

Exhibit 7

UNITED STATES DISTRICT COURT

DISTRICT OF CONNECTICUT

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RUSS MCCULLOUGH, et al.,

Plaintiff,

vs.

No. 3:15-cv-01074 (VLB)

WORLD WRESTLING ENTERTAINMENT, INC.,

Defendant.

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EVAN SINGLETON and VITO LOGRASSO,

Plaintiffs,

vs.

No. 3:15-cv-00425 (VLB)

WORLD WRESTLING ENTERTAINMENT, INC.,

Defendant.

-----x

VIDEOTAPED DEPOSITION OF VITO LOGRASSO

Philadelphia, Pennsylvania

May 18, 2016

9:35 a.m.

Reported by:
Jennifer Ocampo-Guzman, CRR, CLR
JOB NO. 44300

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May 18, 2016
9:35 a.m.

Videotaped Deposition of VITO LOGRASSO, held at the offices of Kleinbard, LLC, 1650 Market Street, Philadelphia, Pennsylvania, pursuant to notice, before Jennifer Ocampo-Guzman, a Certified Real-Time Shorthand Reporter and Notary Public of the Commonwealth of Pennsylvania.

A P P E A R A N C E S (Cont.d):

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ALSO PRESENT:
JOSEPH WILLS, Videographer

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A P P E A R A N C E S:

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ANTHONY NORRIS, ESQ.

THE VIDEOGRAPHER: We are now on the record.
My name is Joseph Wills, the videographer obtained by David Feldman Worldwide. This is a video deposition for the United States District Court for the District of Connecticut. Today's date is May 18, 2016, and the video time is 9:35 a.m.
This deposition is being held at 1650 Market Street, Philadelphia, Pennsylvania, in the matters of McCullough, et al., versus World Wrestling Entertainment Incorporated and Singleton and LoGrasso versus World Wrestling Entertainment Incorporated. The deponent is Vito LoGrasso.
Will all counsel please identify themselves.
MR. SCIOLLA: Andrew Sciolla from Pogust Braslow Millrood, on behalf the plaintiff, Vito LoGrasso.
MR. KYROS: Konstantine Kyros, Kyros Law Offices, for the plaintiff, Vito LoGrasso.

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1 MR. NORRIS: Anthony Norris, Kyros
 2 Law Offices, for the plaintiff.
 3 MR. McDEVITT: Jerry McDevitt for
 4 WWE.
 5 MS. LACY: Stefanie Lacy for WWE.
 6 VITO J. LOGRASSO, called
 7 as a witness, having been duly sworn, was
 8 examined and testified as follows:
 9 EXAMINATION BY
 10 MR. McDEVITT:
 11 Q. Would you state your name for the
 12 record, please?
 13 A. Veto J. LoGrasso.
 14 Q. Have you ever testified under oath
 15 before?
 16 A. No, sir.
 17 Q. Do you understand the oath you've
 18 just taken?
 19 A. Yes, sir.
 20 Q. And you understand it obligates you
 21 to tell the truth, even if telling the truth
 22 is against your interest?
 23 A. Yes.
 24 Q. And even if the truth is contrary
 25 to what you said in court pleadings?

7

1 A. Yes, sir.
 2 Q. What's your date of birth, sir?
 3 A. 6/18/64.
 4 Q. And what is your current address?
 5 A. 12 Flemming Drive, Coatesville,
 6 Pennsylvania, 19320.
 7 Q. Do you own that property?
 8 A. No, I do not. My wife does.
 9 Q. How long have you lived there?
 10 A. Two years, I think.
 11 Q. Does anybody else live there
 12 besides you and your wife?
 13 A. No, just us.
 14 Q. What is your wife's name?
 15 A. Becca, B-E-C-A -- C-C-A.
 16 Q. What was her maiden name?
 17 A. Ford.
 18 Q. And am I correct, she was also a
 19 previous performer in the wrestling business?
 20 A. Yes, sir.
 21 Q. But not with WWE, correct?
 22 A. No.
 23 Q. She was with WCW?
 24 A. No.
 25 Q. Who did she perform for?

