

2025 Feb-25 PM 02:40

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
DISTRICT COURT  
N.D. OF ALABAMA  
1-4

Page 1	Page 3
<p>1 UNITED STATES DISTRICT COURT</p> <p>2 FOR THE NORTHERN DISTRICT OF ALABAMA</p> <p>3 SOUTHERN DIVISION</p> <p>4</p> <p>5 EVAN MILLIGAN, et al., )</p> <p>6 Plaintiffs, )</p> <p>7 ) CASE NO:</p> <p>8 VS. ) 2:21-CV-01530-AMM:</p> <p>9 WES ALLEN, in his official)</p> <p>10 capacity as Alabama )</p> <p>11 Secretary of State. )</p> <p>12 Defendant. )</p> <p>13 MARCUS CASTER, et al., )</p> <p>14 Plaintiffs, )</p> <p>15 ) CASE NO:</p> <p>16 VS. ) 2:21-CV-1536-AMM</p> <p>17 WES ALLEN, in his official)</p> <p>18 capacity as Alabama )</p> <p>19 Secretary of State. ) DEPOSITION OF:</p> <p>20 Defendant. ) JEFF WILLIAMS</p> <p>21</p> <p>22 S T I P U L A T I O N S</p> <p>23</p> <p>24 IT IS STIPULATED AND AGREED, by and</p> <p>25 between the parties through their respective counsel,</p>	<p>1 A P P E A R A N C E S</p> <p>2</p> <p>3 FOR THE MILLIGAN PLAINTIFFS:</p> <p>4 HARMONY A. GBE</p> <p>5 Attorney at Law</p> <p>6 Hogan Lovells US, LLP</p> <p>7 1999 Avenue of the Stars</p> <p>8 Suite 1400</p> <p>9 Los Angeles, California 90067</p> <p>10 310-785-4600</p> <p>11 harmony.gbe@hoganlovells.com</p> <p>12</p> <p>13 DAYTON CAMPBELL-HARRIS</p> <p>14 Attorney at Law</p> <p>15 American Civil Liberties Union</p> <p>16 Voting Rights Project</p> <p>17 125 Broad Street</p> <p>18 18th Floor</p> <p>19 New York, New York 10004</p> <p>20 425-516-8400</p> <p>21 dcampbell-harris@aclu.org</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
Page 2	Page 4
<p>1 that the deposition of:</p> <p>2 JEFF WILLIAMS,</p> <p>3 may be taken before Merit Gilley, Commissioner and</p> <p>4 Notary Public, State at Large, with all parties</p> <p>5 appearing remotely, on the 10th day of August, 2023,</p> <p>6 commencing at approximately 12:01 p.m.</p> <p>7</p> <p>8 IT IS FURTHER STIPULATED AND AGREED that</p> <p>9 the signature to and reading of the deposition by the</p> <p>10 witness is waived, the deposition to have the same</p> <p>11 force and effect as if full compliance had been had</p> <p>12 with all laws and rules of Court relating to the</p> <p>13 taking of depositions.</p> <p>14</p> <p>15 IT IS FURTHER STIPULATED AND AGREED that</p> <p>16 it shall not be necessary for any objections to be</p> <p>17 made by counsel to any questions, except as to form or</p> <p>18 leading questions, and that counsel for the parties</p> <p>19 may make objections and assign grounds at the time of</p> <p>20 the trial, or at the time said deposition is offered</p> <p>21 in evidence, or prior thereto.</p> <p>22 ***</p> <p>23</p> <p>24</p> <p>25</p>	<p>1 JOELLE MILLER</p> <p>2 Attorney at Law</p> <p>3 NAACP Legal Defense &amp; Educational Fund, Inc.</p> <p>4 40 Rector Street</p> <p>5 5th Floor</p> <p>6 New York, New York 10006</p> <p>7 212-965-2200</p> <p>8 Jmiller@naacpldf.org</p> <p>9</p> <p>10 AMANDA NECOLE ALLEN</p> <p>11 Attorney at Law</p> <p>12 Hogan Lovells US, LLP</p> <p>13 Columbia Square</p> <p>14 555 Thirteenth Street NW</p> <p>15 Washington, DC 20004</p> <p>16 202-637-2521</p> <p>17 amanda.n.allen@hoganlovells.com</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
5-8

<p>Page 5</p> <p>1 DEUEL ROSS</p> <p>2 Attorney at Law</p> <p>3 NAACP Legal Defense &amp; Educational Fund, Inc.</p> <p>4 700 14th Street N.W.</p> <p>5 Suite 600</p> <p>6 Washington, DC 20005</p> <p>7 202-682-1300</p> <p>8 dross@naacpldf.org</p> <p>9</p> <p>10</p> <p>11 FOR THE CASTER PLAINTIFFS:</p> <p>12 MAKEBA RUTAHINDURWA</p> <p>13 Attorney at Law</p> <p>14 Elias Law Group</p> <p>15 250 Massachusetts Avenue NW</p> <p>16 Suite 400</p> <p>17 Washington DC 20001</p> <p>18 202-968-459</p> <p>19 mrutahindurwa@Elias.law</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>Page 7</p> <p>1</p> <p>2 EXAMINATION INDEX</p> <p>3</p> <p>4 Jeff Williams</p> <p>5 BY MS. GBE . . . . . 9</p> <p>6 BY MS. FAIRBANKS MESSICK . . . . . 41</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12 EXHIBIT INDEX</p> <p>13</p> <p>14 Plaintiffs' Exhibit MAR</p> <p>15 1 Declaration of Jeffrey V. Williams 32</p> <p>16 2 Redistricting Map of Alabama 39</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p>Page 6</p> <p>1 FOR THE DEFENDANT SECRETARY WES ALLEN:</p> <p>2 MISTY S. FAIRBANKS MESSICK</p> <p>3 Constitutional Defense Division</p> <p>4 Office of the Attorney General</p> <p>5 State of Alabama</p> <p>6 501 Washington Avenue</p> <p>7 P.O. Box 300152</p> <p>8 Montgomery, Alabama 36130</p> <p>9 334-353-8674</p> <p>10 misty.messick@alabamaag.gov</p> <p>11</p> <p>12</p> <p>13 ALSO PRESENT:</p> <p>14 Robert Pacheco - Esquire Video Specialist</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>Page 8</p> <p>1 I, Merit Gilley, a Court Reporter of</p> <p>2 Birmingham, Alabama, and a Notary Public for the State</p> <p>3 of Alabama at Large, acting as Commissioner, certify</p> <p>4 that on this date, as provided by the Federal Rules of</p> <p>5 Civil Procedure and the foregoing stipulation of</p> <p>6 counsel, there came before me on the 10th day of</p> <p>7 August, 2023, with all parties appearing remotely,</p> <p>8 commencing at approximately 12:01 p.m., JEFF WILLIAMS,</p> <p>9 witness in the above cause, for oral examination,</p> <p>10 whereupon the following proceedings were had:</p> <p>11 THE VIDEOGRAPHER: We are now on the</p> <p>12 video record. Today's date is August the 10th, 2023.</p> <p>13 The time is 12:01 p.m. Central standard time. This</p> <p>14 begins the videoconference deposition of Jeff Williams</p> <p>15 in the matter of Evan Milligan, et al. versus Wes</p> <p>16 Allen, et al.</p> <p>17 My name is Robert Pacheco. I am the</p> <p>18 remote videographer. The court reporter today is</p> <p>19 going to be Ms. Merit Gilley, both representing</p> <p>20 Esquire Deposition Solutions. Would counsel please</p> <p>21 introduce yourselves and your affiliation, and the</p> <p>22 witness will be sworn in.</p> <p>23 MS. GBE: Hi. This is Harmony Gbe of</p> <p>24 Hogan Lovells. I am counsel on behalf of the Milligan</p> <p>25 plaintiffs.</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
9-12

