

1

Sheriff share may lie /STAOEU lie /ST-S
Louisiana you ask too in this doctor stock
/PHEULG mill /STPWHRA same physician an illness
A. /HA*EUFRRPBGSDZ physician /TPHRAOEUPB
/STEU /PHRAOEUR in this /KPHOEUPB say ill miss
in this /PHRAOEUPS just wore in this short-term
shore if I is ill E /STKEUBG /PHESZ and that
/STAOEU /TKPOEUP /SHREUZ /AOEUB /PHOEUPBG in
this /-FRP.
Q. Line /STAOEUFRR /KWREUG since /KPOEUPBLG
/STEU organ zip /KHEPBL remember?
Q.
Q. /KA you /PHRAEUB /TEU defendants /PHRA
the eye /STEU /SREUR so /POEUG?
A. Notice /AEU one time okay have to go
refresh any rip ^ toe ^ to ^ tow difference that
but my say lobe in this when I on doubt /AOPBLZ
my in this look over /S-G apply it is milepost
^ open ^ operate cover 919 /PHRAEUFRR since
/PHRAOEULG /POEULG able that's.
Q. So I sand side tack /PHRA in this have a
/TPOPBS that you don't have believe that is
relevance to inform our /WRAO*EU rear today?
A. I don't that would be doctor frame
/PHOEUB she ^ condition ^ couldn't /STKPHREUFRR

2

1 supply /STPAEU.
2 Q. For you don't have an answer to that you
3 done nerve my /STEU consider in this trial
4 testify that the issue correct?
5 A. /P-FRRPBLG.
6 A. No what I going to testify on is what
7 the known as science right now I /TKP-PB see
8 science to port stay pore by /KOEUG /TRAUEUGS
9 figure side /TPREUB I.
10 Q. So?
11 Q.
12 Q. Do you know what type of expert you
13 going to be render add at the trial?
14 A.
15 A. I would assume I would be rendered /EPL
16 /EP /EP tox information /KWOEUPB /STEU back
17 /TPWROUPBLZ.
18 Q.
19 Q. Okay.
20 Q.
21 Q. Have you taken courses in physics?
22 A.
23 A. I have.
24 Q. Do you what key mass I K I in E Z M /AEU
25 supply little kin kin?

3

1 Q. Kin kin?
2 A.
3 A. /P-FRRPBLG say look in this mine
4 underwrite now.
5 A. I spec /AE again.
6 A. .
7 Q. /WREU sues you computer to look /TEU
8 word?
9 A. I side look look /TEUTS my cone say
10 /PHAOEUPZ /SOEUB /TPHAEULS I am sense spy next
11 /STKPHREUFRRPBLGTSZ apply leg she /PHAEPP /PHRA
12 is there ask I may question play size /WHRAEUF
13 kin mat ^ been ^ be I am sometime /PHRAEULG
14 defendant /AE that.
15 A. I know care may saying.
16 Q.
17 Q. /STAE /S-FRRPS apply do going ill use
18 Tulane look actual word police in this just
19 asking I why way /KPOUR Social Security what it
20 I not sure ^ noticed ^ notice ^ notify kind /K*E
21 never E /ST*E /PHR*E /STP*E /TPHA*E /STPHA*E
22 /TPHAO*E /STPHEUPBL spy?
23 A. /STKPHOEUPBS /STAOEUS request
24 /TPHR-FRRPBLs.
25 Q. Spy /KWAOG employment record /TPHRAE

4

1 /STEU /STPHR-FRRPB defer as drink in this /AZ
2 /PHEUTS /S-G any look Tulane definition P /EUPZ
3 /STPHA I /TPAOG /STPHOEUPB /KWAEUG noise?
4 Q. /STPHRAOEUFRRPBZ fall /PEU
5 ^ many ^ much ^ am clock /AEU etiology that was
6 my open /PHRA I is on the brake?
7 Q. /STKPHRR*P okay.
8 Q. Saw /STPHRUFRPBLG saw you doing by walk
9 to are acknowledge /TPHRAEUFZ complain's into
10 way apply /ST-S go stage /TPHRAOEUFRRPB /STORB I
11 is a then is /STPH-R /STPHRO /SPHEPDZ term
12 /STEGS /AEU /EFRPLS sign term Inc. /SERBG E
13 /WR-G /SKPWUS look it you'll /STEU Friday if I
14 answer /PHRAEUFRR I /TPHAOGB see correct?
15 A. No.
16 Q. /PHEULG /PHOLG toy mail stow /TPHRAOG
17 quick /STEU /WAOB sill go her.
18 THE WITNESS:
19 /STPEUG employ /STKPHRR-FRRPLS smear
20 /STPHEURB work /TEU defendant lag the work right
21 understanding /WAEPPBLGTS Friday foil what I
22 saying what word is asking me /PW-FRRP please?
23 Q.
24 Q. So look un /TPHREUG /STEU wine /S-LGS
25 employment cost ^ noticed ^ notice ^ notify?

5

1 Q. So /KWAOG /SOEUP?
 2 Q. /SAEUFRTDZ /SPHREUFP grave it is a law
 3 of /TKPWRAFR it?
 4 A.
 5 A. Well /AEPB is principle of
 6 ^ associate ^ association et cetera with it so
 7 have you ever a principle that is /PHRA you we
 8 have lock /AOLG laws of /TPWRAFR /AEUs in /AOEUF
 9 Newton /TPWRAEU /TKPWRAFR it is /WHRAUFRP you
 10 talk about police the force face keep it /PW-B
 11 /AEU walk on the earth.
 12 Q. Have you courses in /SRAOEURB roll?
 13 A. Yes.
 14 Q. I have?
 15 Q.
 16 Q. Was is viruses /TPHUBG /KPHRUS acid
 17 located?
 18 A. So there a virus you typical blame /STEU
 19 gentlemen E /EUBG /TERPLG two ditch type versus
 20 /TKPEU even /WHRAG talking about we have a D N a
 21 type /SRUR us on RN /A*F play my flag size /TKE
 22 plaque /TEU flag active stay as ^ far ^ for
 23 talking about today it corn
 24 ^ condition ^ couldn't are /AEU regular satisfy
 25 /AOG idea receive stay /TPHAOEUG I am /PHRAFRPBL

6

1 /SEUSZ kind have a /PAULG ball /PHRAEUP see I
 2 not really /AEU /PWAULGT it is my easier to
 3 describe it a ball gentlemen net /EB even can at
 4 outside with difference applying /TEU proteins
 5 in she prior /TAOEPBLs all saw behind idea
 6 estate there case of corn ^ condition ^ couldn't
 7 /RUR us get their name /TPWHAUS that ball is
 8 /R*F N A my protein that not even can at another
 9 /PROPBLG teen laying I spikes stay lying /TEU
 10 ball with you spikes coming on play /STEUFR
 11 /KROUPBL.
 12 Q. Eye the virus ^ send ^ sent /STPHAEU I
 13 have on receptors on the defer size /KROELGs
 14 clean saying the lie plan language not super see
 15 scientific languages that what ^ be ^ been clear
 16 about versus us viruses are not pan pan /AEU
 17 /S-G right now for in you have to ^ have ^ of
 18 after specific /KOEZ for a virus not all viruses
 19 like the same organism so we have the virus main
 20 /KPHRAOEBLG ^ system ^ sisters ^ sister /SRUR us
 21 /PHRA in this /KPOEU /KP*EFRP say a dog /OER
 22 /WOF we have virus that plain still /TPAOEUPLS
 23 /STPAOES virus like /KROPB ^ converse ^ converts
 24 started in one an malingering an get hundred at
 25 theed judge then to another super's estate

7

1 company in coast /S-FR corn
 2 ^ condition ^ couldn't record Social Security
 3 Bate various knee ^ have ^ of some times go to
 4 another whose and then E /PWER she /SRURS to
 5 saws /TKPWRAEUG I start the like said time of my
 6 influence start in this pig and makes the John
 7 pig to human show other influence that apply do
 8 that that are just kind paid in this pig that
 9 /SKWAOEUPB but then some of touch?
 10 Q. /WHRU do lists the hose any only inspect
 11 certain /KRELGs within the hose it is not all
 12 the /KRELGs in the body /PRAEUB in this pry from
 13 and it is based on receptors the versus it has
 14 depend tiny virus face like see ^ have ^ of a
 15 /STPEUG /KPAULG it is a /TPOEUPL /*UF /STHAPB
 16 cover on it that that connect or to the human
 17 /KRELG spine /STELG that /PHRAO*EUBG you have
 18 ever in interaction with a protein or might
 19 ^ have ^ of reaction with something like a nerve
 20 sensor relationship between receptors that occur
 21 to /KRELG of virus that latches on to remember
 22 settlement or the hose /KREULT?
 23 Q. /SAUPB virus use /KPHEP remember or
 24 physical be as /WEUB cell?
 25 A.

8

1 A. Mind /STEU sure that was really mass to
 2 with this but I would imagine it would be a
 3 combination of both because actually viral
 4 /KPHREPL remember use together connected to cell
 5 but by opposed viral /STAOEU toxicology play
 6 /STEU /WRAOEU in this physics in it.
 7 Q. What saw definition of damage /HR-FRPLG?
 8 A.
 9 Q.
 10 A. Mill while for question /KWU ^ have ^ of
 11 out can give it to him.
 12 A. Okay I ^ Monday ^ money a great
 13 definition of damage so because I would think of
 14 how would I think of it in this where they
 15 source is change if that surface no longer is
 16 able to go back to /STPAEUTS I was original in
 17 exhibit always will is it have a hard /WAOB
 18 /WOUR saw dining table like /TKUPBL ^ am ^ many
 19 something water on it and wine it not damage if
 20 I no visible change to my surface at the table
 21 but if my daughter did /WHRAEU did other days
 22 which is to that school work to large board
 23 plain in this man /PHREUPB in this wage right
 24 the /PAOEPEB paper with her pen it would
 25 /TKPWOEPEZ through that tape then onto the

9

1 surface of any table now it is forever changed.
 2 Q. . I can't death pen mark ^ offer ^ off
 3 of it?
 4 Q. So would be /TKPEFs would involve there
 5 be afford ever change is that?
 6 A. I forever change not in /STPHAEUTS state
 7 mate was prior the my daughter write log the on
 8 pen.
 9 Q.
 10 Q. Some damage if it ^ ten ^ tend pore
 11 rememberly changed?
 12 A.
 13 A. I don't I don't damage tag a permanent
 14 thing I don't think after being a temporary
 15 issue and I think that ^ condition ^ couldn't
 16 from me being a spine test right it made plates
 17 name doing my damage on are damage I can't use
 18 /THEPB anymore it is an out ^ have ^ of use it
 19 is no long /SPHRER the /STAEUPLD space it was
 20 prior to me ^ am ^ many tip /HAG dropping it
 21 hitting the wrong so they into else.
 22 Q.
 23 Q. ^ Have ^ Ever ^ Every university read
 24 the other two Exhibit /PERPTSs Mr. Drink and Mr.
 25 Ray ray report?

10

1 A. I have read I redoctor then drink's
 2 report I think right before E turn it in I
 3 didn't really let ray ray /AEU /AEUP any ray
 4 /PRAEUFL in this we say /PHAOG Florida /SEUFRPLG
 5 ditch that with your did peer review.
 6 Q. Did you feed plaque doctor /TPHRAOEUPB?
 7 A. No I think I read it had as being
 8 processed because I was just curious.
 9 Q.
 10 Q. Did you use any of their opinions that
 11 your conclusions to a /R*EUFRP at your opinion
 12 that ^ condition ^ couldn't plugs suggestion
 13 case I know I result yes done eye apply they
 14 done ^ insure ^ interest ^ inch /EUPBSDZ
 15 /HR*EUPL each /TOEUTS have been /TWOBG /REPLTSDZ
 16 as same time but you wasn't going his bar /TEU
 17 section from the rest statement /PHROEUFRPB is
 18 /STPHRUFRPBL sometime blame /STEU occur?
 19 Q. Sure I am is a saw Tulane them at
 20 Florida form of bins in your report?
 21 A. We have internal conversation but it
 22 /SOT like it no might wide related to opinion.
 23 Q. Do you ask him /PHR-FRP for any type of
 24 opinion conclusion to us have a river at
 25 /TPHAEUG that /ULT P ^ mail ^ male

11

1 ^ conclusion ^ conclusionsed?
 2 A. My would I lie I court /STOS maybe from
 3 the any /STAOEUPBS for a stick only ^ have ^ of
 4 what are Brian light say I /#40EU7B
 5 ^ also ^ always done enough work I was
 6 ^ insure ^ interest ^ inch /WRO*FR /S-DZ first
 7 spars out broke I is /STEU /WRAOEPB /PHRAEUPBL
 8 /SPAUP start /SAR in suit /SPAUEUPB mind /TEU
 9 doing for if I my I /PRET E
 10 ^ condition ^ couldn't for /PAPBL talk knowledge
 11 about in subject /WHREURP I necessarily need to
 12 ^ have ^ ever ^ every discussion with him.
 13 Q. /STKPWR-FRZ okay.
 14 Q. /PUPBL you'll sure report?
 15 A. Sure.
 16 Q.
 17 Q. /STPWHREUFRP say paper are wore copy
 18 front of me?
 19 Q. Okay?
 20 A.
 21 Q. ^ Government ^ Govern any you look at
 22 page /#3-6R starting at the background a second
 23 paragraph you AP try ask E earlier E when asked
 24 that wake wore will pan and a green even
 25 ^ oh ^ owe absolutely?

12

1 Q. You would agree that cover two
 2 conversation conversation 19 is danger sy
 3 /KWAOEUG?
 4 A. Virus.
 5 A. It is a virus play cover two sane
 6 /TKAEPBing on she /PHRAER /SES way related to
 7 start start and I is religioned the moor March
 8 or middle /AOELGS she /S-G spy Social Security
 9 second /STAEULG I Page 4 of /SAR /SAR me R A in
 10 this applying /STEULGS /PHRAOEURPB /STELG
 11 employment /ST-LG line /SKWAG high /STKAOG
 12 /TKPWHRAEUPB /TKAPBLG ER /OULS but no sir us I
 13 know even the there fell /SKWAEU check even pox
 14 employed in this very /TKAEPBG /ERB /SOS it
 15 ^ be ^ been can be estate my consequence E fee
 16 people.
 17 Q. Okay.
 18 Q. And you have what over 25 years of
 19 experience there /EP /EP /TOBGS /TOBGS?
 20 A. I do /EUZ went the more /STAEUF between
 21 99 four an 1995 yes paw saw start /TPRAG after
 22 your 1994.
 23 Q.
 24 Q. Have you ever during that time were you
 25 reporting to work at home about 8 months?

