And I think an ICA property as well in Italy?

21 Do you recall emails about that?

22 A Yes.

23 Q Okay. And that -- that in particular was Jaime

24 Misenheimer, correct?

25 A And others, yes.

1 Q Okay. And that the threats to besmirch others'
2 reputations but have -- that's -- again, some
3 individuals have expressed a fear of -- of physical
4 violence --

5 A Uh-huh.

6 Q -- from Mr. Voros, so going more broad and
7 addressing their allegations and not necessarily
8 what you've written in your affidavit --

9 A Okay.

10 Q -- my question to you is whether you've witnessed
11 Mr. Voros be physically violent with anyone?

12 A Yes.

13 Q Okay. When?

14 A There were several occasions.

15 Q Okay. What can you tell me?

16 MR. SYRETT: You have to answer the question.

17 A Well, he's been physically violent with me on
18 numerous occasions.

19 Q Okay. Was that during your marriage?

20 A And after.

21 Q And after, okay.

22 A I have seen him be physically violent with a --
23 nearly physically violent -- I mean -- let's just
24 define physical violent.

25 Q Okay. I was going to say physically violent could -

1 - could -- that's a broad term.

2 A It's a very broad term.

3 Q Okay. So generally, what I'm talking about though -

4 - and that's where also -- I forget who said that,

5 a prior witness had said something about violence

6 and -- and what they were actually talking about

7 was they alleged Mr. Voros had a violent temper. So

8 to me, there's a difference between --

9 A Well --

10 Q -- somebody having a violent or volatile temper and

11 actually putting your hands on someone. So --

12 A Well, and there's also invading someone's space,

13 glaring, raising fists, violent gestures toward you

14 with a very angry look --

15 Q Sure.

16 A -- that to me count as violence.

17 Q Okay. So that's -- I just want to make sure we get

18 everything --

19 A So I just want to understand --

20 Q -- and that we understand --

21 A And in Italy, psychological violence, or whatever.

22 Q Okay. Okay. So let's -- let's go through.

23 A So just so we know what we're talking about,

24 because sometimes when people say "violence," they

25 think that you have to have a black eye or

1 something like that.

2 Q And not necessarily.

3 A Okay.

4 Q That's why I -- I want to understand --

5 A So, yes --

6 Q Okay.

7 A -- with that definition of violence, like invading
8 people's space, getting close to people, like
9 poking them in the chest, screaming at them at the
10 top of their lungs, trying to choke them.

11 Q Okay. And that -- so --

12 A I have witnessed that on numerous occasions and
13 I've witnessed violence toward animals in a strange
14 manner.

15 Q Okay.

16 A I mean there were some pretty disturbing events
17 that happened with animals at our home.

18 Q Okay. And I'll get to that.

19 A Uh-huh.

20 Q Starting with you, I'm -- I'm sorry. All right. I
21 can eliminate it, even.

22 Did you ever tell anyone at the University of
23 South Carolina that David Voros had been physically
24 violent with you --

25 A No.

1 Q -- and I mean actually putting his hands on you?

2 A No.

3 Q Okay.

4 A Not until someone directly asked me when I returned
5 from my leave. Well, I returned from my leave last
6 fall, and I walked up to the building, and in fact,
7 another faculty member said she wanted to talk to
8 me, and she said that she didn't want to go to
9 meetings because David scared her -- a professor.

10 And she asked me if he had ever been violent with
11 me, and I didn't think it was an appropriate
12 question, and I was kind of like "eh," and she
13 said, "Well, I'm just worried because, you know,
14 you hear about people getting killed at work."

15 Q Okay. So this wasn't you --

16 A I --

17 Q -- making a complaint or really alerting
18 management, but just what exactly --

19 A I did alert management one time when -- I would
20 only do that if it happened at work.

21 Q Okay.

22 A I mean, I don't go around talking about my personal
23 issues at work; I try to avoid that.

24 Q Of course.

25 A So, yes, I did tell Kim Gore, the business manager,

1 that David tried to trap me in my -- he didn't try
2 to trap me in my office. He put his hand over the
3 door to my office, and I tried to get him to get
4 out of the way, and he kind of did this and got
5 closer to me and smiled and started laughing as if
6 he thought I was going to hit him back or
7 something, which I nearly did, but, you know.

8 And I said, "You need to remove your hand."

9 He had his hand over the door to my office,
10 and I was -- I had students in the hall. Who knows
11 if they heard this or not; it was humiliating.

12 Q Okay. So at this point --

13 A So I told him three or four times to open the door.
14 Finally he did, and I, in tears, went directly to
15 the first manager person I could find, which was
16 the business manager; Peter Chametzky was not in.

17 Q Okay. When this happened -- I'm sorry, was Mr.
18 Voros in the office with you or was he on the
19 outside kind of --

20 A He was in my office.

21 Q Okay. He was blocking your access to the --

22 A He was blocking my access.

23 Q Okay.

24 A Physically.

25 Q Do you know when that was?

1 A Yes, I do. That was just before -- that was before
2 the temporary order. That was in February, I think,
3 or January of 2017.

4 Q Okay. And part of the reason why I'm asking you
5 these questions is, one of the witnesses had said
6 something like, "Well, David Voros is -- is
7 physically violent."

8 And I said -- I asked the witness, "Well, how
9 do you know that?"

10 Her response: "Well, everybody knows that."

11 So, I said, "No, no, specifically, what did
12 you see? What did you know?" So I'm just trying to
13 see --

14 A Right.

15 Q -- who has actually seen this physical violence and
16 what --

17 A Well -- right.

18 Q -- what did the University know, and when? And so
19 that's really why I'm asking you this. Again, I'm
20 not really trying to get too involved with your
21 personal life.

22 A Uh-huh.

23 Q That's why I asked if -- if -- had there been
24 actual -- and when I say "actual" -- domestic
25 violence, but I mean putting hands on you,

1 punching, slapping, choking, anything like that?

2 A Are we talking about the University here?

3 Q Well, I'm -- I'm starting --

4 A You said --

5 Q -- broad and I'm going to back it in.

6 A Okay. Well.

7 Q But within your marriage, I mean, was there
8 domestic violence in your marriage?

9 A Can you rephrase that question?

10 Q Okay. Did David Voros ever put his hands on you in
11 a violent manner? I mean, punching, kicking --

12 A Can -- can I ask a question? How does this relate
13 to Allison Dunavant? Because someone said, said,
14 said, said, said -- I mean if you want to know what
15 happened at USC, I can tell you that.

16 Q If you would like me to -- to refrain -- restrain
17 my questions to that, I can do that.

18 A Yeah, I think that would be better.

19 Q Okay. So other than you went and you -- you told
20 Kim Gore what had happened about Mr. Voros trying
21 to prevent you from leaving your office, that
22 would've been about January-February 2017, had you
23 made any other complaints or notified anyone else
24 at USC about Mr. Voros being physically violent
25 with you?

1 A No, I didn't, no.

2 Q Okay.

3 A I tried to keep -- well.

4 Q Okay. Have you made any complaints about David
5 Voros being physically violent with anyone else?

6 A At work?

7 Q Or did you alert the University about it? Whether
8 or not it happened at work?

9 A I did. I talked to the University police.

10 Q Okay.

11 A In fact, when they -- I had complained to someone
12 about something and they referred me to the
13 University police just to go and make a random
14 report, and I myself took it to the level of risk
15 management and talked to them. So rather than just
16 go into the police station and say, "Hey, I want to
17 report something," because those things tend to
18 just get filed everywhere, I just went directly to
19 an officer in risk management.

20 Q Okay.

21 A Because I thought it was important.

22 Q Do you remember who you spoke with in risk
23 management?

24 A I believe it was Jessica Velders.

25 Q All right. And Jessica, she is with the USC Police

1 Department?

2 A Uh-huh.

3 Q Yes?

4 A Yes.

5 Q Okay. And that's -- okay. And you filed at least
6 one report with the USC PD; is that correct?

7 A I don't even know if a report was filed. They just
8 wanted me to talk to them.

9 Q Okay.

10 A And then I did file one report after that --

11 Q Okay.

12 A -- after I talked to them and they said to report
13 stuff that I found, not just violence but to report
14 anything that seemed like intimidation to me.

15 Q Okay. Okay. Do you recall if you reported any
16 physical violence to USC PD, and I mean Mr. Voros
17 being physically violent?

18 A I don't remember what we talked about.

19 Q Okay.

20 A Sorry. It's very traumatic.

21 Q That's fine.

22 A So I don't remember exactly what I talked about
23 with USC PD.

24 Q I understand. Actually, in one of those reports, it
25 -- it says -- and it could be inaccurate, it says

1 that you told the officer there was domestic
2 violence in your marriage.

3 A I said that?

4 Q Yes, ma'am. That's what the report says. And if you
5 have it, the --

6 A I don't -- I'd like to see that report. I don't
7 recall that report.

8 Q Okay. We can take a break real quick and go off the
9 record.

10 (Off the record from 2:16 p.m. until 2:25 p.m.)

11 THE EXAMINATION BY MR. GESSNER CONTINUES

12 Q All right. Ms. Bowers, I'm going to show you what's
13 been previously marked as Exhibit 75.

14 A Uh-huh.

15 Q Go ahead and take a look at that for me, please.
16 Take as much time as you need.

17 A When was the date? It's 4/19. Uh-huh. Yeah, I never
18 saw this, so.

19 Q Okay. I will represent to you that this is a copy
20 of an incident report and some attachments thereto
21 that I received from the USC Police Department, and
22 as you said, it's dated it looks like April 1,
23 2019. There's also a date of April 2, 2019; that
24 may have just been when the report itself was
25 actually entered.

1 If you turn to the last page, that should be
2 Page 4, is the officer's narrative.

3 A Okay.

4 Q Okay. Ms. Bowers, have you ever seen this document
5 before?

6 A No, I may need to read it again.

7 Q Okay.

8 A Yeah. Okay.

9 Q Okay. So you see in the top right-hand corner, the
10 date of the report is April 2, 2019; is that
11 correct?

12 A Uh-huh.

13 Q Is that a yes?

14 A Yes.

15 Q Okay. So looking at this report and by the best of
16 your recollection, did you have an encounter and
17 some discussion with the USC PD officer --

18 A Right.

19 Q -- on about April 2?

20 A Right.

21 Q Okay. And if you look in the first line of the
22 second paragraph --

23 A Right. I -- I don't remember talking about that.

24 Q Okay.

25 A But -- yeah.

1 Q So if the officer -- and I think on the bottom of
2 that it says Reporting Officer McCoy.

3 A Uh-huh.

4 Q Assuming that Officer McCoy wrote this -- if he or
5 she wrote -- "Bowers went on to talk about previous
6 alleged domestic violence" --

7 A Right.

8 Q -- "she suffered at the hands of Voros" --

9 A Uh-huh.

10 Q -- "when they were married," is it your testimony
11 that that is an inaccurate statement?

12 A I don't understand what you mean. No, I'm not --
13 that -- that I didn't talk about it?

14 Q Right. Did you -- to the best of your recollection,
15 did you tell USC PD that you had previously
16 suffered domestic violence at the hands of Mr.
17 Voros?

18 A I don't remember.

19 Q Okay.

20 A I really don't.

21 Q So you may have; you may not have?

22 A I may have said that, yes.

23 Q Okay.

24 A I mean, we talked for a long time and he asked a
25 lot of questions.

1 Q I understand. So my question to you now is,
2 assuming you did make that statement, was that an
3 accurate statement?

4 A It was accurate that -- yes, that while we were
5 married, but it was also accurate that -- when we
6 were no longer married.

7 Q Okay.

8 A Okay.

9 Q Mr. Voros was physically violent with you?

10 A Yes.

11 Q Okay. And we have talked a little bit before about,
12 you know, how one defines physical violence.

13 A Right.

14 Q And so you had said including, you know, getting up
15 in someone's face, kind of shaking your fist --

16 A Raising your fist --

17 Q -- doing things like --

18 A -- or threatening them, saying intimidating or
19 threatening things, like, you know -- yeah.

20 Q Okay. Did Mr. Voros ever actually hit you? And I'm
21 not -- don't mean to belittle your situation or
22 anything --

23 A No, I just --

24 Q -- if the answer to that question is no, I'm not
25 trying to minimize --

1 A I'm not trying to argue with you, but I'm having a
2 hard time understanding what this has to do with my
3 last statement here, "I have witnessed Voros
4 threaten to call police or attorneys or besmirch
5 others' reputations on several individuals when
6 [he's] been upset."

7 Q Would you like to know? It's curious to me that
8 that statement does not mention domestic violence
9 when Mr. Voros being physically violent is
10 mentioned in -- on other documents.

11 A Well, if that's your question, at one point, I said
12 that he had often become explosive with me in
13 running the business: --

14 Q Yes.

15 A -- the part about how I was the partner and not the
16 partner. So it was in there, and for some reason --
17 I don't know; maybe the lawyers were trying to be
18 sensitive or something, I don't know -- it's not in
19 there now.

20 Q Okay.

21 A So, yeah.

22 Q So --

23 A So I would say that both are true. But what I'm
24 asking you is, why are we focusing on my marriage
25 instead of focusing on this?

1 Q Admitted, what's going on in your marriage, and the
2 University is not aware of it, is to a large extent
3 irrelevant. Would you agree with me?

4 A It depends what -- it depends what you mean.

5 Q Okay. So Ms. Dunavant has claimed --

6 A Like what is going on in my marriage, like the fact
7 that Dave was violent in our marriage is irrelevant
8 -- is relevant or not relevant to Allison Dunavant.

9 Is that what we're discussing? I'm just confused.

10 Q Yeah. So Ms. Dunavant, part of her claims, and
11 she's alleged several causes of action, one or more
12 of which claims that Mr. Voros required excessive
13 supervision. And what that means is that the
14 University was on notice that they needed to keep a
15 close eye on Mr. Voros for some reason --

16 A Uh-huh.

17 Q -- and failed to do so, and Ms. Dunavant claims
18 that that failure caused her some damage. And so
19 what I'm trying to pin down is what did the
20 University know about Mr. Voros and when did they
21 know it?

22 A Oh, you're ask -- so that would be 2015, then.

23 Because Allison Dunavant was in early 2016. Right?

24 Q Right. 2016 is when --

25 A I'm getting really confused.

1 Q Right. 2016 in Italy is when the first alleged
2 incident occurs, or the incident with Mr. Voros
3 occurs. So what my question is, again, because Ms.
4 Dunavant is saying that at that time the University
5 was on notice --

6 A In 2016.

7 Q She doesn't give a date.

8 A Okay.

9 Q So it's kind of saying at all times. So I'm trying
10 to pin down a date. So that's why I had asked you
11 if you had ever told anyone at USC -- which again,
12 normally if you're at work, you're not going to
13 involve your marriage, but your spouse and ex-
14 spouse was also a co-worker in the same department
15 as you.

16 A Uh-huh.

17 Q So sometimes those things bleed over so if there's
18 --

19 A Well --

20 Q -- someone that's physically violent with you, it's
21 not only a marital issue, it's a workplace issue.

22 A Uh-huh. Yeah, and I -- like I said, I -- the first
23 time I remember reporting was with Kim Gore --

24 Q Okay.

25 A -- in the spring of 2017, but I don't -- so that's

1 why I asked you about the date.

2 Q Okay.

3 A I -- I don't know when Allison Dunavant is saying
4 that or not saying that, so did I ever tell anyone?

5 Not in any official capacity. I was not in the
6 habit of --

7 Q Okay.

8 A I just didn't have that sort of relationship with
9 my supervisors where I would go to them.

10 Q Okay.

11 A I may have -- well, you know, I may have said
12 something to Cynthia Kolbert years ago who was the
13 chair.

14 Q Okay.

15 A I don't recall. I mean it's possible.

16 Q And again, if you'd talked about this, and -- and
17 not to belittle your situation to any degree, where
18 we had talked about, again, someone getting in your
19 face, raising their fists, poking you with a finger
20 aggressively, other than that, I mean did you
21 experience any more serious domestic violence? And
22 I mean, punching, kicking, slapping, choking?

23 A I'm not going to answer that. I don't see what it
24 has to do with Allison Dunavant. Do I have to
25 answer that?

1 MR. SYRETT: I think you do have to answer that
2 question.

3 A Okay.

4 Q Ma'am, I'm not here to air -- I have no interest in
5 copying this transcript and distributing copies or
6 telling anybody what we talked about here today,
7 but to the extent that Mr. Voros is a USC employee
8 and others have alleged that he's physically
9 violent and we were aware of it --

10 A So, yes.

11 Q Okay.

12 A Yes, and I know that -- and as far as being aware
13 of it, I know there was some violence that occurred
14 -- I heard about violence that occurred in Italy
15 during the ICA --

16 Q Okay.

17 A -- and during the USC program, and I also witnessed
18 violence that Dave perpetrated against another
19 person, while we were running ICA -- a different
20 group was there, not USC -- in front of students or
21 residents or just clients.

22 Q Okay.

23 A Uh-huh.

24 Q And so I think we've already explored what you had
25 told Kim Gore about Professor Voros preventing you

1 from leaving your office --

2 A Right.

3 Q -- and that was about 2017.

4 Any -- but you --

5 A Try --

6 Q -- you kept your -- your marriage and your
7 workplace separate. Is -- is that a fair statement?

8 As best you could?

9 So they said that there were issues in your
10 marriage. You didn't go to work and tell people at
11 work what was going on?

12 A No, if -- if they were issues that -- I would not
13 be -- no, I didn't.

14 Q Okay. And you -- you didn't alert management?
15 Again, there's one thing to talk to a co-worker
16 about what's going on in your life, but it's a
17 whole other situation if you report to your
18 supervisor, your husband's supervisor, "Hey, he's
19 physically violent."

20 A No, I didn't do that.

21 Q Okay.

22 A But I -- well. But I had heard that there were
23 incidents that -- at work that people -- he seemed
24 to have a reputation at school and not because of
25 me --

1 Q Yes.

2 A -- but because of others of having a violent
3 temper.

4 Q Yes, okay. And that's what I'm trying to -- to pin
5 down.

6 A And in fact, the first time I met with Laura
7 Kissel, she said to me, "Well, everyone knows how
8 Dave gets at meetings, so nothing you would tell me
9 would surprise me."

10 Q Okay.

11 A But I did not like to tell people my personal
12 stuff.

13 Q I understand. So you -- you heard about violence in
14 Italy. What -- what did you hear?

15 A I saw it as well.

16 Q Okay. So two different incidents?

17 A Yes.

18 Q Okay. So --

19 A Three.

20 Q Okay, three. Okay. So, how many did you actually
21 witness?

22 A Two.

23 Q Okay. So the first one you witnessed, what
24 happened?

25 A Well, there was a -- there was a festival going on

1 and we had some students there, I believe they were
2 students from the Art Institute of Chicago, if I'm
3 not mistaken. Anyway, there was a -- there was this
4 -- my house was between two festivals, so there is
5 this festival going on over here and a festival
6 going on over here, and it would be like loud, loud
7 Italian music until four in the morning every
8 night. So it was driving me crazy.

9 So I was sitting at a park bench with some
10 other people from the village, and Dave came up and
11 started saying things to me -- in front of clients,
12 which was, you know -- saying things to me like,
13 "You're a slut," "what are you doing?" and just
14 like really abusive stuff. I can't even remember.
15 "You're a slut," "you're doing this," "you're doing
16 that," et cetera, "don't forget you're still
17 married." Appeared to be drunk.

18 And a guy, same guy, Luigi, was sitting there,
19 as well as a couple other guys, and he stood up and
20 said, "Let's go take this over here," he was trying
21 to be all, you know, Italian gallant, like "don't
22 subject women to this."

23 And they started and I saw Dave push him and
24 knock a little girl down by accident.

25 Q Okay. So Mr. Voros pushed Luigi?

1 A Yes, either Luigi or his friend. It was -- you
2 know, it was dark and it was like, there was loud
3 music and you know, but I believe he pushed Luigi
4 or he pushed his friend, and a little -- and a
5 little kid -- a little kid got knocked into and
6 fell down and started crying.

7 Q Okay. So you said in that exchange, Mr. Voros said
8 to you that you were still married. So I'm guessing
9 this took place in summer of 2017?

10 A Uh-huh.

11 Q Is that a yes?

12 A Yes.

13 Q Okay. After the push, was there any other physical
14 altercations with that? I mean -- I mean that
15 specific incident. We'll talk about the other ones
16 in just a minute.

17 A I -- I don't -- I think Luigi just stood there from
18 what I could see and another guy tried to, like,
19 intervene, you know, it became like this thing.

20 Q Okay. So other than the -- that push, was there any
21 other physical --

22 A I couldn't see.

23 Q Okay.

24 A There was -- it was --

25 Q So you don't know. Did somebody push Mr. Voros

1 first?

2 A I don't think so.

3 Q Okay. Okay. But you're not entirely sure?

4 A And he certainly didn't -- wasn't invited to come
5 over to the table and start, you know --

6 Q Okay.

7 A -- saying obscenities to me in front of customers.

8 So.

9 Q Okay. So the second incident, what happened?

10 A The second incident -- actually, this was not the
11 second incident -- this happened years before. A
12 faculty member -- another faculty member from
13 Chicago -- I wouldn't say it was exactly like a
14 fight, but he was getting like real close to his
15 face.

16 Q Don't worry about them.

17 A Getting really close to his face, and like, you
18 know, yelling and screaming and then followed him
19 to his car. And you know, he's a big guy, but he
20 was still kind of scared because he had had
21 quadruple bypass surgery. And I saw that happened,
22 I think 2014 or '15, and then I saw it happen again
23 in 2017. And that -- well.

24 Q Okay. What was that you said? It happened again in
25 2017, was that with the same --

1 A Same guy.

2 Q Okay.

3 A Who then asked me to -- who had asked me before,
4 prior to that summer, if I would be the person in
5 charge of his group and not have Dave have anything
6 to do with his group because he wanted to keep his
7 group happy. And he had complained to me about Dave
8 yelling at his students and things like that, and
9 that he wanted to keep things -- and you know he
10 wrote me a letter saying, "You're so calm and nice;
11 let's have you handle all this for my group,
12 please."

13 Q Okay. But in either incident, Mr. Voros got in this
14 individual's face, followed him to his car. Was
15 there any actual physical confrontation? Any
16 exchange of blows or anybody getting pushed,
17 anything like that?

18 A I don't know. I didn't see the whole thing.

19 Q Okay. Not that you saw?

20 A Not that I saw.

21 Q Okay. You said that -- so there's three incidents
22 now. What's the third one that you -- this is the
23 one that you heard about but didn't witness
24 yourself; is that right?

25 A Right.

1 Q Okay. What did you hear?

2 A I heard that -- from the person that it happened
3 to, I heard this, that David came up behind this
4 guy and put his hands around his neck as if to
5 choke him, and said something. They don't speak the
6 same language; I don't think what was said was
7 important. Yeah.

8 Q Okay. Who was this individual that you talked to?

9 A Luigi.

10 Q Okay. Do you know when this happened?

11 A Before I got there, summer of 2016.

12 Q Okay.

13 A Or maybe when I was there and just not present but
14 sometime during that summer. I believe Cody Unkart
15 was there.

16 Q Okay.

17 A And I also saw him that same summer flip over a
18 table in the festival. And then I got upset and
19 went back to the house and called his sister,
20 because I was upset, and he pushed my daughter out
21 of the way and grabbed the computer out of my hands
22 and wouldn't let me talk to her -- because the only
23 way I could talk to her was Skype.