<p style="text-align: right;">Page 9</p> <p>1 MS. RUTAHINDURWA: Hi. Makeba 2 Rutahindurwa on behalf of the Caster plaintiffs. 3 MS. ALLEN: Amanda Allen of Hogan 4 Lovells on behalf of the Milligan plaintiffs. 5 THE COURT REPORTER: Ms. Messick? 6 MS. FAIRBANKS MESSICK: Misty 7 S. Fairbanks Messick for Secretary of State Wes Allen. 8 JEFF WILLIAMS 9 being first duly sworn, was examined and testified as 10 follows: 11 THE COURT REPORTER: All right. Usual 12 stipulations? 13 MS. GBE: Agreed. 14 MS. FAIRBANKS MESSICK: Yes, please. 15 THE COURT REPORTER: Go ahead. 16 EXAMINATION 17 BY MS. GBE: 18 Q All right. Hi, Mr. Williams. As I 19 mentioned, my name is Harmony Gbe; and I'm counsel for 20 the plaintiffs in this case. 21 Have you ever been deposed? 22 A I have. 23 Q How many times have you been deposed? 24 A One time, and it was maybe 25 years ago. 25 Q And do you remember what that case was</p>	<p style="text-align: right;">Page 11</p> <p>1 A Yes, ma'am. 2 Q As you know, we have a court reporter 3 with us here today; and she will be making a written 4 record of our conversation. So I ask that you provide 5 clear and concise answers and speak slowly so that she 6 can get everything. And please make sure to provide 7 verbal answers only, so no head nods or responses like 8 uh-huh. 9 A Sure. 10 Q Does that make sense? 11 A Yes, ma'am. 12 Q Relatedly, we should strive not to talk 13 over each other. I ask that you please wait until I 14 finish my question before responding, just as you're 15 doing now. And also I will wait until you've provided 16 your response before asking the next question; okay? 17 A Yes. 18 Q And you understand that you should give 19 the same seriousness in answering my questions here 20 today as you would if you were testifying in court 21 before a judge or a jury; correct? 22 A Of course. 23 Q If I ask you a question that you do not 24 understand, please let me know. 25 Otherwise, I will assume that you</p>
<p style="text-align: right;">Page 10</p> <p>1 about? 2 A I do not. It had -- had something to do 3 with and -- with the bank I was working for and a -- 4 and a client, but I do not remember the -- the 5 specifics of it. 6 Q And have you ever testified at trial? 7 A I have not. 8 Q You understand that you are testifying 9 under oath today? 10 A Yes, ma'am. 11 Q Is there anything that might prevent you 12 from understanding my questions or answering 13 truthfully? 14 A No. 15 Q Are you represented by counsel today? 16 A I am not. 17 Q So since it's been a while since you've 18 been deposed, I'm just going to go over a few ground 19 rules so we're on the same page. 20 Is that okay? 21 A Of course. 22 Q Okay. So I'll be asking you a series of 23 questions, and you're going to answer them to the best 24 of your ability. 25 Do you understand?</p>	<p style="text-align: right;">Page 12</p> <p>1 understand my question; okay? 2 A Yes, ma'am. 3 Q If any attorney makes an objection 4 during the deposition, you still have to answer the 5 question unless you are specifically instructed not to 6 do so. 7 Do you understand? 8 A I do. 9 Q Please let us know if you need a break 10 at any point. 11 The only thing I ask is that if there's 12 a question pending that you answer that question 13 before we take the break; okay? 14 A Yes. Okay. 15 Q And as we go through the questions 16 during the deposition, you may realize that a prior 17 answer wasn't entirely accurate. If you do realize 18 that, please let me know so that we can correct the 19 record. 20 Do you understand? 21 A I do. 22 Q So do you understand all the 23 instructions that we just discussed? 24 A I do. 25 Q Okay. So with that out of the way; you</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
13-16