13

1 A. I worked on home but not during said
 2 went the pan pan like this and the last couple
 3 pan pan I was work I want actually at CDC doing
 4 this time I think I did work at manufacture home
 5 I know I did work at /PHOEFP /SPHAEUFRP
 6 /SAOEUFP balls U.S. had a daughter who mass a
 7 hard condition and were
 8 ^ insure ^ interest ^ inch /KREULTDZ ill a
 9 worried about her catch always /SKWAOEUPB flew
 10 and show was not eligibility done /SRAB
 11 ^ agencies ^ agents some reason.
 12 Q. Okay.
 13 Q. Are you just to be clear I talk about
 14 the ER E on but you have been working
 15 principally at home stint March?
 16 A. I have in out Tulane office since March.
 17 And I will be completely honest with you there
 18 is a guy on your 27th floor of the building who
 19 refuses to way in this time of the face covering
 20 or not lie does not want to abide by the
 21 billings request that we have no more 50
 22 /PAOEUPBL sy making /SEUF gave /S-LGS my sag
 23 /TKAEULG employ stay have any my /STPHREUS mill
 24 mill /SKWRAULS ain't question. Please /STAEUFP
 25 /KPAOEULG /SPHAEUETS /SKPWAOG /STPOEUFRDZ /STKAG

14

1 answer is /KWEUPBL way cover in this
 2 ^ insure ^ interest ^ inch that.
 3 Q. /EUFRP /STPHAEU isn't it /TKAPB my /ST-S
 4 /AEUZ /PHRAOEUFRPB /-RPS apply cover admitted
 5 then /KPOEPB ^ stipulation ^ stipulate
 6 /PWHROEUPB feel /PWALGTDZ in this
 7 ^ have ^ ever ^ every age toy to /OFRPBS I went
 8 to I wouldn't /OFRLS /*FRP /PWA once a week?
 9 Q.
 10 Q. Employ the page four of your report half
 11 /TPWAEUZ down after they foot /TPOULG 17 /SAR
 12 /SAR cover two /PHAOEUFP rough /STPHRAEUPB in
 13 this drop list formals P you /PHERP she Exhibit
 14 breast person to person was size corn /KPHROSZ
 15 contact correct?
 16 A. That is correct.
 17 Q. /STKPWHR-FRP?
 18 Q. Okay then an ^ am ^ many your opinion
 19 Louisiana the second sack repair in this patient
 20 way of exposure is through airborne transmission
 21 ^ insure ^ interest ^ inch would consider
 22 airborne transmission sign /TEUFR be
 23 communication saw sick so transmission path way
 24 stone kind understand it /STPAEUZ not ruling it
 25 out that no not there but in this /PREUPBL

15

1 resource in this friend /STEU /PRAEUPB in this
 2 going drop let forms?
 3 Q. Are /PW-PBLDZ /AEU so transmission /AEU
 4 ^ lease ^ least CD D staying that a paid way to
 5 transmit in this ^ noticed ^ notice ^ notify
 6 correct?
 7 A. /PHR-FRPBGLS.
 8 A. What D /KPWR* /ST* say /SPHAEUG /PHR*EUFP
 9 in this ^ government ^ govern then public health
 10 sag I ^ insure ^ interest ^ inch near /S-G
 11 employ believe is that police /ST-FR in adequate
 12 ventilation may /STPEU no vent /TEU plates play
 13 /STP potential /STAOEU /KPHROSZ contact for
 14 airborne transmission.
 15 Q.
 16 Q. And can you please /-FRP apply clean the
 17 air to give rid /TEUF COVID-19 usual mill
 18 approximate for question.
 19 THE WITNESS:
 20 So I don't place wait /TPHAEUPB
 21 /STEUZ certification in this /KPO clarify
 22 Florida I mean stitch clean the air?
 23 Q. Okay well, if the advice in this sir
 24 /STAULS saw ties fly I can /KPHRAOERP it off
 25 correct?

16

1 A. Yes.
 2 Q. You November ^ have ^ of knowledge that
 3 airborne transmission is way of virus can be
 4 spread P so I am asking you how you can
 5 /KPHRAOEUPBLG the air E what you do do prevent
 6 the /SREUR's from being spread informed then if
 7 anything?
 8 A.
 9 A. /PRAEUL in this form question apply /S-G
 10 /PHRAUP saw prone I /SPHOEUP /KWOG /PHOEUR in
 11 this can I /PHARPBS can think you can doctor
 12 stock.
 13 A. Well I want to clarify we what I hear
 14 you asking is not necessarily clean the pair but
 15 what you can you do to E mid ^ gait ^ gate
 16 airborne exposures.
 17 Q. Any question is can you clean the air to
 18 prevent any airborne train mission?
 19 A.
 20 A. We can client the /AEURPLZ life prevent
 21 train figures ^ have ^ of anything so I possible
 22 that but not sure question is side asking.
 23 Q.
 24 Q. What did you'll use prevent the pay
 25 answer?

17

1 A. So what can do is increase side couple
 2 thing /-LS ^ am ^ many ray things could /REPBLed
 3 by way say my member of there actual /#250EU8
 4 but are a /TPH*R my /TPHRAEPBTS /S-FR the
 5 opinion name a C paid people America /KPWAPB
 6 size in this for from cleans /SREUPB fill
 7 emergency /SEG more log etiology that.
 8 Q. But path way goes by A S HR E A say R A
 9 E go like /TEUTS wrong. ^ Ache ^ Ash
 10 ^ ache ^ ash /PHRAEULTS /STEU market /PAOEG CD
 11 aid done face mail rent, E B say rents
 12 /PHRAEUFRP in this increase is vent /TEU
 13 /PHRAEULTS apply if space /S-TS so if we ask
 14 increase the air turn over E?
 15 A. /KPHAEPBG rate apply the room quite
 16 /#24EU that saw I did /HRUTSIng the airborne
 17 ^ condition ^ couldn't accident station by
 18 ^ insure ^ interest ^ inch yes, sir /SES air
 19 space what /STEU mean turning over the how then
 20 air there is a couple of of cycles more than
 21 /-RPL /TPOEU would I /PWHRAOEFRPB oil would
 22 /SOEFPZ /WOEP ago silt by /EP 14 top 15 air
 23 /ERBS change rate /T*FR do it story was fill ER
 24 rate out size mill terms increase the /EB change
 25 rate /PHRULS increase ill /TPAEUGS end we have

18

1 age /TKE lit the virus would be in airborne
 2 consent /EUG practice enough and to ^ am ^ many
 3 reduce have the exposure. So would allow
 4 /PAOERPBL in pages way /HRAOEUBGZ commercial
 5 /STPAEUTS to be able to day ripe
 6 ^ have ^ ever ^ every increase
 7 ^ insure ^ interest ^ inch /SAEUR increase
 8 /HAEUPB /PHRAEULG in this turn over rate an
 9 ^ insure ^ interest ^ inch /KREUSZ and that is
 10 basic will increase ventilation and /PAOEUFPP
 11 /STEU ain't wear in this other mid /TKPWAEUGS
 12 such as face covering or mask.
 13 Q. Mill?
 14 Q. Stay ^ risk ^ risks ^ wrist ran /AOE she
 15 increase /SESZ air /STPAEULS /STPHAEU help had
 16 hepatitis fill ^ insure ^ interest ^ inch not
 17 necessarily they I actually can work with A Y IC
 18 ^ personal ^ personnel and change the area
 19 exchange rate on their system depend test
 20 ^ system ^ sisters ^ sister even capability but
 21 far possible etiology to dorsi know we at I've
 22 you work with ^ have ^ ever ^ every
 23 ^ insure ^ interest ^ inch yesterday ail old
 24 /PWEULGDZing August about the /SAEUPBLG /AOEUG
 25 /STKEU /TPWEUPLG /PHR-G in this /TPRAPB

19

1 ^ have ^ of quarts your /AEU /PHR-Bly five
 2 /STKAOEU air handing ^ system ^ sisters ^ sister
 3 even we are able to increase if pair /ERBG
 4 change rate on those ^ system ^ sisters ^ sister
 5 evens to increase the /SAEUR that even /SREUPB
 6 ^ many ^ much ^ am so fit serve opportunity eve
 7 what over involve air last /STEU September all
 8 subpoena suppress back into it?
 9 Q. 5 you cans testified you /KWALG guy to
 10 testify on whether or not hepatitis filler the
 11 can clean the air can you /PHRA is
 12 ^ pass ^ past ^ passenger ray ray?
 13 A.
 14 A. What I can say is ^ ache ^ ash in this
 15 rims that we put certain filler place certain
 16 fill /TPRAEUGS /PAEPB ^ send ^ sent increase the
 17 fill fill /TRAEUG have the /TPAEUPLG /STES
 18 punish I against and said /EUZ /HEPB reduce
 19 /STREUDZ /STEF cover /KPOFR 19.
 20 Q. Glove is to hepatitis?
 21 A.
 22 A. They ^ have ^ of a /STAEUFPT on
 23 hepatitis always ^ have ^ ever ^ every
 24 /STPAEUPBLTD ^ offer ^ off general filters which
 25 we call /PHAOEUFPP sag maximum

20

1 un^ insure ^ interest ^ inch /STPEULS rating
 2 that on the filters ain't increase /TRA fill
 3 /TPER and your HVAC /STEUS /EPBL ^ am ^ many an
 4 increase that filter to higher quality filer
 5 ^ agencies ^ agents ^ insure ^ interest ^ inch
 6 were /SES air exchange rate yes.
 7 Q. /STPHAEU all the help remember does the
 8 transmission correct?
 9 A. /PHR-FRPBLG we are /PHEUTS ats they
 10 /PHEUTDZ /TKPWAEUGS steps can you do to we does
 11 is /PAOEFPB sy airborne /TPRAO*PB /PEUGS gauze
 12 /-FRP relate it is you don't know how
 13 ^ many ^ much ^ am sir us /TKAEUB to bet the
 14 sick if we can remember does it down we /K-FRP
 15 lower that apartment that it would fake to make
 16 you'll get bet yes.
 17 Q.
 18 Q.
 19 A. You agree on page /#4-6R /TPHRAFR a
 20 large percentage of the people incorrect she
 21 ^ assigned ^ assign /T-T may correct.
 22 A. Correct.
 23 Q. ^ Have ^ Of /STKPWHR-FP?
 24 Q. Know people are still a something an
 25 source of transmission to virus correct?

21

1 A. We know in people probably
 2 ^ have ^ ever ^ every first four to five days
 3 two days opinion /STEU /SEUPS even is every mile
 4 zip to because /STURZ how ^ many ^ much ^ am
 5 true ^ assigned ^ assign fought maybe /PRAOEUPB
 6 ^ have ^ ever ^ every very mild
 7 ^ system ^ sisters ^ sister top we anesthesia
 8 first couple days prior the any symptoms
 9 development and then buy day /TPW*EUFR or so
 10 that is people are maybe I kin yes main /STES
 11 /PAOEPB are not first call you were may I
 12 ^ insure ^ interest ^ inch fixed may be an I
 13 ^ insure ^ interest ^ inch /STKPREUDZ is /SREUR
 14 just /SOU review studies that give you a
 15 percentage ^ have ^ of people that can livly
 16 ^ been ^ be walking around that are
 17 ^ assigned ^ assign not be not be infected.
 18 A. Yes.
 19 Q. What is studies is that?
 20 A.
 21 A. /-FRP.
 22 A. ER in this any bulge all knowledge by I
 23 /WOEUS look at this ^ cite ^ site ^ sight there
 24 was not my Friday plain is couple them play
 25 /STAEUB I foul vial in this nothing /SKOEU wipe

22

1 unI notice walk them I have pride the I is pit
 2 /STAUR /KW-PB bin /TPHAELG which it is I can
 3 goes for /TEU like that actual studies and.
 4 Q. Say understand doing percentage?
 5 A. It has /SRAER I some about 75% to about
 6 42 percent depending the studies.
 7 Q.
 8 Q. What is you did have understanding of
 9 percentage of the /PAOEPB 10 percent /TEF pop
 10 /EUGS Georgia walking around with COVID without
 11 being tested ^ have ^ ever ^ every studies on
 12 that?
 13 A. I sign a some studies and it really
 14 varies by reason of E region have the country
 15 and a we rig only Tulane /HROEUPB.
 16 Q. /STPHAEU studies that
 17 ^ insure ^ interest ^ inch /SR*FR /PHRA
 18 Louisiana specifically?
 19 A.
 20 A. I know what positive irate has
 21 ^ been ^ be specific a Tulane University balls
 22 ^ have ^ ever ^ every keening unwith that so
 23 find in percent of their student are test
 24 positive any have a /TKE persons I think before
 25 hole wean week O /TPOEU is /STOEUTS Social

23

1 Security play positive ain't name was /WHAEUTS
 2 was in the New Orleans ail very rain /AEU very
 3 beginning because /WAOU remember gynecology that
 4 keep E low.
 5 Q. E?
 6 Q. You saw ^ ache ^ ash /HARB side
 7 /PHRAOEURB /ST-S /STPEUD Halloween sit Tulane
 8 /STPHRAOEUFRPBLG I yeah?
 9 Q.
 10 Q. Early on whatever was the percentages
 11 inform /PAOEPB infected in New Orleans?
 12 A. Had.
 13 A. /PHAOEUF just a /PHREUL /PHEULG /SEULGSZ
 14 playing specific date range.
 15 A.
 16 Q. /-FRP?
 17 Q. P let's talk before March of 2020 you
 18 had agree that New Orleans was /EUFR one of hole
 19 spot country for positive I correct?
 20 A. /P-FRPBLG I would agree that we had I
 21 married I /TKPWRAOS here in New Orleans and of I
 22 would probably had COVID here during married I
 23 grass we start I recognizing that it was COVID
 24 in large here March 13 last site some /KEULTD in
 25 this in person /KPHRALGS I remember back that

24

1 specifically so in March that I don't have to
 2 guy back look the nones inform remember the
 3 specific sick positive irate I were at /TKE
 4 /AERPBL tag that pore apply about three percent
 5 over employ /TPHRAEU bore mood had COVID
 6 buildings ever go flake /STEUTS idea right now.
 7 Q.
 8 Q. Question sit tell estate that
 9 /PHR-FRPBLG /-Z I would have to look at the
 10 different city wide mans look /TEU this specific
 11 I and before for New Orleans number she
 12 /PWHAOEUG bare figure about two percent
 13 ^ am ^ many range to about three percent that
 14 was like enzyme /TEFR margining April and I have
 15 to I can't remember ton of me the medical I?
 16 Q. Mill mill stain /PHR-S side /PHEPBL
 17 remember /STEUS front you don't specific will
 18 just you don't remember?
 19 Q. /TPHRAEU I don't I don't remember I
 20 can't remember if I have neighborhood?
 21 Q. Do you in spoke stock I would a
 22 /TKPWHAOE with me that early in March 2020 north
 23 was being /ST-Red hot spot around the country
 24 correct?
 25 A. I would agree March in we under I high