8

1 A. She was more of an indie wrestler.
 2 Q. When were you married?
 3 A. September 27, 2014.
 4 If I got that wrong, I die.
 5 Q. We're going ask her whether you
 6 were right.
 7 MR. SCIOLLA: Jerry, I don't meant
 8 interrupt, but as you can see, he's
 9 leaning toward you. As much as you can,
 10 keep your voice up so that he can hear.
 11 MR. McDEVITT: If you can't hear or
 12 understand any question I ask you, just
 13 tell me and I will be glad to raise my
 14 voice, but I don't want to appear like
 15 I'm yelling at you.
 16 I may yell at you anyway, but --
 17 THE WITNESS: It's okay.
 18 Q. But seriously, if you cannot hear
 19 me, tell me.
 20 A. Okay.
 21 Q. Is your wife disabled?
 22 A. Yes.
 23 Q. And what's the nature of her
 24 disability?
 25 A. She has three herniated disks and

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1 spinal stenosis.
 2 Q. And prior to moving to
 3 Pennsylvania, you lived in Florida?
 4 A. Yes, sir.
 5 Q. When did you move to Pennsylvania?
 6 A. Let's see. I'm not sure of the
 7 day. I know it was in 2014, I think.
 8 Q. The year is fine. The year 2014?
 9 A. I think so, yeah.
 10 Q. Why did you move back to
 11 Pennsylvania?
 12 A. Because I closed my wrestling
 13 school, and I decided to get married.
 14 Q. Why couldn't you stay in Florida?
 15 A. My wife lives here, and she has two
 16 children here.
 17 Q. Is it true you hate living in
 18 Pennsylvania?
 19 A. Say that one more time?
 20 Q. You hate living in Pennsylvania?
 21 A. I'm not fond of Pennsylvania. The
 22 people are nice, but I'm not too fond of
 23 Pennsylvania.
 24 Q. Have you told some of your
 25 healthcare providers you hate living in

22

1 matches.

2 Do you recall that?

3 A. Yes.

4 Q. Is it the same matches that you

5 watched?

6 A. Yes, sir.

7 Q. What were you watching them for?

8 MR. SCIOLLA: Object to the form.

9 You can answer, to the extent you

10 know.

11 A. Those matches were the matches

12 where I sustained head injuries.

13 Q. Did you watch the match where

14 Steven Regal appears to throw you into the

15 metal steps going up to the cage, or up to

16 the ring?

17 A. I'm sorry?

18 Q. Did you watch the match where

19 Steven Regal appeared to throw you into the

20 metal steps leading up to the ring?

21 A. Yes.

22 Q. And that's when you claim you hit

23 your head on the steps and got a concussion?

24 A. That's when I hit my head. I

25 didn't know if I had a concussion.

23

1 Q. But that's one of the matches you

2 claim now that you hit your head on those

3 steps and you got a concussion, right?

4 A. That's when I hit my head. I did

5 not know I had a concussion.

6 Q. I understand that. But now you

7 claim you did get a concussion, right? You

8 didn't know it then, but now you're claiming

9 you had a concussion, right?

10 MR. McDEVITT: He's talking about

11 your current knowledge, not what you

12 know then.

13 Q. As I understand what you're saying,

14 Mr. LoGrasso, you watched the match with

15 Steven Regal, you say you hit your head on

16 those metal steps. You didn't know then that

17 you got a concussion, but you believe now

18 that you did.

19 Is that an accurate statement?

20 A. That's -- that's my explanation.

21 Q. What other documents did you

22 review? Any other ones?

23 What other documents did you review

24 in preparation for your deposition?

25 A. It would just be the ones that I

24

1 said.

2 Q. Did you review any of your medical

3 records?

4 A. No.

5 Q. Are you currently taking any drugs

6 which would impair your memory --

7 A. No.

8 Q. -- or your ability to recall

9 things?

10 A. No.

11 Q. How much time did you spend

12 watching the videotapes of the matches in

13 preparation for your deposition?

14 A. I never watched them. I never

15 watched them in preparation. I just, you

16 know, produced the videotapes. That was it.

17 I didn't do it in preparation for this.

18 Q. I'm sorry, I thought you said in

19 your preparation for today you watched those

20 matches. That's what we were just talking

21 about a couple of questions ago.

22 A. Yes, I watched the matches.

23 Q. And you watched those with your

24 attorneys, right?

25 A. I did not watch them with the

25

1 attorneys, no.

2 Q. So you watched them outside of your

3 preparation session with the attorneys?

4 A. I watched the matches. I submitted

5 them to the attorneys. I did not watch them

6 with the attorneys.

7 Q. Where did you get those matches?

8 A. From tapes I had.

9 Q. Were they tapes? Do you keep tapes

10 of all your matches?

11 A. There are some that I -- there are

12 a lot of them that I kept. I just didn't

13 recall I had them recorded. And usually

14 there's a lot of stuff on the WWE network.

15 Q. Did you pull any of those matches

16 off the network?

17 A. No.

18 Q. In terms of social media, do you

19 have a Facebook account?