<p style="text-align: right;">Page 13</p> <p>1 understand, Mr. Williams, that you're here testifying</p> <p>2 today as a witness in the case of Milligan versus</p> <p>3 Allen?</p> <p>4 A Yes, ma'am.</p> <p>5 Q And we're conducting this deposition</p> <p>6 remotely.</p> <p>7 So where are you physically right now?</p> <p>8 A I'm in my office at 170 East Main</p> <p>9 Street, Dothan. I am -- I will tell you I am downtown</p> <p>10 on main street where there's a lot of traffic, sirens,</p> <p>11 and so forth. So there may be interruptions</p> <p>12 occasionally.</p> <p>13 Q Understood.</p> <p>14 Is there anyone in the room with you</p> <p>15 right now?</p> <p>16 A No, ma'am.</p> <p>17 Q And do you have access to any email,</p> <p>18 chat, or text message functions currently on your</p> <p>19 computer?</p> <p>20 A Yes, I do.</p> <p>21 Should I shut those down?</p> <p>22 Q Which ones do you have open?</p> <p>23 A I have Outlook is currently open. I can</p> <p>24 close that. And I can turn off my phone completely.</p> <p>25 Q That isn't necessary, but it -- it is</p>	<p style="text-align: right;">Page 15</p> <p>1 to prepare, did you --</p> <p>2 MS. GBE: Sorry -- was there -- I got</p> <p>3 some feedback. I wasn't sure.</p> <p>4 Can you all hear me?</p> <p>5 THE WITNESS: I can.</p> <p>6 MS. FAIRBANKS MESSICK: I can hear you.</p> <p>7 Q (By Ms. Gbe) Thank you.</p> <p>8 So going back to what you did</p> <p>9 specifically to prepare for today's deposition.</p> <p>10 Did you meet with anyone?</p> <p>11 A I -- I had phone calls with the Attorney</p> <p>12 General's office asking me to -- to testify and what</p> <p>13 that would mean; giving me the -- sort of the rules</p> <p>14 about the deposition; how the -- the -- how I should</p> <p>15 conduct myself and so forth; and asking me, you know,</p> <p>16 to prepare a written testimony about -- I should --</p> <p>17 why I have maybe some unique perspective to represent</p> <p>18 the wire -- the wiregrass in -- in this case.</p> <p>19 Q How many phone calls did you have?</p> <p>20 MS. FAIRBANKS MESSICK: Object to the</p> <p>21 form.</p> <p>22 Q (By Ms. Gbe) With the attorney -- how</p> <p>23 many phone calls did you have with the Attorney</p> <p>24 General's office to prepare for today's deposition?</p> <p>25 A I would estimate four.</p>
<p style="text-align: right;">Page 14</p> <p>1 helpful to know. Thank you.</p> <p>2 A Yes, ma'am.</p> <p>3 Q So let's talk about a little bit what</p> <p>4 you did to prepare for today's deposition.</p> <p>5 So tell me: What did you do to prepare?</p> <p>6 A Well, I -- I just thought about the case</p> <p>7 and how it might affect the wiregrass area. I thought</p> <p>8 about how we work together in this -- this --</p> <p>9 specifically, this five-county area in the very</p> <p>10 southeast of Alabama; how, from an economic</p> <p>11 standpoint, that it -- it -- dividing this area from a</p> <p>12 Congressional representation standpoint might affect</p> <p>13 us negatively. So it -- a lot of thought about all</p> <p>14 the -- the work together that the counties around here</p> <p>15 do. So make, you know -- you know, made mental notes</p> <p>16 and hopefully prepared myself to discuss it.</p> <p>17 Q Okay. I'm sorry. Just to go back to</p> <p>18 what we just discussed a few moments ago.</p> <p>19 Actually, do you -- could you please</p> <p>20 close your email and --</p> <p>21 A I did.</p> <p>22 Q -- turn off your phone.</p> <p>23 A I did. I did both.</p> <p>24 Q Thank you. Very much appreciated.</p> <p>25 But now talking back about what you did</p>	<p style="text-align: right;">Page 16</p> <p>1 Q I'm sorry.</p> <p>2 A One --</p> <p>3 Q Did you say "four"?</p> <p>4 A I would estimate four. One initially</p> <p>5 asking me if I'd be willing; and then two or three</p> <p>6 follow up to -- to -- about the written testimony and,</p> <p>7 you know, the parameters around that, what was needed;</p> <p>8 and then the final one to review what was required of</p> <p>9 me in a -- in a video deposition.</p> <p>10 Q And do you -- when were these phone</p> <p>11 calls?</p> <p>12 A I would say the initial one was maybe</p> <p>13 two weeks ago, and the -- and the others were two</p> <p>14 or -- maybe last week, and one yesterday.</p> <p>15 Q And how long, approximately, were each</p> <p>16 of these calls?</p> <p>17 A Fairly short --</p> <p>18 MS. FAIRBANKS MESSICK: Object to the</p> <p>19 form.</p> <p>20 A -- with the exception of the last one.</p> <p>21 The last one was reviewing all the rules around, you</p> <p>22 know, the video deposition and just kind of the</p> <p>23 standard, hopefully common sense, rules around video</p> <p>24 depositions. That was maybe 40 minutes long. The</p> <p>25 others were, I would say, no more than five to, say,</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
17-20