25

1 number of cases.
 2 Q. Okay when did that un/*ERBly high number
 3 ^ have ^ ever ^ every cases start to goes down
 4 in your opinion?
 5 A.
 6 A. Once we have started setting everything
 7 down that would have been and/or may.
 8 Q.
 9 Q. Here we starting to be very effective
 10 into were doing by end of May?
 11 Q.
 12 Q. Okay.
 13 Q. /-FRP?
 14 Q. You say went Ohio twice to
 15 ^ have ^ ever ^ every drinks what in this
 16 restaurant a restaurant it was Ohio is it a sit
 17 down /TPOUPLG /SPEUZ high purpose opportunity
 18 /RO*EUFR?
 19 A. /EUZ whether I was ^ oh ^ owe was like
 20 /TEU /STPRAEUS tourist come in maybe like people
 21 had the luggage with them and stuff E will into
 22 the men you and this is /STPEF /AEU alcohol and
 23 it is honest with you I so not ^ gall ^ gallon
 24 /TEU play is any /TEU rest brand in if French
 25 Quarter do I plan the high fine lie turn over

26

1 /S-RB on /TPHROTS rate I just restaurant.
 2 Q. ER?
 3 Q. So sit here today did you any that was
 4 was poor and to consider /SHRAEU report whether
 5 or not Ohio was high turn over restaurant?
 6 A. Mill mill object to the form.
 7 THE WITNESS:
 8 What I think was more for upon
 9 consider is Florida therefore ^ bounced ^ bound
 10 same rules the rest /RAEPB in this city we are
 11 at 50% October /PABGS /AEUPZ are and starting in
 12 even ^ have ^ of any of the end of July July
 13 July or July hire /STKPWHR-FRP so any important
 14 to know now people are going in out the regular
 15 ran my term whether or not the restaurant more
 16 likely then in this had cover conversation 19 P
 17 ^ insure ^ interest ^ inch /SAOEUF it in this
 18 mill mill object to the form witness /WAEUDZ
 19 /STEU /STPHRAEUGZ important because manufacture
 20 wife didn't /STO*EUFR me /HAOEULT now until I
 21 think was it around /P-FRP July 24 or so
 22 ^ risk ^ risks ^ wrist ran I think what regular
 23 ran were /WOP even reopen here /AEU no may pore
 24 said reonly even is new months /PHRAOEUPZ /STEU
 25 /WHRAG side to the July end July toy face two

27

1 and face two was what get back did restaurants
 2 and there are some /PRET /TEU say well defined
 3 rule ^ agencies ^ agents responsibility place
 4 the /REUSZ /RAOPB were payable to open back up.
 5 So any wife /-FRP I went the restaurant during
 6 that time /TPWRAEUPL after reopen we had to
 7 /STPHRAOEFR side rest serve flag I had to know
 8 /AEU were we ever give /AEU phone /TPWHUPL an
 9 merchandise ^ toe ^ to ^ tow go inside false it
 10 so it is just 50% occupant I patient any given
 11 time and I don't know Mr. I don't know what
 12 their return over would be ^ have ^ of ago the
 13 point.
 14 Q.
 15 Q. /PHEULG /PHEULG /SK-SZ /TPHRAEUPB /STEU
 16 /PHRAOG /STEU log /REUPB in this answer know
 17 question I notice ain't nothing /TPOUF as you
 18 ask physician rate just witness question answer
 19 /KWEPZ completed /SW you in question?
 20 Q. Sit here those do you have any idea of
 21 ^ am ^ many /TKPWHRES count Ohio restaurant to
 22 cover conversation 19?
 23 A. I have I know /EUZ prior if cover cover
 24 size ^ have ^ ever ^ every no idea.
 25 Q. Oh /KPWAEU do you never /TPHEUDZ any

28

1 idea way opposed ^ oh ^ owe /SP-FRP guess
 2 /TPHRAUPB in this /KPOES was face one?
 3 A. I not fast one rent she were closed.
 4 Q. Okay that /ST-S /STAEUZ stays /#1-R your
 5 unflake restaurant were closes the gas one?
 6 A. I /#2340E9S yes /KPHROLGSed during fast
 7 one.
 8 Q. Do you have any idea the guess /KPOUPB
 9 /OEL so rest sand during /TKPAS two?
 10 A. I do not know I know /TPHAF during face
 11 17 ran I am were all tack out I /TKOERP what
 12 the guess mean I don't what is fast two play
 13 were allow to be reopened what is /PHREUPLed
 14 ^ system ^ sisters ^ sister sitting I have to
 15 did /PHEFPBL is numbers.
 16 Q. /STKPWHREFRP?
 17 Q. You don't know /PHR-FRP the grease count
 18 assume /ST-S face three correct?
 19 A. /P-FRPBLGS.
 20 A. November I I haven't looked that /T-TS
 21 for /TPASZ have gas three /STKPHRAEUP say look
 22 plate the May information pray /STEU wore says
 23 /KW-G pore ^ system ^ sisters ^ sister correct
 24 /TPH-FRPBLG.
 25 A. Mill mill for question you can answer.

29

1 THE WITNESS:
 2 I don't any Ohio didn't
 3 ^ differ ^ different ^ difference ^ difficult
 4 /TK*EFRPBTS hey other restaurant in the city
 5 have New Orleans and they /T*FR /RUPBLGs regular
 6 place /STOEULG /PHREUPB toy a /TPWAOEUZ by and
 7 /H-FRP I second other rest sand that I have
 8 /KROUP you ^ Monday ^ money /SOEUP name in this
 9 very always in this day-to-day leery any that we
 10 ^ have ^ ever ^ every rules my people you can
 11 have a not restaurant fine /STEU /AOB stays.
 12 A.
 13 Q. /AEU I
 14 ^ differ ^ different ^ difference ^ difficult
 15 then time /TKPWHR-FRP is that doctor stock in
 16 this important to less at a race I /TAOEULGZ oil
 17 oil to /KEL you is a high turn over railings I
 18 pore pan consider that information /PHEUFR
 19 furious is a regular seen /SEBLGSZs and this may
 20 insurance that zip mount the /KRELS says /HAEUS
 21 very small turn over /TEU rate /HAEPLGS /P-FR
 22 /SREFZ few people come I don't /PHRA*EUFR stitch
 23 important there your in /TP-FP determination
 24 /STAEUPFZ face opinion in this case knowledge
 25 any what the /PORB and is that we /STPHRO*FR

30

1 sitting rules ruling will about how you can
 2 ^ am ^ many /STPAEU in a restaurant we have writ
 3 I right rough Social Security /WREG /SEZ cope
 4 ^ been ^ be to people you can have in restaurant
 5 /AEU any give earn time I that I /S-FRP key of
 6 apply in this was the more so then turn over
 7 rate because those rule as regluations were in
 8 place tore can ^ have ^ ever ^ every employ in
 9 this rest since /KOEUFR /SPHAEU restaurant. May
 10 /STEU gone spy?
 11 Q. /STOEUDZ pore /AEUZ consider that size
 12 have the restaurant?
 13 A. It is important pan to consider the size
 14 have the religion ran when we have a remember
 15 /STPREBGs of two /TPW*EUFR percent or 50%
 16 occupancy that is make I on difference I mean.
 17 Q. /EUZ /HRA*FRP /STKPWHREUZ rest /STAEPB
 18 /TPHROEUG /STPHAOEUP cost /STPOEU /STKPHRO say
 19 of had /STEUFR /TKABLG?
 20 Q. Any big did /OEP ^ oh ^ owe?
 21 A. I was like /KWRAOEUT large what I
 22 ^ be ^ been in it I remember just /WAUGing a
 23 cost barge bar big room manufacture that are
 24 walk bar /HREUFRPB said side in tables there an
 25 here /STEU /KWAUG /STU by room say /SAOEUTSDZing

31

1 sit beg pad ^ oh ^ owe area.
 2 Q. /HRO?
 3 A. Were the oil ^ oh ^ owe regular raise is
 4 a one drink.
 5 A. We had drink and maybe 45 minute inform
 6 an hour.
 7 Q. An I did do /PWHRE /STPHRAE restaurant
 8 besides court /KWRAUR saw back /PH-FRPBLG?
 9 A. ^ Have ^ Of I have type I have been in
 10 police yeah we have done sand down quite I
 11 didn't think ^ have ^ ever ^ every /WEBG the
 12 bath right /TKOEUPBLG redoing that.
 13 Q. Yeah?
 14 Q. Sit /HRAOER today foil your report P
 15 ^ am ^ many you don't know nerve an /AEUFR gas
 16 /OEB ^ oh ^ owe prior to lock down Tulane
 17 /TKPEFP /STAELS playing /STEU /PHAOEUG plain
 18 rest?
 19 A. Correct.
 20 A. /PHAOEUF /STEU plan applying in this
 21 relates man supply was /PROEUDZ /STAOEU inform
 22 you to you /KOEf /STEU counsel?
 23 Q. I /-T correct you did not me sit here
 24 those plain in this make park saw there gist
 25 /KROUPBL saw restaurant /AEU /PHAOEUR in this

32

1 applying in this /RAEG incorrect /EFRPL?
 2 Q. /PHREUL any ask /-GSZ answer?
 3 Q. Stay /KPOUPB I we have
 4 ^ public ^ publish I made /SEUPBLG suppose
 5 /STKPWHR*UFPBL /SOEUF ^ insure ^ interest ^ inch
 6 /SKPWRO*EUFRPB /STKPAOEUG employ /STOEUG /OEUP
 7 /#34R*EU6R78 /STPAO*EUFRPZ /PHRAO*EUFRP
 8 /STPHRAEUFRPB /SOEUG employment /SOEUG /PHRAOEUP
 9 /STEULGS apply /STKEULG ever /*EUFRPB
 10 /STKPAO*EUFRPBZ /PHRAOEUFPRZ /TKPWHRAEUFRPB
 11 /STPEUFRP /PWHROEUPB /TKPWHEULS /KWROUPB saw
 12 employ?
 13 A. Right /ROEU sign laying stow /PHROEUG
 14 /SES /WHROEUPB /SOUSZ /PHOEUPBT /EFRPBLG I do
 15 not the /TKPWEUSZ count.
 16 Q. Okay /-FRP?
 17 Q. /STPHRAO /O*EUFRPBLGSDZ /STPA
 18 /*EUFRPBGSDZ /TPHRO* /STA*EUFRPBDZ
 19 /TPHRAOEUFPRBL /STOEUFPRPL /TPHRAEUPB /STEU
 20 /PHRAOG /KWOEUPB /SOEUS stone /STKPWHR-FRPBS yes
 21 /OER no you do not ^ noticed ^ notice ^ notify
 22 the size of Ohio?
 23 A. /PHEULG /PHEULG plain /STEU /PHRAOG
 24 square /TPAOLGS /AEU /TPHRAOEUPB give sag apply
 25 skiing /STPHREU /HEPZ /SHEPBLZ in this /SHEURB

33

1 /SHERB Ohio rest ran I /TPHR-TS /PHRAEUFR
 2 /WRAOEUBG line in this ^ have ^ ever ^ every no
 3 be given a more plan ^ risk ^ risks ^ wrist
 4 /SEPZ /PHRO.
 5 Q. You?
 6 Q. Stay familiar any either correct?
 7 A. I do /TPH-TSDZ ask for that.
 8 Q.
 9 Q. Your /STPAOEUFZR /STPHOEUFZR employee
 10 tagging about any /STEU fray train /PEULGS
 11 correct?
 12 A. Correct.
 13 Q. /STKPWHR-FRP?
 14 Q. /TKPWHR-FR okay.
 15 Q. What is your opinion on whether or not
 16 cover can you spread apply touching surface?
 17 A. P.
 18 A.
 19 A. We do ^ noticed ^ notice ^ notify have a
 20 doned cases ^ have ^ of a said severe a type
 21 /EUGS right now currently ^ have ^ of a support
 22 /STPEU /WRAOEUFZ even eye said of case case that
 23 ^ have ^ of contact surface train /STKEUGS some
 24 /KO*FRP conversation blame France I we have seen
 25 I with other /SRUR us we if I the /SRUR us

34

1 /SRUFF /STAS corn /KPOPB are /HAOEUFLLys /TPRAPB
 2 /STEU play side surfaces we /TPHOUFZR saw nor in
 3 this /WAOG preached she /WAOG I main /TPRAOEUPBL
 4 ^ system ^ sisters ^ sister surface Social
 5 Security.
 6 A. /WHRAEU of said is Florida we know
 7 /WHRAOEU done ^ have ^ of a case's right now
 8 /PWHRAEU just ^ have ^ of a good understanding
 9 /-FRP /STPEU clean play /SUL employ prevent I am
 10 from /STPAOGZ nor nor ^ core ^ court /KPORPB
 11 ^ condition ^ couldn't /PHRUL suffer clean.
 12 Q. /STKPW-DZ?
 13 Q. I /TKOEUFZR /STA /TPHAEUPBZ in this
 14 /HRALGS Florida /SAUZ mean /S-G clean?
 15 A. We don't no have any documented case.
 16 Q. Size /STAOEU sag like?
 17 A. Side.
 18 Q. My steer documented cases /WRAOEU now
 19 stow /PRAEUP in this transmission ^ have ^ of
 20 conversation cover /SAR /SAR cover conversation
 21 two from that doctor line May of /TEU said is we
 22 know idea other /SKREUS your us /SAO*FR issue.
 23 So we ^ condition ^ couldn't toy clean I as a
 24 mid gauge sent /PHRAUZ in this don't have
 25 /AOEUFR /STPHOEUPB say miles

