

# Exhibit 5

UNITED STATES DISTRICT COURT

DISTRICT OF CONNECTICUT

-----x  
RUSS McCULLOUGH, et al.,           No. 3:15-cv-01074 (VLB)  
  Lead Case  
                  Plaintiffs,

-v-

WORLD WRESTLING  
ENTERTAINMENT, INC.,

Defendant.

-----x  
EVAN SINGLETON and VITO           No. 3:15-cv-00425 (VLB)  
LOGRASSO,                            Consolidated Case

Plaintiffs,

-v-

WORLD WRESTLING  
ENTERTAINMENT, INC.,

Defendants.

-----x

VIDEOTAPED DEPOSITION OF

EVAN M. SINGLETON

Philadelphia, Pennsylvania

May 11, 2016

9:29 a.m.

Reported by:  
Josephine H. Fassett, RPR, CCR  
Job No. 44298

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<p>1 May 11, 2016                  2 Philadelphia, Pennsylvania                  3 9:29 a.m.                  4                  5 TRANSCRIPT of the Videotaped                  6 Deposition of EVAN M. SINGLETON, pursuant to the                  7 Federal Rules of Civil Procedure, held at the offices                  8 of Kleinbard LLC, One Liberty Place, 1650 Market                  9 Street, Philadelphia, Pennsylvania, on Wednesday, May                  10 11, 2016, commencing at approximately 9:29 a.m.,                  11 before Josephine H. Fassett, a Registered                  12 Professional Reporter, Certified Court Reporter and                  13 Notary Public.                  14                  15                  16                  17                  18                  19                  20                  21                  22                  23                  24                  25</p>	<p>1 APPEARANCES (cont'd.):                  2                  3 ATTORNEYS FOR DEFENDANT:                  4 K&amp;L GATES LLP                  5 210 Sixth Avenue                  6 Pittsburgh, Pennsylvania 15222                  7 412.355.6500                  8 BY: JERRY S. McDEVITT, ESQ.                  9 jerry.mcdevitt@klgates.com                  10 STEFANIE M. LACY, ESQ.                  11 stefanie.lacy@klgates.com                  12                  13                  14 ALSO PRESENT:                  15 JOSEPH WILLS, Videographer                  16                  17                  18                  19                  20                  21                  22                  23                  24                  25</p>
3	5
<p>1 APPEARANCES:                  2                  3 ATTORNEYS FOR PLAINTIFFS:                  4 POGUST BRASLOW &amp; MILLROOD LLC                  5 Eight Tower Bridge                  6 161 Washington Street                  7 Suite 940                  8 Conshohocken, Pennsylvania 19428                  9 610.941.4204                  10 BY: HARRIS L. POGUST, ESQ.                  11 hpogust@pbmattorneys.com                  12                  13 -and-                  14                  15 ATTORNEYS FOR PLAINTIFFS:                  16 KYROS LAW OFFICES                  17 17 Miles Road                  18 Hingham, Massachusetts 02043                  19 800.934.2921                  20 BY: KONSTANTINE W. KYROS, ESQ.                  21 kon@kyroslaw.com                  22                  23                  24                  25</p>	<p>1 -----INDEX-----                  2 WITNESS PAGE                  3 EVAN M. SINGLETON                  4 By Mr. McDevitt 9, 284                  5 By Mr. Pogust 277                  6                  7 AFTERNOON SESSION - 189                  8                  9 -----EXHIBITS-----                  10 SINGLETON DESCRIPTION PAGE                  11 Exhibit 1 MRI Report for Exam Date 48                  12 11/14/2012                  13 Exhibit 2 MRI Report for Exam Date 50                  14 11/29/2012                  15 Exhibit 3 MRI Report for Exam Date 53                  16 2/24/2015                  17 Exhibit 4 Followup Note on Evan Singleton 55                  18 dated December 10, 2012                  19 Exhibit 5 Neurological Examination dated 58                  20 2/17/2015                  21 Exhibit 6 Neurological Examination dated 61                  22 3/23/2015                  23 Exhibit 7 Emergency Room Visit 11/15/2014 75                  24 Report                  25</p>