<p style="text-align: right;">Page 17</p> <p>1 ten minutes.</p> <p>2 Q (By Ms. Gbe) What rules are you</p> <p>3 referring to --</p> <p>4 A Just --</p> <p>5 Q -- in terms of the -- sorry. Go ahead.</p> <p>6 A -- essentially what you reviewed with me</p> <p>7 initially as far as how -- how depositions are</p> <p>8 conducted; not to -- you know, be respectful; not to</p> <p>9 use humor; you know, always be truthful; and, you</p> <p>10 know, don't talk over the attorney; so forth. Just I</p> <p>11 think it was just common deposition practices.</p> <p>12 Q Did you discuss anything else?</p> <p>13 MS. FAIRBANKS MESSICK: Object to the</p> <p>14 form.</p> <p>15 A On just --</p> <p>16 Q (By Ms. Gbe) On -- on -- on the -- the</p> <p>17 most recent call when you discussed the rules with</p> <p>18 someone from the Attorney General's office?</p> <p>19 A I believe it was pretty much all my --</p> <p>20 you know, what questions I had about the process and,</p> <p>21 you know, how -- how the process will work. And it</p> <p>22 reviewed -- they reviewed with me what I should expect</p> <p>23 and then, of course, the questions that I had around,</p> <p>24 you know, the process. So I think it was more of a</p> <p>25 procedural-type discussion.</p>	<p style="text-align: right;">Page 19</p> <p>1 Q And did Misty tell you anything else?</p> <p>2 A Nothing more than to be -- to be</p> <p>3 truthful and to not try to -- if I'm not an expert on</p> <p>4 something, just let -- let you know that I'm not.</p> <p>5 And, you know, I came here today to -- to testify on</p> <p>6 the items in my written testimony; which I do think</p> <p>7 I'm uniquely qualified to discuss. But I -- but</p> <p>8 outside of that, I did not -- did not want to get into</p> <p>9 the politics of the matter.</p> <p>10 Q And just to clarify: When you say "your</p> <p>11 written testimony," are you referring to the</p> <p>12 declaration you submitted in support of defendants'</p> <p>13 response in this case?</p> <p>14 A Yes, ma'am.</p> <p>15 Q Okay.</p> <p>16 MS. FAIRBANKS MESSICK: Object to the</p> <p>17 form.</p> <p>18 Q (By Ms. Gbe) Going back to the four or</p> <p>19 so conversations you had to prepare for this</p> <p>20 deposition; we discussed in more detail the most</p> <p>21 recent one that you had with Misty.</p> <p>22 Did you speak to anyone else in the</p> <p>23 Attorney General's office?</p> <p>24 A Yes. There was one other gentlemen. I</p> <p>25 believe he was a supervisor. But I do not recall his</p>
<p style="text-align: right;">Page 18</p> <p>1 Q And what questions did you have about</p> <p>2 the process?</p> <p>3 A Well, how -- how it would be conducted;</p> <p>4 you know, the -- what to expect. And, you know, I had</p> <p>5 -- my only question is I did -- I'm not a -- I try not</p> <p>6 to get political. And -- and -- in any respect. But</p> <p>7 I have friends on both sides of the aisle, and I --</p> <p>8 and I wanted to make sure that I would not be drawn</p> <p>9 into the politics of this case. I wanted to keep my</p> <p>10 interaction and -- and my -- my deposition to just the</p> <p>11 facts as I know them about how the wiregrass is one</p> <p>12 cohesive unit, one cohesive area that works together.</p> <p>13 Q And what were the -- actually, let me</p> <p>14 strike that.</p> <p>15 Who were you speaking to specifically in</p> <p>16 this most recent conversation with the Attorney</p> <p>17 General's office?</p> <p>18 A Misty Messick.</p> <p>19 Q And what did Misty tell you in response</p> <p>20 to those questions that you had?</p> <p>21 A To be truthful and -- just be truthful,</p> <p>22 and if I don't -- if I'm not an expert on something or</p> <p>23 I don't know something, just say that I don't know it</p> <p>24 or I'm not able to answer that. I'm not an expert in</p> <p>25 that area.</p>	<p style="text-align: right;">Page 20</p> <p>1 name. He was on the call for maybe three or four</p> <p>2 minutes --</p> <p>3 Q What's --</p> <p>4 A -- just to help answer -- answer my</p> <p>5 question that I just -- my main question that I just</p> <p>6 reiterated. And, essentially, his response was, as</p> <p>7 Misty would say, just to be truthful and if I'm not --</p> <p>8 don't know the answer to -- or not an expert in that</p> <p>9 area, just let you know that.</p> <p>10 Q Was his name Mr. LaCour?</p> <p>11 A No, it was not.</p> <p>12 Q And you do not remember this gentleman's</p> <p>13 name?</p> <p>14 A I'm sorry. I do not. He was brought</p> <p>15 into the call for just a few -- couple of minutes;</p> <p>16 three or four at most.</p> <p>17 Q Was his name Jim Davis?</p> <p>18 A That sounds correct. Yes, ma'am.</p> <p>19 Q Okay. Did you discuss anything else</p> <p>20 with anyone from the Attorney General's office to</p> <p>21 prepare for today's deposition?</p> <p>22 A I would say I did -- have not. I did</p> <p>23 nothing other than what I have described.</p> <p>24 Q Did you speak to anyone outside of the</p> <p>25 Attorney General's office to prepare for today's</p>

<p style="text-align: right;">Page 21</p> <p>1 deposition?</p> <p>2 A I did not.</p> <p>3 Q Did you speak to anyone from the</p> <p>4 legislature --</p> <p>5 A Not --</p> <p>6 Q -- to prepare for --</p> <p>7 MS. FAIRBANKS MESSICK: Object to the</p> <p>8 form.</p> <p>9 A No. In no way. I've not -- I've not --</p> <p>10 Q (By Ms. Gbe) Okay.</p> <p>11 A I've kept this just between me and the</p> <p>12 Attorney General's office.</p> <p>13 Q Have you seen any transcripts from other</p> <p>14 depositions in this case?</p> <p>15 A I have not.</p> <p>16 Q Did you visit any websites to prepare</p> <p>17 for your testimony today?</p> <p>18 A I have not.</p> <p>19 Q Did you review any documents to prepare</p> <p>20 for your testimony today?</p> <p>21 A Nothing other than my written testimony,</p> <p>22 my declaration I guess it was.</p> <p>23 Q And do you have a copy of your</p> <p>24 declaration in front of you?</p> <p>25 A I -- it's on my desk over to the side,</p>	<p style="text-align: right;">Page 23</p> <p>1 A Birmingham, Alabama.</p> <p>2 Q Is -- is that where you grew up?</p> <p>3 A I grew up in Birmingham until I was 11</p> <p>4 and moved to -- we moved to Tuscaloosa at the time, at</p> <p>5 11.</p> <p>6 Q And where do you currently live?</p> <p>7 A Dothan, Alabama.</p> <p>8 Q How long have you lived in Dothan?</p> <p>9 A Since February 2008.</p> <p>10 Q Do you have an email address?</p> <p>11 A I do. Yes, ma'am.</p> <p>12 Q And what is your email address?</p> <p>13 A My work email is</p> <p>14 Jeff.williams@smartbank.com.</p> <p>15 Q Do you have any other email accounts?</p> <p>16 A Yes. [REDACTED]</p> <p>17 [REDACTED].</p> <p>18 Q Any others?</p> <p>19 A I have one more that's rarely used.</p> <p>20 It's an old one: [REDACTED].</p> <p>21 Q Thank you.</p> <p>22 A And that's it.</p> <p>23 Q Do you have any personal social media</p> <p>24 accounts, like Facebook or Instagram or Twitter?</p> <p>25 A I have a Facebook account and a LinkedIn</p>
<p style="text-align: right;">Page 22</p> <p>1 but I do not -- I'm not reading it or reviewing it at</p> <p>2 this time.</p> <p>3 Q Understood.</p> <p>4 Did you do anything else to prepare for</p> <p>5 this deposition today?</p> <p>6 A I did not. Other than -- well, what I</p> <p>7 described earlier was, you know, a lot of</p> <p>8 consideration about how the area works together and --</p> <p>9 and all the factors that go into play about an area</p> <p>10 working together for economic development; whether it</p> <p>11 health care, you know, Fort Novosel, the -- the</p> <p>12 HudsonAlpha center that's being built; the similar</p> <p>13 geography; those kind of things. Just really tried to</p> <p>14 understand, put in my -- my -- my own thoughts as to</p> <p>15 around what would -- how would this affect us if we</p> <p>16 were to -- we were divided from a Congressional</p> <p>17 representation standpoint.</p> <p>18 Q Are you being compensated by anyone for</p> <p>19 being here today?</p> <p>20 A I am not.</p> <p>21 Q So let's talk a little bit about your</p> <p>22 personal background.</p> <p>23 Can you let me know your date of birth.</p> <p>24 A [REDACTED] '68.</p> <p>25 Q And where were you born?</p>	<p style="text-align: right;">Page 24</p> <p>1 account.</p> <p>2 Q And what are your user names on</p> <p>3 Facebook -- what is your user name on Facebook?</p> <p>4 A I have no idea. It's something I would</p> <p>5 have to go to my profile and look at, but I -- well, I</p> <p>6 show up as Jeff Williams, but there's -- I -- I don't</p> <p>7 know if there's a specific user name that you're</p> <p>8 looking for, but Jeff Williams is how it shows up.</p> <p>9 Q Do you use your Facebook account</p> <p>10 frequently?</p> <p>11 A I do.</p> <p>12 Q Have you discussed anything related to</p> <p>13 this case on Facebook?</p> <p>14 A Absolutely not.</p> <p>15 Q And I'm sorry. You said you have a</p> <p>16 LinkedIn account as well?</p> <p>17 A Yes.</p> <p>18 Q And do you remember your LinkedIn user</p> <p>19 name?</p> <p>20 A Well, again, it would show up as Jeff</p> <p>21 Williams on there. But I have no idea if -- there are</p> <p>22 several numbers after it if you're looking for a user</p> <p>23 ID, but Jeff Williams shows.</p> <p>24 Q And have you discussed anything related</p> <p>25 to this case on LinkedIn?</p>



JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
25-28

<p style="text-align: right;">Page 25</p> <p>1 A No, ma'am.</p> <p>2 Q I'm sorry. I didn't catch your answer.</p> <p>3 MS. FAIRBANKS MESSICK: I didn't hear</p> <p>4 that response.</p> <p>5 A I have not. No.</p> <p>6 Q (By Ms. Gbe) Thank you.</p> <p>7 Have you ever been involved in any other</p> <p>8 lawsuits?</p> <p>9 A I've -- nothing that's went to trial. I</p> <p>10 was sued by a former employee that was terminated.</p> <p>11 This was back in the, I would say, early 2000's. The</p> <p>12 -- it never went to trial; it was settled. That's the</p> <p>13 only -- and I've been a -- a juror on -- on a trial.</p> <p>14 That -- that would be my extent of my experience.</p> <p>15 Q Do you recall what the -- the case that</p> <p>16 you were a juror on, what it related to?</p> <p>17 A Yes. It was a rape case.</p> <p>18 Q Okay. So what is the highest level of</p> <p>19 your education?</p> <p>20 A Bachelor of arts. Bachelor of arts.</p> <p>21 Q And where did you attend school?</p> <p>22 A University of Alabama.</p> <p>23 Q And when did you graduate?</p> <p>24 A 1992.</p> <p>25 Q What do you do for a living?</p>	<p style="text-align: right;">Page 27</p> <p>1 A I was called by the Assistant General</p> <p>2 Mr. LaCour and asked if I would be a witness.</p> <p>3 Q When was that phone call from</p> <p>4 Mr. LaCour?</p> <p>5 A I would say two weeks ago. But it -- I</p> <p>6 couldn't tell you an exact date -- I'm sorry -- unless</p> <p>7 I looked it up.</p> <p>8 Q Do you know why Mr. LaCour called you?</p> <p>9 A He didn't say for sure. He said that I</p> <p>10 was -- my name was given to him as -- as potentially</p> <p>11 someone that would a -- a -- a good perspective on why</p> <p>12 the wiregrass should be considered as one -- one</p> <p>13 cohesive district.</p> <p>14 Q And why do you say that?</p> <p>15 I mean --</p> <p>16 MS. FAIRBANKS MESSICK: Object to the</p> <p>17 form of the question.</p> <p>18 Q I'm meaning why -- why -- why do you</p> <p>19 believe that -- that that is one of -- why he called</p> <p>20 you?</p> <p>21 MS. FAIRBANKS MESSICK: Object to the</p> <p>22 form.</p> <p>23 A I believe I have a unique perspective in</p> <p>24 that -- in my role as -- in commercial banking. I see</p> <p>25 a lot of different types of industry. I bank some of</p>
<p style="text-align: right;">Page 26</p> <p>1 A I'm the regional president for</p> <p>2 SmartBank.</p> <p>3 Q When did you start in that position as</p> <p>4 regional president for SmartBank?</p> <p>5 A September of 2021.</p> <p>6 Q And what was your position just prior to</p> <p>7 that one?</p> <p>8 A Market president for BBVA bank. BBVA.</p> <p>9 Q And how long were you market president</p> <p>10 for BBVA?</p> <p>11 A May 2013 through September of 2021.</p> <p>12 Q All right. So I'm going to pivot a</p> <p>13 little bit to your involvement in this specific case.</p> <p>14 Tell me what you know about the lawsuit</p> <p>15 at issue.</p> <p>16 A I understand that there are -- you know,</p> <p>17 the Supreme Court has -- has stated that the -- or --</p> <p>18 or ruled that Alabama is not properly representing</p> <p>19 minorities. There's not a -- we have only one</p> <p>20 district that's primarily minorities. And they're</p> <p>21 ruling that we should have two. And they've asked</p> <p>22 Alabama to go back to redraw the district -- district</p> <p>23 lines.</p> <p>24 Q And how did you get involved in this</p> <p>25 lawsuit?</p>	<p style="text-align: right;">Page 28</p> <p>1 the largest companies in this area. I have a unique</p> <p>2 perspective in that I'm -- I'm prior military. So I</p> <p>3 understand the issues that are involved all around</p> <p>4 Fort Novosel. I have a unique health care background.</p> <p>5 And I bank the largest health care practices and</p> <p>6 hospitals in the area. I'm -- I bank some</p> <p>7 agricultural-related industries which are -- is a big</p> <p>8 -- it's a big industry down here in agriculture. I --</p> <p>9 in my perspective coming from other markets, I've</p> <p>10 lived in Tennessee; I've lived in a good many cities</p> <p>11 in Alabama. I think I have a unique perspective on</p> <p>12 the geography and the industries here and how they're</p> <p>13 different than a Mobile or Montgomery or Auburn or</p> <p>14 Birmingham.</p> <p>15 And I'm very involved with the Chamber,</p> <p>16 as the incoming chairman and vice -- I'll be vice</p> <p>17 chairman and incoming chairman in October. So I have</p> <p>18 that Chamber of Commerce perspective. I'm also vice</p> <p>19 chairman of the Housing Authority. We're a regional</p> <p>20 housing authority, so I have a unique perspective on</p> <p>21 housing and what -- the need for affordable housing.</p> <p>22 So I have been very involved in community service, so</p> <p>23 I think I do bring a unique perspective to this case.</p> <p>24 MS. GBE: I'd like to object to</p> <p>25 Mr. Williams' answer as nonresponsive.</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
29-32