35

1 ^ system ^ sisters ^ sister right now?
 2 A. Key cleaning because I /KAOEUG /WROELG
 3 zip waist in this two /-FRP stow we don't no.
 4 We in this ^ condition ^ couldn't /SOU do what
 5 need to do /STPOEU prevent train /PHREGS
 6 ^ have ^ of that virus just /PHRAOEUBLG I would
 7 stow nor /WREUR ^ system ^ sisters ^ sister
 8 ^ core ^ court corn /PWRRER /SES influence /ESZ.
 9 Q. Play /STEUFRPL see Friday egg to do near
 10 pig son /PHREUPL in this /KAEULGTS?
 11 Q. May in this certain sell studies kind
 12 /STEU cover cover something please on /STER
 13 /SRAUTS little '72 hours /PHOPBG of creep?
 14 A. /PEUFRPBLG /STPHAEUFZRPL /PHREUPBLT
 15 /PHREULG establish /PHRAOEUFZL /STPWHRAEUFZR
 16 /STAOEUFRP /KPAOEULGS ^ insure ^ interest ^ inch
 17 so train /STPEUGS /TPHRAEU /STEU /STPHOEP ask
 18 you different question /PHRA is time /STPHA not
 19 asked her.
 20 Q. I preceding from reported and I just
 21 trying the something in this report satisfy
 22 first sent than that although transmission of if
 23 start /SAR cover /#2U67 coupling certain saws
 24 /SREUR /SOEUS then /KOULTZ /STU note /PHOULTSDZ
 25 /STEUZ my /STEU possibility /TPRAPB /PEUGS

36

1 /PWHRU saw certain fast no /-TS /SRAUS main way
 2 /T-FP virus so you would a /TPWHRAOEZ police the
 3 /STER /SHREU studies proven spine /TEUFR stage
 4 data in general soing this virus can be
 5 transmitted on the touching the surface right?
 6 A.
 7 A. Incorrect. With that statement is that
 8 CDC there quotes and what I have an are /RAOEB
 9 studies about this virus an /PHRAB remember
 10 spine /STAOEULG /KPWAOEP /ST-LGS 72 hours. We
 11 all ^ have ^ ever ^ every /STKUZ estate lay
 12 /STPHRAOEUFZRPLGTZ /STEUFR /PWHRAOEUG so
 13 /PWHRAOEUFRP /STKPEUFRP /PHRAOEUFZR /STPOEUFR
 14 /TPAOEU /STPAOUPB /PHRAOEUFZR /STEUFR
 15 /PHRAOEUPBLG /STEU /PHRA /STKPWRAEUFRPBLG
 16 /STPAOEUFZR /STAOEU employment /STKPWHREUFZR
 17 /STPAEUFRPZ /TPHRAOEUFZR /PHRA is /PRAERBS sy
 18 /SKPWAEUG etiology /PWHRU I.
 19 Q. /STPHOEUFZR /STOEUFZR soil /THRAO*EFR
 20 /STKPWHREUP /SOEUFRPZ /STAEUFZR
 21 ^ noticed ^ notice ^ notify I've /STOEUFZR
 22 /STPOEUFR don'ts cases /SAEUFR frame /PHREULGS
 23 /EUGS /PHRA /STEU any sir us that size touch ago
 24 surface is kept people in this avenue /PHRAEUB
 25 remember /STPOUTSZ session shown /PHRA is in sir

37

1 us can be in fact '72 hours plate per but that
 2 is laboratory setting?
 3 Q. I set nothing if statement as being blue
 4 sure /TPAEUGS and restaurant or Hebert our a my
 5 house /SOER /TKPWROR estate I am sorry play is
 6 /AEU vast apply different condition then it
 7 would be in a laboratory with had you /PHEUZ I
 8 ^ ten ^ tend remember I'ving a /STWROUR control
 9 involve in this /SP-FP /TPHABS /WREU is
 10 ^ advise ^ vice ^ advice in this provide on?
 11 Q.
 12 Q. Are a /EUFZR was I studies Florida
 13 /STEUFZ any time /EUFZ even are
 14 ^ system ^ sisters ^ sister showing that the
 15 /STPWRAOEURs /TWOTS bring she sures /STPHRAEU
 16 work people?
 17 A.
 18 A. /SEUFRP /STAOEU's inform I /TPHRAEU un.
 19 Q. Say say flag there are study showing
 20 that the /SREUR /SES can last on ob f in
 21 /TPROELG setting seven the source you or longer
 22 correct?
 23 A. /P-FRPBLG.
 24 A. In /STAOEU cases it habit some only
 25 /STEU may /STEU /PHR-G sound /KOULG saw /STOG

38

1 /SKWROEUB /SES my Social Security map in this
 2 nothing sour /STU /PHRAOEUP /TPHROEUPBG in this
 3 manage /STPWROEU /S-LGSZ oil /S-G /PHRO*EUFZ
 4 long box zip me /STKOG ^ have ^ of two sos.
 5 Q. Say un/PHRA yes Mike there is report
 6 flaw saw /TPHR-G test
 7 ^ noticed ^ notice ^ notify today /PHRAEUFRP
 8 /STEU woke main in this trial /PHRA saw trying
 9 to do is /STAEUL ^ am ^ many may judge this is
 10 test were you controlling even /SR-PBL
 11 ^ many ^ much ^ am right and /STOEPLZ there
 12 rules really I did front a results /STWAOE
 13 correct /PHREULT /STEU /TPWHOEUR?
 14 A.
 15 A. Correct.
 16 A.
 17 A. /SAEUF sniff down play fill /PHRAEG
 18 /STEU /STPHAUSZ exhibit blame /STEU studies
 19 stain /PHAOEUG control
 20 ^ insure ^ interest ^ inch comment stint please
 21 bone in any real word correct you /WHRO doing.
 22 A. No what I trying the tell you we have no
 23 cases where people touched the surgeries /TPWOS
 24 did /TKOEPBL /PHRA /STKPWAO /EUZ /SOEUFZ
 25 /KPWAEUS's Florida say been proven.

39

1 Q.
 2 Q. I /STOEUG plain?
 3 Q. /PHROUFP /STU ^ have ^ ever ^ every in
 4 any studies that is /KPOUR un/KPOEPB really
 5 /WORLG ^ noticed ^ notice ^ notify /TPROLGed
 6 even /SROEPB employing /S-G virus is not present
 7 plate the share?
 8 A. We have studies that present sent we
 9 /PROEUP in this went the studies way /WHAOEU
 10 sore viral found we oil /WOEG in this were study
 11 /HAEUS way morning in this false I having logged
 12 /HRO*FRZ the week /STPHOEUPB /STEU /PWRE /ST-S
 13 /SPREUR us we've have an other studies Florida
 14 in this really /WORLG that know /ST-S versus is
 15 not there.
 16 Q. We have studies Florida shown that the
 17 virus is therefore an places like a hospital
 18 where know we have known COVID patients a lot
 19 ^ have ^ ever ^ every them we have a /TPHEPBL
 20 vent /TEU plate or west ^ have ^ ever ^ every
 21 able inform find in that word way also fine if I
 22 in /PHRAULG out spy ward we
 23 ^ have ^ ever ^ every ability find in if farm
 24 see but you do not ^ have ^ of a /ST-Z's right
 25 /TPHOUZ there really world that stays person A

40

1 touched the bout only relate /STPE /TPOUFP
 2 Tulane table or /TPOUFPed the toy let handle and
 3 may was so can you /STKOFZ?
 4 Q. What is studies do mentioned the study
 5 /TPHRAEUS is shown that /TPHROTS there what is
 6 studies Florida have those?
 7 A. Had.
 8 A. So there a paper came future right today
 9 complain out after thief was recommend was done
 10 there always one Florida /STEU done quantity by
 11 room face show I think /STAOEU any /PHAOEUFZ a
 12 couple eligible /STUSDZ say combine just not
 13 there.
 14 A. We ton why not there ^ am ^ many we not
 15 there.
 16 Q. Say spud things it was there correct
 17 /TPH-FRPBLG we have /PHRAB remember study things
 18 /STAEUL wise size this thing a /PHREUFZ well
 19 know an I've will wise /TPHREULG /STEU there
 20 fact /STPAEUP apply /STAOEUG /WROEB sy condition
 21 that /STEU ago say /HRATSD ER?
 22 Q.
 23 Q. Right ^ noticed ^ notice ^ notify third
 24 line /STPHROEUPB /PROEUB /STEU page /SEPBL E
 25 transmission virus /WAU /RAOEUZ in this sure

41

1 /TPAEUTS of an ob f. What you line virus reside
 2 surface /P-FRPBLGS?
 3 A.
 4 A. So here thousand that typical happen
 5 will whether I think about if /TPHAEUPB /STEU
 6 usual transmission /STAOEU two main cams that
 7 surfaces P get ^ condition ^ couldn't table at
 8 one is what call saw me /S-G /WROEU /TPRAPB in
 9 this week sy /TPWAEUPL mine /RAEUFRP /S-GS nine
 10 /TPOUFRP saw /SRAELG or go I Florida some some
 11 place sick nor aver us train anything may
 12 happens in ^ crews ^ cruise /SPHAEUP in this
 13 found /SPRAELG so bind apply /STEU /TPHRAOEURS
 14 /STEUZ /ST*EFRP /-LGZ plum /STUGTS we /PHEUFRB
 15 /STEU /TKPWOBG /PHAEFRP stiff line /PREPB /STAES
 16 into stain my /STAEUFR one way inform you any
 17 plaintiff the is /TKRAPB mention.
 18 Q. Other /WAEUP is Florida /KEUP mail
 19 /TPHRUZ stuff /TPROEP /STEU /TPRAEUG /EGS and
 20 that is not figure /KPAELG /PWHRAULG /STU line
 21 /STEU /KOUFRP knees you may /KOUFRP /TKPWREB
 22 high to it I may sneeze /TKPWREBG my in this
 23 /KWAOG stint in this /WAOG /STPHOEUPB surface.
 24 Florida is other way can tin call apply /STEU
 25 /TPHRAEU /TPRAPB application?

42

1 Q.
 2 Q. /SKWRAOEUR us get that /TPWAULGTSZ
 3 /STPHREUB /HALGS ever touch that sure face or
 4 play the /STAUR face birth I an playing /STEU
 5 /POG normal /AEU knowing /SREURS I there /AEU
 6 intact /PHRO the sure /TPAEUTS?
 7 Q. So /-FRP in exhibit same that would be
 8 /PEUFR classic /AEB she would she know sy motel
 9 /TPRAPB /STEU knowing would be really so get
 10 cleaned?
 11 Q. Plain in this exhibit satisfy restaurant
 12 if somebody has virus is plea they restaurant
 13 now do you go /PW-FRP ^ insure ^ interest ^ inch
 14 sure Social Security next /PHAEULS I not /STPHOS
 15 ^ have ^ ever ^ every exposure to /KPOPB table
 16 atted objects?
 17 A. So it pretty /SEUPBL police and I nurse
 18 sack go to face /STEU crack in general could use
 19 the /*EF P A register etch clear tone wine that
 20 table ^ noticed ^ notice ^ notify sure face
 21 down. Florida /STP in what I remember
 22 /TPRAOEURS in is there is final cleaning
 23 eligible bowl /TKPWROEU E grease /TPHOEUB
 24 /STPHOEULG week eligible inform sy grease all
 25 time and in /PHOEFP quality action that I

43

1 handing will or of wiping or we cleaning that
 2 drives the /KRAOEPBing in /STPRAOEUR as name
 3 /ST-G virus to /PRO /TPAOEPB steel outside break
 4 down /PHROEPBLG sy pain.
 5 Q. I case?
 6 Q. And America /STPA I am sit down maybe
 7 cost you Tulane hand foil ^ have ^ ever ^ every
 8 ^ been ^ be are that is say method enemas to be
 9 done?
 10 A. Right minute them and we
 11 ^ have ^ ever ^ every all /PHAOEUG in this /KW-G
 12 /PWHAEUP in this /REPBL ago things like no
 13 /STHAEURB ^ condition ^ couldn't ^ dean ^ dent
 14 know soft I pain /STEU /SPHAEB Social Security
 15 to tail.
 16 A. No /WOEPB she university you work with
 17 of /KWOEPB /STAOEUPBZ /PHAOEUP
 18 ^ signature ^ significant ^ significance ^
 19 signify ^ noticed ^ notice ^ notify line /SEULZ
 20 doing plain /STEU /KPAOG I /PHRA*FR in this line
 21 is fan /ST-S you give people that we tote ago
 22 /KOPBL /WHAOEUFLZ in this stuff down of size
 23 kind in this /TAPLG /STEU sure stays get to go
 24 /TKPWREFR.
 25 Q. Okay I had ever plain /STAOEU spines 10

44

1 thousand people and in a /HRAURGS calf your
 2 course ^ have ^ of four hours there are flow
 3 case estate apply rule ^ have ^ of that /PRAEUPB
 4 /PHEULGS?
 5 Q.
 6 Q. /SKPAOEU size rest /PRAPB eating their
 7 contain at the /OBGTS you could
 8 ^ condition ^ couldn't I've the /KPHRAOERP up
 9 day every time right?
 10 A. Correct even /KWROEPB while nil
 11 /SOFRPBLG we /SEUFRPL recommendation is an I
 12 really honest with you for food safety
 13 perspective if you have customer there he the
 14 /STPHAO done /AOEULD ^ been ^ be /WROEU food
 15 /AEPB /STESZ wining Florida table over nothing
 16 ^ noticed ^ notice ^ notify do /SARs cover
 17 /KPOFR /SPHAEUing police ^ toes ^ tows with the
 18 general hygiene P and present /SREFRPs of other
 19 fast /TEU /SPHRAEU nor nor /STKPAEUFLZ I corn
 20 /KOPFB vary says apply /KW-G in this /PHOEUBG sy
 21 ^ core ^ court I pry until cover cover two say
 22 /KPHROEPB flag surfaces.
 23 Q. /STKAOEUTZ there /STAUR Social Security
 24 down /STPHRAO*EUPBLG move on?
 25 Q. Is a wear doctor that more people coming

45

1 either the /PHRAEULS restaurant is nine in
 2 this ^ condition ^ couldn't /STAEUL /STPHRAEU
 3 /PHRAOUP clean I have time?
 4 A. /KWRAOEUBG in this for question.
 5 A. /P-FRPBLS I go tell what I said earlier
 6 that I have a complaint right now Florida major
 7 university that has kinding haul fighting unto
 8 10 thousand people ^ have ^ ever ^ every four
 9 hour course of the day. Wine ^ been ^ be table
 10 in this /TKPWORPB all wiping applying /STEUGS
 11 setting a make it safe /AEU will cleaning behind
 12 each /TPABL /PAF /TEF kids get under the
 13 /TPAEUPBL /TEU get unon you /KWOEUG in this get
 14 up /PHRAOEUP hang wipe the surfaces that is
 15 /STAEUFP apply safety any /SEUFRPZ knowing
 16 /WRAOEUPB /TKEULGZ ^ have ^ ever ^ every
 17 /TPHAEUFZ person ^ any way ^ anyway /SKWRA.
 18 Q. /KPWAO*EUFRPZ /STEUFZRZ wife knowledge I
 19 don't correct ^ have ^ ever ^ every time /TPOEP
 20 college any /KPWOEUPB /TPHRAEUFPB /KOEPBL will
 21 in name /STEU continue /OUSZ contain /STAEULS
 22 correct /PHREULG mill for yes stay /PHAOEUG in
 23 this not /STKPREUDZ /STAOERPBL /STAEUF still
 24 ^ have ^ ever ^ every is a /STPHAEUPZ rest
 25 /STKAEGS line toy cover conversation 19?