24 Q Okay.

25 A So.

1 Q So why did Mr. Voros flip over a table?

2 A Well, we were sitting there discussing, once again,
3 whether I -- I thought that it was a very bad idea
4 for Alexandra Stasko to be any sort of manager or
5 regular employee of the company, and she was always
6 kind of -- just didn't seem reliable to me, and she
7 was talking with a bunch of guys, and I -- I -- I
8 don't know why he did it, but it -- I said, "she's
9 not going to be a loyal person," and he got real
10 mad and flipped over the table.

11 Q Okay. Was this in your home in Italy?

12 A It was -- it was outside of the house. Like here's
13 my house and here's this yard where the festival
14 occurs.

15 Q Okay.

16 A Uh-huh. So it was in a public place.

17 Q Okay. And that was summer of 2016, you said?

18 A Uh-huh.

19 Q Okay. Did you tell anyone at USC about any of these
20 events we just talked about?

21 A About the flipping over the table?

22 Q Flipping over the table, the --

23 A I didn't tell USC because USC's -- if USC's group
24 would have been there then, I would have said
25 something.

1 Q Okay.

2 A It was the Art Institute of Chicago's group.

3 Q Okay.

4 A And I did talk to faculty about that there.

5 Q Okay.

6 A Uh-huh.

7 Q But any of the incidents with Luigi or his friends

8 or this faculty --

9 A I didn't witness those; I only heard about the --

10 oh, the one when Luigi --

11 Q The one that --

12 A That was also when the Art Institute of Chicago was

13 there.

14 Q Okay. So -- but any of the ones we've talked about

15 with that or getting in the face of this -- you

16 said it was a faculty member with a school in

17 Chicago he got -- Mr. Voros got in his face; is

18 that right?

19 A Yes.

20 Q Okay. But you never told anyone at USC about any of

21 these?

22 A It wasn't their -- their institution wasn't there,

23 no.

24 Q Okay. And that's fine, and I'm not questioning your

25 motivations.

1 A Right. I just --

2 Q I'm just asking factually what did or did not
3 happen.

4 A No, it --

5 Q I'm not implying that you did anything improper;
6 I'm just trying to find out what did or didn't
7 happen.

8 A Uh-huh.

9 Q Okay. And you had -- you had mentioned Mr. Voros
10 being violent towards animals in a strange manner.

11 Is that anything you would have reported to USC?

12 A I don't remember. I don't think so.

13 Q Okay.

14 A Honestly, I mean, I didn't know there was a way to
15 report those things. And -- you know what I mean?
16 Like I didn't know that there was -- if there was a
17 mechanism for it or not. I don't think there is
18 one.

19 I went to a sexual harassment workshop that
20 the department sent me to, and they were discussing
21 the difference between -- which I had never heard
22 of -- a BIT report and an EOP report, and they said
23 that only students can make BIT reports, not
24 faculty.

25 Q Okay. And what did you -- you said it was sexual

1 harassment. Was that some kind of seminar?
2 A It was a seminar; a group of women from various --
3 and men too -- from various institutions,
4 University of Wisconsin, University of California,
5 came and did a presentation on how to deal with
6 harassment in the workplace, and especially, how to
7 deal with harassment on field trips. And for some
8 reason, my chair thought I should go to that, so I
9 went and found it very interesting.

10 Q Do you know when you went on to see that?

11 A When did she send me to that? It must've been
12 spring 2018.

13 Q Okay. Was it Laura Kissel that sent you?

14 A Uh-huh.

15 Q Okay. And I've seen some emails between you and
16 Laura Kissel about Mr. Voros, and I want to say,
17 eventually, it seemed you filed a complaint, but at
18 first you were just seeking the University's help
19 in dealing with Mr. Voros; is that a -- a fair
20 assessment?

21 A I didn't know what the process was. I was just --
22 what do I do? I'm having these problems. Help.

23 Q Okay. And I've seen some emails back and forth, and
24 I've seen numerous copies of the same email.

25 A Right.

1 Q So sometimes just talking to the person --
2 A Well, I think --
3 Q -- and putting it in context. So I understand at
4 some point, you did file an EOP complaint; is that
5 correct?
6 A Yes, I did finally file an EOP complaint.
7 Q Okay. Do you remember when you filed that?
8 A It was 2019 sometime, March? I don't remember what
9 month.
10 Q I'm sorry, did you say 2018 or 2019?
11 A '19.
12 Q Okay. Was there any action on that complaint? Has
13 that been brought to a resolution? Or it might be a
14 better way to ask this: what happened with that
15 complaint?
16 A I was once again redirected. I was redirected to --
17 well, Laura Kissel made a complaint and I made a
18 complaint about the similar incident. And I was --
19 Laura Kissel was told to send me to the USC police,
20 which was when I talked to Officer Velders, Jessica
21 Velders I believe is her name. And then I was
22 referred again, for the second time -- I had been
23 referred before to the faculty civility advocate,
24 Susan something, and that was late spring by the
25 time I -- almost the end of the semester I talked

1 to her.

2 Q Okay. I saw an email where someone from the EOP
3 office asked if it was okay to refer it to the
4 faculty civility -- if --

5 A Yes, and I said I --

6 Q Faculty civility office.

7 A I said I preferred -- yes.

8 Q Okay. So it got referred to faculty civility
9 office. What's -- what's the status of that
10 complaint as we sit here today?

11 A Still open.

12 Q Okay.

13 A I -- like I said, it was very close to summer and I
14 really wanted to deal with other issues this
15 summer, so I was planning on going back sometime
16 this fall, but then all this kind of stuff started
17 happening. I really honestly haven't had time to go
18 --

19 Q Okay. And I understand you have other things going
20 on.

21 A Well, she also wants -- you know, she wanted me to
22 get her all of the documents going back as far as I
23 could about any acts of what she considered
24 incivility, so yeah. That's what -- where it's at.

25 Q So that's still open.

1 A That's still open.

2 Q Okay.

3 A As far as I know.

4 Q Okay. Good point. And I believe you've recently
5 filed a complaint with the Equal Employment
6 Opportunity Commission; is that right?

7 A Yes.

8 Q Okay. Do you remember when that was filed?

9 A I sent it in a few days ago.

10 Q Okay. So, of course that's still ongoing?

11 A That's -- yes.

12 Q Okay.

13 A I mean that's...

14 I forgot about one. Kicked a chair across the
15 hospital room.

16 Q When was that?

17 A Summer of 2017.

18 Q If that's summer of 2017, would that -- was that in
19 Italy?

20 A Uh-huh.

21 Q That a yes?

22 A Yes.

23 Q Okay. Why were y'all in a hospital in Italy?

24 A My son was in the hospital.

25 Q Okay. Nothing relevant here?

1 A No.

2 Q Okay.

3 A Oh, I also forgot about this in 2015, I did not
4 witness it, but there was a violent act, and -- and
5 I believe it's in the email. And I only know about
6 it what Dave told me, was that Ketty's husband,
7 Tilly, presumably, like -- they got into a fight.
8 And he threatened him -- or they threatened each
9 other or something. And then he threatened to file
10 a denuncia on him, and since then -- and denuncia
11 is a big deal in Italy. He's threatened to file a
12 denuncia on me. Anyway, I can go on and on about
13 this.

14 Q Sure. Real quick, what is a denuncia?

15 A It's like -- it's like an arrest but it's taken
16 very, very seriously. And this particular person is
17 Albanian and could have been deported.

18 Q Okay. So it would have been a real serious
19 complaint about someone?

20 A Yes.

21 Q Okay. Criminal complaint?

22 A A criminal complaint, yes.

23 Q Okay.

24 A And he also -- my daughter told me when -- I don't
25 know, am I talking too much?

1 MR. SYRETT: I think we have -- where we are.

2 A Okay.

3 Q Okay. And again, my concerns are more centered.

4 Again, I represent USC and Harris Pastides. So my
5 concerns are with my client. So it's more a
6 question of what USC is aware of.

7 A Right.

8 Q And so I asked what had gone on --

9 A Right.

10 Q -- just to get an idea of kind of what's out there
11 and then discern what does USC been made aware of,
12 what have they not been made aware of. And that's
13 the reasoning for my questions.

14 A So, yeah, so when I -- I guess when I talked to
15 Officer Velders, I'm not sure exactly what I told
16 her, but --

17 Q Okay.

18 A -- she would've been aware of at least some of
19 this.

20 Q Okay. I'm just going through my notes to make sure
21 I've covered everything.

22 A Okay. Done.

23 Oh, and the revving of the engine, which is in
24 the police report. I did report that. I reported
25 that -- Jaime reported that and I reported. That

1 happened numerous times.

2 Q Okay.

3 A Uh-huh.

4 Q So in October 2017, you met with Peter Chametzky,
5 and that's where you told him you didn't want an
6 EOP complaint to be filed, but outside of that, was
7 there any action taken by Peter or anyone else at
8 USC?

9 A No, and actually, just to be -- be clear, I didn't
10 say I didn't want an EOP report. I said that I did
11 not want to be the one to make it because I feared
12 for my safety. So at that point, I was telling him
13 that, yes --

14 Q Okay.

15 A -- full circle. At that point, I would've been
16 telling him or alluding to the fact that I was in
17 fear for my physical safety, both at home and at
18 work --

19 Q Okay.

20 A -- without going into details.

21 Q Okay. Do you remember if you -- you said, "alluded
22 to." Do you remember if you told Peter Chametzky
23 that you were afraid for your physical safety in
24 October of 2017?

25 A Yes.

1 Q Okay. But after that meeting, was there any sort of
2 plan of action? I mean, was anybody going to talk
3 to Professor Voros with --

4 A No. No, no, no, no.

5 Q Okay. Was anything done? Was there any sort of
6 understanding?

7 A No.

8 Q Okay.

9 A And I just got a letter saying that -- well, you
10 have the email that we could work it out between
11 ourselves.

12 Q Okay.

13 A I keep thinking of things, since you're on this
14 topic. Yes, I believe I did tell Jessica Velders or
15 Peter -- I don't remember who -- that there had
16 been police reports with the county over this.

17 Q Yes. I know you had told them. Did you ever get
18 copies of these police reports and give them to
19 anyone at USC?

20 A They didn't ask me for them.

21 Q Okay.

22 A They told me they did not want to see them.

23 Q Okay.

24 A My impression was they were not concerned.

25 Q I'm going to mark this as -- we're at, what, 78? --

1 MR. GEESNER: I made a few copies.

2 (Exhibit Number 78 marked for identification)

3 Q I'll go ahead and show you what's been marked as
4 Exhibit 78. Okay.

5 MR. GEESNER: Can I borrow your copy real quick?

6 MS. MOOSE: Yeah, go right --

7 MR. GEESNER: I didn't make enough.

8 Q Ms. Bowers, have you ever seen this document
9 before?

10 A No. It might've been in the Freedom of Information
11 Act thing.

12 Q Okay. What Freedom of Information Act thing?

13 A There was a Freedom of Information Act request that
14 happened -- was it 2018? -- I'm getting really
15 confused now. I think it was 2018. Yeah, it was
16 spring of 2018.

17 Q Okay.

18 A And David, myself, Jaime, and I don't know who
19 else, Peter Chametzky I think, were all -- I put it
20 in the documents request in paper. I didn't? I'm
21 sure I did.

22 Q I think all I have from you, again the -- the
23 nearly 3,000 pages, all I have is emails and your
24 records custodian affidavit.

25 A Well there --

1 MS. MOOSE: There was also a written response.

2 MR. GEESNER: Yes, and --

3 A No, but there were some --

4 Q Yeah, the -- the responses to your interrogatories,
5 yeah. If that answered your question.

6 MS. MOOSE: That -- they were hard copies --

7 A Anyway, there was a Freedom of Information Act
8 request --

9 MS. MOOSE: But they were Bates stamped.

10 MR. GEESNER: Okay.

11 Q Sorry, go ahead.

12 A There was a Freedom of Information Act request made
13 by somebody.

14 Q Uh-huh.

15 A I was told by Laura Kissel that it was for the
16 lawsuit. When I thought, "The lawsuit, what
17 lawsuit? This lawsuit?"

18 Anyway, and then I was also told that it was
19 for the press and that they were gathering -- I had
20 to rewrite a couple emails that I wrote to Laura so
21 they could read them. Not rewrite them, but like
22 the formatting was all crazy that I had forwarded
23 to Laura from --

24 Q Okay.

25 A -- Dave. And she wanted me to clean them up and

1 send them forward for this freedom of -- I guess
2 that was for the Freedom of Information Act report
3 and there was -- that came out, and it was lots and
4 lots of pages and I believe I saw that --

5 Q Okay.

6 A -- this there.

7 Q So that -- that might be why I have it.

8 But at the bottom of this page, it says Bowers
9 002741. Do you see that?

10 A Uh-huh.

11 Q Is that a yes?

12 A Yes, I see --

13 Q Okay.

14 A -- Bowers zero two --

15 Q What that is -- I'll explain. It's called a Bates
16 stamp. In litigation when we have documents that we
17 exchange, especially in federal court -- we didn't
18 always do it in state court, but I always do -- we
19 label everything with the subject and a number.

20 A Uh-huh.

21 Q So all those documents you have given Ms. Moose --

22 A Uh-huh.

23 Q -- she labeled, and it starts Bowers 1 and goes up
24 to --

25 A Okay.

1 Q -- 2,914. So --
2 A Oh, okay. So --
3 Q -- that's why that number is there.
4 A -- that's where this came from? Then --
5 Q Yes.
6 A -- it didn't come -- that came from the Freedom of
7 Information Act.
8 Q Okay.
9 A Documents that I had. Uh-huh.
10 Q Okay. I got -- I got a pile of documents --
11 A Otherwise I wouldn't have somebody else's --
12 Q Right.
13 A -- emails, right.
14 Q Okay. That's why I wasn't sure if you were maybe
15 blind copied on this or something.
16 A No.
17 Q Okay.
18 A I believe the first time I saw it was the Freedom
19 of Information Act.
20 Q Okay.
21 A Uh-huh.
22 Q Then I'll direct you to the email on the bottom --
23 A Uh-huh.
24 Q -- it looks like it's from Laura Kissel to David
25 Voros.

1 A Uh-huh.

2 Q Did I -- is that what it looks like to you?

3 A Yeah, it's "Hi, David."

4 Q Okay.

5 A Uh-huh.

6 Q And the date on that is April 6, 2018; is that

7 correct?

8 A Uh-huh.

9 Q Is that a yes?

10 A Yes.

11 Q Okay. So looking at -- at this email, the second

12 sentence says, "I am just writing to reiterate what

13 I understand was worked out last fall with Rebecca

14 and Peter's assistance."

15 A No one told me about that.

16 Q Okay. And it goes on to say, "that when Pam's

17 classes are scheduled in the painting studio(s)

18 that you should not be in her -- in her classroom.

19 Similarly, when yours are scheduled, she should not

20 be in your classrooms." It goes on to state when

21 your classes are scheduled.

22 A Uh-huh. Right. Well --

23 Q And it says even if she's not in the classroom,

24 basically it said, refrain from using her room?

25 A Well, okay.

1 Q Okay. But you had no knowledge of that?

2 A No knowledge of what?

3 Q Of what Laura Kissel is talking about in this
4 email.

5 A Rebecca and Peter's assistance? They never told me
6 anything about that. In fact, I had a hard time
7 working out my schedule to be as opposite of Dave's
8 as possible and was asked to do that -- I did that
9 myself.

10 Q Okay.

11 A So I don't even know what she's referring to there;
12 and number two, I thought that was always a rule.
13 I'd said to all of the faculty at the School of
14 Visual Art and Design numerous times that I wanted
15 to be treated as any other faculty member. This was
16 not a special case. We don't just go in each
17 other's classrooms and start set up working, and
18 you know.

19 Q Okay. And that was actually my next question.

20 A Uh-huh.

21 Q Again, I went to law school, not art school. So if
22 you're in the middle of a class -- law school is
23 only lecture --

24 A Uh-huh.

25 Q -- so if another faculty member were to come in

1 during a -- a class and try and talk to the
2 professor teaching the class, that's going to
3 disrupt everything, right?

4 A Exactly.

5 Q Right. So the -- your classes where you're teaching
6 painting, I didn't know if -- what your involvement
7 is. I don't -- I don't know if you teach a lecture
8 style class.

9 A Sometimes I'm lecturing and sometimes I'm -- you
10 know, we do slide talks and -- and then sometimes
11 I'm demonstrating, and sometimes students are just
12 working and I'm standing there. But I believe this
13 particular email refers to a day when -- and this
14 is the second or third time that it happened --
15 when Dave simply set up his class in my classroom
16 when I was scheduled to come in, and I asked him to
17 leave and he didn't --

18 Q Okay.

19 A -- for quite a while.

20 Q Okay.

21 A But there were also other instant -- yeah.

22 Q Okay. And you had said about other faculty and I
23 didn't know if that was --

24 A Other faculty?

25 Q Well, you had said when -- just now talking to me,

1 you had said you -- you thought that that was a
2 standard rule.

3 A It's a standard.

4 Q Okay.

5 A It's just a standard. In fact -- yeah.

6 Q As -- as you sit here today, can you remember
7 people other than David Voros, other faculty
8 members, coming into your classroom while you have
9 a class going on? Anything like that?

10 A Usually what people do is they'll come up and sort
11 of, you know, knock on the door, kind of see if
12 they can get your attention. I mean Laura Kissel
13 came in my class on one of the days when the
14 student activism was going on, for some reason, and
15 she kind of like, you know, let me know she was
16 there, and then you kind of motion to the person.
17 It's not like someone just comes in and starts
18 talking to you --

19 Q Okay.

20 A -- regardless of what you're doing.

21 Q Right. Okay. In the email, it says -- talking about
22 Rebecca and Peter -- assistance. I'm assuming
23 that's Peter Chametzky, but do you know who the
24 Rebecca is?

25 A Rebecca Boyd is the student services coordinator.

1 Q Okay. All right.

2 A I just don't -- I mean -- yeah.

3 Q Okay. I think that's all I have so, I'll turn it
4 over to Ms. Moose. If you want to take a two-minute
5 break or --

6 MS. MOOSE: I'm ready to go, but I'm glad to take
7 a break if everybody would like to take a break.

8 A Sure.

9 MS. MOOSE: Get something to eat.

10 MR. GEESNER: It's three o'clock. Let's take
11 five.

12 (Off the record from 3:07 p.m. until 3:22 p.m.)

13 EXAMINATION

14 BY MS. MOOSE:

15 Q Ms. Bowers, my name's Julie Moose, and I represent
16 the International Center for the Arts, LLC., and
17 I'll just refer to that as ICA, if you don't mind.

18 A ICA, okay.

19 Q And it's my understanding that you were a 50
20 percent member of ICA; is that correct?

21 A Yes, until the divorce.

22 Q Okay. So from basically 2014 until sometime in
23 2017, you and David Voros were equal owners of the
24 business; is that correct?

25 A Yes.

1 Q And you were both co-directors and co-managers of
2 the business; is that correct?

3 A On paper, yes. Yes.

4 Q And did you refer to it as "our business"?

5 A Yes.

6 Q And what was your role with ICA?

7 A It would depend which year we're talking about,
8 because it was -- it started in 2014 and it was
9 mostly a time of setting a lot of things up, which
10 we both worked on.

11 Q Okay.

12 A Then in 2015, it became more -- it seemed that --
13 to me, I was frustrated that David was taking over
14 more and more of the speaking with clients, namely
15 people at the Art Institute, people at USC, et
16 cetera, and not really phoning me in if he was
17 talking to somebody in Chicago or -- or inviting me
18 to meetings if he was having meetings at USC, and
19 instead just kind of copying me on correspondence,
20 mostly for the sake of me correcting any
21 grammatical errors. Basically, I felt more and more
22 as being treated like a secretary, which was not
23 what I had -- it was frustrating to me.

24 And then I also taught at the center, dealt
25 with students, you know, if problems came up and

1 stuff like that and tried to help faculty on the
2 ground with curricular issues they might be having.
3 And we did discuss, you know, field trips
4 relatively equally, like where should we go.

5 Q Okay.

6 A Uh-huh.

7 Q So what else did you do in 2015 for ICA?

8 A That's hard to remember. Honestly, I mean, I don't
9 remember.

10 Q Did you handle the accounting and the banking for
11 the company?

12 A Yes. To some extent, yes. I -- I can't really
13 remember, so I'm just going to say I can't
14 remember. I know we opened a new account at a
15 certain point and I handled all that.

16 Q And did you handle the contracts and the invoicing?

17 A Not the contracts, I didn't. As far as the -- the
18 formation of the contracts?

19 Q The contracts for the individual schools that might
20 be sending students, like the USC in Italy
21 contract?

22 A Dave handled the negotiations for those. I handled
23 some of the clerical stuff like sending them off to
24 be signed, and I handled invoicing, yes.

25 Q All right. And I'm still talking about 2015.

1 A And worked our website. Uh-huh.

2 Q What's that?

3 A Working on the website.

4 Q You worked on the website?

5 A Promotional materials, making videos, stuff like

6 that.

7 Q Okay. And the participants' guide, did you work on

8 that?

9 A I think David mostly worked on that. I worked on --

10 I worked on some of it. I mean, Dave wrote -- I

11 think Dave got most of it from the previous guy's

12 participant guide -- from Marc Servin's participant

13 guide -- and added stuff to it, and then I went in

14 after and added some other things. Like I remember

15 adding pictures of what the plugs looked like, how

16 you plug in your phone, stuff like that.

17 Q Okay. And anything else, your duties for 2015, for

18 ICA?

19 A Like I said, I don't remember that much. At that

20 time, I don't think we had clearly delineated --

21 that -- that pretty much covers what I remember

22 doing, yes.

23 Q But how did that change in 2016? Was it the same?

24 A 2016 it changed because we no longer were working

25 with Ketty -- Ketty's company. And I went over to

1 Italy in December and set up; found a
2 commercialista, I found a business manager, I tried
3 to find a cook; I was really busy during that time
4 period -- I think we discussed this before --
5 getting a lot of things set up so that we could pay
6 people in Italy legally and so we could run the
7 whole thing ourselves. And then Dave went back into
8 -- later in March to finalize the setting up of the
9 SRL, which was supposed to be a wholly owned
10 subsidiary of the ICA. And he was supposed to have
11 had a document from me to put us both on as
12 managers, but I can't -- I found out later that he
13 only put himself on as manager. And later, often
14 said if I had a disagreement with him that, well,
15 too bad, he's in charge of the SRL.

16 Q All right. And so your trip to ICA to do the stuff
17 that we talked about earlier --

18 A Uh-huh.

19 Q -- finding a cook and all that, was in 2015 or
20 2016?

21 A That was the winter 2016, the winter. You know, I
22 don't remember if it was '15 or '16. It was around
23 Christmastime.

24 Q Okay.

25 A I guess it would've been '15, yeah.

1 Q All right.

2 A But it was for -- in preparation for the 2016
3 season, so.

4 Q Okay. But it was in 2015 that you were in Italy
5 doing the set-up?

6 A I think it was before Christmas; I'm sorry I don't
7 remember exactly.

8 Q Okay. And then I wanted to find out how that -- how
9 things changed in 2016. Were your duties the same?
10 Did you still handle the contracts? the billing?
11 the communicating with students?

12 A In 2016, I didn't handle contracts. I never handled
13 negotiations of contracts. That was -- and I never
14 handled talking directly to the clients or the
15 faculty that were teaching the schools as much as I
16 -- when I tried, Dave would've given me a lot of
17 trouble about it. And I feel like once we set up
18 the SRL and he made himself the sole manager of
19 that, his attitude became more, for lack of a
20 better word, bossy with me. That was my experience.