6	<p>1 -----EXHIBITS-----</p> <p>2 SINGLETON DESCRIPTION PAGE</p> <p>3 Exhibit 8 Adam Mercer @MercerWWE Twitter 135</p> <p>4 Tweets</p> <p>5 Exhibit 9 Adam Mercer @WWE Mercer Twitter 140</p> <p>6 Tweets</p> <p>7 Exhibit 10 Evan Singleton Talent 143</p> <p>8 Questionnaire</p> <p>9 Exhibit 11 World Wrestling Entertainment, 145</p> <p>10 Inc. Booking Contract</p> <p>11 Exhibit 12 Letter dated May 21, 2012 148</p> <p>12</p> <p>13 Exhibit 13 Candace Renshaw Facebook Page 150</p> <p>14 Exhibit 14 Class Action Complaint 159</p> <p>15 Exhibit 15 Plaintiffs' First Amended 183</p> <p>16 Complaint</p> <p>17 Exhibit 16 Plaintiffs' Second Amended 209</p> <p>18 Complaint</p> <p>19 Exhibit 17 Concussion Evaluation dated 219</p> <p>20 2/21/2013</p> <p>21 Exhibit 18 Followup Note on Evan Singleton 228</p> <p>22 dated January 18, 2013</p> <p>23 Exhibit 19 E-mail dated October 1, 2012 229</p> <p>24 Exhibit 20 Singleton vs. Erick Rowan 237</p> <p>25 6/17/2012 and 9/27/2012 CD</p>	8	<p>1 (Whereupon, on the video record.)</p> <p>2 THE VIDEOGRAPHER: We're now on the</p> <p>3 record.</p> <p>4 My name is Joseph Wills, the videographer</p> <p>5 from David Feldman Worldwide.</p> <p>6 This is a video deposition in the United</p> <p>7 States District Court for the District of</p> <p>8 Connecticut.</p> <p>9 Today's date is May 11, 2016. The video</p> <p>10 time is 9:29 a.m.</p> <p>11 This deposition is being held at 1650</p> <p>12 Market Street, Philadelphia, Pennsylvania, in</p> <p>13 the matters of McCullough, et al. versus World</p> <p>14 Wrestling Entertainment, Incorporated, and</p> <p>15 Singleton and LoGrasso versus World Wrestling</p> <p>16 Entertainment, Incorporated.</p> <p>17 The deponent is Evan Singleton.</p> <p>18 Would all counsel please identify</p> <p>19 themselves.</p> <p>20 MR. McDEVITT: I'm Jerry McDevitt. I</p> <p>21 represent WWE.</p> <p>22 MR. POGUST: Harris Pogust, Pogust</p> <p>23 Braslow &amp; Millrood, on behalf of the</p> <p>24 plaintiffs.</p> <p>25 MR. KYROS: Konstantine Kyros, Kyros Law,</p>
7	<p>1 -----EXHIBITS-----</p> <p>2 SINGLETON DESCRIPTION PAGE</p> <p>3 Exhibit 21 Singleton Leg Twitching CD 249</p> <p>4 Exhibit 22 Evan Singleton Instagram Account 249</p> <p>5 Page</p> <p>6 Exhibit 23 Evan Singleton Instagram Account 252</p> <p>7 Page</p> <p>8 Exhibit 24 Evan Singleton Instagram Account 256</p> <p>9 Page</p> <p>10 Exhibit 25 Evan Singleton Instagram Account 258</p> <p>11 Page</p> <p>12 Exhibit 26 Evan Singleton Instagram Account 259</p> <p>13 Page</p> <p>14 Exhibit 27 Evan Singleton Facebook Account 263</p> <p>15 Page</p> <p>16 Exhibit 28 Evan Singleton Instagram Account 265</p> <p>17 Page Photograph</p> <p>18 Exhibit 29 Evan Singleton Instagram Account 268</p> <p>19 Page</p> <p>20 Exhibit 30 Evan Singleton Instagram Account 268</p> <p>21 Page</p> <p>22 Exhibit 31 Evan Singleton Instagram Account 270</p> <p>23 Page</p> <p>24 Exhibit 32 Multiple Photographs 271</p> <p>25 Exhibit 33 CD 274</p>	9	<p>1 on behalf of the plaintiffs.</p> <p>2 THE VIDEOGRAPHER: Will the court</p> <p>3 reporter please swear in the witness.</p> <p>4 E V A N M. S I N G L E T O N, the witness, having</p> <p>5 been duly sworn, was examined and testified</p> <p>6 under oath as follows:</p> <p>7 EXAMINATION BY</p> <p>8 MR. McDEVITT:</p> <p>9 <b>Q. Mr. Singleton, my name is Jerry McDevitt.</b></p> <p>10 <b>I represent the WWE, so I'll be asking you questions</b></p> <p>11 <b>today.</b></p> <p>12 A. Okay.</p> <p>13 <b>Q. And I'd like to begin by asking you to</b></p> <p>14 <b>state formally your name and address.</b></p> <p>15 A. My name is Evan Mitchell Singleton. My</p> <p>16 address is 5201 Summerfield Drive, Mount Joy,</p> <p>17 Pennsylvania 17552.</p> <p>18 <b>Q. How far is Mount Joy from here?</b></p> <p>19 A. About an hour and a half.</p> <p>20 <b>Q. Is that a small town?</b></p> <p>21 A. Uhm... little bit, yes.</p> <p>22 <b>Q. How many people live there?</b></p> <p>23 A. I don't know offhand.</p> <p>24 <b>Q. You the biggest guy in town?</b></p> <p>25 A. If not, I'm pretty close.</p>