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1 Q. /STAEUZ general question make /PHEULGS
 2 size /PHRAOEULGZ /KWOELGS?
 3 Q. In't asking if people are coming in yes
 4 ran because eating the restaurant you have to
 5 continue to clean little ^ have ^ ever ^ every
 6 surgeries /TPWHRAOEUPB correct?
 7 A. /P-FRPBLG.
 8 A. You /STEU side /KPOG /HRA*EFR in this
 9 /STERS ^ any way ^ anyway because that is
 10 /PHAOUR saw came ^ have ^ of Louisiana sit /EUZ
 11 normal health ^ dean ^ dent kind still /KWAOEG
 12 /WAOEUFRPping I've /TPHRERPB /STPE Mike /STEU
 13 rest /HRAOPB.
 14 A. /TPHRAOEUF /STEU mean /SES customer.
 15 Q.
 16 Q. /EUFRP life /S-G not doing /TPHEUDZ
 17 different an all same place there are coast I
 18 were all /STEUPBDZ /PHRAEUFRP /STEU nothing
 19 ^ signature ^ significant ^ significance ^
 20 signify flame in this work anyone in this wises
 21 that stage ^ am ^ many being customer tone ER
 22 /STKPWHR-FP have you make /STEU account number
 23 of people go there /OEF ^ oh ^ owe specific
 24 /TPHRAEU pint I can I supply /TPHROEUFRZ
 25 /TPHROEBG coin spine /STPHAEUing /KA estate made

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1 into is companies /ST-S /PHOEUG in this /PHRA
 2 /EUZ so /PHRAOEUPZ I hid serve none ^ have ^ of
 3 people that /KOPBL anything yes /PRAEPB in this
 4 ^ condition ^ couldn't table ate?
 5 A. Correct.
 6 A. /P-FRPBLG.
 7 A. I flow they are I deed no do that
 8 because what you should ^ be ^ been doing a
 9 /TPHAEUPZ best practice guideline wife stiff
 10 nephew person play /STEU new doing a food safety
 11 perspective in /KULS ton ^ any way ^ anyway.
 12 Q. /SHAEU in is nerve is not an enzyme
 13 ^ am ^ many /STPHOEU /KPHRAOERPbing for that in
 14 /ST-Rs are ran September estate is a /TPHRAEUPB
 15 you doing that /PHAOEUPBL /STEU /KOUBSZ so no
 16 matter what have the cover conversation /PROEFRP
 17 /STEUS /PHAOELZ /PHRAUR hose March?
 18 Q. Say like result /WAU E partners in ray
 19 ray ^ have ^ of provide all ^ have ^ of into
 20 different audits also /EUFRP /KPWHR*EUFRP smoke
 21 /STPOUPBL usual /STAOEU I inform ^ have ^ of
 22 /STPHROEUPB correct?
 23 A. /TOEUZ /TPHRAEUPB I look /TEU report I
 24 /KA then answer.
 25 Q.

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1 Q.
 2 Q. Okay.
 3 Q. You can't say ray so /ERT E but okay
 4 /-FRP ^ noticed ^ notice ^ notify I redrink
 5 /STEU then that spill /SAR is a's?
 6 Q. Okay you do have /STKPWHREURPBL
 7 /STPHRAEUFRP /PREUs /TPOEU that extra staff itch
 8 line give different ton the spread?
 9 A.
 10 A. Yes, sir and there are extra /STAEFR I
 11 have do /TPHAEUZ ^ have ^ of to increase might
 12 estate you would have use the EPA /PRO over
 13 cleaner you have to.
 14 Q. Pray fast /PHALGSs /STAEUB play pry
 15 /ST-S /PHRAEULG /PHALTS /STAOEU face wage
 16 /PRAOEUP in this prior raise /STEU tame any /SOG
 17 /PHRA ^ ease ^ east knowledge apply /STEULGTS
 18 back my not ^ ease ^ east?
 19 Q. Stay play is general earn good practice
 20 in general right now?
 21 Q. Okay?
 22 A. Is?
 23 Q. Say a /TKPWRAOEFRPZ gynecology cover
 24 December acknowledge in this flag in this work
 25 are /PWR-G /STEU un/TO*R /PHRAB /TPWHRAOEUB

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1 ^ system ^ sisters ^ sister shown /STKPWA
 2 /EUFRLBLDZ /TPHRAO /EUFRLP is /TPHAEUFRP
 3 ^ insure ^ interest ^ inch /OEUFRLPLG correct
 4 /EFPLTS?
 5 Q. /SKPWRERPBLG I /SKO
 6 ^ have ^ ever ^ every inform mill mill /AOBs
 7 /WOEULD COVID /#1*R9 say /PWAES in this
 8 /#123EU8D /STPHOEUPLT /STPHR-G state /PHRA
 9 Louisiana recommendation Florida I yes /STES
 10 /WROEUPB /STEU /TPROLG /PHR*E sents
 11 recommendation are other exhibit /TKRA
 12 ^ stipulation ^ stipulate /-LS that in /STER
 13 ^ advise ^ vice ^ advice /STPHAEBLG stability
 14 /TPHAEUPL doing to main /TPHAEUPB the /STAEUFT I
 15 /TWHAEUPLG /STEUZ cows then /*ERP?
 16 Q. /STAEUFRP Page 8 run /PWROEUFRLPB asked
 17 tore definition of /T-FRPS damage /KREUBGS if I
 18 am wrong but in my then stage defendantaing a
 19 damage is something basically can not
 20 ^ be ^ been restored completely to its ordinary
 21 use is that correct?
 22 A. /PHREUL mill to be refer told /KPOEUPB
 23 clean /KPOEULGS can you can answer.
 24 THE WITNESS:
 25 My I don't even addressed the issue

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1 /TKAFPL always at /TPHAEUPL report I I look page
 2 I ^ dean ^ dent she on about damage I can't
 3 /TPHAEUPLG /STEU /EB /AEL ^ have ^ of there
 4 damage tank being supply /S-FR /WROEUPB
 5 /STPEUFRP nine side /TPHOUPB /THARPB /STAEU
 6 /PHAOG get off.
 7 Q. And /KPEU /AEUPBZ is damage?
 8 Q. /TPHRAOEUFRLPTZ /STPAEUFRPZ no /TP-TS
 9 name statement was since before my /KPHAEUPLGD
 10 took the if /KPHARP I an /PHRAOULGS is do
 11 homework?
 12 Q. E okay?
 13 Q. In a situation ER when you daughter buy
 14 the sharp I /HROEPBL work his believe that /SP
 15 damage in?
 16 A. My tag is my damaging able I over a
 17 black sharp I mark /OER my it.
 18 Q. Do you even if with dead gnaw pitch I
 19 haven't I serve a suggestion my /PHRELS know
 20 /WAU I try ^ have ^ ever ^ every mom trip I know
 21 I am /KPHRUDZing manage in this /REURB as a not
 22 coming right now?
 23 Q. All right. The last sentence on Page 8
 24 you say "finally modeling studies have" shown --
 25 "have demonstrated that cleaning with an

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1 appropriate cleaner can reduce the risk of
 2 fomite transmission to baseline." Correct?
 3 A. Yes.
 4 Q. All right. And you use the word
 5 "reduce" there. Doesn't eliminate it, right?
 6 It just -- it's just reducing the spread. There
 7 is -- again, you don't know anything that can
 8 completely eliminate the virus, correct?
 9 A. We don't measure the virus. Now, there
 10 are studies and I mention the De Clemente study
 11 that just recently came out that shows that it's
 12 just not there after appropriate cleaning. And
 13 if we use the idea that we can't get rid of the
 14 virus then we would have to throw every
 15 ventilator away. We would have to throw away
 16 every hospital bed. We would have to throw
 17 things -- anything that came in contact with a
 18 known -- a known case and especially in a
 19 healthcare setting. So to me I can't say there
 20 is not one protocol or one virion on that
 21 surface but what I can say is -- and we don't
 22 know if it's intact or not because we are not
 23 doing those studies, but like De Clemente went
 24 back after cleaning and then swabbed and didn't
 25 find it anymore. So --

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1 Q. Let me -- let me just stop you there.
 2 It's your testimony today that you haven't done
 3 any studies to show whether or not it's intact
 4 or not?
 5 A. I -- I -- can you --
 6 MR. MILLER:
 7 Objection to the form.
 8 THE WITNESS:
 9 -- repeat the question because I
 10 don't understand it.
 11 MR. SHERMAN:
 12 You just said you haven't done any
 13 studies to see whether or not the virus is
 14 intact, correct?
 15 THE WITNESS:
 16 What I am saying is we haven't --
 17 when we -- when we J.S. Held -- when we go and
 18 monitor for this we are looking for a surrogate
 19 marker, that we are not looking for the virus
 20 itself. There are studies that have been done
 21 where they have looked for whether that presence
 22 of virus or not and they're not finding it after
 23 -- after appropriate cleaning. They're not
 24 finding the virus present.
 25 EXAMINATION BY MR. SHERMAN:

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1 Q. Okay. So in your Sharpie example you
 2 don't know of any way to break the bonds in the
 3 trans -- of the transformation between the
 4 Sharpie and the table?
 5 A. I'm not even sure it's a -- I would call
 6 ink a real bond but I don't know how to get the
 7 Sharpie off my table and I'm not thinking about
 8 it in terms of an ionic or covalent bond. I'm
 9 thinking about it in terms of there is Sharpie
 10 ink on my really expensive dining room table.
 11 Q. Okay. Why did you apply the Bradford
 12 Hill study to this case?
 13 A. I always try to use Bradford Hill when I
 14 can as much as I can. It's an accepted
 15 practice --
 16 Q. Correct.
 17 A. -- in epidemiology. We are -- we are
 18 changing some of it but that is we tend to try
 19 to use. But we look at it in terms of causation
 20 -- general causation. I always try to assess
 21 for that general causation model.
 22 Q. Okay. But what -- what were you trying
 23 to do in this case? What was the point of
 24 applying the Bradford Hill model to this case?
 25 A. Well, if you think about it there are

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1 pieces here that I would use from Bradford Hill
 2 no matter what. And if you go back to Page 2 of
 3 my report and -- I think it's two. Sorry. It's
 4 Page 3 where I list out the criteria. I mean I
 5 want to look at the literature for strength of
 6 association. I want to look at whether the
 7 literature is consistent. I want to look at
 8 whether it's specific. What do we know that is
 9 specific to surfaces for this literature.
 10 Q. Okay.
 11 A. We want to know if there is temporality
 12 of when that -- on an epidemiological study
 13 whether it's there or not or even in industrial
 14 hygiene study we want to look at those. So
 15 there are principles that I am going to apply
 16 every time I look at a piece of scientific
 17 literature.
 18 Q. Is it fair to say that your main focus
 19 and your opinions really just relate to whether
 20 or not this virus is on the surface? Is that
 21 fair to say?
 22 A. I think that is part of my opinions but
 23 part of my opinions also on this are if it was
 24 as dangerous and deleterious as Dr. Moyer makes
 25 it out then why is the City of New Orleans

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1 allowing restaurants to be open?
 2 Q. Okay. Anything else besides your focus
 3 on whether or not the virus is on the surface
 4 and whether or not Dr. Moyer is exaggerating the
 5 dangers of COVID-19 which you've signed a letter
 6 talking about how it's a deadly transmission but
 7 nevertheless anything else that you have opined
 8 on in your --
 9 A. I mean I -- I talk about the fact that
 10 we have appropriate mitigation strategies for
 11 this virus. We know that there are appropriate
 12 public health interventions. I'm not -- I'm not
 13 sure what else you would think I should or
 14 shouldn't be discussing.
 15 Q. Okay. But the Bradford Hill study --
 16 you still haven't answered my question. Were
 17 you trying -- Bradford Hill study is to
 18 determine causation, right? The ultimate goal
 19 was to determine whether or not -- in this case
 20 what you're trying to do is determine whether or
 21 not the virus can stay on the surface?
 22 A. One of the things I was really
 23 interested in knowing is, is this virus -- is it
 24 plausible that this virus would damage that
 25 surface in some way and still stay there even

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1 effective cleaning.
 2 Q. I mean --
 3 A. (Indicating) --
 4 Q. -- you've testified earlier that you may
 5 look at damage. Damage is not mentioned in your
 6 report. You need to find -- you're looking at
 7 whether or not the property -- the -- the virus
 8 could be on the surface. You've already talked
 9 and testified that you weren't looking at
 10 damage.
 11 A. Right. And what I'm saying is --
 12 MR. MILLER:
 13 I don't think --
 14 THE WITNESS:
 15 -- I wanted to know whether there
 16 are appropriate mitigation strategies for this
 17 virus. Two, is that virus still going to be on
 18 the surface after cleaning? And, three, are
 19 there appropriate mitigation strategies that
 20 allow restaurants to open safely and there are.
 21 We know that there are.
 22 MR. SHERMAN:
 23 Okay. So why did you need Bradford
 24 Hill for that?
 25 THE WITNESS:

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1 I always use Bradford Hill. And as
 2 I mentioned I'm a scientist. This is -- these
 3 are the things that we use. This is the easiest
 4 framework for us to use.
 5 EXAMINATION BY MR. SHERMAN:
 6 Q. All right. I'm going to pull up Exhibit
 7 5. Are you aware of the October 29th, 2020 CDC
 8 Considerations For Restaurant and Bars Report?
 9 A. Yes. Can you make it bigger because I
 10 really can't see that and I -- I don't want to
 11 open Google.
 12 Q. All right. This is -- this, what, 13
 13 days ago that this report came out, correct?
 14 A. Yes.
 15 Q. And you're familiar with this report?
 16 A. Yes.
 17 Q. Okay. And under the guiding principles
 18 to keep in mind the CDC has stated that onsite
 19 dining with both indoor and outdoor seating,
 20 seating capacity reduced to allow tables to
 21 spread at least six feet apart is an even -- it
 22 falls under the even more risk category,
 23 correct?
 24 A. Yes.
 25 Q. Okay. And then it goes on at the bottom