21 Q And what conversations did you have with him about
22 that?

23 A Could you give me a more specific?

24 Q Well, I -- I sense that you were not happy with
25 your role with ICA?

1 A Right.

2 Q And so I want to know what discussions you had with
3 him about that.

4 A It's hard to remember. Let me sit here and see if I
5 can remember.

6 I might have said, especially once we got --
7 once we got these things formed, you know, the new
8 companies, I had a conversation with him about, for
9 example, wanting to use a voucher system to hire
10 people to clean up the school. And he said, "No,
11 no, no, no, no, no, no. That's impossible; the
12 town will hate us;" you know, et cetera.

13 And then I remember having a conversation
14 about speaking with Norman Miller, who ran the Art
15 Institute of Chicago program, and then his faculty
16 because I sensed that there were tensions there and
17 I wanted Norm to be sure to understand. And Dave
18 was always telling me "no, no, no, no, no, I'm the
19 smart one who can do this."

20 Even when we made a business plan, Dave worked
21 on that by himself, and I kept trying to weigh in
22 on it and he would not listen to me. I thought that
23 it could -- I thought -- I thought that the whole
24 structure could be much simpler than it was. I mean
25 in terms of at that time.

1 Q Okay. Any other changes in your duties in 2016?

2 A 2016? Any other change in my duties? There wasn't a
3 change in my duties. It's just that I became
4 increasingly frustrated with my role of simply
5 being the secretary and was pushing more and more
6 for more of a voice in, for example, the contracts
7 and how we would handle the exchange rate, or you
8 know, what sorts of courses we would have, how
9 would we talk to the faculty at various
10 institutions, especially USC, because they had such
11 a broad spectrum of things.

12 And there would be meetings, for example, with
13 Magdalena, or -- or specially with Allen Miller
14 that I would never be invited to or phoned in on.
15 And I kept -- so I kept trying so I would -- I
16 reached out more to Magdalena to work with her, and
17 that seemed to be helping, at least in terms of the
18 formation of that program, because I always felt it
19 was very important to have the program delineated
20 and formed and made clear before it starts so you
21 have everything kind of planned.

22 Q And so there were no changes, *per se*, in your
23 duties in 2016. How about 2017?

24 A Well -- no changes -- there were changes. I -- I
25 just said, I -- I had a more active role.

1 Q Right, you said there were no per se changes in
2 duties, but there was increasing frustration about
3 your role, I believe.

4 A No, I said I took a more active role in dealing
5 with clients such as USC.

6 Q Okay.

7 A But I met more often with -- even though there were
8 these private things that Dave would do, I made
9 more of an assertive effort to reach out to
10 Magdalena and to work with her more, you know, in
11 terms of -- there were some things that I thought
12 needed to get worked out in terms of the -- the
13 scheduling of, you know, when do we collect study
14 abroad fees versus when do they actually get their
15 student aid packages versus, you know, like all
16 these different deadlines and trying to be a
17 coordinator there and to try to work with the
18 faculty more directly as far as what they wanted to
19 teach and how they wanted to teach it. So it was a
20 more active role, yes.

21 Q Okay. And so how about in 2017? How did things
22 change in 2017, if they did?

23 A In 2017, I wanted to have a very clear arrangement
24 going in, so it was decided that I would be the --
25 take a more active role for being -- sort of like

1 directing the program -- what the programs would
2 be. I went and met with Norm Miller in Chicago, and
3 this was actually prior to -- yeah. I started
4 meeting, I asked to be the one to go there.

5 I went and did a recruiting trip in Wisconsin
6 to try to get some students from there in February,
7 and -- yeah. And then under the terms of our
8 temporary order I, you know, tried to work it out
9 so that I could handle the programs and faculty.
10 Because faculty had reached out to me from
11 institutions and said we want to be the one that
12 you deal with.

13 Q But you were still an active participant in the
14 business in 2017?

15 A Yes, more -- yes. Yes, I took care of the -- I took
16 charge of the student assistants. I took charge of
17 directing the program, you know, as far as like
18 meeting with the institutional clients except for
19 MICA.

20 Q Okay. And is that all you recall with respect to
21 your role with ICA from 2014 to 2017? Have we
22 covered your duties and responsibilities?

23 A I think so. I may be leaving something out. I mean
24 it was a complex thing because part of it would
25 happen in America, planning and logistics and all

1 that, and then part of it would happen on the
2 ground in Italy. So it kind of depends on -- it's
3 kind of broad. If you could narrow it down a little
4 bit, I might be able to help you with your question
5 a little more.

6 Q Okay. Great. And we talked earlier about the fact
7 that we served a subpoena on you to get records you
8 have related to the issues in this case.

9 A Uh-huh.

10 Q And you produced documents to us in response to the
11 subpoena, no?

12 A Uh-huh.

13 Q And my question is, did you produce everything that
14 you have related --

15 A Yes.

16 Q -- that was responsive to the subpoena?

17 A Yes, I believe so.

18 Q And I asked --

19 A If there is something -- I mean --

20 Q Well, I did not get any emails and documents for
21 2014 and 2015. So I just wanted to make sure that
22 you did everything to try to locate that
23 information.

24 A I did, and I believe there was a couple from 2015
25 in there, because at that time, luckily -- that I

1 was able to find -- Dave was -- Dave was using the
2 University server for most of the business. So I
3 found what I could find there. The ICA emails I
4 don't have the login anymore. It's not -- it's not
5 my email.

6 Q Okay. So you no longer have access to those emails?

7 A Uh-uh.

8 MR. SYRETT: You need to answer yes or no.

9 A Oh, no. I said uh-uh. Sorry. No.

10 MS. MOOSE: And, Madam Court Reporter, if you're
11 not getting the yes or no --

12 A Sorry. I --

13 MS. MOOSE: -- bang on the table and check me.

14 I'll --

15 A I need this guy to keep reminding me. Sorry.

16 MS. MOOSE: -- try to remember. I'm just trying
17 to move it along as quickly as we can.

18 Q So the business itself had its own email address,
19 correct?

20 A It did, but I started the email's business address
21 sometime between '14 and '16, and I wanted to set
22 up -- yeah. So, I started it sometime in there and
23 it had its own email address.

24 Q So it was IC ARTS?

25 A ICArts.

1 Q ICArts at --
2 A @gmail.com
3 Q -- info@gmail.com?
4 A Oh yeah, sorry. Info, yeah.
5 Q Okay. And did you use that email address in your
6 business communications for ICA?
7 A Yes.
8 Q And did Professor Voros -- did he typically just
9 use his USC?
10 A No, once that got started and I sort of insisted on
11 using that, he would sort of go back and forth.
12 Q Okay. But you were the main one who used the ICArts
13 email?
14 A I don't know if I -- I don't remember. Because I
15 don't remember exactly when it was set up and I
16 don't remember exactly when the shift occurred. And
17 I know there was one in between there that was set
18 up by Ross, this guy in Italy who was doing our
19 webpage, that never worked right, and then I set up
20 this Gmail one and I honestly don't recall.
21 Q So you don't recall who the main user of the Gmail
22 account was?
23 A I don't -- at a certain point, we were both using
24 it all the time. I don't remember when the
25 transition occurred. I started using it first, I

1 think I -- I'm not going to guess. I used it for a
2 while and then Dave started using it also.

3 Q And did you have access to all of Professor Voros's
4 various email accounts, including his USC email
5 account?

6 A Did I have access to them?

7 Q Yes, ma'am.

8 A Sometimes he let me -- you know, showed me stuff
9 that was on them. I didn't have access to them, no.
10 I couldn't like log in and look at his emails to
11 Maryland Institute College of Art, or something
12 like that unless he copied me on it or -- or said,
13 "Hey, look at this."

14 Q So you didn't have his password to his USC email
15 address?

16 A Oh, yeah, we both had each other's passwords. Uh-
17 huh.

18 Q So you could have gone and logged in and looked at
19 his USC email, correct?

20 A I could have, yes. Correct.

21 Q And you had the password for the ICArts email
22 address, correct?

23 A Uh-huh.

24 Q You could go in that account anytime you wanted to
25 look at the emails?

1 A Yes, of course.

2 Q And how did you and Professor Voros typically
3 communicate about ICA's business?

4 A Dave would copy me on emails that he was sending to
5 people, sometimes at my USC account and sometimes
6 to my ICA account, and sometimes we would just talk
7 about it.

8 Q Is that the time you were married and living
9 together and y'all could just talk about things
10 when you were in the same country?

11 A Yes. And we tried to talk about things even -- yes.
12 Yeah, well, when we were not married, I was no
13 longer in the business, so.

14 Q I understand. I understand. And as part of your
15 divorce, did you sell your ownership -- your 50
16 percent ownership interest in ICA?

17 A Yes.

18 Q And you sold that and bought the house in Italy?

19 A Yeah.

20 Q It's yours personally?

21 A Yes, that was the settlement.

22 Q And what operating documents or legal documents do
23 you have with respect to ICA?

24 A I don't understand what you're asking me.

25 Q Well, ICA was set up in the United States as a

1 business.

2 A Uh-huh.

3 Q And your affidavit refers to by-laws but you said
4 previously you weren't sure there were ever any by-
5 laws.

6 A Yes.

7 Q Do you know what operating documents you had for
8 the business?

9 A Do I remember which ones we had?

10 Q Yes, ma'am.

11 A I don't.

12 Q Do you remember if you had an operating agreement?

13 A There was an operating agreement. I -- I -- I don't
14 remember.

15 Q Did you ever go back and look at the operating
16 agreement that you had the lawyer prepare for ICA's
17 business?

18 A I must have at some point. But that's been many
19 years, so I don't remember.

20 Q And both you and Mr. Voros were designated as the
21 managers of the business, ICA; is that correct?

22 A That's correct.

23 Q And you both owned it 50-50, correct?

24 A Uh-huh.

25 MS. ALBRECHT: Is that a yes?

1 MR. SYRETT: Yes?

2 A Yes. Yes, sorry.

3 Q And ICA hired attorneys and advisors to advise you
4 and --

5 A At one time there was one --

6 Q -- Professor Voros about setting up both the
7 American company and the Italian company; is that
8 correct?

9 A You're asking me if David hired them? Or if --

10 Q If ICA hired attorneys and advisors to advise you
11 and him on setting up the business?

12 A Yes.

13 Q And did you communicate with those advisors as well
14 and weigh in on how and what should be set up?

15 A Not very often, no. Not until the summer -- the
16 winter that I went and talked to the commercialista
17 in Italy about the SRL. Because I was the only one
18 there. Ordinarily --

19 Q But did you and Professor Voros both make the
20 decisions about how the companies would be set up
21 and structured?

22 A Could you be more specific? You mean as far as the
23 structure of the company?

24 Q Yes.

25 A Yeah, we discussed -- yeah. We just discussed

1 setting up an LLC, yes.

2 Q Okay. And the companies were jointly established by
3 both of you, correct?

4 A The companies?

5 Q Yes, ma'am.

6 A You mean --

7 Q The ICA and the SRL.

8 A No, as I told you, they worked -- the SRL -- the
9 ICA owned the SRL.

10 Q Correct.

11 A And Dave went to Italy to set up the SRL on his own
12 and was supposed to list us both as managers --
13 instead only listed himself, and I didn't find that
14 out for a long time until later, when I was getting
15 the documents to -- you know, to my attorney and
16 stuff to get a divorce.

17 Q But you were the -- one of the owners of the SRL,
18 correct?

19 A I don't think so. I don't know. No, that -- the ICA
20 was the owner of the SRL.

21 Q Right. That's right. So as an owner of ICA, you
22 owned part -- a part interest in the wholly owned
23 subsidiary, correct?

24 A Yes.

25 Q What was the -- the role of the SRL, the Italian

1 company?

2 A As I understood it, the role of the Italian company
3 was primarily having to do with anything that we
4 couldn't do as Americans. For example, paychecks to
5 employees, the lease. I -- I actually can't even
6 remember if the lease -- the lease might've
7 actually been in just ICA's name. That was
8 basically its function, to provide, you know, the
9 on-the-ground services. The students had to eat,
10 they had to have somewhere to sleep. They -- you
11 know, and I felt it -- you know, we felt it was
12 better for -- we worked with an accountant named
13 Tom Duval who helped us set up the best strategy
14 for being able to have a company that could do
15 those things legally in Italy without paying
16 enormous amounts of taxes, although we did anyway.

17 Q And did you partially work with USC on the planning
18 as a representative of ICA?

19 A The planning of what?

20 Q The USC in Italy trip.

21 A Certain aspects of it, yes.

22 Q And you did that for both 2015 and 2016?

23 A I don't remember 2015 at all -- doing that at all.
24 I don't remember it.

25 Q Well, we'll get to some emails to try to help

1 refresh your recollection.

2 A Yeah, 2016. Most of the time when there were things
3 discussed about the USC in Italy program, it was
4 David and Allen Miller; I was not included in any
5 of those meetings that I can recall. He would go on
6 campus, have those meetings, and then copy me on
7 the result. I did go to student meetings prior to
8 departure to tell them about bug spray and stuff
9 like that, and I did email back and forth with
10 Magdalena, copying Allen, you know, about, like I
11 said, some of the logistical problems that I was
12 running into trying to get students. They have this
13 goofy system, where, yes, you had to pay the study
14 abroad fee way before students knew if they were
15 going to get a financial aid award and they had to
16 commit and pay this big deposit. Yet they didn't
17 know if they were getting the financial aid award,
18 and the financial aid award didn't know if they
19 were going to -- you know, it was just like this --
20 kind of like, it was hard. I was trying to kind of
21 help fix the system. That's what I remember being
22 involved in in 2016.

23 In 2015 I don't remember being involved much
24 at all other than setting things -- you know, the
25 website, because it was new. You know, I was

1 setting up the website, stuff like that. But -- but
2 as far as negotiations of the USC, no.

3 Q When did ICA have the first student groups in --

4 A There was a very small group in 2014, like five
5 people I think. More of an artist residency,
6 because the company was structured so there could
7 be what I called institutional clients.

8 Q Uh-huh.

9 A And then smaller residencies -- artist residencies.
10 Sometimes they'd be thematic, like paint the
11 landscape or paint portraits. And usually those
12 were more mature people, but not always. And so --
13 I'm sorry, what was the question? I'm getting
14 tired.

15 Q I'm just trying to figure out the timeline. You
16 have a very --

17 A Oh, yeah, so then the next --

18 Q -- small group in 2014. How about the 2015 summer?
19 Did you have a big group? A bunch of groups that
20 summer?

21 A I don't remember how big the USC group was. I
22 remember we had the usual group from MICA and SAIC.
23 I honestly don't remember. I mean it's been a long
24 time.

25 Q I understand. And after -- were there any problems

1 or issues with -- during the summer of 2015?

2 A Well there's always some problems or issues, I
3 mean.

4 Q Were there changes that needed to be made based
5 upon comments by participants or the schools who
6 sent students?

7 A I think there are always the usual sort of, like --
8 you know, usual things that some people wanted to
9 see better facilities, so I ordered blankets, you
10 know, so they all matched and looked pretty. It
11 seems like -- I don't recall really. I -- I know
12 that there was a student in 2015 -- a student
13 assistant named Lorena Lopez who -- because Alex --
14 Alex Miller came that summer too -- Lorena
15 complained because she was assigned a very small
16 room. She was one of the student -- scholarship
17 students, and she was assigned this little tiny
18 room when there was a bigger group there -- I
19 believe that must've been USC.

20 And then later in the summer, she had been
21 told by Dave that she would get a larger room
22 because there were these two larger rooms
23 downstairs that had a private entrance, which I
24 thought were good for student assistants given they
25 live there a long time. And when Alex came, she was

1 told no, she couldn't have that room, and she
2 complained to me about that and I tried to change
3 it and was not successful.

4 Q So were there meetings with the various schools
5 after the summer of 2015 to kind of debrief --

6 A Like debriefing?

7 Q -- and talk about things you needed to change?

8 A There were. I recall there being them, but I don't
9 remember anything about them.

10 Q Did you participate in those meetings?

11 A I don't -- I might have. I don't remember.

12 Q And do you remember any specific issues or things
13 you had to address and make changes in what ICA was
14 doing from 2015 to 2016?

15 A No, I think some of the faculty -- I believe Allen
16 Miller visited that year and -- was that the year
17 the president visited? I think so, yes. And some of
18 the adults wanted better food I think. But, you
19 know.

20 Q Was that the only problem with the food, was some
21 people wanted better food?

22 A Yeah. Just more fancy food. That's all I remember.
23 I'm not saying that's the only -- you know, that's
24 all I remember. And -- and people complained about
25 bugs, mosquitoes. So the following year -- I

1 believe it was the following year -- I ordered
2 mosquito nets and matching blankets. And I remember
3 there was a complaint about -- there were some
4 complaints about the teaching structure or --
5 Pierre Bertuchie was a faculty member. She did not
6 seem real happy with the program, for some reason,
7 and I think part of it was the mosquitoes and part
8 of it was how communications happened with David,
9 so.

10 Q Did you have any meetings with the -- with MICA or
11 SAIC or their students about issues that they had?

12 A I'm sure we did but I really don't recall. I mean
13 I've had so many students over the years, both at
14 USC and through these programs that I really don't
15 remember every single thing.

16 Q But you were involved in that?

17 A I don't even remember if I was involved, honestly.
18 I know there was a problem one year. I'm sorry,
19 that was when Marc owned the company. Sorry. Yeah.

20 Q Was there ever an issue that students were finding
21 things in their food that shouldn't have been
22 there?

23 A I don't remember that.

24 Q Do you remember --

25 A What kinds of things?

1 Q -- an occasion where there was mouse excrement
2 found in a USC student's food?

3 A Oh, I do remember that now that you've said it. So
4 that -- yes, that was that summer, yes. Uh-huh.

5 Q So, was there a decision made to change the vendor
6 for the food services?

7 A I don't know if the decision was made at that
8 moment at that time. I believe that that was much -
9 - it was much later. I didn't make that decision at
10 that time. There was discussion about it though,
11 yeah. I remember that. Uh-huh.

12 Q Okay. And did you --

13 A And I thought that we needed to hire more people to
14 help out in the kitchen.

15 Q And in 2015, who -- what company was providing the
16 food services?

17 A That was Ketty's company, the -- whatever. The
18 Italian Center for the Arts is what she called it,
19 yes.

20 Q And were -- did you agree that the relationship
21 with Ketty's company needed to be terminated?

22 A Yes, I agreed with that.

23 Q And you were involved in that decision, correct?

24 A Yes. I didn't -- I didn't think it was workable on
25 multiple levels.

1 Q I understand. And ICA had a website?

2 A Yes.

3 Q And what information was provided on the website?

4 A All kinds of information. A lot of -- it was -- the
5 website then had the participant guide. It had just
6 different pages on the different sorts of programs
7 we wrote and a lot of pictures, and just a lot of
8 writing up about trying to, you know, make it sound
9 like the beautiful place that it is.

10 Q And did you participate in preparing the
11 participant guide? I believe you said earlier that
12 you --

13 A Somewhat. Like I said, mostly that participant
14 guide came from the previous company, and then it
15 was reworked in cooperation. I had -- I had some
16 input in it, David had a lot of input in it, and
17 Ross Slade, who was the guy doing our website, had
18 quite a bit of input into that, too.

19 Q Do you recall what specific sections of the
20 participant guide you prepared?

21 A I don't. I do recall putting -- I'm sorry, it's
22 been a long time. I do recall for some reason the
23 pictures of the little plug outlets and the parts
24 warning people about mosquitoes, because I wanted
25 the -- you know, I wanted people to be happy, so.

1 Q Did you write the train directions that are
2 included in the participant guide?
3 A The train directions?
4 Q Yes, ma'am.
5 A I -- could I see them? I have no idea.
6 Q Yeah.
7 A I don't remember.
8 Q Yeah. We'll go ahead and mark some stuff. I was
9 just trying to get through some general questions,
10 but sure. I'll go ahead and get that.
11 I believe we are now on Exhibit 79.
12 A Oh the -- yeah, I remember mostly the directions
13 were copied from Marc Servin's thing. I might have
14 just -- I'm trying to remember as we're sitting
15 here.
16 MS. MOOSE: Let's go ahead and mark this. And I
17 have copies for y'all, but as I said earlier, my
18 paralegal did not bother to put the Bates stamps on
19 any of them.
20 (Exhibit Number 79 marked for identification)
21 A So this is the -- okay.
22 Q Ms. Bowers, can you identify what's been marked as
23 Exhibit 79? And you can certainly take your time
24 and review it.
25 A Uh-huh. January '16.

1 MS. MOOSE: For the record, this is ICA 259 to
2 301, Damon.

3 A So, do you want me to read the whole thing, or?

4 Q No, no. I just ask a few questions. Is this -- if
5 you can identify this document for us.

6 A Yes. I don't remember all this, but yes.

7 Q Is this the operating agreement for ICA that you
8 and Professor Voros signed?

9 A Yeah, but I don't remember reading all this. I
10 really don't, so.

11 Q Do you know who prepared it?

12 A I don't remember.

13 Q Did you have an opportunity to review it?

14 A I don't remember.

15 Q Do you --

16 A This was in --

17 Q Did you discuss it with your counsel? Do you
18 remember that? I don't need to know what the
19 discussions are, just whether you discussed it with
20 your lawyer.

21 A With Alex Bonita (sp)?

22 Q Any legal counsel.

23 A I don't personally remember discussing it. but I'm
24 sure we discussed it with Alex Bonita.

25 Q If I could turn your attention to the document

1 that's Bates stamped 265.

2 A Where?

3 Q Like the first substantive document, 265. If you
4 look at the very -- at the bottom, it's got ICA
5 numbers?

6 A Okay.

7 Q So it's like a third of one page.

8 A 265, okay.

9 Q Yeah. It's actually Page 7.

10 A Uh-huh.

11 Q And I just want to see if this refreshes your
12 recollection. Did y'all -- did ICA -- the members
13 of ICA enter into an operating agreement on January
14 24, 2014, which was amended and restated with this
15 agreement?

16 A What are you asking me?

17 Q Do you -- do you recall that you entered into an
18 operating agreement on January 24, 2014 --

19 A Yes.

20 Q -- for the operation of ICA?

21 A And then restated?

22 Q And then this is the restated operating agreement?

23 A I -- I just -- I remember this being about changing
24 the name, but I don't remember the --

25 Q And it reflects that you and Professor Voros are

1 the two members; is that correct?

2 A (Reads softly to self) Amended for a name change,
3 yes.

4 Q And the -- the operating agreement provides that
5 you and Professor Voros are the two managers of
6 ICA; is that correct?

7 A Yes.

8 Q And flipping over to Page 42, which is Bates
9 stamped ICA 300.

10 A Uh-huh.

11 Q Is that your signature?

12 A Yes.

13 Q And you -- it reflects that you and Professor Voros
14 each owned a 50 percent interest in ICA; is that
15 correct?

16 A Uh-huh.

17 MR. SYRETT: Is that a yes?

18 A Yes. I don't --

19 (Exhibit Number 80 marked for identification)

20 Q I'll hand you what's been marked as Exhibit 80 and
21 ask you if you can identify this. Thank you.

22 A Jackie Briskey. Yes.

23 Q And of course, the emails run in backwards order,
24 so I'm going to ask you to flip over to the last
25 page first, which is Bates stamped ICA 313.