<p style="text-align: right;">Page 29</p> <p>1 Q (By Ms. Gbe) Let me rephrase my 2 question. 3 You said that at -- Mr. -- you believe 4 Mr. LaCour called you because of your familiarity with 5 the wiregrass community. 6 Did anyone tell you that specifically? 7 A Yes. I believe that was the reason for 8 the -- for the call is that -- 9 Q Did he say that -- oh, I'm sorry. Go 10 ahead. 11 A I don't know if he said those exact 12 words. But asked if I would be a witness, felt like I 13 am -- I would -- my name was given to him as someone 14 who had a good perspective on why and how we work 15 together. So -- I do -- I don't know any more than 16 that that I can tell you. 17 Q And had you spoken to Mr. LaCour before 18 this phone call two weeks ago? 19 A I have not. It was the -- may have -- 20 no. I -- first of all, no. I've not talked to him 21 prior to that. And if I talked to him again, it was 22 -- it was very brief in that so and so would be 23 contacting me or something like that. So if I talked 24 to him, it -- it was no more than maybe twice. I know 25 I earlier said once. That would have been the primary</p>	<p style="text-align: right;">Page 31</p> <p>1 Q Okay. So as you've indicated here today 2 during your testimony, you've submitted written 3 testimony -- you've submitted a declaration in this 4 case; correct? 5 A Yes, ma'am. 6 Q And you produced this declaration as 7 part of Alabama's response to plaintiffs' objection in 8 -- in this case; correct? 9 A Correct. 10 Q Have you seen Alabama's actual response, 11 so not your declaration, but the -- the response that 12 the State submitted? 13 A No, ma'am. 14 Q So I'm going to pull up your actual 15 declaration and ask you a few questions about that if 16 that's all right. 17 A Yes, ma'am. 18 Q So do you see a document on your screen? 19 A Not yet. It says it -- it's started 20 sharing. There it goes. I see it now. 21 Q Do you see the document now? 22 A Yes, ma'am. 23 Q Let's scroll through so that you can get 24 a better look. 25 So this document is eight pages. And on</p>
<p style="text-align: right;">Page 30</p> <p>1 call. There may have been even an email or a phone 2 call follow up and saying so and so would be 3 contacting me to discuss a -- a written testimony. 4 No. I didn't even know him prior to -- to my call two 5 weeks ago. 6 Q Do you know how Mr. LaCour received your 7 name as someone who would be willing to submit this 8 testimony? 9 A I -- I do not. I assumed it was some of 10 our representatives or -- or business leaders down 11 here that gave him -- so I sent him several names to 12 review. 13 Q And why do you assume so? 14 A Who -- I was -- he asked me if I would 15 -- if I knew of anyone else that would have a similar 16 perspective and -- and would -- would I be willing to 17 give him their name -- give them his -- give him their 18 names. Excuse me. 19 Q Did you provide any names to Mr. LaCour? 20 A I did. Yes, ma'am. 21 Q And which names did you give him? 22 A Brad Kimbro, COO of Wiregrss Electric 23 Co-Operative. 24 Q Any other names? 25 A No, ma'am.</p>	<p style="text-align: right;">Page 32</p> <p>1 the first page -- on the second page -- I'm sorry -- 2 it's titled "Declaration of Jeffrey Williams." 3 Do you see that? 4 A Yes, ma'am. 5 Q Does this document look familiar? 6 A It does. 7 Q Is this the declaration that you 8 submitted in this case? 9 A Yes, ma'am. 10 Q So I'm going to scroll -- I'm sorry. 11 So I'm going to mark and publish this 12 document as Exhibit 1. 13 (Plaintiff's Exhibit 1 was 14 marked for identification.) 15 Q And now I'm going to the scroll to the 16 last page, page eight. 17 Do you see the signature page on your 18 screen, Mr. Williams? 19 A Yes, ma'am. 20 Q Is that your signature? 21 A It is. 22 Q Who drafted this declaration? 23 A I did. It was -- I -- I sent it in a 24 Word document, and the Attorney General's office 25 placed it into this format.</p>



JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
33-36

<p style="text-align: right;">Page 33</p> <p>1 Q So you typed up this -- this declaration 2 yourself? 3 A Yes, ma'am. Certainly did. 4 Q Okay. I'm going to shop sharing my 5 screen. 6 Did anyone make edits to the declaration 7 that you typed up before you signed it? 8 A Not edits, but suggest -- suggested 9 changes to tweak up -- just really minor -- minor 10 things. Maybe to bring out a certain point, maybe 11 more about my military service or something like that. 12 But the -- there was not -- they did not make edits, 13 but suggested that I, you know, go a little bit more 14 about my background, give a little bit more about my 15 military service and so forth. But did not -- I don't 16 believe, I think, anything they mentioned were not 17 true edits as much as they were just suggestions that 18 I incorporate a little bit more information. 19 Q So you mentioned some suggestions about 20 bringing up your military background. 21 Were there any other suggestions made to 22 you about what should be included in the declaration? 23 A I believe more about my background and 24 commercial banking. I believe those two items were 25 the areas they wanted me to bring out a little bit</p>	<p style="text-align: right;">Page 35</p> <p>1 testimony? 2 Is that right? 3 A Asked if I'd be willing to -- 4 MS. FAIRBANKS MESSICK: Object to the 5 form. 6 A Asked if I'd be willing -- 7 MS. FAIRBANKS MESSICK: I'm sorry. 8 A Asked if I'd be willing to testify and 9 -- and asked if I'd be willing to come to Birmingham 10 to -- to testify in person. And I said I'd be -- be 11 happy to. Gave him a bit -- and gave him my 12 background and why I thought I would have a unique 13 perspective on this -- on the redistricting. 14 Did I answer your question? 15 Q (By Ms. Gbe) Yes. 16 A follow-up question: Did you -- so you 17 were asked whether you would submit written testimony 18 and also if you would testify in person? 19 Did you agree to testify in person? 20 A I did. 21 MS. FAIRBANKS MESSICK: Object to the 22 form. 23 Q (By Ms. Gbe) So going back to your 24 declaration: You received the call. 25 Then what happened in terms of putting</p>
<p style="text-align: right;">Page 34</p> <p>1 more about my background. 2 Q Did you receive any other suggestions on 3 the substance of the declaration? 4 A I don't -- I do not recall anything else 5 other than just adding -- adding to it. Maybe there 6 was a -- I believe there was a couple of items, couple 7 of sentences in there, that really didn't read very 8 clear. And they suggested a -- that I, you know, 9 rethink that sentence. So -- but -- but nothing of 10 substance. 11 Q And when you say "they," who are you 12 referring to specifically? 13 A Primarily Misty Messick. There was -- 14 Q Do you -- 15 A -- also a Richard Mink, I believe it is, 16 that was copied on everything. But I don't know if he 17 was giving suggestions or not, but he was copied on 18 email that I sent in. 19 Q And did you take the suggestions you 20 received from Misty? 21 A I did. Yes, ma'am. 22 Q So just to make sure I understand the 23 process of how your declaration was put together: You 24 -- you received a call from Ms. LaCour roughly two 25 weeks ago suggesting that you submit written</p>	<p style="text-align: right;">Page 36</p> <p>1 together the actual declaration? 2 MS. FAIRBANKS MESSICK: Objection. 3 Asked and answered. 4 THE WITNESS: Do I need to answer? 5 Q (By Ms. Gbe) Yes. 6 A Sorry. Just not -- the process is just 7 a little unfamiliar for me. 8 I was asked to -- if I would do -- be 9 willing to do it in person. I started putting my 10 thoughts together about, you know, my reasoning for 11 having the view that I have. And then maybe a few 12 days after that, I was asked to submit written 13 testimony. And I stated that I would -- you know, 14 they asked if I wanted to kind of do an interview with 15 them and -- and let them know my thoughts or if I'd 16 rather just submit a written testimony myself. I said 17 I definitely want to prepare it myself, put my 18 thoughts into it, and -- and everything was prepared 19 by me and my -- it was my -- my thoughts. 20 Q So you -- you prepared a draft of your 21 written testimony and sent it to the AG's office for 22 feedback? 23 Is that right? 24 A Yes, ma'am. 25 Q And then they -- they made suggestions,</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
37-40

<p style="text-align: right;">Page 37</p> <p>1 which you accepted and revised the declaration?</p> <p>2 Is that right?</p> <p>3 A Again, the --</p> <p>4 MS. FAIRBANKS MESSICK: Object to the</p> <p>5 form.</p> <p>6 A -- suggestions were only to add more</p> <p>7 background or to clarify a sentence or two. It was</p> <p>8 nothing that I -- that I believe was of substance.</p> <p>9 They didn't -- they didn't ask me to -- to add --</p> <p>10 bring out a point that I wasn't bringing out already,</p> <p>11 so forth.</p> <p>12 Q (By Ms. Gbe) And how many drafts were</p> <p>13 there to your declaration?</p> <p>14 A I would say maybe three total, with the</p> <p>15 third being the final.</p> <p>16 Q And did you receive suggestions on each</p> <p>17 draft from Misty or anyone else in the Attorney</p> <p>18 General's office?</p> <p>19 A Yes, ma'am.</p> <p>20 Q And did you review your declaration</p> <p>21 before signing it?</p> <p>22 A Yes, ma'am.</p> <p>23 Q Are you a member of the Republican</p> <p>24 party?</p> <p>25 A I -- I do vote Republican. But I'm not</p>	<p style="text-align: right;">Page 39</p> <p>1 A Okay.</p> <p>2 Q So do you see a document on your screen,</p> <p>3 Mr. Williams?</p> <p>4 A Yes, I do.</p> <p>5 Q And it's titled "Livingston</p> <p>6 Congressional Plan 3."</p> <p>7 Do you see that?</p> <p>8 A I do.</p> <p>9 Q Okay. So I'm going to mark and publish</p> <p>10 this document as Exhibit 2. And I'm going to scroll</p> <p>11 down so that you can see the full map.</p> <p>12 (Plaintiff's Exhibit 2 was</p> <p>13 marked for identification.)</p> <p>14 Q And just can you let me know if you've</p> <p>15 seen this doc -- this map before.</p> <p>16 A I cannot say that this is the exact map</p> <p>17 that I -- that I've seen before. No. I certainly may</p> <p>18 have in reading the news or articles about the case.</p> <p>19 But I can't say for sure that I've seen this version.</p> <p>20 Q Okay. And you've indicated that you've</p> <p>21 seen several different versions of maps for Alabama;</p> <p>22 is that right?</p> <p>23 A I --</p> <p>24 MS. FAIRBANKS MESSICK: Object to the</p> <p>25 form.</p>
<p style="text-align: right;">Page 38</p> <p>1 actively involved in the Republican party, but I do</p> <p>2 vote Republican. Yes.</p> <p>3 Q Do you identify as a Republican?</p> <p>4 A I do.</p> <p>5 Q Have you held any positions in the</p> <p>6 party?</p> <p>7 A No, ma'am.</p> <p>8 Q In the Republican party? I'm sorry.</p> <p>9 A No, ma'am.</p> <p>10 Q Did you attend the Alabama Permanent</p> <p>11 Committee on Reapportionment and Redistricting public</p> <p>12 hearing on July 13th?</p> <p>13 A No, ma'am.</p> <p>14 Q Have you reviewed the enacted 2023</p> <p>15 Congressional map for Alabama?</p> <p>16 A I've seen -- you know, I'm -- I -- I do</p> <p>17 read the news quite a bit, so I've seen versions of</p> <p>18 the map. But I do not -- I do not know if I recall --</p> <p>19 if I know exactly which version -- that I've seen the</p> <p>20 version you're discussing. I only -- my only</p> <p>21 interaction with this would have been reading the</p> <p>22 news.</p> <p>23 Q Okay. So I'm going to show you a map.</p> <p>24 And you can let me know if you've -- if it looks</p> <p>25 familiar.</p>	<p style="text-align: right;">Page 40</p> <p>1 A I would say there's -- I've seen other</p> <p>2 versions. Yes. But I can -- you know, again, I'm not</p> <p>3 -- it's not something I've been spending a lot of time</p> <p>4 reviewing. So I -- I can't say how many maps or</p> <p>5 versions I've seen.</p> <p>6 Q (By Ms. Gbe) Can you tell me how some</p> <p>7 of the other maps you've seen differ from this one?</p> <p>8 A Well, one that I believe I have seen had</p> <p>9 us included with Mobile. And that was what really</p> <p>10 concerned me is that I believe Mobile would -- is a</p> <p>11 completely different geography and culture and -- and</p> <p>12 different types of industries and so forth. So</p> <p>13 that -- that's one that very much concerned me.</p> <p>14 Q And have you reviewed any performance</p> <p>15 analyses for any of the maps that you've seen?</p> <p>16 A No, ma'am.</p> <p>17 Q So I'm going to take this document down.</p> <p>18 I think that's all the questions I have,</p> <p>19 but just give me a few minute to confer with my</p> <p>20 cocounsel. If we can go off the record for a minute</p> <p>21 or two.</p> <p>22 MS. FAIRBANKS MESSICK: Of course.</p> <p>23 MS. GBE: Thank you.</p> <p>24 THE VIDEOGRAPHER: We are off the video</p> <p>25 record; 12:40 p.m.</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
41-44