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1 to say on the next paragraph "COVID-19 is mostly
 2 spread by respiratory droplets released when
 3 people talk, cough, or sneeze. It is thought
 4 that the virus may spread to hands from a
 5 contaminated surface and then to the nose and
 6 mouth causing infection." Correct?
 7 A. That is the same statement CDC has made
 8 and I quote in my report.
 9 Q. Okay. So on October of 29th of 2020 the
 10 CDC is still issuing -- and this is specific to
 11 restaurants and bars, correct?
 12 A. Correct.
 13 Q. And the CDC is the agency that you said
 14 we should rely on. They are still giving out
 15 principles to keep in mind that it's thought
 16 that the virus may spread to hands from a
 17 contaminated surface and enter the nose, mouth
 18 causing infection, correct?
 19 A. What CDC has been saying all along and
 20 they've not stopped saying is that there could
 21 be a risk. We don't have any cases right now
 22 but there could be a risk. And then if you read
 23 the next line that says "therefore a personal
 24 prevention practices such as handwashing or
 25 staying at home when sick, and environmental

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1 cleaning and disinfection are important
 2 principles that are covered in this document.
 3 And unfortunately there are a number of actions
 4 operators of restaurants and bars can take to
 5 help lower the risk of COVID-19 exposure and its
 6 spread."
 7 So what CDC is saying, yes. Is fomite
 8 transmission potentially possible? Yes. We
 9 don't have any cases of it but it could be
 10 possible so we have effective prevention
 11 measures including this infection that you
 12 should be doing to prevent the spread.
 13 Q. Okay. So you agree --
 14 A. And that's not --
 15 Q. -- the CDC --
 16 A. -- anything different than I've said all
 17 along.
 18 Q. All right. So you agree with this
 19 report?
 20 A. I've said it even in my report. I quote
 21 CDC. I say we don't have any cases of it. We
 22 know that it can exist in a laboratory
 23 environment. We're not finding it in other
 24 locations but we are not ruling it out because
 25 we are scientists and scientists don't rule

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1 things out unless we have completely proven
 2 evidence that it's not going to happen.
 3 Q. When the -- when a -- when a property
 4 such as a table in a restaurant is contaminated
 5 with the virus, okay, that can happen, correct?
 6 That is what we've been talking about.
 7 A. If I were COVID positive and I sneezed
 8 on the table I am sure and if you -- and if I
 9 were in that I -- let's just say I started
 10 feeling bad that day I would be in my highly
 11 infectious stage. I can probably have it on the
 12 table but there is an appropriate and effective
 13 mitigation strategy to fix it which is I come
 14 behind as the restaurant worker and clean that
 15 table after the person has left.
 16 Q. Okay. Because that table cannot be used
 17 until it is repaired or restored or remediated,
 18 right? Nobody -- you can't let somebody else
 19 come in and sit down there because they -- then
 20 that would spread to them, correct?
 21 MR. MILLER:
 22 Objection to the --
 23 THE WITNESS:
 24 I don't --
 25 MR. MILLER:

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1 -- form.
 2 THE WITNESS:
 3 Sorry, Allen.
 4 MR. SHERMAN:
 5 You -- you --
 6 MR. MILLER:
 7 No, you can answer.
 8 MR. SHERMAN:
 9 You can answer.
 10 THE WITNESS:
 11 I -- I'm just going to say we don't
 12 think it would spread to them. It could be a
 13 risk. We have effective mitigation strategy
 14 that we wipe that table down in between people.
 15 And frankly if they're not doing that in between
 16 people pre-COVID than that is just kind of gross
 17 because food safety standards are you should
 18 wipe the table down in between customers.
 19 EXAMINATION BY MR. SHERMAN:
 20 Q. Dr. Stock, as we sit here today as
 21 Lloyd's of London expert in epidemiology and
 22 toxicology do you believe that that table is
 23 contaminated and can spread the virus without it
 24 being cleaned? Do you Dr. Stock believe? Yes
 25 or no?

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1 A. What I believe is that there is an
 2 appropriate mitigation strategy that has been
 3 published by every public major public health
 4 agency in the universe so far that says one of
 5 the best things we can do to mitigate spread is
 6 to increase cleaning. So if you have had a
 7 customer who comes in, behind that customer you
 8 should be wiping down that table and
 9 disinfecting the space.
 10 Q. Okay.
 11 A. That is -- that is 100% what I'm going
 12 to tell you and that is what I believe.
 13 Q. And I understand that you believe --
 14 we're on the same page. It's got to be cleaned
 15 after that. That's not my question. My
 16 question is, is that table contaminated with the
 17 virus so that it can spread to the next person
 18 that sits down if it's not cleaned?
 19 MR. MILLER:
 20 Object to the form.
 21 THE WITNESS:
 22 What I can tell you is we don't have
 23 that information right now because we don't have
 24 those cases. We don't have cases of people who
 25 have touched a surface and then touched their

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1 mouth or their eye and gotten sick from this
 2 virus. So what do we do to make sure because we
 3 don't have the cases right now but it doesn't
 4 mean we couldn't have those cases in December of
 5 2020 we wipe that surface down with an EPA
 6 approved -- an EPA approved cleaner for that
 7 agent.
 8 Q. I'm going to keep asking the question
 9 until you answer it, Doctor. And you can say I
 10 can't -- I can't answer either way but do you
 11 believe in my example that that table is
 12 contaminated?
 13 A. I can't answer that either way.
 14 Q. Okay.
 15 A. I'm going to answer it the same way I've
 16 been answering which is follow best practices.
 17 Q. Okay. So if Dr. Moyer gets up at trial
 18 and says that table is contaminated based on
 19 this, this, and this you can't say it's not
 20 contaminated, correct?
 21 MR. MILLER:
 22 Objection to the form of the
 23 question.
 24 THE WITNESS:
 25 What I am going to say is --

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1 MR. SHERMAN:
 2 (Inaudible) you --
 3 THE WITNESS:
 4 -- we have an effective strategy to
 5 deal with that contamination and that is all I'm
 6 going to tell you. That -- that's it.
 7 EXAMINATION BY MR. SHERMAN:
 8 Q. Okay. I get that. You got to
 9 continuously --
 10 A. Dr. Moyer can't say --
 11 Q. -- clean up --
 12 A. -- one way or another.
 13 Q. I get it. Look, your testimony about
 14 these continuous remediation measures and all of
 15 this I -- I like that. That is our point that
 16 you have to continuously remediate because there
 17 is a continuous contamination. But I'm asking
 18 you right now and you can say I can't answer
 19 that question. Dr. Moyer testifies that that
 20 table is contaminated. You can't testify either
 21 way, correct?
 22 MR. MILLER:
 23 Objection to the --
 24 THE WITNESS:
 25 Doctor --

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1 MR. MILLER:
 2 -- form of the question.
 3 THE WITNESS:
 4 Dr. Moye can't testify that that
 5 table is contaminated because we don't know if
 6 that person is positive when they sit down. Now
 7 if you want to have a --
 8 MR. SHERMAN:
 9 Dr. Moye --
 10 THE WITNESS:
 11 -- hypothetical situation we can
 12 have another conversation about that. But right
 13 now if -- if -- no matter who comes into that
 14 restaurant we don't know their status. We don't
 15 know if they're ill or not ill. We don't know
 16 if they are pre -- pre-ill with COVID-19 or not
 17 two days before. So what we say is -- and we
 18 don't have any cases right now where you've
 19 gotten it from that surface but what we are
 20 saying is do the best thing. The best practices
 21 right now are clean that table after each
 22 person.
 23 EXAMINATION BY MR. SHERMAN:
 24 Q. So, Dr. Stock, Dr. Moye has taken into
 25 account the amount of people that go inside of

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1 Oceana and the peep -- the number of people that
 2 go inside the restaurant. You haven't done it
 3 and I get that. So Dr. Moye can say it's more
 4 likely than not that based on the number of
 5 people going in there and the infection rate of
 6 New Orleans and the infection rate of Louisiana
 7 that there are people going in and out of Oceana
 8 with COVID. And so then he can say it's more
 9 likely than not that the tables are
 10 contaminated. And I guess based on what you're
 11 saying is you can't -- you can't say either way.
 12 All you can say is the only thing you know is
 13 that one way or another you got to come in and
 14 clean it. Correct?
 15 MR. MILLER:
 16 Objection to the form of the
 17 question. Relying upon Moye's skewed analysis
 18 and on how COVID may or may not be in Oceana is
 19 an unreasonable question for the -- for this --
 20 for the witness. It is just -- it's latent with
 21 facts that aren't in evidence. It's latent with
 22 untruths. It's latent with junk science. And
 23 so asking her this question isn't really
 24 appropriate but --
 25 MR. SHERMAN:

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1 Now that --
 2 MR. MILLER:
 3 -- to the extent she can answer --
 4 MR. SHERMAN:
 5 -- (inaudible) testified and argued
 6 his case to the judge that's not here today
 7 and --
 8 MR. MILLER:
 9 (Inaudible) arguing.
 10 MR. SHERMAN:
 11 -- you listened to all of Dr. Moye's
 12 testimony last night, right? You listened to
 13 the full six hours?
 14 THE WITNESS:
 15 I ended up actually having to drop
 16 out at about 5:30 because I accidentally hung up
 17 and I couldn't get back in.
 18 EXAMINATION BY MR. SHERMAN:
 19 Q. All right. So you listed to 99% of the
 20 testimony. So you understand what he is going
 21 to say. So I get what Mr. Miller thinks about
 22 his opinions and whatnot but you know what he is
 23 going to say. And I just want to be -- I'm just
 24 making sure you and I are on the same page.
 25 My understanding is that you cannot get

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1 to trial and say that he's wrong. What you're
 2 going to say is I can't testify one way or
 3 another but I do know that this can be cleaned,
 4 correct?
 5 MR. MILLER:
 6 Objection to the form of the
 7 question. You can answer.
 8 MR. MILLER:
 9 That is your testimony.
 10 THE WITNESS:
 11 I disagree because --
 12 MR. SHERMAN:
 13 Okay.
 14 THE WITNESS:
 15 -- Dr. Moye relied on a study that
 16 isn't even close to what the conditions are in
 17 the restaurant. Dr. Moye relied on a restaurant
 18 study from Guangzhou, China that had zero air
 19 exchange rates. It had zero open doors and
 20 windows. It had room air conditioners that
 21 continued to recirculate the air in that
 22 restaurant. So that is a fallacy on his
 23 probabilistic risk assessment that he has done
 24 to begin with so there is that. He didn't take
 25 into other conditions that could be going on in

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1 the done restaurant.
 2 He also didn't have the right
 3 infectivity rate for New Orleans so I am not --
 4 and he also didn't have the dates correct when
 5 the restaurant opened and didn't open. So I
 6 don't understand -- I -- I can't -- I can't say
 7 yes or no to that question. I can just tell you
 8 that there is flaws in his reasoning and I am
 9 going to disagree with it.
 10 EXAMINATION BY MR. SHERMAN:
 11 Q. Okay.
 12 A. Because there are flaws in his
 13 reasoning. And that is totally okay for me to
 14 say.
 15 Q. Okay. And you haven't -- you haven't
 16 addressed in your report -- I just want to make
 17 sure you're not going to get to trial and talk
 18 about this but you don't have any discussions in
 19 your report about the governor and mayor's
 20 orders and whether or not those are more likely
 21 than not scientifically supported, correct?
 22 A. What I have in here are the governor's
 23 orders and the mayor's orders and the steps that
 24 they had them in. I also know they are in
 25 keeping with the recommendations from the CDC.

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1 And so if you ask me about it there in keeping
 2 with the public health recommendations that are
 3 out there I'm going to tell you my opinion.
 4 That is all I'm going to be able to say. I'm
 5 not going to be able to say anything -- I -- I'm
 6 not even sure where you're going with that
 7 question so that is about all I can say.
 8 Q. Okay. The early mayor and governor's
 9 orders -- the March orders are you aware of
 10 either of those orders?
 11 A. I am and I refer to them in my report.
 12 Q. Okay. And do you agree that those
 13 conclusions are scientifically supported?
 14 MR. MILLER:
 15 Objection to --
 16 MR. SHERMAN:
 17 And we can pull them up.
 18 MR. MILLER:
 19 -- the form of the question. Yeah,
 20 let's pull them up.
 21 MR. SHERMAN:
 22 Let's pull them up, Kristen.
 23 THE WITNESS:
 24 Yeah, we need to pull both of them
 25 in because I will tell you Dr. Moye had them

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1 incorrect in his report.
 2 EXAMINATION BY MR. SHERMAN:
 3 Q. Let's go with the mayor I think came out
 4 first.
 5 A. So, no, the mayor didn't come until four
 6 -- well, she did. She come in -- his
 7 proclamation --
 8 Q. If you can look up at the board --
 9 A. -- 25 and 27.
 10 Q. If you look down this is the mayor's
 11 order. Let's look at this one. This is the
 12 mayor's order from I believe March -- can you go
 13 to the bottom, Kristen? The date.
 14 All right. So this is the March 16th
 15 order from the mayor. And if you go back up to
 16 the highlighted are you said familiar with this
 17 -- with this language?
 18 A. Yes.
 19 Q. Okay. And then --
 20 MR. MILLER:
 21 You need to -- I think you need to
 22 read the language closely before you start
 23 agreeing with him, Dr. Stock.
 24 THE WITNESS:
 25 Oh, I'm not -- I'm not agreeing --

72

1 MR. SHERMAN:
 2 I'm not -- I'm not trying --
 3 THE WITNESS:
 4 -- with it. I'm just --
 5 MR. SHERMAN:
 6 -- to trick anybody.
 7 THE WITNESS:
 8 -- saying (inaudible) --
 9 EXAMINATION BY MR. SHERMAN:
 10 Q. There is no tricking going on here. Are
 11 you familiar with this language, Dr. Stock?
 12 A. I remember reading this -- this report.
 13 Q. All right. Well, try to answer these
 14 questions. Mr. Miller want you to carefully
 15 examine this. Is this -- do you agree that this
 16 provision -- this finding is scientifically
 17 supported?
 18 A. I -- I am not going to agree or disagree
 19 with this because I don't know what science they
 20 have quoted.
 21 Q. Okay.
 22 MR. MILLER:
 23 Let me object to this whole line of
 24 questioning because we all know that this --
 25 there is nothing scientific about the language

73

1 that is highlighted on the screen but you can
 2 answer it if you know.
 3 THE WITNESS:
 4 Yeah, I was going to say --
 5 MR. SHERMAN:
 6 I was waiting for that.
 7 THE WITNESS:
 8 -- I haven't seen any --
 9 MR. SHERMAN:
 10 I was waiting --
 11 THE WITNESS:
 12 -- scientific language that says
 13 property loss and damage and circumstances -- in
 14 certain circumstances so I --
 15 MR. SHERMAN:
 16 Well I think --
 17 THE WITNESS:
 18 -- I can't --
 19 MR. SHERMAN:
 20 I think the --
 21 THE WITNESS:
 22 I -- I --
 23 EXAMINATION BY MR. SHERMAN:
 24 Q. I think the (inaudible) is COVID-19 may
 25 be spread amongst the population by various