1 A Uh-huh.

2 Q And it refers to you and Professor Voros as co-

3 directors of ICA; is that correct?

4 A Which part are we on now?

5 Q The last page of the exhibit, Bates stamped 313.

6 A Uh-huh. Uh-huh.

7 Q And it reflects that you and Professor Voros are

8 the co-directors of ICA; is that correct?

9 A Yes.

10 Q And then we see on the next page, ICA 312 --

11 A Uh-huh.

12 Q -- which is the next to last page, this email is

13 from ICArts; is that correct?

14 A Uh-huh.

15 Q And this was actually drafted by you; is that

16 correct? Because it says, "thank you for your time,

17 Pam."

18 A Yes, I was trying to find a commercialista.

19 Q Okay. And so you were seeking business advice and

20 planning advice from --

21 A Yes.

22 Q -- on behalf of ICA, correct?

23 A Uh-huh.

24 Q Then if we could flip over to ICA 310, which is an

25 email dated November 9, 2015 --

1 A Uh-huh.

2 Q This is an email for you -- from you, correct?

3 A Uh-huh.

4 Q And in the first sentence, you refer to the fact

5 that your husband and you are business partners; is

6 that correct?

7 A Yes.

8 Q And you say "our business as an American LLC" --

9 A Uh-huh.

10 Q -- "in which my husband and I are partners?"

11 A Uh-huh.

12 Q And then if you'll flip over to ICA 307, I'm

13 referring to the February 18, 2016 email.

14 A Uh-huh.

15 Q And in the fourth paragraph down, it says, "Pam and

16 I have made the decision that regardless of the" --

17 A Uh-huh.

18 Q -- "red tape involved, we want to establish the" --

19 A Uh-huh

20 Q -- "Italian SRL?"

21 A Uh-huh.

22 Q Is that correct?

23 A Uh-huh.

24 MR. SYRETT: You need to respond yes or no.

25 A Yes. Yes, sorry. I was focusing, sorry.

1 Q Take your time. And so, do you agree that you made
2 that decision jointly with David?

3 A Yes. To establish an SRL, yes.

4 Q And --

5 A There -- the -- the discussion was over like what
6 type of SRL.

7 Q Okay.

8 A Uh-huh.

9 Q And so you were actively involved in communicating
10 --

11 A Yes.

12 Q -- all of the --

13 A Yeah, I said I did a trip. Uh-huh.

14 (Exhibit Number 81 marked for identification)

15 Q The court reporter's handed you what's been marked
16 as Exhibit 81.

17 A Uh-huh.

18 Q And this appears to be an email from you.

19 A Uh-huh.

20 Q Is that correct?

21 A Uh-huh.

22 MR. SYRETT: You need to answer yes or no.

23 A Yes. It's correct. Sorry, getting tired.

24 Q I understand. It is getting late. If you want to
25 take a break, please let me know.

1 And in this email, do you communicate with
2 Professor Voros your thoughts on setting up the
3 business and how things should be handled?

4 A I was talking about setting up the money, yes.

5 Q Okay. And you said, "sounds like everything is
6 taking shape with our business;" is that correct?

7 A Yes.

8 Q And both you and Professor Voros remained as
9 account managers of the ICA account at the bank; is
10 that correct?

11 A Yes, I set it up and then -- right.

12 Q And you were dealing with --

13 A In the US account.

14 Q -- MICA and USA about the information that needed
15 to be provided to them; is that correct?

16 A I'd have to review the whole thing.

17 Yeah, like I said, I did the invoicing, so I
18 would send the bank routing numbers, et cetera.

19 Q Okay.

20 A And the accountant, uh-huh.

21 Q And you communicated directly with the MICA and
22 SAIC and USC about exchange rates and other issues
23 related --

24 A Not about --

25 Q -- to the program, correct?

1 A I don't remember talking about exchange rates. They
2 usually agreed about that ahead of time, whether we
3 were going to do it in dollars or euros, but I mean
4 I don't know, if you want me to sit here and read
5 this whole thing, I'll remember, but --

6 Q No, no, no.

7 A -- what I recall is -- is once the decisions were
8 made between Dave and the kind of headmasters of
9 these programs, I would go in and take care of the
10 practical matters, the actual business, you know,
11 the -- of actually setting up a bank account,
12 setting up a PayPal account, making sure that --
13 and this also has our personal tax stuff on it.
14 That's nice. Making sure that -- that the money was
15 transferred correctly, and in a timely way so that
16 we could get the funds in and start.

17 And why is this all about -- particularly the
18 stuff about our personal taxes on here?

19 Q That email is relevant to the case, but if I'd --
20 I'd be glad to redact those portions that you
21 deemed a problem.

22 A Okay. No, I'll just take a look at it later. So
23 yeah -- so we were always trying to figure out
24 transfer rates.

25 Q And you were in -- you handled that, correct?

1 A I didn't handle that. No, I didn't handle that
2 alone. I just tried to figure it out.

3 Q And you communicated with customers of ICA about
4 that, correct?

5 A No, Dave did that usually, that I recall. I just
6 worked out what was -- you know, I just
7 masterminded it. I always had the sense that Dave
8 didn't really trust me to talk to the clients
9 directly. Norman Miller -- in fact, the guy from
10 MICA -- I don't think I've ever spoken to directly
11 in an email ever. It was a little different at USC
12 because I'm a faculty member here.

13 I mean this is that old email. Yes,
14 infoartslorenzetti@gmail.com, that's a really old
15 one. Wow. I forgot that even existed.

16 (Exhibit Number 82 marked for identification)

17 Q I'll hand you what's been marked as Exhibit 82 and
18 ask you if you can identify that.

19 A What's the date? This is with Norman Miller, yes.

20 Q And so this email would be an example of where
21 you're communicating with --

22 A With --

23 Q -- the director of the School of the Art Institute
24 of Chicago regarding exchange rates and he's
25 reaching out to you and you are returning --

1 A It says --

2 Q -- his calls.

3 A Well, first, there's an email from Dave. Best,
4 Dave. Today's mid-range bank rate, our calculations
5 as follows; and then Norm writes him back, and then
6 he reaches out directly to me and says, "Can you
7 call me?"

8 And I say, "Yes, I'll call you."

9 Q So you communicated with him about --

10 A Right.

11 Q -- whatever issues he was having?

12 A Uh-huh.

13 Q And you also --

14 A But they -- don't remember what he talked about. I
15 don't remember if it was about that exactly.

16 Q And you were involved with negotiating and planning
17 with USC, correct?

18 A Well, again, I can't remember exactly, but as far
19 as the negotiating of the contracts, I believe that
20 was mostly David.

21 Q She will hand you one. Yours has to be Bates
22 stamped.

23 (Exhibit Number 83 marked for identification)

24 A Oh.

25 I don't remember. I mean --

1 Q All right. I'll ask you if you could identify
2 what's been marked as Exhibit 83.

3 A So there's an email from Hildy Teegen, one from
4 Allen, copied to me. These are all just emails
5 copied to me -- copied to ICA. And then I forwarded
6 it to David because he was refusing -- he wasn't
7 wanting to use the ICA email. I think that's how
8 that worked. I don't remember. These all appear to
9 be other people's emails.

10 Q And so it -- it appears there's an August 21, 2015
11 email from Allen Miller talking about getting
12 together for a debrief as to the 2015 trip; is that
13 correct?

14 A What page is that on?

15 Q It's the first page, ICA 317.

16 A Oh, the Nate -- yes, Nathan, yes. Uh-huh. Yes.

17 Q And so in follow up to the first year of the
18 program that USC was involved in, they sent an
19 agenda for a meeting to talk about issues that they
20 wanted to further discuss before 2016, correct?

21 A Uh-huh.

22 Q And you were -- you got this email and were aware
23 of what was going on, correct?

24 A Yes, that meeting I did go to.

25 Q Okay.

1 A Uh-huh.

2 Q And then on ICA 321, which is the last page --

3 A Uh-huh.

4 Q -- there's a discussion there about the -- the food

5 issues; is that correct?

6 A Wait, 321?

7 Q It's the last page of this exhibit.

8 A 325 food, "the food was neither sufficient in

9 quantity; fruit was spotted, salad was not good

10 enough to eat," okay.

11 Q So food was a major issue at that point for USC,

12 correct?

13 A For USC, yes.

14 Q And so they wanted it all reorganized and that was

15 one of the reasons that you found a replacement for

16 Ketty, correct?

17 A In my mind, that wasn't the reason. I thought that

18 it was a problem that could be solved.

19 Q Under the second paragraph of food, does it say --

20 A I mean as -- as I remember.

21 Q "Food provision needs to be reorganized. It is

22 hoped that the return of the original cook, who did

23 a good job in the past" --

24 A Right.

25 Q -- "will address these questions."

1 A Right. And this was by Allen Miller. Uh-huh.

2 Q Well, that was an agenda that Nathan put together

3 for things for y'all to --

4 A Right.

5 Q -- talk about, correct?

6 A Right.

7 Q And they wanted the food reorganized --

8 A Right.

9 Q -- but --

10 A Right.

11 Q -- you did -- that work wasn't one of the reasons

12 that led to the termination of Ketty's contract

13 with ICA?

14 A The food was part of it, but I think for me the

15 main thing was that it just wasn't a good system,

16 how it was working out.

17 And then there was another -- well. There was

18 a lot of contradiction in this because -- well.

19 Yeah, okay.

20 Q That's a previously marked exhibit, 22.

21 MS. MOOSE: My apologies, I only have a copy of

22 this.

23 Q I've handed to you what's been previously marked as

24 Exhibit 22; ask if you can identify this document.

25 A ICA, yes, I was working with Magdalena about

1 questions from the faculty team. Uh-huh.

2 Q And so you were working directly with Magdalena on
3 all the details of the USC trip in 2016, correct?

4 A Not all the details. The -- some of their internal
5 planning sessions it says we were not working on.

6 It said, "should you require consultation with
7 myself, let us know; we'll take it from there." So.

8 Sometimes the institutions wanted to do their
9 own planning, and then we were -- it was like our
10 job would be to facilitate.

11 Q And I believe you testified previously that you did
12 attend the first faculty team meeting in November
13 of 2015; is that correct?

14 A I don't remember. I'm sorry. Say that again.

15 Q We'll just go ahead and mark it.

16 (Exhibit Number 84 marked for identification)

17 A The first faculty team meeting. I believe I -- I
18 don't remember if I said that was 2016 or 2015.

19 Q The court reporter has handed you what's been
20 marked as Exhibit 85, and I'll ask if you can
21 identify that document.

22 COURT REPORTER: It's 84.

23 MS. MOOSE: Sorry, Exhibit 84 for the record.

24 It's ICA 335 through 339.

25 A Uh-huh. Uh-huh.

1 Q And so it appears from this email that Magdalena
2 needed the contract back and ICA's attorney was
3 working on that; is that correct?

4 A Not her backing up the contract; that's the --
5 (mumbles softly to self) "To date I have not heard
6 back from you about the contract." "To date I have
7 not heard back from you about the contract." I
8 mean I don't remember if the -- yes, and then David
9 is saying our attorney will send you and Allen a
10 contract with the specific programs as last year,
11 and copied me on the email.

12 Q Okay. And then Magdalena responds and thanks both
13 you and David for attending the first faculty team
14 meeting in November; is that correct?

15 And I am looking on Bates stamp 336, last
16 paragraph.

17 A "David and Pam, to date I have not" -- 336?

18 Q Yes, ma'am. And I'm looking at the last paragraph
19 on that page.

20 A I guess we did both attend that, yes. Uh-huh.

21 Q And then Magdalena then emails you a -- you and
22 Professor Voros again on December 7th asking about
23 the contract; is that correct?

24 A Uh-huh.

25 Q And she again raises the issue that a few faculty

1 expressed their concerns to David about the food
2 service at ICA.

3 A Uh-huh.

4 Q Is that correct?

5 MS. SYRETT: You have to say yes or no.

6 A Yes. That's correct. Okay.

7 (Exhibit Number 85 marked for identification)

8 Q I've handed you what's been marked as Exhibit 85.

9 A Uh-huh.

10 Q And again, these are communications between you and
11 Magdalena at USC regarding the contract for the
12 summer of 2016?

13 A That's --

14 MR. SYRETT: This email is not Bates stamped.

15 MS. MOOSE: Yeah, I know. I apologize. I have a
16 new paralegal --

17 MR. SYRETT: And -- and her copy is not either.

18 MS. MOOSE: Yeah, I apologize.

19 MR. SYRETT: Okay.

20 MS. MOOSE: It's just me doing my best I can at
21 10:30 at night.

22 A So what are you saying here?

23 MS. MOOSE: I understand. I'll get you the Bates
24 number -- Bates numbers.

25 Q On Page 2.

1 A Okay. So the email itself, Page 2. Okay.

2 Q Yes. It appears to be an email from you to

3 Magdalena?

4 A Uh-huh.

5 Q And you're communicating with her about finalizing

6 --

7 A Right.

8 Q -- the contract?

9 A That's right.

10 Q Okay. And you continue to work with her on that,

11 correct?

12 A No, I continued to talk about, like I said, I -- I

13 was often involved in the planning of the

14 curriculum and stuff, the flea market excursion,

15 the cooking class, the bakery visit, the truffle

16 hunt, that sort of thing.

17 David is itemizing everything in the contract,

18 including excursions, so David was working on the

19 contract. "Everything seems to be set except a few

20 details described below."

21 Q And USC wasn't the only group that was unhappy with

22 the food services, correct?

23 A I don't remember. I mean if you're talking about

24 faculty or students, I remember the students from

25 SAIC being pretty okay with it. I mean I'm not

1 saying it was good -- it was the greatest food,
2 but, you know.

3 Q I understand.

4 A Uh-huh.

5 MS. MOOSE: Oh, I hope that was empty. It was.

6 (Exhibit Number 86 marked for identification)

7 Q The court reporter's handed you what's been marked
8 as Exhibit 86. Can you identify this document?

9 A I see it's an email.

10 Q Was that an email from you to Professor Voros?

11 A I believe so.

12 Q And are you commenting and making changes on an
13 email that's going to be sent to Norm and
14 Katherine?

15 A Yes, David often had me, you know, do that, like,
16 weigh in on, like, correcting emails.

17 Q Says grammatical corrections and clarifications,
18 though, correct?

19 A Uh-huh.

20 Q It's more than just typos?

21 A Well, more than just typos but just wording things
22 so that they actually make sense.

23 Q Okay. And then the first thing under "Student
24 Concerns 2015" -- and this is the SAIC group,
25 right? In Chicago?

1 A I -- I don't know. I don't see that anywhere.

2 Q Okay.

3 A Marjorie -- I just see Marjorie.

4 Q Well, let's look at Page 2 at the top.

5 A Uh-huh.

6 Q Bates stamp 327.

7 A "Norm and Katherine," okay.

8 Q And it says, "I briefly addressed the 2015 SAIC
9 program in Monte Castello."

10 A Uh-huh.

11 Q So this is a response back to them regarding
12 concerns that they had?

13 A Yes.

14 Q And on the first page at the bottom, it talks about
15 the number one concern being meals.

16 A "Some students felt that there were insufficient
17 qualities and that service was disorderly not
18 resulting enough food remaining during the end of
19 the line-up. We met as a group with Dan and
20 Marjorie as well as the ICA staff and addressed the
21 issues, talking for about an hour. The specific
22 complaints" -- yes.

23 Q Okay. And so --

24 A Okay. So, yeah. Uh-huh.

25 Q Go right ahead. What can you tell me? Were you

1 involved in responding to these complaints?

2 A This email, this particular email, Dave typed and
3 simply asked me to clarify it. I was not involved
4 in deciding if -- in fact, what I remember is Dan
5 saying that he thought the food was okay, as -- as
6 the main faculty member from SAIC.

7 Q Okay. So you're disputing that the food was an
8 issue with SAIC?

9 A I'm not disputing it. I'm just saying that the
10 purpose of this email -- I'm disputing that not
11 everyone thought that; that I don't think that Dan
12 thought that because he told me himself. He liked
13 Asunta, who was the cook at that time. And that
14 Dave wrote this thing to Norm and Katherine and
15 simply asked me to clarify and, you know, it's one,
16 two, three, four, five, six, seven, eight pages
17 long. I mean honestly, I think I skimmed through
18 it, and you know, I mean I just didn't think that -
19 - that --

20 Q Well, if you saw anything that wasn't accurate, you
21 would point that out or if you had any suggestions
22 or changes, you would point that out, correct?

23 A Sometimes I would and sometimes I would just, you
24 know, correct the grammar and correct like the
25 clarification.

1 Q But you wanted your business to succeed and make
2 sure that you responded to the school's problems,
3 correct?

4 A Yeah, I really thought that -- with this one, I
5 really thought that the concerns were overstated,
6 but I don't -- I don't recall Norm or -- I don't
7 recall Dan, the main faculty member --

8 Q Sure.

9 A -- who took care of that group, having this degree
10 of concern with the program. I had forgotten about
11 the lettuce with the mouse thing and that makes
12 sense. But this I think was -- I mean, I think, in
13 my experience working with Dave as a business
14 partner, I think that he often over responded to
15 things that he didn't really need to. I think they
16 were happy.

17 Q So, did you tell Professor Voros that "you don't
18 need to send this letter; you need to take half
19 these things out, you're over responding"?

20 A Yes. I believe I did.

21 Q And -- but you didn't do that in your email back to
22 him, correct?

23 A No, I guess that was more of a personal
24 conversation.

25 Q But you specifically recall having that

1 conversation with him about this document?

2 A Not about this document but about lots of documents

3 that he would often -- I mean honestly, at a

4 certain point, I was just like, "Okay, if this is

5 what you think is going to work, do this."

6 Q Okay. So, under "Actions Taken," what was the

7 action that was going to be taken by ICA to address

8 the concerns about the food? And I'm on Page 3.

9 A We were looking for a new cook.

10 Q Okay. So you're getting rid of --

11 A Everybody loved -- everybody like Illia, who was

12 there before, and Illia didn't want to do it

13 anymore. So that was a problem.

14 Q Okay.

15 A I thought Asunta was a decent cook, more of a farm-

16 lady sort of cook, more basic sort of food. And I

17 thought that Ketty was understaffed in the kitchen.

18 She was trying to have just her, her daughter, and

19 her husband run the whole thing because she was so

20 scared about the money, and I thought that we

21 needed -- it just wasn't a good business

22 relationship with Ketty for that reason.

23 But I didn't feel -- I mean my sense of this

24 at the time I remember all this, that you know,

25 there was this sense that SAIC was going to drop

1 and all this kind of stuff over this, and I didn't
2 think that that was going to be the case. But, you
3 know, I went along with it, "Yeah, great, Dave. You
4 worked on this for a long time and it sounds -- it
5 sounds fine to me."

6 Airport departure, activities and classes,
7 suggesting that there is more "for credit" courses
8 in addition to Dan's class.

9 When I went to Chicago to meet with Norm,
10 finally, in 2017, he expressed concerns to me about
11 conflicts between Dan and -- and David, and asked
12 me if I would, you know, mostly deal with Dan and
13 that Dan was a valued faculty member for them. And
14 that they didn't like the way that Dan -- that he
15 sort of spoke for Dan. I mean --

16 Q Can you recall any other issues with Ketty's
17 company?

18 A The food. I just don't think it was a good
19 arrangement. I think it was -- it was -- was much
20 better to have owned the subsidiary that dealt with
21 the services ourselves, because it seemed to me
22 that there was a built in competition that was
23 unhealthy, in terms of business. That Ketty wanted
24 to save as much money as possible, not having
25 enough staff, you know, and stuff like that,

1 because the more people that came in, the more
2 money she made. And, you know, our percent was a
3 lot less and we could barely function under that,
4 and then couldn't control what she was doing, so I
5 thought it was best to start our own subsidiary.

6 Q And were there other issues with Ketty other than
7 that? Were there confrontations or --

8 A There was a confrontation between Dave and -- and
9 Tilly was there and I was there. Yes, there was --
10 there was -- it got heated at times, yes.

11 Q And did you have negative things to say about
12 Ketty?

13 A I was mad at her for a while but then I got over
14 it. I may have --

15 MS. MOOSE: This one as well does not have Bates
16 numbers. I'll have to get them to you.

17 A This stuff about -- I don't understand all this
18 about Ketty, but.

19 (Exhibit Number 87 marked for identification)

20 Q Can you identify what's been marked as Exhibit 87?

21 A So these are my communications with Dave about
22 Ketty, yes.

23 I was mad at her. Uh-huh.

24 Q Okay. And you specifically said that it was not a
25 good relationship and "we need to run as fast as we

1 can."

2 A I thought the whole thing was a bad idea. But I did
3 not -- outside of getting angry about it at one
4 point, I did not hold it against her on a permanent
5 basis as a person.

6 Q And did you have communications with Sarah and Ross
7 Slade about Ketty?

8 A Yes, I did. I had a conversation with Sarah and
9 Ross, and they said that they felt really sorry for
10 Ketty and that she was kind of a simple person from
11 a small village in Albania, and just was sort of
12 used to living hand-to-mouth, and that it was
13 doomed from the beginning because there were just
14 two different agendas working side-by-side. And
15 that it -- you know, and that it was really sad,
16 and was there something we could do to keep working
17 with Ketty. And I said that I didn't think that
18 would work, that I would rather have her be like an
19 employee. I thought that would suit her better. I
20 think she was very, very nervous about the whole
21 thing. A lot of responsibility.

22 That may be not what I said when I was having
23 my tantrum here but, you know, that's what I
24 thought.

25 Q Okay.

1 MS. MOOSE: Let's go ahead and mark this one.

2 (Exhibit Number 88 marked for identification)

3 Q Can you identify what's been marked as Exhibit 88?

4 A (Reads document to self) Yes.

5 Q And can you explain to me Sarah's comments on the
6 second page, August 20, 2015?

7 A Sarah? Oh, yes, I can explain that.

8 Sarah would change what she -- at that time,
9 Sarah was suffering from a brain tumor. And she
10 died the next year or maybe even that year. And one
11 minute, she would be extremely hostile about things
12 and the next minute, she would be very, very sweet,
13 and it was very difficult for her husband, Ross,
14 and the entire village, because everyone really
15 loved that woman Sarah.

16 Q And she was very concerned about Ketty's impact on
17 ICA?

18 A At this point, that's what she was saying, but then
19 later she told me something completely different;
20 not in an email but in person.

21 Q At some point, did -- did Ketty throw keys and pick
22 -- pitched some temper tantrums?

23 A I don't know. I wasn't there when that happened.

24 Q So you don't know anything about that?

25 A About throwing keys?

1 Q Uh-huh.

2 A No. No, I don't remember throwing keys, no.

3 Q Anything else you can tell me about the Ketty
4 situation?

5 A I think that Ketty -- no, I don't think there is
6 anything else I can tell you, unless you have a
7 specific question.

8 Again it was 2015. I don't remember.

9 (Exhibit Number 89 marked for identification)

10 Q The court reporter's handing you what's been marked
11 as Exhibit 89. It is my understanding that this is
12 a copy of ICA's website from --

13 A From that -- yes.

14 Q -- 2016.

15 A Uh-huh.

16 Q Is that correct?

17 A I'm not sure if it was 2016, but this was the --
18 this was the website, yes.

19 Q Okay. Great. And you previously testified that you
20 assisted in setting this up?

21 A Mostly Ross did this. Mostly. I mean, I sent Ross a
22 lot of pictures and I had some input into it and
23 mostly Dave set it up. As far as I -- I personally
24 thought that it was too -- too much verbiage for
25 the average person. But it was a beautiful website

1 in terms of how it was set up and the pictures, and
2 Ross did a very good job, so, yeah.