162	<p>1 A. What happened to me wasn't right.</p> <p>2 <b>Q. Wasn't right in what way?</b></p> <p>3 A. How I was treated.</p> <p>4 <b>Q. And how were you mistreated?</b></p> <p>5 A. Well, I was bullied by Bill DeMott and</p> <p>6 staff. It took a while before I had any kind of real</p> <p>7 medical attention given to me. Just things of that</p> <p>8 nature.</p> <p>9 <b>Q. Anything else?</b></p> <p>10 A. Off the top of my head, no.</p> <p>11 <b>Q. Not off the top of your head, you brought</b></p> <p>12 <b>the lawsuit and I want to know every reason what you</b></p> <p>13 <b>think your claim is here.</b></p> <p>14 A. Off the top of my head, that's all I --</p> <p>15 that's all I have off the top of my head.</p> <p>16 <b>Q. Did WWE intentionally cause you to be</b></p> <p>17 <b>injured when you did the move with the performer on</b></p> <p>18 <b>September 27th that injured you?</b></p> <p>19 A. I'm sorry?</p> <p>20 <b>Q. Strike that.</b></p> <p>21 <b>You acknowledge, I take it, that you were</b></p> <p>22 <b>injured by an accident, correct?</b></p> <p>23 A. Yes.</p> <p>24 <b>Q. You don't think anybody deliberately</b></p> <p>25 <b>tried to injure you, do you?</b></p>	164	<p>1 A. The first MRI I got was like a month</p> <p>2 later.</p> <p>3 <b>Q. Well, before MRIs, did you have medical</b></p> <p>4 <b>attention?</b></p> <p>5 A. I was going back to the training facility</p> <p>6 to meet with the on-site trainer. That's the extent</p> <p>7 of my medical treatment.</p> <p>8 <b>Q. Do you realize you're claiming fraud in</b></p> <p>9 <b>this case?</b></p> <p>10 A. No.</p> <p>11 <b>Q. You don't realize you're making a fraud</b></p> <p>12 <b>claim?</b></p> <p>13 A. No.</p> <p>14 <b>Q. Can you tell me who you think, if</b></p> <p>15 <b>anybody, committed a fraud on you?</b></p> <p>16 A. I'm sorry?</p> <p>17 <b>Q. Who do you think, if anybody, at WWE</b></p> <p>18 <b>committed a fraud on you?</b></p> <p>19 A. I don't know.</p> <p>20 <b>Q. Did anybody at WWE fail to tell you</b></p> <p>21 <b>something that you think you should have known?</b></p> <p>22 A. I don't know.</p> <p>23 <b>Q. Did anybody tell you to go back in the</b></p> <p>24 <b>ring and perform despite the fact that your head was</b></p> <p>25 <b>injured?</b></p>
163	<p>1 A. When performing the choke slam, you're</p> <p>2 supposed to fall. When you're the one getting</p> <p>3 slammed, you're supposed to fall. I felt there was a</p> <p>4 little bit more force behind it than just a fall, but</p> <p>5 still an accident nonetheless.</p> <p>6 <b>Q. Right. And the kind of thing that you</b></p> <p>7 <b>knew from the minute you walked in the ring those</b></p> <p>8 <b>kind of things can happen, right?</b></p> <p>9 A. Not this serious.</p> <p>10 <b>Q. You didn't think you could get a serious</b></p> <p>11 <b>concussion?</b></p> <p>12 A. Not this bad, no.</p> <p>13 <b>Q. But you realized you could hit your head</b></p> <p>14 <b>and get injured?</b></p> <p>15 A. Yes.</p> <p>16 <b>Q. Now, you say it took a while to get</b></p> <p>17 <b>medical attention. Isn't it true that you were told</b></p> <p>18 <b>to go home and rest?</b></p> <p>19 A. Yes.</p> <p>20 <b>Q. And then you were seen by Dr. Amann?</b></p> <p>21 A. I guess, I don't know.</p> <p>22 <b>Q. You don't know?</b></p> <p>23 A. I don't remember.</p> <p>24 <b>Q. Well, how long did it take you to get</b></p> <p>25 <b>medical attention?</b></p>	165	<p>1 A. I don't remember.</p> <p>2 <b>Q. Well, you'd know if somebody told you to</b></p> <p>3 <b>go back in the ring. I mean, you already testified</b></p> <p>4 <b>that nobody sent you back into the ring after your</b></p> <p>5 <b>injury, right?</b></p> <p>6 A. Yeah.</p> <p>7 <b>Q. And do you think that was the correct and</b></p> <p>8 <b>right thing for them to do given what you were</b></p> <p>9 <b>reporting as your symptoms?</b></p> <p>10 A. Yes.</p> <p>11 <b>Q. And for two years they paid for that,</b></p> <p>12 <b>right?</b></p> <p>13 A. Yes.</p> <p>14 <b>Q. So, as you sit here today, you can't</b></p> <p>15 <b>identify a single act or anything done or not done by</b></p> <p>16 <b>WWE that you consider to be fraudulent to you?</b></p> <p>17 A. I don't know.</p> <p>18 <b>Q. Well, you're the one who is bringing that</b></p> <p>19 <b>lawsuit, sir, so I'm asking you: Do you have</b></p> <p>20 <b>anything that you considered that was done that was</b></p> <p>21 <b>fraudulent to you?</b></p> <p>22 A. I don't know.</p> <p>23 <b>Q. Do you -- did you like Dr. Amann?</b></p> <p>24 A. From what I remember, he was okay, I</p> <p>25 guess.</p>