

Exhibit 6

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2 IN THE UNITED STATES DISTRICT COURT.
3 FOR THE DISTRICT OF SOUTH CAROLINA
4 COLUMBIA DIVISION

-----X
5 THE SOUTH CAROLINA STATE
6 CONFERENCE OF THE NAACP

7

and

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9 TAIWAN SCOTT, ON BEHALF OF HIMSELF
10 AND ALL OTHER SIMILARLY SITUATED
11 PERSONS,

12

Plaintiffs,

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Vs. Case No. 3:21-CV-03302-JMC-TJH-RMG

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15 THOMAS C. ALEXANDER, IN HIS OFFICIAL
16 CAPACITY AS PRESIDENT OF THE SENATE;
17 LUKE A. RANKIN, IN HIS OFFICIAL CAPACITY
18 AS CHAIRMAN OF THE SENATE JUDICIARY
19 COMMITTEE; MURRELL SMITH, IN HIS OFFICIAL
20 CAPACITY AS SPEAKER OF THE HOUSE OF
REPRESENTATIVES; CHRIS MURPHY, IN HIS
OFFICIAL CAPACITY AS CHAIRMAN OF THE
HOUSE OF REPRESENTATIVES JUDICIARY
COMMITTEE; WALLACE H. JORDAN, IN HIS
OFFICIAL CAPACITY AS CHAIRMAN OF THE HOUSE
OF REPRESENTATIVES ELECTIONS LAW
SUBCOMMITTEE; HOWARD KNAPP, IN HIS
OFFICIAL CAPACITY AS INTERIM EXECUTIVE
DIRECTOR OF THE SOUTH CAROLINA STATE
ELECTION COMMISSION; JOHN WELLS, JOANNE
DAY, CLIFFORD J. EDLER, LINDA MCCALL,
AND SCOTT MOSELEY, IN THEIR OFFICIAL
CAPACITIES AS MEMBERS OF THE SOUTH
CAROLINA STATE ELECTION COMMISSION,

21 Defendants.

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STENOGRAPHIC REMOTE VIRTUAL DEPOSITION

23

BREEDEN JOHN

Tuesday, August 9, 2022

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2 August 9, 2022

3 10:00 a.m.

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6 T R A N S C R I P T of the

7 stenographic remote virtual deposition

8 of BREEDEN JOHN, pursuant to the

9 Federal Rules of Civil Procedure, held

10 remotely on Tuesday, August 9, 2022,

11 commencing at approximately 10:00 a.m.

12 (EST), reported by and before Erica

13 Ruggieri, a Registered Professional

14 Reporter, Certified Court Reporter,

15 and Notary Public of the State of New

16 York and New York.

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2 APPEARANCES OF COUNSEL:
3 (Via Videoconference)
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7 ROBINSON GRAY

8 THOMAS C. ALEXANDER, IN HIS OFFICIAL

9 CAPACITY AS PRESIDENT OF THE SENATE;

10 LUKE A. RANKIN, IN HIS OFFICIAL CAPACITY

11 AS CHAIRMAN OF THE SENATE JUDICIARY

12 COMMITTEE;

13 LISLE TRAYWICK,

14

15

16 APPEARANCES OF COUNSEL: (Cont'd)

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2 10:06

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20 Q. Sir, you mentioned that
21 there was some areas that
22 Congressman Clyburn might have not
23 wanted in his district. Do you
24 recall any specifics?

25 A. Well, actually I really

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1
2 don't recall any -- I don't recall
3 any specific areas he didn't want
4 and -- if we talked about areas in
5 terms of he didn't want in the
6 6th District it was very -- it was a
7 small portion of the conversation.
8 It was more about areas that he did
9 like, the Congressman did want to
10 see in the 6th District.

11 Q. And were you all presenting
12 that or what was -- I guess what
13 grounded the discussion for the
14 district?

15 A. No, we -- it was a fairly
16 informal meeting really.
17 Mr. Tresvant had brought a printed
18 paper map with him and we had -- I
19 believe we had the benchmark map up

20 on the projector of the current
21 districts. That's how we usually
22 did with any meetings really of the
23 benchmark and worked from there.

24 Q. Was it a map that you
25 understood Representative Clyburn's

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2 office had created?