3 Q And people on the website, if they have questions,
4 are -- are directed to you and David; is that
5 correct?

6 A At that time, if I recall, they were directed to
7 the -- I don't remember how we had that. I think it
8 was -- I -- I -- if I remember correctly, while
9 this website was up, there was a website -- there
10 was an email associated with it that didn't work
11 very well. But yeah, people were directed to either
12 of us. Yes, contact Pam Bowers or David Voros and
13 our phone numbers. Oh yeah, there's the -- there's
14 the email. Yeah, ICArts, so that was when that was
15 set up.

16 Q Okay. And those ICArts emails, that's the email
17 address that you would check, correct?

18 A Yes.

19 Q And up above that, under registration, it says that
20 "all participants are required to review our
21 participant guide." Why was that important?

22 A Just so they would understand what we were offering
23 there. You know, the --

24 Q What to expect when they got there?

25 A Well, yeah. And also a lot of other information,

1 like information on our historical things and
2 information on naturalist things, and if you wanted
3 to rent a car to drive.

4 And -- and this particular participant guide
5 was mostly geared toward residents, like older
6 people coming or -- or independent. Like, you see
7 it has the "studio school, study abroad, residency
8 program, conferences and symposia, Atelier, life-
9 long learning," so. Yeah.

10 It was long.

11 Q Yes.

12 A I always thought it was a little too long, like, no
13 one's really going to read that.

14 (Exhibit Number 90 marked for identification)

15 Q Can you identify what's been marked as Exhibit 91?

16 COURT REPORTER: 90.

17 A The participant guide, yes. Oh, 91?

18 MR. SYRETT: Is it 90 or 91?

19 MS. MOOSE: Oh, are we on 90?

20 COURT REPORTER: It was 90.

21 MS. MOOSE: I messed up again. I'm sorry.

22 A That's okay. Yes. And like I -- yeah, okay. Go
23 ahead.

24 Q So you assisted in the preparation of the
25 participant guide?

1 A Parts of it, yes. Parts of it were taken verbatim
2 from the existing one from the International School
3 for the Arts.

4 Q But at some point, you read through it, made sure
5 it was accurate and complete?

6 A I tried to. It's long. Yes.

7 Q I just want to ask you about a couple things in the
8 guide.

9 A Yeah, I remember the art supplies, special dietary
10 requirements, medicine. I haven't looked at that
11 this in a long time.

12 Get a map of Italy. Let's go.

13 Q There's information on Page 9 about the weather; is
14 that correct? It's Bates stamped 173.

15 A Yes.

16 Q And I just note in the last paragraph that the
17 weather is transitional, and so if you were between
18 May and mid-June, there is a need for sweaters and
19 jackets; is that correct?

20 A Uh-huh.

21 Q Sometimes it gets chilly?

22 A Uh-huh.

23 MR. SYRETT: You need to say yes or no.

24 A Yes. For -- yes.

25 Q And what information was provided about Asilo in

1 this participant's guide?

2 A I don't remember. Can you give me a page number?

3 Q Fifteen.

4 A Fifteen. 12th-century convent, former cells for --

5 and basic single rooms with single bed, night

6 stand, lamp, wardrobe, dresser, sink, shared bath,

7 quiet space, good views, shared baths -- other

8 accommodations are generally -- general -- are

9 generally double-occupancy rooming houses with

10 shared baths, et cetera. Okay.

11 Q So was Asilo the facility that ICA rented?

12 A They branded?

13 Q Rented.

14 A Oh, rent. We leased the building, yes.

15 Q Leased the building?

16 A Uh-huh.

17 Q And that's where the majority of the students

18 stayed; is that correct?

19 A It had room for 15; so you had to then expand to

20 other accommodations outside of that, and it had a

21 place, as I described earlier, for dining,

22 classroom space, a dining terrace, facilities for

23 cooking, and then a school store and a downstairs

24 ceramic and sculpture studio.

25 Q And the participant guide also covers how you can

1 get access to money while in Italy on Page 19; is
2 that correct?

3 A Uh-huh. Yes.

4 Q And then on Page 20, there is a description of the
5 -- that there is a difference between Italy and the
6 United States with respect to the heating of
7 houses; is that correct?

8 A Yes. Yes.

9 Q And that's because in Italy, they're not generally
10 centrally heated --

11 A Well the --

12 Q -- to an extent?

13 A Right, but you -- but -- yes. Provided the heat is
14 on. We never did a winter program in Asilo or a
15 program where I recall turning the heat on, so I
16 don't know.

17 Q What's the weather typically like in May?

18 A Oh, my God. It can be anywhere from like 40 degrees
19 Fahrenheit to 80. I mean it's extremely variable.
20 It's in the mountains.

21 Q And then I want to turn over to Page 29 through 31.

22 A Uh-huh.

23 Q And did you prepare these pages?

24 A Most of these pages, again, were taken verbatim
25 from Marc Servin's participant guide and then kind

1 of reworked the language a little bit or -- or
2 added the phone numbers, you know, my phone number,
3 Eros's phone number.

4 Q And --

5 A He did a really good job of working all that stuff
6 out. Uh-huh.

7 Q And it talks on Page 30 about getting a train from
8 Fratta Todina to Monte Castello?

9 A Uh-huh.

10 Q From the Termini Station in Rome --

11 A "If your arrival doesn't match the bus schedule,
12 don't panic; you can get a train to Fratta Todina
13 slash Monte Castello from Termini Station in Rome."

14 Q And is that --

15 A That's the --

16 Q -- difficult?

17 A Not from Termini. Termini is the downtown center of
18 Rome train station.

19 Q Right, and that's where the students missed their
20 train in Rome; is that correct?

21 A Which students?

22 Q Allison, Cody, and Antonio.

23 A I'm not sure because I wasn't there, but as I
24 understood it, it was -- it was one of the suburban
25 train stations in Rome.

1 Q And what's the basis for your understanding on
2 that?

3 A I don't remember. Honestly, I feel like somebody
4 told me that. I feel like --

5 Q So you don't

6 A I feel like Dave told me that.

7 Q Okay.

8 A That they were dropped off in a suburb. I don't
9 know.

10 Q You don't know because you weren't there?

11 A I wasn't there but that's what I remember
12 understanding.

13 Q But if they were coming from the --

14 A So Termini is more directly connected and there's
15 more trains because you can get the fast trains all
16 the way from Termini to -- well, not to -- Termini
17 to -- Termini to Terni, sorry, and then from Terni
18 on to Fratta Todina. And those of smaller lines and
19 they're harder to connect. But yeah.

20 Q Okay. And then I believe on Page 31, there is a
21 description of what you would do in route to Monte
22 Castello? Did you prepare this -- these directions?

23 A Most of these were -- again taken -- Marc did a
24 really good job of preparing these directions and
25 they didn't change that much. So most of these were

1 taken from Marc's participant guide. He had a
2 little booklet that he gave everybody and --

3 Q But did you take that booklet and revise these
4 pages?

5 A Yes. But -- but a lot of it came directly from
6 there. I'm just saying I didn't personally write
7 all this because I'm not that -- you know. I mean,
8 it changes all the time. So whenever it would
9 change, I would try to update it -- we would try to
10 update it. But yeah. Uh-huh.

11 Q And in the participant guide, there's specifically
12 a section on living in a medieval village so the
13 students would understand what to expect; is that
14 correct? On Page 45?

15 A Yeah, I think so.

16 Q And then again on Page 49, we talk about -- the
17 participant guide talks about the climate control?

18 A Yeah, I didn't -- I wrote this part about the
19 plugs.

20 Q Okay.

21 A Uh-huh. But not about the retrofitted -- I don't
22 even know what that means, so yeah.

23 Q What can you tell me about scorpions in Monte
24 Castello?

25 A You see them sometimes.

1 Q You see --

2 A And you have to keep things -- you have to sweep up
3 a lot or they hide under debris and, you know, that
4 kind of thing.

5 Q Okay. So, on Page 51, do you give the participants
6 some information about the scorpions?

7 A Scorpions and snakes, yes. Uh-huh. Mostly it's
8 about -- wait. Which? Wait. Bugs and snakes.

9 Q I believe it starts on that third paragraph down
10 about midway after Avon Skin-so-Soft.

11 A Oh, yeah. Okay. Because it's mostly about
12 mosquitoes and no-see-ums. Yeah. "Scorpions are
13 distributed throughout Italy; while they look scary
14 and their skin is painful, yes."

15 Q Have you ever had anybody at ICA or its predecessor
16 have problems with a scorpion?

17 A The predecessor? I don't know. I mean, I -- I don't
18 know if anyone's ever had a problem with one. I
19 found one once in my house and once in an apartment
20 I was renting, but it says they're rarely seen, but
21 they're there, so.

22 Q What was ICA's policy about independent travel for
23 participants or assistants who were in -- at ICA in
24 Italy?

25 A Well, it would -- it kind of depended on the

1 institution. Like some of the institutions didn't
2 want their students independently traveling, so the
3 policy was no. And then the policy after that was
4 that they were responsible for their own way there
5 and back, but they should try to keep in touch with
6 us, because we didn't want to worry about them. And
7 that if there was a problem that -- you know. But
8 we wanted to make it possible for them because it
9 is an isolated village, but at the same time --
10 yeah, it was --

11 Q So transportation was -- was at their own risk and
12 their responsibility, correct?

13 A Uh-huh.

14 Q And were there times that -- that students had
15 problems with missing trains?

16 A Yes, especially on arrival, especially if flights
17 were delayed; that was a big one. And, yeah. Uh-
18 huh.

19 Q Was the -- the Terni train station used as a pick-
20 up/drop-off meeting point?

21 A Sometimes, not so much.

22 Q Why do you say that?

23 A Well, it just -- it seemed like if someone missed a
24 train -- mostly we used Perugia. So, most of the
25 time, if students were going on trips to Rome, they

1 could get a train all the way back in a day if they
2 were leaving from -- from downtown Rome.

3 So Terni would have -- is on the southern
4 route, and Perugia is on the northern route. So for
5 example, the -- the car driver in town, Carlo,
6 would drop people off in Perugia if they were going
7 to Florence because it's on that train route. And
8 sometimes he'd drop them off in Perugia if they
9 were going to Rome, because there was a train there
10 too. So, it just sort of depended.

11 But it -- in later years it started to be used
12 more and more, because I remember it being used
13 quite a lot in 2017 -- not quite a lot, but I
14 remember it being used in 2017 because it seemed
15 more convenient than -- than Perugia. But
16 typically, Carlo would drive the people to the
17 train station for around 50 euros. A group of kids
18 would get together, "We want to drive -- we want
19 to, you know, go to Rome."

20 "Well, I'm sorry, we can't take you right
21 now."

22 So they would, you know, get Carlo to drive
23 them to Terni, and I would -- we would help them
24 arrange that by phone because he doesn't speak much
25 English.

1 Q Right.

2 A And then from there, they would go on into central
3 Rome and try to get back at a certain time and
4 arrange with Carlo to meet them at the place when
5 they got back.

6 Q And --

7 A I personally did not -- yeah. Go ahead.

8 Q Did -- did -- what did you tell students about the
9 Terni train station?

10 A I had never been to it until -- I mean, I wouldn't
11 -- I wouldn't tell them to stay the night there. I
12 would -- it was -- to me, it was like I said, it
13 was kind of a creepy place. I wouldn't -- you know
14 what I mean?

15 Q Well, did you tell them it was unsafe or did you
16 warn them about it?

17 A No, because typically, they were coming through in
18 the day and Carlo had a time to meet them at a
19 specific time. There was usually a plan. I tried to
20 make sure that students had a very clear plan
21 before leaving, especially the younger students or
22 the older students, like the ones in their sixties
23 and stuff like that, who would get lost easily. We
24 did have a group call us one time, drunk from Rome,
25 a bunch of ladies in their sixties: "We can't get

1 back."

2 That was one I did not know how to handle at
3 all.

4 Q What did you tell them to do?

5 A There -- there -- a lot of times, they dealt
6 directly with their -- their group leader, and
7 their group leader told -- this was when Marc ran
8 the school -- that the group -- so it wasn't about
9 me at all, but you know -- but somebody asked me
10 what I thought, and I was like I don't know. So
11 that was when Marc ran the school. I think they
12 ended up spending the night in Rome, getting a
13 hotel together, and coming up the next day.

14 So, yeah.

15 Q So, did you have any concerns about students riding
16 from Rome to Terni to Fratta Todina and Monte
17 Castello?

18 A I would have recommended that students definitely
19 have Carlo pick them up in Terni, because those
20 little-bitty trains, the schedule changes every 15
21 seconds. It stresses me to do that and I've been
22 going to Italy for years.

23 So if I were advising someone, I would say
24 it's better to spend the 50 euros and just have
25 Carlo pick you up and bring you back or arrange for

1 a driver because even -- even on the main train
2 lines, things can go crazy. You know, the Italian
3 train systems are confusing.

4 I once had to travel all the way from Bologna
5 to Florence and then from Florence to a suburban
6 Roman train station, sat there for three or four
7 hours in the dark, and then get a train back up to
8 Orvieto, and then get my car and then drive to
9 Monte Castello. I mean I could've been to England
10 by then, so. It can be confusing.

11 Q And that's just something y'all left to the
12 students to navigate and assist them with to the
13 extent you could?

14 A Depending on who their group leader was, if their
15 group leader wanted to manage that for them. Or if
16 they -- oftentimes, they would send a group leader,
17 who was kind of responsible for helping the
18 students make decisions and stuff like that.

19 But when I personally advised students, I
20 tried to advise them to avoid the smaller train
21 stations as much as possible because there's
22 strikes and there's all kinds of things that happen
23 that just make it chaotic.

24 Q And you were comfortable recommending Carlo to take
25 people -- drive people around?

1 A Yes, I was comfortable with Carlo. But a lot of
2 times, students would have me call him, and in my
3 not-very-good Italian, communicate exactly what was
4 going on, so that there wouldn't be any -- "Hey,
5 who's this guy?" You know, so there wouldn't be any
6 people getting upset.

7 Q Was Carlo ever considered a subcontractor or worker
8 who worked for ICA?

9 A No. No. A lot of things in Italy are under the
10 table. That's just the way it is.

11 Q Okay. And Carlo speaks English, right?

12 A Carlo speaks a little English. Not a lot. He speaks
13 English like I speak Italian, so it sort of -- I
14 mean, we do our best.

15 Q I understand. Tell me about your trip to Italy when
16 you were working on finding a new cook and doing
17 the things you testified about earlier.

18 A Well, what I can remember, I believe I was there
19 for about two weeks right after school got out, and
20 I talked to a woman named Rita at length. I had to
21 get a translator in to help, and we talked because
22 she was the -- she was the former business manager.
23 I asked around about a commercialista. Nobody
24 seemed to know anything. People were recommending
25 this one and that one. I needed somebody who spoke

1 English.

2 Finally, I found somebody who spoke English. I
3 went and met with them. I paid them 200 euros in
4 cash, hoping for the best. And -- and then we
5 agreed to meet again and set things up at a later
6 date. And then Dave went back. We did -- there was
7 a lot of emails went back and forth. And I also
8 looked for a cook. I talked to Illia, who used to
9 be the cook and she was -- you know, she was very
10 emotional about wanting to do it and not wanting do
11 it, wanting to do it and not wanting to do it.

12 I talked to another young woman named
13 Agniasse, who was on the EU -- she was a student EU
14 representative, and I thought she would be good.
15 And then I finally talked to the mayor, who
16 recommended Eros, who then became the business
17 manager.

18 So I spent a lot of time walking around
19 talking to people, trying to figure out a way that
20 we will -- you know, because we would need to get a
21 company in place to handle the cooking and
22 everything before these 50 students arrived from
23 USC. And --

24 Q Were you also showing someone around who was going
25 to have some students coming?

1 A Oh, I forgot about that. Yes, John Brian, who was
2 an art historian, he said he might want to do a
3 trip there, so he came for a couple days and I
4 showed him around some -- some possibilities of
5 places.

6 Q Did you go and show him Asilo while you were there?

7 A I did.

8 Q How was Asilo at that point?

9 A It was kind of nasty. I didn't really -- he didn't
10 like it at that time. I mean it -- you know, cats
11 had gotten in, there was a -- a broken window at
12 the bottom of the -- the basement. It was just --
13 it needed a lot of sprucing up anyway. And then it
14 had gotten kind of, you know, in a deteriorated
15 shape, and I believe the kitchen wasn't functional
16 at that point. The kitchen had been torn out
17 because the former owner took all his stuff and the
18 new guy was trying to get -- so some stuff was set
19 up and some stuff wasn't. And I was trying to
20 figure out the rules, like, could they cook for
21 themselves, there? No, that's against Italian law.
22 You know, that kind of stuff.

23 So I showed him a place called Baccarelli, and
24 I showed him a really nice villa run by a British
25 guy. That was really nice.

1 Q And the broken windows and cats, was that in Asilo
2 or was that in a studio?

3 A Asilo. Actually, in my opinion at that time, the
4 studio was in better shape. Cats had gotten in
5 there too, though. But that -- there wasn't a
6 broken window that I remember. It was shut up more.
7 And I don't recall if that was the first year we
8 rented that studio or not.

9 Anyway, sorry it's going on forever, so.

10 Q So you actually went to Asilo and you took pictures
11 while you were there?

12 A I took pictures. I took a few pictures because we
13 needed some more pictures for the website but I --
14 you know, I was -- I took pictures of windows and
15 the views primarily from Asilo.

16 Q And do you still have those pictures?

17 A I don't know. Maybe.

18 Q So what did you do as a result of the cats getting
19 in?

20 A Well, I was busy the whole time. I reported -- no,
21 I really, really, was. I mean --

22 Q Oh, I understand.

23 A -- between showing this guy around and trying to
24 navigate the Italian system for setting up a whole
25 new business with four months to go and not

1 speaking the language very well, I was busy every
2 single moment of that trip. I did suggest at the
3 time -- I did find out about the voucher system
4 when I was there, because I asked is there a way
5 you can hire temporary help in Italy without either
6 doing it under the table and possibly, you know,
7 going to, you know, having to face the polizia
8 finanza.

9 I mean, the polizia finanza carry automatic
10 weapons. The IRS does not. I mean it's scary, you
11 know. So it's very scary.

12 MR. GEESNER: It's a very -- very border-patrol
13 customs and financial white-collar crimes as a
14 state police agency. It's all balled into one.

15 A It's so scary. So I didn't want to do anything
16 wrong and so I -- I inquired about a voucher
17 system, how you could pay someone for short short-
18 term work.

19 Q Did you have any communications with the landlord
20 about the problems with Asilo? I know I'm saying
21 that wrong.

22 A With Massimo?

23 Q Uh-huh.

24 A I don't think I even saw Massimo when I was there.
25 Massimo tended to not listen to me anyway.

1 Q But you didn't want to try to get the landlord to
2 address some of the issues you saw when you were
3 there?

4 A I believe Dave talked to him later about it. But
5 yeah, I mean, it -- since it was a lease, as I
6 understood it, we were responsible for certain
7 things and cleanup was one of them. It wasn't like
8 renting; it was a lease, so it had a different --
9 if it had been a rental, yes. But you know.

10 Q And do you recall when it was that you were there?

11 A When?

12 Q Yes, ma'am.

13 A It was sometime near Christmas, because I remember
14 the Christmas nativity scene thing that they do
15 there but I don't remember precisely as I --
16 probably it was as soon as school let out and to --
17 I mean I don't -- okay. Now, I may recall I'm not
18 remembering exactly when I was there. I'm sorry. I
19 mean it was in 2000 --

20 (Exhibit Number 91 marked for identification)

21 Q I understand. This is not a memory contest.

22 Can you identify what's been marked as exhibit
23 -- I'm guessing 92?

24 COURT REPORTER: 91.

25 MR. SYRETT: 91.

1 A Oh, yeah. I did meet with a bottega guy too. I
2 forgot about him.

3 Q What can you tell me about what this document is?

4 A I don't remember it. I'd have to look at it for a
5 minute.

6 October 15th. "Someone left their palette and
7 paint downstairs. Was that Alex? It looks like the
8 cats have been in the basement of Persianni. Who
9 wrote this is a different building used for
10 accommodation our artist studios. There are
11 [pigeon] feathers from a kill. I'll ask Massimo
12 about blocking it off. The downstairs windows were
13 open in Asilo, that's how the cats got in.

14 So, we're talking about both buildings.

15 Q Okay.

16 A "Tell Massimo he is the landlord."

17 "Tell Massimo?"

18 I "Saw Laura Donna today. She was very sweet."

19 Yeah, I mean I -- I don't remember if I talked
20 to Massimo, but I -- you know.

21 Q Does it --

22 A And then it goes on to about family stuff, the Rita
23 residency.

24 Q Does this refresh your recollection about when you
25 were in Italy?

1 A Huh?

2 Q Does this refresh -- refresh your recollection

3 about the dates you were in Italy any?

4 A I don't see any dates on it. And I may have gone

5 twice. I know I was there at Christmastime talking

6 to Rita because she brought me a special Christmas

7 plate. And that's why I remember that. That

8 wouldn't have happened --

9 Q So do you believe that -- there is a date on this

10 on the top of the first page.

11 A There is?

12 Q October 26, 2015.

13 A Okay. I did go twice. Now I remember, because I

14 remember the trick-or-treaters coming. That's

15 right. And then I was back again near

16 Christmastime, and I think that's when I was --

17 went back to talk to the commericalistas and stuff.

18 There were a lot of trips to Italy that year trying

19 to set things up.

20 Q Okay.

21 A I think that's right. Because I'm -- of course I

22 remember the silly things. I remember a trick-or-

23 treaters coming to the door, and I remember a

24 Christmas plate in the Christmas village being set

25 up when I was talking to Rita. So yeah.

1 Q And did you go back to Asilo when you were there at
2 Christmastime, too?

3 A Yes.

4 Q And what was the condition at that time?

5 A Okay. That's right. So the first time I was there,
6 I was talking to Rita and the -- and the usual
7 staff from before and working on some stuff for our
8 house. Flavio finished the railing while I was
9 doing other things. I wasn't necessarily there just
10 on business.

11 Anyway. What did you ask me?

12 Q It's getting late, isn't it?

13 A Yes, loopy.

14 Q I was asking what you did when you went back in
15 December and what was the condition of Asilo when
16 you were back there in December 2015?

17 A About the same. It had kind of gone down.

18 Q And what eventually did you do to address the
19 condition?

20 A Well, like I said, okay. What I tried to do was to
21 hire village guys. For example, Flavio, who worked
22 on my railing, all these young guys were more than
23 happy to help out. I wanted to hire young guys who
24 were strong and used to living in those conditions
25 and get it all done before the students came.

1 I kept talking to Dave about that in December.
2 And then in March, he was over there, for what, I
3 don't know; I forgot. Now, I guess -- oh, for
4 setting up the SRL, which my name never got put on.
5 That's right. And -- and I don't know what happened
6 after that. I wasn't there. But that was my
7 recommendation.

8 Q Do you know if ICA hired a cleaning crew to come in
9 and clean Asilo?

10 A Before then? I don't know.

11 Q Before the summer of 2016.

12 A Between March and the summer?

13 Q Anytime between the last time you were there --

14 A If there was I-- I -- no, I was not aware of it if
15 there was.

16 Q Do you recall if ICA wrote a check to pay for that?

17 A I don't recall. I know that new mattresses were
18 purchased. I remember that check -- in -- while
19 they were there in May.