74

1 means of exposure. That is -- I would think
 2 that is a scientific or medical statement
 3 including the propensity to spread
 4 person-to-person and the propensity to attach to
 5 surfaces for prolonged periods of time.
 6 Do you agree one way or another? And
 7 you don't have to agree but do you agree one way
 8 or another whether or not that is scientific
 9 supported?
 10 A. I would say that this language is not
 11 scientific language. This is a mayor's
 12 proclamation so I am not going to say this is
 13 the science language that I would have even used
 14 so I would have to have an attorney interpret
 15 this for me because to me this isn't science
 16 language. This is legal language.
 17 Q. All right. So you -- you can't -- you
 18 can't weigh in one way or another; you can't
 19 opine one way or another of whether that that
 20 statement is true or not true?
 21 A. What I can say is we know that there is
 22 person-to-person transmission. We knew that --
 23 we know that from laboratory studies that it
 24 sticks on surfaces. It -- it is on that
 25 surface. We can still test that surface 72

75

1 hours later or a little bit longer in a
 2 laboratory setting and we can still find it.
 3 And when in March this was done that was the --
 4 there was one paper that was done and it was a
 5 variety of coronaviruses but not SARS COVID-19
 6 that they were use -- or SARS CoV-2 that was
 7 used in that study to demonstrate it.
 8 Q. All right. So you're not going to weigh
 9 in one way or another. You -- you're going
 10 to --
 11 A. You heard my statement. As of that
 12 March -- in March we didn't have that data to
 13 say that this virus particularly stay -- stick
 14 around in all the other language. There is not
 15 a lot of science to support that. There is
 16 language to support the fact that it does stay
 17 on surfaces in a laboratory setting and there
 18 was data that said that it can -- transmitted
 19 from person-to-person.
 20 Q. Okay. So you would agree with that
 21 initial statement. I get you're not going to
 22 agree with the bottom that it can cause damage
 23 but the beginning part of the provision is you
 24 -- you agree with.
 25 A. I agree with --

76

1 Q. There is scientific --
 2 A. -- (inaudible) reason to believe --
 3 Q. -- evidence and data --
 4 A. Go ahead.
 5 Q. Wait. Let me finish. There is
 6 scientific evidence and data that the virus can
 7 spread from person-to-person and has the
 8 propensity to stick to surfaces. You agree with
 9 that, correct?
 10 A. I agree that the virus can --
 11 MR. MILLER:
 12 Objection to the form of the
 13 question.
 14 THE WITNESS:
 15 -- spread from person-to-person. I
 16 only personally agree with the propensity to
 17 attach to surfaces because there is a whole
 18 bunch of clarifications that have to go with
 19 that propensity to attach to surfaces.
 20 MR. SHERMAN:
 21 Okay.
 22 THE WITNESS:
 23 And it's not really attaching. It's
 24 sitting on that surface. It's not -- but that
 25 is a whole 'nother -- that's a discussion for --

77

1 for Dr. Flinn.
 2 EXAMINATION BY MR. SHERMAN:
 3 Q. Okay. But you agree that the virus is
 4 on the surface?
 5 A. We have found the virus in laboratory
 6 settings on surfaces up to 72 hours or longer.
 7 Q. All right. So the only thing that you
 8 don't agree with or don't want to weigh in on is
 9 that last part where it talks about damage
 10 because you're not -- you're not here to do
 11 that.
 12 A. I'm not -- I don't --
 13 Q. Otherwise gen -- otherwise generally
 14 speaking at the time that this order was issued
 15 all of that information is supported by the
 16 data.
 17 A. At the time that this was generated --
 18 MR. MILLER:
 19 Objection. Objection to the form of
 20 the question. Now you can answer.
 21 THE WITNESS:
 22 At the time that this data was
 23 generated in March 15 we did not have a study
 24 that said that it was -- that in particular
 25 SARS-Covariant 2. We had a study that had been

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1 done -- actually there were two studies that had
 2 been done when on this first SARS variation and
 3 what it could do but not this variant. And we
 4 also had another study that through a whole
 5 bunch of other members of the coronavirus family
 6 and the situations. We weren't actually looking
 7 at this virus itself.
 8 So by that point we thought it might be
 9 there for 72 hours or longer. It look a little
 10 bit longer past this March 15 deadline to get
 11 that information.
 12 MR. SHERMAN:
 13 All right. I just want to be clear
 14 because this is important because the side is
 15 kind of attacking this. You said at that time
 16 there is some evidence that it might be able to
 17 stick on surfaces or spread, right? Just use
 18 the word "might." I'm not hold -- I'm not
 19 trying to get you to box in and say 100 but it
 20 might be, right?
 21 THE WITNESS:
 22 What I said is that based on
 23 research with the first SARS-Covariant 1 not
 24 Covariant 2 which is what we're dealing with and
 25 I want to be clear that they act a little bit

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1 different from each other. And we know that
 2 from our cases. We know that from how it --
 3 it's being spread. We know the first -- the
 4 first SARS had a much higher mortality rate. It
 5 -- it had higher hospitalization rate. We're
 6 not seeing that the same as this one. So there
 7 are some other -- there are some differences
 8 between those viruses.
 9 EXAMINATION BY MR. SHERMAN:
 10 Q. All right.
 11 A. But the data that was there in March was
 12 really done on that first SARS virus not the one
 13 that we currently have going on right now. The
 14 other data that was being generated at the time
 15 was using a whole bunch of numbers of the
 16 coronavirus family including GI viruses at the
 17 time. And I am pretty sure that the papers that
 18 were using SARS-Covariant 2 had not been
 19 released yet. I think those were released
 20 towards the end of March.
 21 So we -- what she is saying in this
 22 information is what we knew at the time that
 23 this was being done. And I agree that we knew
 24 that it was being spread from person-to-person.
 25 We did not know that it could transmit on

80

1 surfaces or not. And what CDC and all the
 2 public health agencies were saying at that time
 3 is it can (inaudible) what they're saying right
 4 now is they might be a source so just be careful
 5 with it.
 6 Q. Okay. So generally speaking that
 7 statement you agree with -- oh, like generally
 8 speaking?
 9 MR. MILLER:
 10 All right. Objection to the form of
 11 the question. Asked and answered like four
 12 times.
 13 MR. SHERMAN:
 14 You just take -- you're all with
 15 this like yes or no?
 16 THE WITNESS:
 17 No.
 18 MR. MILLER:
 19 It doesn't -- she doesn't --
 20 THE WITNESS:
 21 I -- and I only agree with part of
 22 that statement. I don't agree with all of that
 23 statement.
 24 MR. SHERMAN:
 25 Right. The beginning part that it

81

1 could spread from person -- that it may. It
 2 uses the word "may" spread from person-to-person
 3 and on surfaces. You agree with that generally
 4 speaking?
 5 MR. MILLER:
 6 Objection. That is a
 7 mischaracterization of what she said. She said
 8 --
 9 THE WITNESS:
 10 What I said is --
 11 MR. SHERMAN:
 12 (Inaudible) yes or no?
 13 THE WITNESS:
 14 -- it may -- what we knew is it
 15 spread from person-to-person. That is not a
 16 may. That is we know it spreads from
 17 person-to-person. And we knew that early on.
 18 EXAMINATION BY MR. SHERMAN:
 19 Q. Okay.
 20 A. What -- and it may be on surfaces
 21 because the data at the time that this was
 22 issued indicated that it may stay on surfaces.
 23 Q. Okay. Thank you.
 24 A. That is --
 25 Q. That's all I'm asking.

82

1 A. Yep. That --
 2 Q. (Inaudible) at the time suggested that
 3 it may -- when you know for sure they used a
 4 lesser word but it definitely spread from
 5 person-to-person the data at the time suggested
 6 that it may transmit by surfaces. That's all
 7 I'm asking. That is correct?
 8 A. At the time that this was written we
 9 thought that it may be transmitted by surfaces.
 10 Q. Okay. All right. And the governor's
 11 order -- I won't push that up but I'm going to
 12 offer these -- I'm going to attach these as
 13 whatever exhibit is next. The governor's order
 14 tracks the same language and the same answer
 15 would apply then, that at the time in March the
 16 word "may" is appropriate. May. Well, you know
 17 shall go from person-to-person but may transfer
 18 by -- via the property, correct?
 19 A. In March we didn't have a lot of
 20 information and we said cleaning is the way to
 21 go. So it may be there and it may be a way to
 22 transmit it so clean, clean, clean.
 23 Q. Okay. And, look, just to be clear --
 24 I'm not trying to belabor the point but as we
 25 sit here today in November we -- there is still

83

1 evidence according to the CDC report from
 2 October 29th that it may spread from
 3 contaminated surfaces, correct?
 4 A. CDC is still saying and I even quote in
 5 my report in October it may be spread from
 6 surfaces. We don't know so just clean.
 7 Q. All right. And the CDC is who you say
 8 is the most reliable source, correct?
 9 A. I would say CDC, WHO, all of those
 10 organizations are still saying it could be but
 11 they have also said we don't have any cases of
 12 it but just to be on the safe side keep
 13 cleaning.
 14 Q. All right.
 15 MR. SHERMAN:
 16 Allen, give me five minutes. I'm
 17 almost done.
 18 MR. MILLER:
 19 Okay.
 20 MR. SHERMAN:
 21 Thank you.
 22 (Brief recess held.)
 23 (Off the Record.)
 24 EXAMINATION BY MR. SHERMAN:
 25 Q. All right. Dr. Stock, can you hear?

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1 A. I can.
 2 Q. All right. And, Dr. Stock, I am almost
 3 done but I would ask if you -- if you -- do you
 4 mind at all sharing with us the presentations of
 5 PowerPoints that you have done on COVID?
 6 A. I have no problem sharing them so long
 7 at -- because -- but they're J.S. Held property.
 8 They're not mine in particular so in other words
 9 I don't give this presentation alone. I give it
 10 with three other people.
 11 Q. Okay.
 12 A. And what I will -- and I just sent an
 13 E-mail asking them if it's okay for them because
 14 I can send you my portion that I talk about but
 15 I've asked that I can send the entire
 16 presentation and I just asked permission I
 17 didn't develop the content and the rest of -- I
 18 only do like four slides.
 19 Q. Okay. I appreciate that and any -- not
 20 -- any presentations that you do regarding COVID
 21 or have done over the last year or eight months
 22 if you could send us those.
 23 A. Right. They -- they're all the same.
 24 I'll be honest with you it's all the same data.
 25 Q. Well then let me pull up -- let me pull

85

1 up and I'll mark this as Exhibit 5. Eight.
 2 Exhibit 8. All right. Can I get the full
 3 screen?
 4 A. Yep. That -- that's the PowerPoint.
 5 Q. Okay.
 6 A. That -- it's the same one.
 7 Q. All right. Has this PowerPoint changed
 8 over time?
 9 A. I don't think it -- if you scroll
 10 through it and --
 11 Q. All right. Let's go -- let's go through
 12 it. Who would -- who have you given this
 13 presentation to? Insurance companies and other
 14 organizations?
 15 A. As I mentioned earlier it's not --
 16 MR. MILLER:
 17 Objection.
 18 THE WITNESS:
 19 -- specifically an insurance
 20 company. This is just to any of our J.S. Held
 21 clients so it could be attorneys. It could be
 22 insurance carriers. It could be anybody who is
 23 interested. I know we have people from the
 24 different universities that we've worked with
 25 that have been there. That is kind of thing.

86

1 MR. SHERMAN:
 2 All right. And on the second page
 3 you see those big letters "find your expert."
 4 So this is -- this is an advertising or
 5 marketing piece where you all were bouncing
 6 around organizations trying to get expert work,
 7 correct?
 8 THE WITNESS:
 9 This is -- the template that this
 10 is, is the standard J.S. Held template. We
 11 don't -- we have a marketing branding group that
 12 whenever I do a presentation they take the
 13 slides and create them. Like that ABA
 14 presentation they actually made those for me and
 15 had to put them in the ABA template.
 16 EXAMINATION BY MR. SHERMAN:
 17 Q. Okay. Is that you all same "find your
 18 expert?" Is that --
 19 A. Yeah, it's a company logo.
 20 Q. The company logo is
 21 "find your expert?"
 22 A. It is -- it's --
 23 MR. MILLER:
 24 Expert. Expert in what?
 25 THE WITNESS:

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1 I have no idea.
 2 MR. SHERMAN:
 3 You all -- you all are out
 4 advertising to different organizations to be
 5 legal experts, correct?
 6 THE WITNESS:
 7 No.
 8 MR. MILLER:
 9 No. Objection. That's not --
 10 MR. SHERMAN:
 11 Don't testify, Mr. Miller.
 12 MR. MILLER:
 13 I'm not. That's not what it says.
 14 THE WITNESS:
 15 No, it's (inaudible) --
 16 MR. SHERMAN:
 17 (Inaudible) understand you a
 18 PowerPoint --
 19 THE WITNESS:
 20 -- (inaudible) anything --
 21 MR. SHERMAN:
 22 -- presentation --
 23 THE WITNESS:
 24 -- might need --
 25 EXAMINATION BY MR. SHERMAN:

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1 Q. Wait. Doctor, I've already shown you
 2 PowerPoint presentation where you were
 3 specifically presenting to the American Bar
 4 Association how to find your own expert,
 5 correct?
 6 A. Correct. I am -- I see --
 7 Q. And here you are --
 8 A. -- (inaudible) --
 9 Q. Okay. And here you are presenting to
 10 different organizations talking about -- I mean
 11 it's on your second slide. Find your expert.
 12 That is correct, right?
 13 A. Correct. And it -- but it's not
 14 necessarily for legal organizations. It for
 15 anyone and we did this talk and we had a lot of
 16 people from different universities. We had
 17 building management companies. We have all
 18 kinds of people that come to these because they
 19 need help.
 20 Q. All right. So here you are talking
 21 about all these different presentations you've
 22 given on COVID-19, that you have a PowerPoint
 23 presentation for COVID-19. Here you are serving
 24 as an expert in a case involving COVID-19 yet
 25 you completely omitted to put this on your list

89

1 of presentations, correct?
 2 A. No, I didn't completely omit to --
 3 MR. MILLER:
 4 Objection.
 5 THE WITNESS:
 6 -- list it because you've
 7 (inaudible) that I updated it and just left it
 8 off. I haven't update it as I said since
 9 October of last year.
 10 MR. SHERMAN:
 11 And you didn't find it important to
 12 update it, to disclose to us all the work you've
 13 been doing and all the presentations you've been
 14 giving to various organizations about COVID.
 15 You didn't find that important?
 16 MR. MILLER:
 17 Objection. No, we've -- we've gone
 18 down --
 19 MR. SHERMAN:
 20 Okay.
 21 MR. MILLER:
 22 -- this road. You want to ask her
 23 about the PowerPoint ask her but we're not going
 24 back over the CV and what was on it and what
 25 wasn't.