3 A. No. I wasn't sure who
4 created it. Like I said, I got
5 there a little bit late so I didn't
6 know if they had talked about that
7 before I got there or not, but I
8 didn't ask who created it.

9 Q. Did you understand any of
10 the -- Mr. Tresvant? Is that right?

11 A. Yes, Tresvant.

12 Q. Did you understand any of
13 the suggestions to be requests on
14 behalf of Congressman Clyburn or
15 more informal discussions about the
16 district?

17 A. It was more informal
18 discussions less so not requests
19 just kind of maybe a statement of

20 preferences, you know, it would be
21 nice if X area was included but it
22 wasn't a specific request.

23 Q. Were you involved at all in
24 any follow-up with anyone else from
25 Representative Clyburn's office

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1
2 after this meeting?

3 A. No.

4 Q. Did you have any other
5 conversations or become aware of
6 conversations about any other
7 suggestions or thoughts from
8 Representative Clyburn's office?

9 A. No, not that I recall.

10 Q. Were you involved in any
11 discussions with anyone from
12 Congressman Wilson's office?

13 A. I was in the room while
14 Charlie Terreni spoke with, I think
15 it was directly with Congressman
16 Wilson or it could have been a
17 staffer. So I guess I overheard a
18 conversation but I wasn't really
19 involved.

20 Q. Was that in -- I assume it
21 was -- was that in Senator Rankin's
22 office too?

23 A. Yes, it was.

24 Q. Do you recall how long that
25 meeting was?

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2 A. That phone conversation was
3 fairly short. Five minutes at the
4 most I would think.

5 Q. You mentioned you weren't
6 part of the conversation. Did you
7 and Mr. Terreni have any
8 conversation after it with any
9 feedback or debrief?

10 A. We just kind of talked
11 about what they discussed on the
12 phone and it was -- again it was
13 Mr. Terreni, Fiffick, Will Roberts,
14 myself. We were working -- we were
15 just working on maps and I don't
16 remember what spurred the
17 conversation but he called the
18 Congressman. He called whoever it
19 was he spoke with, whether it was

20 the Congressman or a staffer I don't
21 recall exactly but they just talked
22 about -- about the districts. I
23 don't recall -- I don't think that
24 -- I know it was prior to the Senate
25 releasing their staff congressional

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2 plan and I don't think that the
3 House had put anything out yet. So
4 I don't exactly remember what the
5 impetus was for the conversation.

6 Q. Do you recall any feedback
7 from either Congressman Wilson or
8 his office on how CD 2 should be
9 drawn?

10 A. Yes. I remember their
11 express interest in Fort Jackson
12 being included in the 2nd. That was
13 really the only specific area I
14 recall.

15 Q. Were you involved in any
16 follow-up after that initial
17 meeting?

18 A. No.

19 Q. Did you at all become aware

20 of any additional feedback from
21 Congressman Wilson's office on any
22 proposed maps by the Senate
23 subcommittee?

24 A. No, not that I recall.

25 Q. Were you at all involved in

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1
2 any discussions with Congresswoman
3 Mace's office about CD 1?

4 A. No.

5 Q. Do you recall receiving any
6 feedback from other members of the
7 Senate staff regarding input from
8 Congresswoman Mace's office?

9 A. No, I don't.

10 Q. What about any feedback or
11 conversations with Congressman
12 Rice's office?

13 A. No.

14 Q. Outside of these members
15 any other members of Congress or
16 former members of Congress that you
17 recall speaking to during the
18 congressional redistricting process?

19 A. None that I spoke to.

20 Q. Who else were you aware of
21 that was -- had conversations?

22 A. Andy Fiffick spoke with
23 Congressman Timmons at one point.

24 Q. Anyone else?

25 A. That's all I remember.

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2 Q. Did you receive any
3 instructions for how you should
4 assess or evaluate any of the
5 feedback you received from members
6 of Congress in drawing maps?

7 A. Not particularly.

8 Q. Would you consider
9 suggestions they had of equal weight
10 to members of the public?

11 A. Yes, for the most part.
12 The feedback that we got from them I
13 would say yes for the most part.

14 Q. Were there any political
15 organizations that you had
16 conversations with?

17 A. No.

18 Q. Anyone obvious working on
19 behalf of any organizations?