20 Q What was your involvement in lining up assistants
21 to do the work study at ICA?

22 A Very little that year. I know that Dave wanted Alex
23 to come back, Alexandra Stasko, and wanted her to
24 get funding from the school, I think, or something
25 like that or some sort of -- we had a scholarship.

1 There was a benefactor who would -- who gave money
2 specifically for USC students, so we couldn't just
3 give it to anybody. I don't remember if Alex got
4 that scholarship that year or the year before, but
5 she did get that scholarship one year. And he was
6 adamant about her coming, and I remember saying,
7 "Why don't we give the opportunity to someone
8 else?" And -- and I remembered talking -- I talked
9 to Antonio, who was a young man in my class who I
10 thought really, you know, came from a poor family,
11 I thought he obviously needed an opportunity. And
12 then I didn't -- I wasn't working with the grad
13 students then; I wasn't working with Allison, and I
14 wasn't working with Cody, but I know that Dave
15 talked about different scholarships and stuff like
16 that. And then I never was -- I really wasn't
17 paying attention to what eventually came about
18 until they were already over there. I did not
19 realize.

20 And at that time, in spite of what you see
21 here, it looks like everything was hunky-dory, but
22 Dave was already lying to me about a lot of things
23 and kind of doing things behind my back. So I don't
24 know what I could -- you know, so I don't know why
25 I wasn't -- if that's why I wasn't involved or not,

1 or what -- what the plan was with -- with Alexandra
2 for going to Jamaica and all that kind of stuff.

3 But I think there was a plan in place because
4 I did happen to see an email -- you asked me
5 earlier if I could log in his email -- I didn't
6 regularly log in his email. I don't like to do
7 that, to look at -- you know, to try to find out
8 ICA stuff in the midst of all this other stuff, but
9 I did see an email from before the trip between him
10 and Alexandra planning who they thought would be
11 good assistants.

12 Allison was not mentioned but it was like,
13 "Yeah, these two would be great," like as if they
14 were the managers of the company.

15 Q And when were -- when were those communications
16 between David and Alex?

17 A When were they?

18 Q Yes, ma'am.

19 A I don't remember; sometime before May.

20 Q But you were aware of the communications?

21 A I saw them and it just made me really nervous
22 because I --

23 Q Did you -- why were you nervous?

24 A Because I had already suspected that there was
25 something going on between him and Alex, because

1 the year before, I had witnessed some things in
2 2015. And I'm rather embarrassed about the fact
3 that I didn't just say "no, she can't come." But I
4 didn't. So. But I had witnessed some things in
5 2015.

6 Q Do you know when a relationship started between
7 David and Alex?

8 A Their relationship? Well, no one really knows that.
9 But I -- I -- I saw signs of it in 2015.

10 Q Did you have discussions with Professor Voros about
11 it in 2015?

12 A I didn't. I thought that I -- you know, I didn't --
13 well, to be honest, I just didn't believe my own
14 eyes. I thought "no way."

15 Q So --

16 A But it sure looked like that, you know. And then
17 later it just progressed from there and then, at a
18 certain point, I knew what was going on and, you
19 know.

20 Q But at various times, you were involved in the work
21 study participant selection and communications?

22 A Well, usually we talked about it at length before
23 going, and usually he didn't talk to other people
24 about it before going. I mean, I was shocked that -
25 - you see all these emails that he copied me on. I

1 was shocked to find an email directly discussing
2 students at ICA that I wasn't copied on. So it made
3 me wonder what else I was not copied on or involved
4 in.

5 Q But it wasn't like you never had any involvement or
6 say in the assistants, right?

7 A No, I had involvement and say in the assistants.

8 Uh-huh. But, you know, again, we're talking about a
9 very short period of time.

10 There were no assistants that I can recall in
11 2014. There were only five people there. In 2015,
12 it was Lorena Lopez, who Dave talked to her first.
13 Usually Dave would reach out to somebody and talk
14 to them first and say, "Oh what you think about
15 this person," and you know.

16 And so Lorena and Alex, and he got Alex a
17 scholarship for that year. Those were the two
18 assistants that I recall. And I recall there being
19 -- I think Alex was not supposed to be there as
20 assistant. She was supposed to be there on a
21 scholarship, just -- just pure straight out
22 scholarship. And yeah. But she still did some
23 assistant work after the scholarship ended or
24 something like that.

25 Anyway, I'm going off on tangents because I'm

1 getting tired. Sorry.

2 Q And did you communicate with students from other
3 schools about the work study?

4 A Yes, I did. Yes, I did. I communicated with faculty
5 from other schools. I had a show in New York, and I
6 thought that it would be a good idea to have, you
7 know, someone from the Northeast to kind of get the
8 regional -- to get our whole census broader,
9 regionally, as well as gender-based, as well as
10 racially, and everything just kind of really get a
11 broad sense.

12 And we did have this website out. So I
13 received a really long letter from a young woman
14 who was fluent in Italian. She had management
15 skills. She told me all of her skills, and I was
16 like, "Wow, Dave. We should hire her for the whole
17 summer for 2016. She -- she sounds fabulous."

18 I think her email is in the stuff you asked
19 for.

20 And he was just like, "No way," nothing doing.
21 It's going to be Alex, and it's going to be a
22 student from USC.

23 And then I also talked to a young woman at an
24 opening -- at a show in New York and I talked to a
25 woman at an opening there, Sarah D'Ambrosio, and

1 she was also -- had some Italian skills. And I
2 thought she would be good, so. Yeah.

3 Q So when -- when did you first come to hear of
4 Allison Dunavant?

5 A It was either just before she left or just after
6 they got there that I recall.

7 Q Prior to her going to Italy, you knew she was a USC
8 grad student?

9 A She had emailed me once about taking my class, but
10 I didn't know who she was. I just sort of did the
11 same answer that I always do, "Yeah," you know,
12 "The class is full. Can I take it?"

13 "Well, come the first day, and we'll see."

14 Q And then did you go to her any end of the semester
15 critiques for her --

16 A No.

17 Q -- before Italy?

18 A I don't remember if she had one or not. I went that
19 year because I had a student named -- the year we
20 talked about previously, I had a student named
21 Annemarie whose -- whose review -- I didn't always
22 go to the reviews. I went that year because this
23 student named Ed Marie was in my class working
24 closely with me, and she really wanted me to come.

25 And so on the schedule, Allison was first then

1 Annemarie and somebody else, somebody else. Uh-huh.

2 Q And were you aware that Allison applied for the
3 SPARC grant to go to Italy?

4 A I don't remember. Dave might have talked about it.

5 I --

6 Q Did you actually review a grant submittal for her?

7 A Oh, my God, I might have. I don't know. I mean --

8 MS. MOOSE: 92.

9 (Exhibit Number 92 marked for identification)

10 Q Can you identify what's been marked as Exhibit 92?

11 A Andrew, Allison. "Pam and I looked at what you had
12 written and would propose you consider clarifying"
13 -- I don't remember looking at this. I mean, it's
14 possible. Often, Dave would have me look at his
15 grant proposals, like nearly every grant proposal
16 he ever wrote, to help him structure the writing a
17 little bit better and that kind of thing, or just
18 kind of "What do you think?" "Oh, that sounds
19 cool," you know.

20 I mean so, at that time I was -- yeah. I don't
21 recall this though.

22 Q And the grant would be for Allison to go for a
23 three-week residency at ICA; is that correct?

24 A I would assume so. It was a SPARC grant, right?

25 Q Yes.

1 A I only ever helped a student with one of those
2 where I've been the mentor, so -- so I'm not sure.

3 This was done between Andrew Graciano and David.

4 Q Okay.

5 A So I don't recall much about this. And I don't know
6 why he would say Pam and I reviewed it. Like she
7 didn't know me. I don't know why he would refer to
8 me as my first name with a student that I never
9 met.

10 Q Well, I think it isn't in this -- well, yeah, you
11 did say --

12 A He was often saying "Pam and I this," "Pam and I
13 that," Pam and I, Pam and I, and often it was not
14 Pam and I. That's been my experience.

15 Q So it's my understanding that Allison Dunavant was
16 hired by ICA in the summer of 2016 to help prepare
17 for the arrival of students. She was offered a
18 work-study opportunity; is that correct?

19 A I don't know. I don't know. I -- I don't know of
20 what Dave told her. I wasn't there. Dave met with a
21 group of students and told them something; I don't
22 know what it was.

23 Let me ready -- oh, it's an email where I was
24 copied and I didn't read it.

25 Q I'll hand you what's previously been marked as

1 Exhibit 25. Ask you if you can identify this
2 document.

3 A So he copied me on this, yeah. I think there was an
4 email, yeah. Okay. What does it say? "Your arrival
5 in Rome -- those arriving -- I have suggested
6 departure -- CheapOair is a good source." Well, if
7 they didn't have tickets yet, CheapOair is a good
8 source. "If you do have a current passport --
9 please bring a sweater, and a sleeping bag. Bring a
10 rain coat and umbrella." I don't remember this
11 email, but it looks like I was copied on it from
12 ICA. I must have missed it.

13 Q So as of March of 2016, were you aware that these
14 were the students who were planning to do the work
15 scholarship program -- the work-study?

16 A I don't remember. I mean I don't remember reading
17 this email. Marc to ICA and I -- I was definitely
18 aware of Antonio because I had, you know, tried to
19 recruit him. And then I didn't know Cody and I
20 didn't know Allison; I had seen them, maybe. I had
21 never seen Allison; I had seen Cody at a couple of
22 functions and stuff like that. I think he might've
23 talked to me about his work one time but I didn't
24 have him in a class, so.

25 Q So --

1 A And it sounds like --

2 Q -- you might've known him back in -- back at --

3 from reading this email but you just don't recall,

4 is that your testimony, that Allison and Cody were

5 also going?

6 A I didn't -- I was not aware that they were -- that

7 it was finalized that they were going, no. Because

8 I was not -- Cody I knew was going. I knew Cody was

9 there. I didn't realize that Allison actually had,

10 you know, done this until she was already there.

11 David mentioned to me, "Oh, there's this girl,

12 she's really talented. I think she should get a

13 scholarship," blah, blah, blah.

14 And I was like, whatever, you know. I mean,

15 didn't we already have this worked out? That's all

16 I remember discussing about it.

17 Q Okay.

18 A And I don't know why Joshua Knight is on here. Was

19 Joshua Knight considered for a scholarship? Yeah.

20 That's what I remember.

21 Q So the -- the work-study opportunity was basically

22 -- how would you describe that?

23 A I would describe it as a working scholarship to --

24 following the pattern of Marc's previous school,

25 like, I already went through this, but work five

1 hours a day, and get to attend classes as -- as
2 long as it's okay with the professors, and get to
3 go on field trips, and you know, get some perks
4 kind of, that's kind of your payment: these perks.

5 And it was a common practice in arts programs
6 like ours, Vermont's Studio school -- I already
7 said all this, but you know, Jerusalem Studio
8 school, and that was my understanding of what the
9 work-study would be.

10 Q Okay. And so, in return for working for ICA,
11 Allison was to be provided with food and
12 accommodations; is that correct?

13 A And the perks I discussed.

14 Q And the perks. And what work did you understand
15 they would be performing that summer?

16 A That summer, I thought they would be assisting with
17 set-up. I didn't really like it that they were
18 going over early to do that. Again, I kept saying I
19 thought we should have -- if there was that much to
20 do that -- that -- as Dave kept complaining about
21 how much there was to do to get set up and get
22 everything nice for the students to come, I felt
23 like he should follow my plan and do the voucher
24 system and let the students come a little later. At
25 least overlap, maybe come a few weeks early, and

1 then overlap -- whoever they were -- the program
2 itself so that they could get some -- some perks
3 out of it.

4 Q And the -- that summer, was there a plan by ICA to
5 have those students initially convert the basement
6 into a -- a studio supply room?

7 A I don't -- I think that plan was made on the
8 ground.

9 Q You don't remember discussing that?

10 A There was already a studio supply room down there
11 from the previous business. I don't -- I don't
12 remember discussing that exactly. We might've
13 discussed it; it was probably a good idea, and that
14 -- you know, probably a lot of work though. I don't
15 know.

16 Q What was your understanding of what role Alex was -
17 - had that summer?

18 A My understanding, initially, was that she was going
19 to come and help with the set up, and I think she -
20 - I -- I don't know if -- when she arrived exactly
21 and that she would be another work-study
22 scholarship student, but that's not what happened.

23 When I got there, Dave told me he called a
24 little meeting of the -- the faculty or the staff,
25 and said that Alex should be the manager of the

3 And Eros and I drove to get -- to get supplies
4 and he kept going on about this, that we should pay
5 her a salary because she was working so hard, so
6 much harder than anyone, and that we should pay her
7 a salary and buy her this -- you know, this Jamaica
8 thing and that she should be kind of the new face
9 of the company.

10 Q So what do you recall about the -- the paying for
11 the "Jamaica thing" as you refer to it?

12 A I think that she paid for the ticket and David made
13 an agreement with her that we would reimburse her.
14 So I did. I wrote her a check.

15 Q Well, do you recall that the reason that was done
16 was because Alex was coming to help set up, but
17 then she had a wedding in Jamaica so she was going
18 to have to fly back to Italy? Did you know that?

19 A Yeah, I -- I understood that but I did not agree
20 with paying her a salary, which was suggested to
21 me, and I did not agree with paying for her to go
22 to Jamaica and come back. I said why don't we just
23 get someone else who doesn't have a wedding or why
24 doesn't she just come later?

25 Q And so what, eventually ICA did was pay for her

1 plane ticket back from Jamaica?

2 A Yes. But he -- but David did ask me numerous times
3 to pay her a salary for all her hard work, and I
4 said no. I didn't think it was appropriate.

5 Q So when did you learn that Allison was in Italy?

6 A I don't remember exactly. As I said before, either
7 just before leaving or just before coming back. And
8 I believe they left -- I don't know even when they
9 -- I don't even remember when they left that year
10 to -- to go. It was sometime probably after school
11 ended -- end of April. I don't even know when they
12 left. I was busy with other stuff.

13 Q But you knew either just before Professor Voros and
14 the students left to go to Italy?

15 A I'm sorry?

16 Q I'm trying to figure out when you first knew that
17 Allison Dunavant was in Italy at ICA?

18 A I don't remember.

19 Q But, I mean, I think you just said --

20 A It was either just before they left that I knew she
21 was one of the people on the list or it was after
22 they arrived.

23 Q Okay. And what was the schedule for the assistants
24 in Italy?

25 A Dave made the schedule; I wasn't there.

1 Q Do you know the total number of hours that Ms.

2 Dunavant worked while she was at ICA?

3 A I wasn't there. I only know what Dave told me.

4 Q What communications did you have with Professor
5 Voros once he went to Italy?

6 A He was unusually quieter. I mean, I know that we
7 communicated back and forth a couple times, "Hey
8 honey," yada-da, that kind of stuff. And there was
9 a period, I don't recall exactly when, but there
10 was a period of a week or two when I didn't hear
11 much from him, and at that time, Alex Miller's
12 husband also emailed me and said, "Have you heard
13 anything from them because I'm kind of worried?"

14 And I said, "I think they're just busy."

15 And then I called a few times and finally got
16 through and said, "Is everything okay? Todd Miller
17 is worried."

18 Q I didn't see that -- that email. Is that something
19 you still have?

20 A I don't think I do. It was -- it would -- if Dave
21 still has all the ICA emails, it would be in there
22 because I believe he sent it to ICA.

23 Q Okay. And during that time, did you communicate
24 with Professor Voros via email?

25 A I don't remember.

1 Q And did he also call every day to talk with you and
2 your children?

3 A I don't remember if he called every day, and I
4 don't -- I mean, I -- I don't remember. He called
5 sometimes.

6 Q Typically, did he call to talk to his kids at
7 night?

8 A Uh-huh.

9 MR. SYRETT: You need to say yes or no.

10 A Yes. Sorry.

11 Q And during your communications with Professor
12 Voros, did you discuss what work was being done?

13 A I believe we discussed it once, but I don't
14 remember. I think that was after -- I don't
15 remember. Yeah, we discussed it once, and I
16 remember him saying that everyone was working
17 really hard; the hours were really long, and he was
18 buying them a lot of dinners and stuff like that. I
19 don't remember when that was, though. I really
20 don't.

21 I do feel like this is a memory test. This is
22 like three years ago and then you're like "you did
23 say it." I was like -- I don't remember that. I
24 don't remember. It was a long time ago. It was --
25 it was kind of a puzzling time for me.

1 Q I understand. And I'm -- I'm just trying to clarify
2 based upon your affidavit --

3 A Right.

4 Q -- of what transpired.

5 A Well, that's what I remembered at the time when I
6 was saying it, so.

7 Q If we could look back at your affidavit, which has
8 been marked as Exhibit 77.

9 A Uh-huh.

10 Q I just want to ask you, Paragraph 30.

11 A Yes.

12 Q What work was being performed in May 2016?

13 A Well, I wasn't there, so I don't know. I just know
14 that he was saying -- he was telling me often that
15 -- primarily, talking about Alex; what a good
16 worker Alex was and how much she could lift and
17 that the work was really, really strenuous and
18 that's why we should, you know -- later when I
19 arrived in the summer, that's why he thought she
20 deserved a salary, because she was working so hard.

21 Q Well, it says here --

22 A And that --

23 Q -- that you determined that the work they were
24 doing in May of 2016 was more strenuous --

25 A Right.

1 Q -- then it had been in the past. So how did you
2 determine that if you didn't know what they were
3 doing?

4 A By what -- I only know what Dave told me.

5 Q Okay. Did he tell you anything other than what you
6 just testified to?

7 A I'm sorry. I'm getting confused. I don't even know
8 what I just said. I'm really tired.

9 Q Well, would you like to take a break?

10 A He told -- he -- he -- yes. I would like to take a
11 break.

12 Q Okay.

13 (Off the record from 5:30 p.m. until 5:36 p.m.)

14 THE EXAMINATION BY MS. MOOSE CONTINUES

15 Q All right. Going back to Paragraph 30. I'm just
16 trying to understand the basis for your conclusion
17 that the work was being done in May of 2016 --

18 A Okay.

19 Q -- was more strenuous.

20 A Because Dave told me so. He told me the work was
21 strenuous.

22 Q Okay. Anything else that forms the basis of that
23 opinion?

24 A Well, just seeing things. I mean I used to work as
25 a kind of a construction worker in Chicago when I

1 was a young student, and I know how much work it is
2 to stucco a wall or to, you know, move a pile of
3 bricks, or you know, clean something that hasn't
4 been cleaned in a really long time. So when I
5 arrived, I looked at how much had been done by
6 those three students or four students, I thought,
7 "that's a lot of work."

8 Q So you made -- you formed this opinion after you
9 arrived in Italy?

10 A Both. Both. From what Dave told me and then when I
11 arrived, because he told me that they were working
12 10 hours a day. He made some negative comments
13 about Allison Dunavant and said she was the only
14 one who was being lazy; he said that everybody was
15 working really hard and that, in particular, Alex
16 was working really hard, and you know -- yeah.

17 Q What is the typical schedule for assistants when
18 they're in Italy?

19 A About five hours a day. Like they get up; usually,
20 the help with the breakfast/lunch/dinner thing. And
21 so they get up, they help set up the tables --

22 Q And I don't want to cut you off --

23 A I mean this is what I remember. I know what it is
24 now. But --

25 Q But I'm not really interested about the work that

1 the assistants did when they're students there,
2 because I understand there's a difference.

3 A They -- okay. This was the only time I know of when
4 we had -- except for maybe a week before things
5 would begin -- I mean again, this was a very short
6 period of time in terms of a company. This was the
7 only time that I know of when students were there
8 without -- without a program.

9 Q Okay.

10 A Uh-huh. So I don't have anything to compare it to.

11 Q Okay. I understand. And -- and you and Professor
12 Voros, did y'all talk about the schedule?

13 A No.

14 Q Now the second sentence of Paragraph 30 refers to
15 the work on the shed --

16 A Wait, when you say talk about the schedule --
17 beforehand or during? Because you just asked me did
18 we talk about the schedule, so.

19 Q But you've already told me what he said about
20 working 10 hours a day.

21 A Okay. So you meant ahead of time.

22 Q But other than that, was there any discussion about
23 --

24 A No.

25 Q -- the schedule -- what was being done?

1 A Other than -- no schedule, no.

2 Q Okay.

3 A There was -- there was the discussion about what
4 needed to be done, and again, I recommended hiring
5 kids with vouchers.

6 Q And you had everything set up so that could be
7 done?

8 A Uh-huh. I worked -- I researched the thought;
9 that's what I did in December. I researched how to
10 hire occasional help in Italy. Because in Italy,
11 even for seasonal help we do, we have to pay
12 severance --well, when we did the company, we had
13 to pay severance pay at the end of every thing, and
14 if you hire somebody year-round, it's -- the labor
15 laws are intense. You cannot, like, un-hire someone
16 and just be like, "Well, I don't like you anymore."
17 "Well, we don't need you this year." It's very,
18 very intense. So you have to have -- this is what I
19 discussed with the commercialistas.

20 And my involvement with the business was
21 mostly this kind of stuff. That it would be better
22 to use the voucher system because they were
23 cracking down on payments under the table, they
24 were looking at our accounts, and the best thing to
25 do is hire a voucher system where the voucher

1 automatically had the percent of taxes and medical
2 that was needed, and you could just say okay, you,
3 you, you -- you're all going to get vouchers and
4 you're going to get this many hours of work.

5 Q The work on the shed in the backyard, was that done
6 during the period that Allison Dunavant was there?

7 A Yes. I think so. I mean it was done while I was not
8 there. I don't know when it was done. It was -- it
9 was not done -- Dave told me over the phone that he
10 was having them work on the shed, which I didn't
11 like. And when I got there, he told me he had a
12 surprise for me and it was done. I think we went
13 through this already.

14 Q Okay. Well, I just wanted to make sure -- that was
15 my question was when the work on the shed was done.
16 And it's your understanding it was done while --

17 A It was my understanding --

18 Q -- Allison was there?

19 A It was my understanding that it was done in the
20 month of May.

21 Q But you don't know specifically when?

22 A Actually, I don't know.

23 Q And you don't know if Allison worked on the shed,
24 correct?

25 A I don't know who worked on the shed because I

1 wasn't there. All I know is there were no vouchers.

2 Q And we covered already you think they missed the
3 train, not from downtown Rome, but from a suburb --
4 suburb's station -- train station?

5 A Yes. That's what I believe Dave told me that, at
6 some point, or what I read in one of his things
7 that he sent, that he gave them directions to get
8 from this suburban train station to Terni.

9 Q But all of your --

10 A I could be wrong. But that's --

11 Q -- opinions and information about what happened in
12 May of 2016 in Italy is based on what you were told
13 by Dave Voros?

14 A Everything I know is what David told me or what I
15 observed when I got there.

16 Q Okay. But all of your opinions are based on those
17 two things: what David told you and what you saw
18 when you got there?