<p style="text-align: right;">Page 41</p> <p>1 (Short recess.)</p> <p>2 Q (By Ms. Gbe) That's all the questions I</p> <p>3 have for you, Mr. Williams. Thank you.</p> <p>4 A Thank you.</p> <p>5 MS. FAIRBANKS MESSICK: Mr. Williams, if</p> <p>6 you don't mind, I'd like to ask you just a few</p> <p>7 questions.</p> <p>8 THE VIDEOGRAPHER: Just a second, folks.</p> <p>9 We were off the video record. Stand by.</p> <p>10 We're now back on video record;</p> <p>11 12:40 p.m.</p> <p>12 MS. GBE: I have no further questions</p> <p>13 for -- for Mr. Williams. Sorry.</p> <p>14 MS. FAIRBANKS MESSICK: Mr. Williams --</p> <p>15 MS. GBE: Did not mean to speak over</p> <p>16 you.</p> <p>17 MS. FAIRBANKS MESSICK: Not at all.</p> <p>18 EXAMINATION</p> <p>19 BY MS. FAIRBANKS MESSICK:</p> <p>20 Q Mr. Williams, I wanted to just ask you</p> <p>21 about just three questions.</p> <p>22 But first: Did you shut down your</p> <p>23 email, chats, any kind of communication devices at the</p> <p>24 beginning of this deposition?</p> <p>25 A Not at the very beginning. But once it</p>	<p style="text-align: right;">Page 43</p> <p>1 specifically about the depositions, not the written</p> <p>2 testimony.</p> <p>3 Do you remember when we spoke this week</p> <p>4 about your willingness to sit for a deposition and</p> <p>5 what would be involved in that?</p> <p>6 A I would say it's either -- it was either</p> <p>7 Tuesday or -- or -- or yesterday. I -- you know, my</p> <p>8 -- my weeks stay pretty -- pretty full with a -- a lot</p> <p>9 going on. So my -- my calendar is my -- my guide</p> <p>10 typically. But I'm -- but, no, I don't recall</p> <p>11 specifically. No.</p> <p>12 Q Thank you.</p> <p>13 And is -- is everything in your</p> <p>14 declaration your sworn testimony that you agree with</p> <p>15 and stand by to this day?</p> <p>16 A Yes, ma'am. Absolutely.</p> <p>17 Q All right. I don't have any further</p> <p>18 questions. Harmony might have follow-up questions.</p> <p>19 MS. GBE: I do not.</p> <p>20 MS. FAIRBANKS MESSICK: Thank you so</p> <p>21 much for your time, Mr. Williams. We really</p> <p>22 appreciate it.</p> <p>23 MS. GBE: Yes. Thank you.</p> <p>24 THE WITNESS: Glad to. Thank you.</p> <p>25 THE VIDEOGRAPHER: This concludes</p>
<p style="text-align: right;">Page 42</p> <p>1 was brought to my attention when they asked the</p> <p>2 question did I have email or Out -- or any type of</p> <p>3 chat open, I did have my Outlook going on my computer</p> <p>4 and my -- my cell phone was on but on silent. So I</p> <p>5 shut both of those down at that time.</p> <p>6 Q During the time that your cell phone and</p> <p>7 your Outlook were open while this deposition was</p> <p>8 ongoing, were you sending or receiving any</p> <p>9 communications about this deposition?</p> <p>10 A Not at all. It's just typically my</p> <p>11 Outlook is always open on my computer when my computer</p> <p>12 is running. And my phone is always on but silenced.</p> <p>13 So just -- no. The answer is absolutely not. Was not</p> <p>14 communicating with anyone.</p> <p>15 Q Thank you.</p> <p>16 You were asked when we talked about you</p> <p>17 sitting for this deposition and preparing you for this</p> <p>18 deposition.</p> <p>19 Do you remember with certainty when that</p> <p>20 was?</p> <p>21 A No. No. I -- I don't think that's --</p> <p>22 most of the -- the discussions were last week; other</p> <p>23 than, you know, the discussion to prepare for the</p> <p>24 deposition.</p> <p>25 Q And I'm sorry. I was asking you</p>	<p style="text-align: right;">Page 44</p> <p>1 today's videotaped deposition. The time is 12:44 p.m.</p> <p>2 Going off the record now.</p> <p>3 (THE DEPOSITION WAS CONCLUDED AT 12:44 P.M.)</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>

JEFF WILLIAMS  
MILLIGAN, ET.AL. V. ALLEN, ET.AL.

August 10, 2023  
45

Page 45

1  
2 C E R T I F I C A T E  
3  
4 STATE OF ALABAMA )  
5 JEFFERSON COUNTY )  
6  
7 I hereby certify that the above  
8 and foregoing deposition was taken down  
9 by me in stenotype, and the questions and  
10 answers thereto were reduced to computer  
11 print under my supervision, and that the  
12 foregoing represents a true and correct  
13 transcript of the deposition given by  
14 said witness upon said hearing.  
15  
16 I further certify that I am  
17 neither of counsel nor of kin to the  
18 parties to the action, nor am I in  
19 anyway interested in the result of said  
20 cause.  
21  
22 Merit Gilley  
23  
24 /s/Merit Gilley  
Merit Gilley, Commissioner  
25 ACCR NO. 67