90

1 MR. SHERMAN:
 2 I just want to make clear this
 3 PowerPoint presentation -- this specific one was
 4 not mentioned on your CV, right?
 5 THE WITNESS:
 6 Correct. I have not listed any of
 7 the presentations --
 8 MR. SHERMAN:
 9 All right.
 10 THE WITNESS:
 11 -- I've done on COVID since --
 12 MR. SHERMAN:
 13 So the --
 14 THE WITNESS:
 15 -- I had -- since I haven't updated
 16 my CV prior to COVID.
 17 EXAMINATION BY MR. SHERMAN:
 18 Q. All right. And we'll just kind of flip
 19 through it. I'm not going to talk about every
 20 power -- every slide. That's Ms. Tracy Dodd.
 21 There is Dr. Stock. Keep -- all right. So on
 22 this page -- go back one. On -- on that page
 23 are you -- and confirming what you've testified
 24 to that the CDC is the main liaison, correct.
 25 A. Correct.

91

1 Q. Okay. And keep -- go down two more
 2 slides.
 3 MR. MILLER:
 4 I wish she had put it on her CV.
 5 MR. SHERMAN:
 6 Well I don't know about this. So
 7 this slide the definition of virus, "not in most
 8 standard insurance policies or ambiguously
 9 defines." That is what that says, right?
 10 THE WITNESS:
 11 Correct. Tracy made this slide.
 12 EXAMINATION BY MR. SHERMAN:
 13 Q. What is that?
 14 A. Tracy Dodd made this slide.
 15 Q. But, Dr. Stock, you're part -- your name
 16 is on this presentation, correct?
 17 A. But I don't necessarily give this
 18 present -- part of the presentation.
 19 Q. All right. So now you want --
 20 A. I give --
 21 Q. -- to give --
 22 A. We --
 23 Q. Okay.
 24 A. Tracy and I divide up the slides so if
 25 you would like me to say which ones I do and

92

1 which ones Tracy does I will gladly do that.
 2 Q. I'm just asking you this slide is part
 3 of the PowerPoint presentation that you've
 4 already testified that you've given to many
 5 different people, correct?
 6 A. I give --
 7 Q. And I get why you want to distance
 8 yourself from this slide but this PowerPoint
 9 presentation is one that you do and this slide
 10 is part of that PowerPoint presentation.
 11 MR. MILLER:
 12 Matt, we can -- we can hear you.
 13 You don't need to scream. We can hear you well
 14 enough.
 15 MR. SHERMAN:
 16 My camera is so far away. I'm
 17 sorry. I'm sorry.
 18 THE WITNESS:
 19 So let me be clear. I have never
 20 said I have given this presentation alone. I
 21 have always given this presentation with at
 22 least one other person. What I was surprised
 23 about is to see that -- and we had two of us
 24 giving this presentation because normally there
 25 are at least three or four of us giving this

93

1 presentation together.
 2 EXAMINATION BY MR. SHERMAN:
 3 Q. Okay.
 4 A. So I don't -- I am not responsible for
 5 all of the content on every one of these slides
 6 because I give this presentation with someone
 7 else.
 8 Q. Okay.
 9 A. So this is a --
 10 MR. MILLER:
 11 All right. Dr. Stock, you've --
 12 THE WITNESS:
 13 -- slide she --
 14 MR. MILLER:
 15 -- answered the question. Let him
 16 ask you a question, please.
 17 THE WITNESS:
 18 Yeah.
 19 MR. SHERMAN:
 20 Mr. Miller doesn't like where this
 21 is going so he's going to try to cut you off.
 22 MR. MILLER:
 23 No, it's fine. I just -- I'm --
 24 THE WITNESS:
 25 I need to keep --

94

1 MR. MILLER:
 2 I want -- let --
 3 THE WITNESS:
 4 (Inaudible) --
 5 MR. MILLER:
 6 -- him -- let -- answer the
 7 question and then let him ask you another one.
 8 THE WITNESS:
 9 Yep.
 10 MR. SHERMAN:
 11 All right. The column on the right,
 12 what is it? Who would be talking about that?
 13 THE WITNESS:
 14 Tracy.
 15 EXAMINATION BY MR. SHERMAN:
 16 Q. Okay. Tracy talks about that?
 17 A. Tracy talks about it. I may have talked
 18 about it on when -- but this was the slide that
 19 Tracy wrote.
 20 Q. Okay. So you have -- you just said
 21 you've talked about this on one so you had at
 22 some point in time talked about this slide
 23 during some presentation?
 24 A. I probably have.
 25 Q. Okay. All right. All right. If we

95

1 keep going. Keep going. Yeah. On this -- on
 2 this slide -- this is a slide that would you
 3 have talked about, correct?
 4 A. Correct.
 5 Q. Okay. And here you have "behaves like
 6 other coronaviruses and stays on surfaces from a
 7 few hours or up to several days, correct?
 8 A. What I say when I give this presentation
 9 is that it behaves in laboratory settings which
 10 is not necessarily here because I don't read a
 11 slide word-for-word. What I say when I give
 12 this slide is, look, we have laboratory studies
 13 where they have gone in. I'm really clear to
 14 say what I've been saying here in this
 15 testimony.
 16 Q. All right.
 17 A. It is in laboratory settings that we
 18 know up to 72 hours and it could be a little bit
 19 longer or several days that it is there.
 20 Q. All right. All right. Could be up to
 21 seven days. Okay.
 22 MR. MILLER:
 23 Don't believe everything you read.
 24 MR. SHERMAN:
 25 All right. Keep going. Let's go

96

1 back to that slide since Mr. Miller brought that
 2 up. What are you referencing when you say don't
 3 believe everything you read?
 4 THE WITNESS:
 5 Because if you read the USAA article
 6 that if you go back and read that USAA
 7 article --
 8 MR. SHERMAN:
 9 Okay.
 10 THE WITNESS:
 11 -- it sounds like they found live
 12 virus for 17 days afterwards and I will tell you
 13 my father who is 80 years -- 83 years old called
 14 me in a panic because he thought it had live
 15 virus on it. And you have to go back to the
 16 primary source which is the CDC investigation
 17 which says it wasn't live. It was fragments and
 18 they were found 17 days later.
 19 EXAMINATION BY MR. SHERMAN:
 20 Q. And that -- that is the cruise ship?
 21 A. That is the cruise ship.
 22 Q. Okay. And you -- you would agree with
 23 me that because of COVID and CoV-2 that the in
 24 -- there's an increase in cost requirements for
 25 companies to clean their property, correct?

97

1 A. I think that is a really broad statement
 2 so I would need you to -- to define what
 3 companies we're talking about.
 4 Q. Well for Oceana restaurant in order for
 5 them to keep their restaurant safe you would
 6 agree with me that they have an increase in cost
 7 now because of the remediation work and then the
 8 cleaning and things like that that they have to
 9 do, correct?
 10 A. I've stated all throughout this
 11 deposition that good food hygiene practices are
 12 that you should wipe and clean in between each
 13 customer. That -- that is a -- I think it's
 14 even in ServSafe training that you do that. So
 15 that is a good -- that shouldn't be an increased
 16 cost to them to clean those surfaces in between
 17 customers.
 18 Q. All right.
 19 A. Because that is something that should
 20 have been doing all along.
 21 Q. All right. Let's look at your slide
 22 about this. Give a bunch of different cleaning
 23 costs but go to the next page. Yeah. "More
 24 cleaning cost issues regarding COVID-19." You
 25 have multiple cleanings and disinfectant

98

1 applications. You would agree that that applies
 2 to Oceana?
 3 A. I only know what I have from the
 4 information from you guys of what they have done
 5 so I don't know if that is outside of what they
 6 would have normally done. This is actually not
 7 necessarily written for food service. This is
 8 for everyone else. And I can tell you that from
 9 a building management clients they are having
 10 increased cost because they are having to do
 11 steps that they have never had to do before.
 12 They weren't wiping an elevator button every
 13 hour.
 14 Q. Okay. Are you doing any type of
 15 consulting work for any restaurants right now
 16 for COVID?
 17 A. I have -- I am done with any of that
 18 work right now. And the only -- the only food
 19 service establishment that I am doing that work
 20 with is still a major university.
 21 Q. Is that Tulane?
 22 A. It can be. It might be and it might not
 23 be and there has been a couple others.
 24 Q. Your husband works at Tulane?
 25 A. It has been a source of contention in

99

1 our household.
 2 Q. Okay. I'm a UNO guy so that's a big --
 3 big contention. And in this situation you would
 4 agree that Oceana in order to maintain best
 5 practices would have to obtain multiple cleaning
 6 and disinfectant applications -- applicants,
 7 right? Correct?
 8 A. I am still -- I'm still lost because if
 9 we're talking about in between customers --
 10 Q. I'm talking about generally speaking.
 11 A. -- (inaudible) normal process.
 12 Q. Generally speaking if you were hired by
 13 Oceana to go in there and tell them what they
 14 need to do in order to maintain best practices
 15 would you agree that this list would be
 16 something that you would show them and talk to
 17 them about?
 18 A. Not necessarily because this list is for
 19 actually different locations. It can be a
 20 school. It can be a restaurant. It can be an
 21 office building.
 22 Q. So --
 23 A. And you all wouldn't necessarily in a
 24 restaurant be doing ATP testing for cleaning of
 25 surfaces. So there is a whole bunch of things

100

1 on here that I wouldn't necessarily be
 2 recommending to a restaurant. What I would be
 3 recommending to a restaurant is make sure you're
 4 wiping the tables in between each customer with
 5 an EPA and (inaudible) approved cleaner.
 6 Q. HEPA? HEPA vac you mean?
 7 A. That -- that is actually for -- not for
 8 a restaurant. That is something that we
 9 recommend for our clients who have building
 10 managers who may have had an office where they
 11 know that somebody has spent considerable time
 12 in that office that was COVID positive.
 13 Q. Okay. And then if you look at the big
 14 letters some other factors to consider when
 15 writing damages, monitoring projects, and
 16 reviewing invoices. What do you -- what are you
 17 talking about here?
 18 A. So this would have been more in the
 19 lines of Ms. Raley who -- because Sara has
 20 presented this with me occasionally. She
 21 reviews cleaning invoices because she is a
 22 restoration specialist. We have other
 23 restoration specialists that review invoices. I
 24 have people on my team that have reviewed
 25 invoices who are especially -- and I will tell

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1 you there are several large office buildings in
 2 the City of New Orleans that have had people
 3 that were COVID positive that have come into
 4 their office, been in their office for at least
 5 an eight-hour workday while they were sick and
 6 then left. And so we have to advise that office
 7 building on how to clean it. And overlook the
 8 invoice coming from the restoration contractor
 9 that they have hired to clean that space.
 10 Q. All right. Is this all -- does this
 11 also talk about when insurance companies are
 12 looking at claims that are made?
 13 A. No. This is -- at least -- at least for
 14 me, no. I don't -- I can't talk about it for
 15 others what I -- my understanding is this
 16 looking over -- over what a general restoration
 17 contractor might do especially in that office
 18 building type situation. We have also had at
 19 schools. Some private schools where we've had
 20 to go in after they've had for sure positive
 21 kids in the classroom and how they were going to
 22 do it.
 23 Q. Did you read the -- the Riddle
 24 references that are mentioned by Dr. Moye?
 25 A. I did but I would have to pull them up

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1 and go back and refresh my memory.
 2 Q. What about the Chin report?
 3 A. I would have to go back and reread it to
 4 refresh my memory.
 5 Q. All right. And as we sit here today you
 6 are not -- those reports don't ring a bell to
 7 where you could talk about them today?
 8 A. I know the papers. I know the names of
 9 the papers but I would have to go back and pull
 10 that paper in front of me.
 11 Q. All right. And those are the -- they're
 12 the two of the most specific reports he actually
 13 mentions in his report, correct? In the body of
 14 the report he actually mentions those reports?
 15 A. I would have to go back through his
 16 report and see who else he talks -- who he --
 17 where he mentions them.
 18 Q. So you're not prepared today during your
 19 deposition to talk about the Chin report or the
 20 Riddle report?
 21 A. I am --
 22 MR. MILLER:
 23 Objection to the form of the
 24 question. It's not what she said.
 25 THE WITNESS:

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1 I am never prepared in a deposition
 2 to be asked specifically about a journal article
 3 without having the journal article in front of
 4 me.
 5 MR. SHERMAN:
 6 Okay. Even though those are the two
 7 reports that he relies on to form his
 8 conclusion?
 9 MR. MILLER:
 10 Asked and answered.
 11 MR. SHERMAN:
 12 You -- right? Even though those are
 13 the two reports that he relied on to come to his
 14 conclusions -- two of the main reports you're
 15 not prepared to talk about those today even
 16 though you were hired to -- to negate all of his
 17 arguments?
 18 MR. MILLER:
 19 She did not say she was not prepared
 20 to talk about them. Put them in front of her.
 21 MR. SHERMAN:
 22 Well I -- I'm -- can -- can you talk
 23 about them? If that -- do you (inaudible) whole
 24 thing or Googling them on your computer?
 25 THE WITNESS:

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1 I am not -- no, those (inaudible)
 2 not Googling.
 3 EXAMINATION BY MR. SHERMAN:
 4 Q. I know.
 5 A. I -- I am not prepared to talk about any
 6 journal article even ones I know backwards and
 7 forward without having the article in front of
 8 me. I never go into a deposition without those
 9 with me so I can take the time and go pull those
 10 information if you would like to but I would
 11 need a few minutes to review those articles.
 12 Q. I'm not going to do that to Allen. I've
 13 already jogged a lot slower than I told him I
 14 would.
 15 MR. MILLER:
 16 Eight minute mile, my friend.
 17 MR. SHERMAN:
 18 Track. It's a different track than
 19 I thought it would be. Dr. Stock, I appreciate
 20 your time. Sorry if I didn't understand a lot
 21 of things you're talking about. I'm certainly
 22 not anywhere a scientist or anything like that
 23 but I appreciate your time.
 24 (Off the Record.)
 25

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