19 A And they're not even opinions. I'm just telling you
20 what Dave told me.

21 Q Okay. Well I'm -- I'm just asking --

22 A That's what I'm trying --

23 Q -- because it says, "It is my opinion."

24 A Oh, that would --

25 Q In Paragraph 30.

1 A The opinion part came in when I got there.
2 Q Okay.
3 A I see what you're saying, yes.
4 Q Okay.
5 A When I got there and looked at how much got done in
6 that short of amount of time, I was like -- you
7 know, a lot of physical labor went into this.
8 Q Okay. Okay. So, I know we covered this in part
9 before, but I have some questions about Paragraph
10 31 of your affidavit.
11 A Okay.
12 Q It says, "Voros called me when Allison and the
13 other assistants missed their train in Terni."
14 A Yes, that should say "after." I think -- I don't
15 think he called me when. I don't know how that got
16 -- that got past me, but it -- I said that earlier,
17 it should say "after," sometime after. I don't know
18 when after.
19 Q So you don't know what -- what day you learned they
20 missed their train?
21 A No, I don't remember.
22 Q What do you remember that you knew as far as --
23 A What he told me.
24 Q -- there was an issue?
25 A He told me that that they had missed their train in

1 Terni and that it was a big problem for some
2 reason, and then -- well, just what I say here.

3 Q Well, when did you tell him that he should pick the
4 students up and arrange or arrange for a car to get
5 them?

6 A When did I tell him?

7 Q Yes, ma'am.

8 A I think I said should have. I don't think I said
9 should.

10 Q So --

11 A If I remember -- it's really hard to remember
12 exactly.

13 Q I understand. And I'm just trying to make sure I
14 completely --

15 A Because I wasn't there --

16 Q -- understand your testimony.

17 A -- it was all phone calls and I had dogs fighting
18 and kids and all kinds of other -- you know, trying
19 to prepare the last of the curriculum for the 50
20 students coming in and -- you know, in -- in a two-
21 week period. So, this all happened very quickly and
22 I don't remember a lot.

23 Q Well, with the stuff that happened with Allison
24 Dunavant, it was a major thing, a major problem?

25 A Did I think it was a major problem? No, it seemed

1 like Dave was very emotional about it.

2 Q So you weren't concerned about it before you went
3 to Italy?

4 A I wasn't concerned about it, no.

5 Q And so when did you tell Professor Voros that he
6 should pick the students up or arrange for a car?

7 A I said I don't remember. It was my opinion that he
8 should have picked the students up or arranged for
9 a car. I told him that sometime after all this
10 occurred.

11 Q Okay. So you didn't tell him at the time --

12 A No, I didn't talk to --

13 Q -- on May the 15th or 16th?

14 A I didn't -- I don't think I talked to him on that
15 very day.

16 Q When did he tell you he was going to copy Andrew
17 Graciano on correspondence?

18 A Man, I don't remember.

19 Q Was that --

20 A I believe it was sometime after -- it was sometime
21 before she came back and before I got there he told
22 me that. Or maybe he said "I did copy Andrew
23 Graciano," because he was telling me after, so,
24 yeah.

25 Q Okay. So do we need to revise Paragraph 31?

1 A Well, it should say "after" instead of "when," and
2 he told me he copied -- past tense -- Andrew
3 Graciano on all correspondence to her as she was
4 there as a USC -- yeah. He told me he copied. He
5 doesn't say he was planning to do something where I
6 could say, "No don't do that." He told me he did.

7 Q Okay. So as we sit here today, none of these
8 discussions referenced in Paragraph 31 happened
9 before you got to Italy?

10 A I'm sorry? No, they happened over the phone.

11 Q Okay.

12 A But I'm not -- what I'm saying is I don't know when
13 exactly in terms of what happened in Italy or when
14 it happened because I wasn't there.

15 Q Okay.

16 A I don't know if it was four days later, four days
17 before -- yeah, I know it wasn't four days before,
18 but I don't know.

19 Q Okay. So you just don't know?

20 A I don't even think I knew at the time, and I
21 certainly don't know now. I don't remember.

22 Q Tell me about the basis for your opinion in
23 Paragraph 32.

24 A The basis for my opinion on that is that I nearly
25 got stuck there in the evening. And at some point -

1 - and I don't remember when -- David said something
2 to me about "We were young kids and once slept in
3 train stations." I don't remember when he said
4 that, or if it was even in reference to the same
5 thing, but I said, "Well, I wouldn't feel safe
6 spending the night in that one."

7 Q And what is frightening about it?

8 A There's a -- well, I kind of go --

9 Q Is this the one where you said the pick-pockets and
10 the --

11 A It seemed like there was a lot of, like, solicitors
12 around. Like, they --they have a big immigration
13 problem in Italy, and it seems like maybe it's
14 because it's on a major train line that a lot of
15 people are just kind of wandering around, and that
16 always spooks me, because it's like you get a lot
17 of people who are in need of something in one
18 place, and -- and it's dark at night. It's scary.

19 Q So Paragraph 34 -- can you confirm for me when that
20 call occurred that's referenced in Paragraph 34 of
21 your affidavit?

22 A It was probably around the same time as the other
23 phone call. I mean or is -- it might've even been
24 the same phone call. I think I said that earlier.

25 Q And what I'm confused about, it says "Voros later

1 called me." So that to me infers it's not the same
2 phone call, but maybe I'm not reading that
3 correctly. And I know that that --

4 A Well, if you change --

5 Q -- your attorney drafted this and I just want to
6 make sure we have your --

7 A Right.

8 Q -- correct statement.

9 A Well, to -- as far as the exact timing before or
10 after, you know, later, now; I don't remember
11 exactly, but both of those phone -- I don't
12 remember and I don't even remember if that was one
13 phone call or two. But I do know that it was after
14 the events occurred. So that's why later would make
15 sense and that's why after would make sense instead
16 of when.

17 Q What -- what problem does -- did Professor Voros
18 have with Luigi?

19 A I don't know.

20 Q Did it have something to do with some interaction
21 between your daughter and Luigi?

22 A I don't think so. I think it -- Dave, he seemed to
23 have an issue with Luigi for a long time.

24 Q We would have to ask Professor Voros about that?

25 A Yes, you'd have to ask Professor Voros about that.

1 I never had any problems with Luigi, and my
2 daughter never reported to me any problems with
3 Luigi.

4 I do know that my -- well -- my daughter was
5 nowhere around when I was sitting at a table just
6 minding my business the summer after and he came up
7 and started calling me a slut and all kinds of
8 other things because I was sitting near -- at a
9 table where Luigi was present. There were also
10 other people present, male and female. It just
11 seemed to be a fixation to me.

12 Q And this was during the time that y'all were in the
13 middle of a divorce?

14 A Yeah, and I know that he talked to -- yes, but I
15 also know that before that, the mayor talked to me
16 because her and Luigi grew up together, and David
17 made a complaint to the mayor that the guys in the
18 town were bothering the students. And there was a
19 time when he wouldn't let any of the students go
20 down to La Torraccia and all this kind of stuff.
21 And Daniela was very upset about that and told me
22 that -- that it hurt her feelings, that these were
23 good -- these were good guys; nobody had any ill
24 intentions, if there was anyone with ill
25 intentions, she would know about it. That's what

1 her feelings about it was that she told me.

2 Q Just going to hand you what was previously marked
3 as Exhibit 30. I'll ask you if you can identify
4 this document.

5 A I -- I don't think I saw this document. I don't
6 know.

7 MR. SYRETT: You don't have any other copies?

8 MS. MOOSE: We have previously marked everything
9 as one and so I do not.

10 A Uh-huh. I don't think I've seen this before.

11 Q Were you copied on emails that were sent on May 16th
12 describing what was going on in Italy that day?

13 A On May 16th? You mean these emails?

14 Q Yes, ma'am.

15 A Forward. Not on this one. I don't see my name on
16 there. Oh, ICArts is on there. Yeah. What date was
17 that?

18 MR. SYRETT: May 16.

19 A (Reads document softly to self) -- "abundantly
20 clear that you're not here as part of USC; you're
21 here through ICA only, and I am the co-owner and
22 director; the cost of a three-week residency is
23 3400 euro, and this is your compensation for
24 working five hours a day five days a week in
25 exchange for studio, meals, and accommodations. I

1 this regard you have been deficient." I don't
2 remember seeing this, but, yeah. Anyway.

3 Q And what did you do in follow-up to receiving this
4 email?

5 A What did I do?

6 Q Uh-huh.

7 A I don't -- if I don't remember seeing it, I don't
8 remember what I -- if I did anything.

9 Q Okay. When did you become aware that Allison
10 Dunavant was claiming that ICA assaulted her?

11 A That ICA assaulted her? When did I become aware of
12 that?

13 Q Yes, ma'am. Are you aware of that?

14 A I'm -- don't remember that

15 Q Are you aware that Allison Dunavant is claiming
16 that ICA battered her?

17 A Oh, I'm aware of that in the -- yes. Oh, I see. Was
18 I aware of it at the time? No. Am I aware of it
19 now? Yes.

20 Q And when did you first become aware that Allison
21 was asserting these claims against the company,
22 ICA?

23 A I really don't recall. I mean, I suppose it was
24 when -- against ICA specifically?

25 Q Yes, ma'am.

1 A Rather than the University? Because I know -- I
2 know that there was something about an EOP at some
3 point. Probably when it was publicized or maybe
4 Dave said something to me about it. I don't know. I
5 think when it was in the paper in May 2018.

6 Q And have you had any discussions with anyone about
7 the claims against ICA?

8 A No, not really. I mean, people talked about the
9 whole thing because it was in the papers and people
10 talk. But I don't recall having a specific
11 discussion.

12 Q Have you ever discussed it with Allison Dunavant?

13 A About ICA?

14 Q Uh-huh.

15 A No.

16 Q Never talked to Allison about ICA?

17 A Not about ICA.

18 Q Were you involved in preparing ICA's statement as
19 to what happened for the University of South
20 Carolina?

21 A No, I don't remember doing that. I might have been
22 if -- if -- here's what happened: I don't recall
23 anything that summer, then when we came back, and I
24 went to Italy again, and I was there for two or
25 three weeks for a residency and Dave was here in

1 South Carolina.
2 My computer was stolen at that time. And so
3 when I came back, I was frantically changing all of
4 my passwords to all of my accounts and stuff like
5 that. And I had realized over the summer that Dave
6 was having this affair with this woman who he
7 wanted to be the co-manager of the company and I
8 was preoccupied with that. Also at that time, David
9 was being very abusive to me, for example, with
10 credit card bills. I would try to look at the
11 credit card bill so I could kind of see what was
12 going on, and he would become explosive to the
13 point where I had to call the police. So a lot of
14 that time period, fall 2016, is a huge blur for me.

15 (Exhibit Number 93 marked for identification)

16 Q Ms. Bowers, can you identify what's been marked as
17 Exhibit 93? 94.

18 MS. ALBRECHT: I only have a 92.

19 MS. BOWERS: I do too.

20 A 93. I don't know.

21 MR. GESSNER: Yeah, it's marked as 93.

22 A May 18th, yes, this --

23 COURT REPORTER: I'm sorry.

24 MR. GESSNER: She's got it. It's marked
25 correctly.

1 COURT REPORTER: Oh, I marked it as 93, sorry.

2 A So what are you asking me? If I was aware --

3 Q Can you identify the documents that are marked --

4 A Yes, I remember this document.

5 Q Okay. And what does it show?

6 A It shows Dave copying me on an -- and asking me to
7 foreword a -- his account of what happened in Italy
8 through me.

9 Q And did you look at the information that Professor
10 Voros sent you for clarity?

11 A I don't think I did. I might have, May 18? I mean,
12 that was just a week or two before trying to come
13 to Italy and get all this stuff done. And for
14 clarity, as far as how he's wording things and
15 stuff like that, perhaps. I wasn't there, so I
16 wouldn't know what's clarity and what's not
17 clarity.

18 Q Well, did you review the information that Professor
19 Voros sent you on May 18?

20 A I think I skimmed it to be honest with you. I don't
21 remember. I don't remember.

22 Q And did you send it to anyone?

23 A Dave asked me to send a copy of it to a friend of
24 his that used to work in the University, the
25 professor.

1 Q And did you forward it on?

2 A Yes, I did. He asked me to do and I did.

3 Q And did they make comments?

4 A Yes, I think so. I don't remember. I remember

5 Carolyn making comments, I mean.

6 Q And did they send those comments back to you?

7 A The ICA email was being used as a sort of
8 intermediary. Dave told me he didn't have Carolyn's
9 email and he didn't have John's email; he didn't
10 have these other people's email that he wanted me
11 to forward it for him. So, in my typical
12 secretarial fashion, I simply forwarded it. But I
13 didn't know what happened.

14 MS. MOOSE: There must've been about -- just must
15 be one page. It is. So everybody's copies are --
16 I'm sorry -- getting confused.

17 (Exhibit Number 94 marked for identification)

18 Q I'll hand you what's been marked as Exhibit 95.

19 A Uh-huh.

20 Q Can you identify this document for us?

21 MR. SYRETT: 95 or 94?

22 A I have 94.

23 MS. ALBRECHT: 94.

24 A Yeah, that's Carolyn's email to me, as ICA, and I
25 don't remember if I forwarded that on to David or

1 not because he was -- I don't know how this worked
2 or if he was looking at it through the ICA email at
3 that point.

4 Q And did you review what Carolyn's comments were?

5 A Yes.

6 Q And did you agree with her that y'all needed
7 something in writing for the students?

8 A Yes.

9 Q Did you also communicate with John about this?

10 A You mean speak to him?

11 Q Speak or communicate in writing.

12 A Yes, he's CC'd on here. Yes.

13 (Exhibit Number 95 marked for identification)

14 Q I'll hand you what's been marked as Exhibit 95.

15 A Uh-huh.

16 Q Can you identify this for me?

17 A Yes. So he just -- it was just forwarded the same
18 thing that he forwarded to me and Alex to get
19 feedback from John and Carolyn on what he was
20 saying.

21 Q Okay. And did you review and respond to John and
22 Carolyn?

23 A Did I review what?

24 Q What they -- their comments?

25 A Yes.

1 Q And you responded back to them that same day, May
2 18, correct?

3 A Uh-huh. Uh-huh.

4 Q That a yes?

5 A Sorry, yes.

6 Q Thank you. So at least by May 18, you knew what was
7 going on, correct?

8 A I knew what Dave was saying was going on. But I
9 didn't see any -- yeah, I knew what Dave was saying
10 was going on. That's all I knew because I wasn't
11 there. I knew what he was saying. And he wrote then
12 to Allen Miller.

13 Q When did you first learn that Allison Dunavant was
14 alleging any kind of inappropriate touching or
15 making statements that Professor Voros had
16 communicated he wanted to engage in sexual acts
17 with her?

18 A When did I first learn that?

19 Q Yes, ma'am.

20 A When it came out in the paper. I mean I wasn't in
21 touch with Allison, so I wouldn't know that.

22 Q And do you know if her lawsuit was the first time
23 that those allegations were made?

24 A I have no idea.

25 Q Did Professor Voros ever talk with you about any

1 allegations along those lines? By Allison?

2 A David was not talking to me much about what was

3 happening at that point. We were -- we were busy

4 over the summer doing stuff so, no. What David was

5 talking to me about at that time was -- he was --

6 you know, like he would disappear on the porch for

7 a long time and make calls, he would tell me he was

8 going to have lunch with this person or that

9 person. He would call me from West Columbia and

10 making excuses. I mean, there was other stuff going

11 on and I was not discussing with him.

12 He -- it was as if -- I got the feeling that

13 he wanted to keep me away from that -- that there -

14 - because -- and I didn't know what the situation

15 is, like, why am I being suddenly -- not supposed

16 to look at the credit card bills, not supposed to

17 look at the documents, not supposed to do this, not

18 supposed to do that, and being explosive, and

19 being, you know, scary. So that's how I felt at the

20 time.

21 Q Well, prior to reading what you read in the

22 newspaper about this litigation, what was the

23 understanding of the basis for Allison Dunavant's

24 complaints?

25 A Complaints to who?

1 Q To ICA, about ICA.

2 A I never received any complaints about -- to ICA. I
3 never received any correspondence from Allison
4 about ICA so I don't know,

5 Q Was the basis of your understanding that she was
6 upset because of the incident on the side of the
7 road?

8 A I had no idea.

9 Q And I believe you testified earlier that you had --
10 did -- never read the amended complaint?

11 A What's the amended complaint?

12 Q After the newspaper article, as Evan discussed
13 earlier, she amended her allegations in the -- in
14 this lawsuit.

15 A I believe you sent the amended complaint when you
16 sent the request for an affidavit from Brian Dumas'
17 office.

18 Q That is correct.

19 A Uh-huh.

20 Q I did. I don't know if I sent the original or the
21 amended one. Have you read Allison's --

22 MS. ALBRECHT: It was the second amended --

23 MS. MOOSE: Oh, I see.

24 MS. ALBRECHT: -- because of -- I think --

25 because originally we just changed how the ICA's

1 name was to be written.

2 MS. MOOSE: You are correct.

3 MS. ALBRECHT: So it may say amended, but not be
4 what you're talking about.

5 MS. MOOSE: Okay. Well, anyway.

6 A Yeah.

7 Q Moving on, have you read Allison Dunavant's
8 deposition testimony in this case?

9 A Deposition testimony?

10 Q Yes, ma'am.

11 A No. Where -- I don't know where I would read that.

12 Q Are you aware that Allison confirmed she did not
13 walk in on David engaging in sexual acts and she
14 cannot say exactly what, if anything, was going on
15 in Italy?

16 A No.

17 MR. SYRETT: You need to answer.

18 A No, I'm not aware of that.

19 Q Are you aware that she confirmed that Professor
20 Voros did not imply or say he wanted to engage in
21 sexual acts with her, but just made flirty comments
22 as she described them?

23 A No, I would not be -- I would not be aware of that.
24 How would I be aware of that? You know? I am not
25 aware of that.

1 Q Are you aware that she has confirmed that she does
2 not say or know of any specific evidence of sexual
3 harassment?

4 A I'm not aware of that.

5 Q How has this lawsuit and the related publicity
6 impacted you and your family?

7 A Well, I think that it hasn't really impacted them -
8 - my children too much. I know that David has made
9 a lot of threats to me about it directly, a lot of
10 threats, and has made a lot of intimidating
11 remarks, and has done a lot of intimidating things
12 specifically related to the lawsuit and/or the --
13 what you call it -- the activism stuff that was
14 going on. But as far as the rest of my family, I
15 mean.

16 Q So it hasn't been difficult on your children?

17 A There's other things that have been more difficult
18 on my children that are more personal to them.

19 Q After the summer of 2016, did you end up drafting a
20 student resident working assistant job description?

21 A I did.

22 Q And did you actually become in charge of selecting
23 the students to serve as assistants?

24 A That, and directing the program speaking -- which
25 was supposed to be speaking with Norman Miller, the

1 guy whose guy I can't remember at MICA, whoever at
2 USC -- you know, whoever was in charge at that
3 time. At that time I think Bill Pruitt was -- we
4 were trying to do a global studies thing.

5 Q Getting close.

6 (Exhibit Number 96 marked for identification)

7 A What's this?

8 MR. SYRETT: This is your other affidavit.

9 A Uh-huh. Okay.

10 Q Can you identify what's been marked as Exhibit 96?

11 A Yes.

12 Q What is this document?

13 A This is an affidavit by me.

14 Q And you executed this on August 7, 2019?

15 A Uh-huh.

16 Q And this affidavit was prepared at the request of
17 ICA; is that correct?

18 A Uh-huh.

19 MR. SYRETT: You have to answer yes or no.

20 MS. ALBRECHT: Yes?

21 A Yes, sorry. I keep doing that. I'm sorry,
22 everyone.

23 MR. GESSNER: It's okay.

24 A It's just a lifelong habit.

25 MR. GESSNER: Exactly.

1 Q Were you represented by counsel who assisted you
2 with the affidavit?

3 A Yes.

4 Q And is it accurate?

5 A I believe it's accurate. Yes.

6 Q Any changes that need to be made?

7 A To this affidavit?

8 Q Yes, ma'am.

9 A I can't think of anything. I mean, it simply says
10 that the facts alleged in amended complaint, which
11 I assume was the one that you sent, against ICA,
12 that if they were true, they were not authorized by
13 me.

14 (Exhibit Number 97 marked for identification)

15 Q Okay. I'll hand you what's been marked as Exhibit
16 97 and I'll just represent to you. This is the
17 subpoena that we served to get records from you.

18 A Uh-huh.

19 Q And I just want to confirm that we have all the
20 documents that are requested in Exhibit A?

21 A I believe so. I mean there's a lot of things here,
22 but I believe so.

23 Q What did you do to try --

24 A Because there are some --

25 Q -- to gather information?

1 A Well, I had a few emails left over from ICA, that
2 for whatever reason were stored on my computer,
3 mostly from -- I don't know why I had them, and
4 then I also went into my BowersP@mailbox.sc.edu to
5 find any and all emails from ICA. I mean, sorry,
6 referencing ICA since David used his email so much
7 for that. And that's what I did.

8 Q Okay. And we've reviewed a lot of documents today
9 that were your documents but you just no longer
10 have copies of those; is that correct?

11 A Are you talking about the ICA emails?

12 Q Yes, ma'am.

13 A No, yeah, I wouldn't have.

14 Q And referring back to Exhibit 77, which is your
15 other affidavit --

16 A Uh-huh.

17 Q Other than the changes that we've talked about
18 today, are you aware of any other changes that need
19 to be made to make this affidavit accurate and
20 complete?

21 A And now I can't even find it, sorry.

22 Q I have a copy; it's not a Bates stamped copy but
23 I'll be glad to give my copy.

24 A I got it.

25 Q Okay.

1 A So all the first part's all -- I suppose I would
2 just change small words, "David Voros was director
3 and primary decision-maker."
4 Q All right. What paragraph is that?
5 A Fifteen.
6 Q Okay.
7 A Rather than sole decision-maker that sounds like I
8 didn't do anything, which is not true.
9 Q Exactly.
10 A Right, so I would just -- the word choice.
11 Q Okay. How about the statement, "I was only a co-
12 owner in -- or I was only a co-owner in title
13 only"? Is that accurate?
14 A The part that says he made business decisions
15 without consulting me is accurate, so I often felt
16 like I was a co-owner in title only.
17 Q But in actuality, you owned half the business,
18 correct?
19 A Right.
20 Q And you did --
21 A So it just seems like kind of an -- an unnecessary
22 statement.
23 Q And you actually did a lot of work on behalf of
24 ICA, correct?
25 A Right, especially money stuff, banking, setting up

1 the commercialistas, et cetera. But as far as
2 making decisions, final decisions other than those
3 things, I feel that, you know, he made business
4 decisions without consulting me often, and in
5 direct opposition to what I -- you know. Uh-huh.

6 Q So --

7 A Or didn't consult me at all.

8 Q So then change to --

9 A So it -- it could be changed to --

10 Q -- made some business decisions without consulting
11 me?

12 A I would say he made many business decisions without
13 consulting me or refused to take my -- refused to
14 take my -- my position seriously.

15 Q Okay.

16 A And he did make a lot of business decisions without
17 consulting me.

18 Q What major business decisions did he make without
19 consulting you?

20 A Well, he decided that for the student assistants --
21 I mean I really thought it was important to bring
22 in that girl who spoke Italian and was good at
23 doing that. I thought that she could've been a
24 major asset for the company as a -- as a
25 scholarship person. So there's -- that's one thing,

1 and then I can't think of others right now because
2 I've been doing this for like a lot of hours here
3 and I'm brain-dead, but that's the first one that
4 comes to my mind.

5 Q Okay.

6 A And so without -- a major decision I think was the
7 -- how to get the business ready for students
8 coming and USC. I think my idea with the vouchers,
9 that he didn't take that seriously, was a major
10 decision. He refused -- even when I was presumably
11 the, quote, "program director" in 2017 he -- he
12 became nearly violent with me over talking to the
13 person who ran MICA. For some reason he had this
14 thing about, "you're not allowed to contact him."
15 "I'm going to sue you;" he was constantly
16 threatening me. So that was a major business
17 decision of just how do -- I mean, I had no idea
18 what was going to be in the contract or how the
19 program was going to be set up for a major client.

20 Q Okay. So any other changes to Paragraph 15 of your
21 affidavit to make it accurate and complete?

22 A I think -- I don't know what you wrote down there,
23 but I think that sounds complete.

24 Q Let's talk about Paragraph 14 for a minute.

25 A Fourteen?

1 Q Yes, ma'am. In your opinion.

2 A My opinion. Yes. That is my opinion.

3 Q And do you have any objection -- I think we talked
4 about earlier, Carlo even though he's not a
5 licensed taxi driver, you don't have any concerns
6 about people or students riding with him?

7 A No, and I would add that he speaks very -- does not
8 speak a lot of English. I mean, as I said,
9 typically with Carlo, with me, I would set it up
10 for the students unless they were older students
11 like our age and were savvy travelers and all that.
12 I did not feel comfortable just telling students
13 "yeah, call Carlo," you know.

14 Q But y'all would arrange that as a mode of
15 transportation?

16 A When I did it, I would arrange it and make sure it
17 was all arranged and structured and --

18 Q Okay.

19 A Uh-huh.

20 Q And there are other modes of transportation, taxis
21 and other ways to --

22 A In Monte Castello? No. Unfortunately, there are
23 not.

24 Q So the only way to get --

25 A -- is a little --

1 Q -- from the bottom of the hill to the top of the
2 hill is a car?

3 A Is to walk or take a car.

4 Q Okay. And there are no other drivers other than
5 Carlos?

6 A Right, I don't -- I remember you asking me earlier
7 how long it would take; I don't even know if I ever
8 answered you, but it would take me probably a
9 couple hours to walk up that hill and I would not
10 be happy about it. But I'm a little older, so. Now
11 there's -- there's no other drivers that I know of.
12 No other drivers that I know of. And there's no
13 regular bus service. I don't think I've ever been
14 able -- I've been going to Monte Castello for 15
15 years, and I don't think I've ever taken a bus tour
16 from it. I always rent a car or hire Carlo.

17 Q Okay. And I know you testified that Professor Voros
18 made business decisions without consulting you, did
19 you ever make any business decisions without
20 consulting him?

21 A After 2017, I -- I don't know if I made business
22 decisions without consulting him, but I acted with
23 more initiative and agency.

24 Q But as we sit here today, can you say that you
25 never made a single decision about ICA without

1 discussing it with Professor Voros in advance?

2 A I -- I can't think of one.

3 Q And we've covered the business decisions he made
4 without consulting you, correct?

5 A I'm -- I'm certain there are more but I just can't
6 think of them right now. And if there were some
7 that he didn't consult me on, I wouldn't know about
8 it either, so.

9 Q And ICA is a limited liability company, correct?

10 A Uh-huh.

11 MR. SYRETT: Answer yes or no.

12 A Yes. Sorry.

13 Q I understand. You state in Paragraph 16 you didn't
14 attend company meetings or vote on company
15 decisions, but were there any company meetings and
16 official votes for the LLC?

17 A There were in Italy. I had discovered when I
18 arrived in the summer of 2016 that they had had
19 staff meetings and so on and, you know, deciding
20 with -- that Alex should be this or Alex should be
21 that, and I was not invited to those. And I know
22 that there were -- yeah, I mean otherwise, we
23 didn't have regular meetings or -- or vote. There
24 were two of us, and I -- I -- I feel that I was
25 looped in at times and not looped in at other

1 times. That's what my experience was. So I think
2 there were sometimes meetings that I was not
3 invited to.

4 Q And we've covered that?

5 A We covered that.

6 Q Okay. Great.

7 A But if you mean a company meeting like just ICA, I
8 mean there's only two of us so.

9 Q Okay. So -- you didn't really have those company
10 meetings?

11 A Not until the summer of 2016 Dave started
12 organizing company meetings.

13 Q In 2016?

14 A Uh-huh.

15 Q Why did you start organizing company meetings?

16 A Dave started organizing company meetings. To vote
17 on whether or not Alex should help manage the
18 kitchen and he told me that the cook would quit if
19 Alex didn't -- if Alex wasn't involved directly
20 every day in managing the kitchen, and then he said
21 she didn't really have to do anything, just stand
22 there and watch people work, stuff like that.

23 Q Okay. Well, I'm talking about, the way I read this:
24 attend company meetings. That to me sounds more
25 like an owners meeting.

1 A Uh-huh.

2 Q But you weren't really referring to owners meetings
3 there right?

4 A No, just managers. Eros was there as manager.

5 Q Okay.

6 A Right. No, there was only two of us; we didn't
7 really -- so if it's -- if you're talking about
8 just -- it's probably just a moot point because --

9 Q So it's just a staff meeting, basically?

10 A Right. But if you're talking about company meetings
11 where it would be just the company, that would be
12 just Dave and I.

13 Q Right. And those didn't occur, right?

14 A Not really, no.

15 Q And then in the second sentence of Paragraph 16,
16 you refer to Professor Voros making decisions
17 without following ICA's established by-laws; and I
18 believe you testified earlier, you're not aware of
19 any by-laws?

20 A I never saw the by-laws, and I -- I guess I was
21 confused. I thought that that meant that we were
22 supposed to be equal partners, and it didn't seem
23 like it. That's what happened.

24 Q So are you aware of any --

25 A As opposed to a company where he's the manager and

1 I'm just an investor or something.

2 Q But y'all were both managers in this case?

3 A In this case.

4 Q And there are no established by-laws, correct?

5 A If there are, I don't know where they are and I
6 don't know about them.

7 Q So why the reference to the established by-laws?

8 A I don't remember. I don't know.

9 Q Then that would -- would need to be corrected,
10 correct?

11 A Uh-huh.

12 MS. ALBRECHT: Is that a yes?

13 A Yes.

14 Q All right. I believe we've covered everything in
15 Paragraph 24 relevant to your recommendation --

16 A Uh-huh.

17 Q -- and conflicts of interest, but if there's
18 anything else we haven't covered --

19 MR. SYRETT: Yes or -- yes or no. Not "uh-huh."

20 Pam.

21 A I'm sorry. Could you repeat the question?

22 Q Yes, ma'am. I'm so sorry. I want to make sure we've
23 covered everything related to paragraph 24 with
24 respect to your recommendations on assistants and
25 conflicts of interest. I believe we covered that

1 already but, if not, I'd like to talk about that.

2 A I think we've covered it.

3 Q Okay. Then if we go to paragraph 25 of your
4 affidavit, I just want to clarify --

5 A Oh I'm sorry. For 24, if you wanted to add: I
6 recommended to Voros that assistants be hired from
7 universities other than the University of South
8 Carolina where we both teach, to prevent conflicts
9 of interest and by that -- I don't want that to be
10 misinterpreted, I meant by, you know, you're in
11 class with someone and you're saying hey, "This
12 will be a great thing for you to do," and they feel
13 pressured by you or something like that. I don't
14 mean like some legal conflict of interest.

15 Q Okay. Thank you for that clarification.

16 A And -- and to broaden the program.

17 Q Okay.

18 A That was my intention in that.

19 Q On paragraph --

20 A And I also would change the word selected. Because
21 I didn't -- I really didn't think of it as hiring.
22 I didn't. So if this is my affidavit I would say,
23 "selected from universities other than the
24 University of South Carolina, or selected from just
25 artists -- working artists."

1 Q Okay.

2 A Not necessarily University students at all.

3 Q Anything else with respect to Paragraph 24?

4 A No.

5 Q All right. I want to ask you a few questions about
6 paragraph 25. You comment on some criticism that
7 you overheard and then in the next sentence say
8 that Ketty -- Keta stopped working at ICA, though.

9 A Uh-huh.

10 Q Those are unrelated, right? Y'all would not
11 continue to contract with Ketty and that's why she
12 no longer provided services at the end of summer --

13 A Right, it's not like she's -- right. And I --
14 instead of saying "criticize unjustly," I would
15 change it to "criticize her very harshly on several
16 occasions."

17 Q Any other changes?

18 A No.

19 MR. SYRETT: Where are -- where are we on time?

20 Are we close to the seven hours yet?

21 MS. MOOSE: Yes.

22 MR. SYRETT: I don't think we need to impose on
23 Ms. Bowers much longer.

24 MS. MOOSE: Well, I understand, but I didn't get
25 started until after 3:00.

1 MR. SYRETT: Not my problem: the rule says seven
2 hours.

3 MS. MOOSE: All right. Have we been on the record
4 seven hours?

5 MR. SYRETT: That's why I was asking.

6 MS. MOOSE: Yeah, let's go off the record and
7 check the time, and if so I'll narrow this down to
8 three more questions.

9 (Off the record from 6:28 p.m. until 6:30 p.m.)

10 THE EXAMINATION BY MS. MOOSE CONTINUES:

11 Q All right. Ms. Bowers, in the interest of time --

12 A Uh-huh.

13 Q -- these were produced by ICA, but I do not have
14 colored pictures -- colored copies of all of them.

15 I can give you my black-and-white copies --

16 A Uh-huh.

17 Q -- but I'm going to mark this as an exhibit.

18 MS. MOOSE: Andy, I will give you my copy. This
19 is ICA 4 through 35.

20 (Exhibit Number 98 marked for identification)

21 Q Ms. Bowers, can you identify the pictures that have
22 been marked as some exhibit?

23 COURT REPORTER: Ninety-eight.

24 Q Ninety-eight.

25 A Uh-huh.

1 Q What are these pictures of?
2 A These are Asilo -- the upstairs of Asilo.
3 Q If you could just go through each picture very
4 quickly and just give us a short description of
5 what is shown in the picture.
6 A Oh, my gosh. Okay.
7 Q Quickly.
8 A The stairway, a room with a mosquito net --
9 Q In Asilo?
10 A Uh-huh.
11 Q Okay.
12 MS. ALBRECHT: Is that a yes?
13 MR. SYRETT: Yes or no?
14 A Yes, Asilo. A view out the window, may or may not
15 be Asilo, I'm not sure. A bathroom --
16 Q In Asilo?
17 A -- in Asilo.
18 Q Would that be the bathroom that Allison Dunavant
19 was --
20 A The school store down stairs at Asilo. Another
21 picture of the school store. I don't know what this
22 is. I have no idea.
23 Q Okay.
24 A I believe that's the downstairs of Asilo. What is
25 that? I don't recognize that picture with those

1 benches; that must've been from a time when I
2 wasn't there. I mean I don't know when those
3 pictures are from.

4 Q Okay.

5 A That's the outside entrance. Another outside
6 entrance. I don't know when this picture is from,
7 but this looks like the downstairs of Asilo. But I
8 don't recognize those table so I don't know when
9 that's from. There's a couch downstairs in Asilo. I
10 don't know what this is.

11 Q Is that perhaps the pharmacy in Monte Castello?

12 A Oh, yes. That's the pharmacy, yes.

13 This is a bar. This is probably Tiglio Market.

14 Q In -- in Monte Castello?

15 A Yes.

16 Q Is that a place you can get food?

17 A Well, you can't -- they don't have sandwiches or
18 cooked food. If this is Tiglio Market, they have
19 the food that you see there: candy and ice cream
20 and stuff like that.

21 Q Okay.

22 A Uh-huh. This is Café Centrale.

23 Q Is that a place you can eat in Monte Castello?

24 A Again, they have pastries in the mornings.

25 Sometimes -- a man named Giovanni owns it.

1 Sometimes Giovanni makes sandwiches. And this is
2 from the last time I was there that I remember. I
3 don't know what it is now. And that's it.

4 Q Okay. So that would've been --

5 A Sometimes he has sandwiches. Sometimes he doesn't.
6 My experience is he has that stuff more often in
7 the summer -- full-on summer, June. Monte Castello
8 is a different place June through the end of
9 August. Uh-huh. It's mostly a coffee place and
10 drinking place.

11 I don't know what that is. What is that?

12 Q If you don't know, that's fine.

13 A I don't know what that is. It looks like -- it's
14 not the hotel restaurant; it looks like it might be
15 the new restaurant in Monte Castello? Or, I don't
16 know what it is. I don't recognize that. That's the
17 butcher where they sell raw meat. And there's
18 another picture of the butcher where they sell raw
19 meat.

20 Q Okay. Great. Thank you so much.

21 MR. SYRETT: You gave me a bunch more pictures
22 than you --

23 MS. MOOSE: What's that?

24 MR. SYRETT: Do you have another set of pictures?
25 What you gave me had more pictures than what she

1 identified.

2 MS. MOOSE: Yes, what happened was my paralegal
3 failed to print all the pictures, and so this
4 morning, when she didn't show up for work and get
5 my urgent message to correct them, all I had was
6 the ones I had already printed. So, sorry about
7 that.

8 MR. SYRETT: Okay. I -- I didn't know whether we
9 were stopping there. Do you want the --

10 MS. MOOSE: No, no. I'm not stopping.

11 MR. SYRETT: -- the ones you've -- that you
12 didn't get -- no, my question is --

13 MS. MOOSE: Yeah.

14 MR. SYRETT: -- do you want me to give you the
15 ones back that you didn't put in?

16 MS. MOOSE: Oh, I thought that colored copy was
17 everything.

18 MR. SYRETT: No, I mean, these --

19 A Are those the same but only in black and white?

20 MR. SYRETT: No.

21 A No, those are different.

22 MR. SYRETT: No, these -- this is -- this --

23 A Yeah, that's the outside of the meat place.

24 Q All right. Well, let's -- if you don't mind, go
25 ahead and mark that as the next exhibit, and I'm

1 sorry I don't have colored copies.

2 MR. SYRETT: That's fine.

3 (Exhibit Number 99 marked for identification)

4 A This is the outside of Tiglio Market where they
5 sell groceries. This is a wall. I don't know why
6 that's in there. With a little road. I guess that's
7 the outside of, I don't know, the hotel. This is
8 not printed all the way; I don't know what that is.

9 Oh, Grottino di Zio is a restaurant in Monte
10 Castello at the bottom of the hill that's sometimes
11 is if -- if -- it's one of those -- European style
12 restaurants where if you show up and say you want
13 to eat and if they're there, they make dinner.

14 Otherwise, it's not like they keep regular hours.

15 This is the hotel. This is now out of
16 business. I don't know what that is; the inside of
17 a different grocery store. This is the hair salon?
18 This is Santina in Tiglio Market selling, you know,
19 cold cuts.

20 This is a bakery. Bakery. Bakery. That's it.

21 MR. SYRETT: I don't think you intended to give
22 me that.

23 MS. MOOSE: Thank you so much.

24 Q All right. Let's get back to your affidavit real
25 fast and ask you a few more questions about that.

1 We're back on Exhibit 77.

2 A Where are we? Okay.

3 Q Is there a written lease for Asilo?

4 A I don't know if there is now but there was.

5 Q There was a written lease?

6 A Uh-huh. I believe the lease also includes

7 Perssiano, the studio building.

8 Q Okay.

9 A Same landlord.

10 Q All right. Let's look at Paragraph 28.

11 A Yes.

12 Q I believe if you could just clarify the last

13 sentence of Paragraph 28.

14 A I was not aware Allison Dunavant was hired by the

15 ICA or that she was in Italy.

16 Q When were you not aware? We looked at that March --

17 A We talked --

18 Q -- 2016 email.

19 A I don't remember exact dates from back then. I

20 don't recall seeing the March 26th email. Is that

21 the date you just said?

22 Q Yes, ma'am.

23 A I don't remember. And that email, after I read it

24 just now, doesn't say anybody's got any plans. In

25 fact, it's talking about you need to get airline

1 tickets and stuff, which would not indicate to me a
2 solid plan. And as far as my awareness, and I might
3 -- maybe I missed something, maybe I didn't -- as
4 far as my awareness, it was a couple days before --
5 a couple days after she got there.

6 Q Okay.

7 A That's what I remember at this moment.

8 Q And it's my understanding from your testimony that
9 you were not in Italy and you do not know what
10 happened --

11 A No, I was not in Italy until June.

12 Q And most of your communications were talking and
13 your testimony is based on what you remember now?

14 A My testimony is mostly based on what David told me.

15 Q As you remember it today, correct?

16 A Yes.

17 What is that?

18 MS. ALBRECHT: This will be 99?

19 COURT REPORTER: 100.

20 MS. ALBRECHT: Okay.

21 (Exhibit Number 100 marked for identification)

22 Q Can you identify what's been marked as Exhibit 100?

23 A Yes, this is an email from me to Dave while I was
24 in Italy, obviously, because it's June 24th, 2016.

25 Q So you were in Italy when you wrote this email?

1 A June 24th? I believe so. Yes, I was in Italy.

2 Q And when you say "they are in their late teens and
3 early twenties and cannot figure it out," who are
4 you referring to as "they"?

5 A The USC students and -- and SAIC students and all
6 these other -- you know, these young students, the
7 undergraduate students.

8 Q They should be able to figure it out at that age?

9 A What did I say here? Oh, the idea of bringing a
10 phone, the part about Italian phones. Aren't these
11 institutional students required to bring a
12 communication device? They're in their late teens
13 and early twenties; they can figure it out. What I
14 was referring to is bringing a phone. Alexandra
15 Stasko did not have a phone the entire time she was
16 in Italy.

17 Q And are these comments that you're making to
18 Professor Voros about her?

19 A Let me read through it. Well. I'll just read it out
20 to you. "I know you think she's the manager for the
21 American company. Whose American company? Ours, or
22 does she have her own company? Or is it just your
23 company? Why are you taking her more seriously than
24 your own wife and business partner? Why does she
25 need keys to the office? Exactly what is she

1 managing? What is she exactly other than co-
2 dependent? She's a good worker but that's all.
3 Nothing special if you ask me."

4 And then it goes on. So what I was referring
5 to was David's constant pressure on me from the
6 moment I arrived in Italy to elevate Alexandra
7 Stasko to a -- a position more important than my
8 own in the company. Like, you know, I didn't have -
9 - I didn't have a desk in the office. She had keys
10 to the office, et cetera.

11 She thought that she should manage the
12 kitchen. He told me that the cook would quit on us
13 in the middle of a session if -- if Alex wasn't
14 there to keep her company, and that she missed her
15 so much when she was in Jamaica, that you know, and
16 that we really needed that cook and if we didn't
17 have that cook there, we would have 50, 60 students
18 from the University of South Carolina and nothing
19 to give them to eat.

20 Q When -- in the third paragraph down, second line,
21 you say "we" -- in all caps -- "do a great job,"
22 who is "we"?

23 A Oh, he was, this -- that was in -- I just want to
24 contextualize it. When I arrived in Italy, Dave had
25 a big celebration and toasted Alex and said, "We

1 did such a great job; we did such a great job
2 getting all this set up."

3 And so my response was, "We? Who is 'we'? You
4 mean 'we' as in you and I or we as in you and
5 Alex?" That's what I was thinking of at the time.

6 Q Okay. And then at the very end --

7 A Uh-huh.

8 Q -- you say "maybe we are -- you were wanting a
9 silent partner, sorry to disappoint."

10 A Uh-huh.

11 Q That just -- that to mean means that you're saying,
12 "I'm a co-owner and I'm not going to sit around and
13 be quiet. I'm going to tell you what I think -- how
14 we need to run the company." Is that correct?

15 A Was that my intention in saying that?

16 Q Yes, ma'am.

17 A No, my intention in saying that was exactly that:
18 that I had -- I felt at that point that Dave wanted
19 me to be a silent partner and take care of the
20 banking and send the money and that sort of thing
21 and that I was angry about that.

22 Q Okay.

23 A That did not mean that I was saying anything else.
24 It says exactly what -- that's exactly what I
25 meant.

1 Q Okay. I was just trying to understand.

2 A Uh-huh.

3 Q In context.

4 A Uh-huh.

5 (Off the record from 6:44 p.m. until 6:45 p.m.)

6 EXAMINATION

7 BY MS. ALBRECHT:

8 Q You mentioned earlier something about you thought
9 the students were staying for the summer that had
10 come early.

11 A Right.

12 Q Why -- why was that your belief?

13 A We had discussed that because I thought that -- I
14 thought that all the students would stay for the
15 summer and that I was concerned about them. I
16 wanted them to have a good experience and I knew
17 that just set-up, regardless of how many hours or
18 whatever, would not be the kind of experience that
19 they were looking for, likely.

20 Q If they --

21 A I mean --

22 Q Sorry, go ahead.

23 A No, go ahead.

24 Q If they stayed for the summer, would they have
25 gotten to participate in the programs that took

1 place?

2 A Yes.

3 Q And there were no programs taking place while they
4 were there in May?

5 A No, the program started -- I think I arrived with
6 the USC group if I recall correctly.

7 Q If Allison testified that Mr. Voros had made
8 statements to her that she needed to be more like
9 Alex, and that if she was more like Alex, she would
10 receive certain benefits, do you have any idea what
11 he would be insinuating?

12 MS. MOOSE: Object to the form of the question.

13 Q You can answer it.

14 A Okay. So, could you repeat the question? That just
15 confused me.

16 Q Yeah. If -- if Mr. Voros had said to Allison you
17 should be more like Alex, or if you're more like
18 Alex, you'll receive certain benefits, do you have
19 any idea what he would be insinuating to her?

20 A Well, I wasn't --

21 MS. MOOSE: Object to the form of the question.

22 A I wouldn't know because I wasn't there, but I do
23 know that he said similar things to me about Alex
24 over the summer and that, if I worked harder like
25 Alex or if I was more like her, maybe he wouldn't

1 be so mean or something like that, or maybe he
2 wouldn't be so -- you know, I didn't get out of bed
3 early enough or I didn't do this good enough or I
4 didn't do that good enough. So it was like -- I
5 don't know what he was insinuating, but I sort of
6 think he was -- that she was providing him services
7 beyond what I was providing at that time. Sexual
8 stuff, I think. I don't -- but I don't know what he
9 meant when he said that to Allison because I wasn't
10 there.

11 Q And if Professor Voros had touched Allison's face
12 and legs, would you think that was appropriate?

13 A No.

14 Q I don't have any other questions.

15 MR. SYRETT: Damon, do you have any questions?

16 Are you still awake?

17 MR. WLODARCZYK: Do you want to go another couple
18 of hours?

19 MR. SYRETT: No, I really don't. I -- my
20 impression was you had earlier said you didn't
21 think you had any questions.

22 MR. WLODARCZYK: I -- I would like to talk to
23 David just for a brief moment, but I don't
24 anticipate anything.

25 MR. SYRETT: Okay. So, like, I guess --

1 MS. ALBRECHT: Do you want us to hold for you?

2 MR. SYRETT: You can just wait for us to step
3 out.

4 MR. VOROS: I can call him.

5 (Off the record from 6:49 p.m. until 6:56 p.m.)

6 MR. WLODARCZYK: Yeah, I don't have any
7 questions.

8 (Whereupon the within hearing was

9 concluded at 6:56 p.m.)

10 (*This transcript may contain quoted material.
11 Such material is reproduced as read or quoted
12 by the speaker.)

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STATE OF SOUTH CAROLINA)
)
)
COUNTY OF KERSHAW)
)
CERTIFICATE

Be it known that Crystal Knappenberger 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.



Crystal Knappenberger

Date: 11/14/2019
Notary public for South Carolina
My commission expires November 17, 2026