20 A. Yes.

21 Q. Under what name?

22 A. Vito LoGrasso.

23 Q. Do you have a Snapshot account?

24 A. I don't think so, no.

25 Q. Snapchat?

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1 A. I did get hit with chairs in WCW
2 and in ECW.
3 Q. And by the way, the matches you
4 identified that you got hurt in WWE, there
5 were no chairs involved in any of those
6 matches, were there?
7 A. No, sir.
8 Q. Those were conventional wrestling
9 matches, right?
10 MR. SCIOLLA: Object to the form.
11 A. Conventional in what manner?
12 Q. Well, there were no other objects.
13 It was you and another performer wrestling,
14 correct?
15 A. Except for the steel steps and the
16 mat and the posts and the ring, those are all
17 objects you hit your head against.
18 Q. But those are all part of a normal
19 wrestling match, correct?
20 A. Stairs are not part of the
21 wrestling match, and the table is not, you
22 know -- when you go against tables or the
23 announce tables or the barriers. Those are
24 all part of it, too.
25 Q. And you claim you did that in any

35

1 of the matches you identified as hurting
2 yourself in WWE?
3 A. One more time? I'm sorry.
4 Q. Are you claiming you got thrown
5 through a table in any WWE match?
6 A. No, I didn't say that.
7 Q. And are you claiming you got hurt
8 by thrown into a barrier at a WWE match?
9 A. I just didn't say. You asked me if
10 there was a conventional match and what was
11 used, and that's what I'm saying. We used
12 the ring, we used the posts, we used all of
13 that stuff, and it's all part of the
14 conventional thing.
15 Q. So your headaches started in 2006.
16 And then did they continue
17 thereafter?
18 A. They -- it was 2006, after -- after
19 I got hit, when I hit my head against the
20 stairs; and that's when things started to,
21 started to go different, started to change.
22 Q. And the stairs being the same one
23 we're talking about in the Steve Regal match
24 that you identified as the one --
25 A. Steel chairs, steel, yes.

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1 Q. And that's when you're saying your
2 headaches started, because you got your head
3 hit in that match?
4 A. Uh-huh.
5 Q. You have to say yes or no. That's
6 all he writes down is words, not shaking your
7 head.
8 A. I'm listening and --
9 Q. I understand.
10 A. -- those are the same stairs that
11 we used, yes.
12 Q. And you're saying that when you hit
13 your head on those stairs in that match with
14 Steven Regal is when these headaches really
15 began?
16 A. That's when they started, that's --
17 after I got hit, after I hit my head in that
18 match, that's when my headaches became -- I
19 didn't understand why I was getting them, and
20 that's when things changed for me and my
21 health changed with my head.
22 Q. So that match with Steve Regal,
23 then, where you claim he threw you into the
24 stairs was sort of a turning point for you,
25 wasn't it, in the sense that these headaches

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1 that you now claim, that's when the genesis
2 of this is?
3 MR. SCIOLLA: Object to the form.
4 Mischaracterizes his testimony.
5 You can answer.
6 A. Can you repeat the question?
7 Q. Well, prior to that episode that
8 you've just described where you claim Steven
9 Regal threw you into the steps, in the match
10 you've identified in this case, is it your
11 testimony you didn't have headaches before
12 that event?
13 MR. SCIOLLA: Object to the form.
14 Mischaracterizes his testimony.
15 A. Not that I recall.
16 Q. So that in all the matches with
17 ECW -- and by the way, you were with the ECW
18 before WWE, right?
19 A. No. Actually I was in WWF before I
20 was in ECW.
21 Q. Didn't you go from ECW to WCW?
22 A. No, sir, I started my career in
23 WWF.
24 Q. Well, when you were a job -- I
25 understand you were a jobber for couple years

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1 A. I know for a fact he does.

2 **Q. But again, every wrestler who walks**

3 **in that ring understands there is a risk of**

4 **serious injury associated with what we do; is**

5 **that a fair statement?**

6 A. Fair statement.

7 **Q. Okay. And would you agree, in this**

8 **document, if you would look back to page 9 --**

9 **sorry, page 16.**

10 A. You said page 15?

11 **Q. I'm sorry, page 16. In bold print**

12 **there, under 9.12(b), would you just take a**

13 **minute and read that?**

14 A. Okay. Okay. I've read it.

15 **Q. And does that embrace the concept**

16 **that we were just talking about, that you**

17 **understand there is risk involved, and you're**

18 **indicating that you're accepting those risks**

19 **that come with being a professional wrestler?**

20 MR. SCIOLLA: Object to form.

21 A. Yes, sir.

22 **Q. And that you assumed full**

23 **responsibility for all inherent risks as well**

24 **as those due to the negligence of a promoter**

25 **or other wrestlers?**

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1 A. Yes, sir.

2 **Q. And then down below that in (c),**

3 **did you agree that you waived and discharged**

4 **the WWE from all liability to you on account**

5 **of injury to you which results in serious or**

6 **permanent injury?**

7 MR. SCIOLLA: Object to form.

8 A. I see that, sir, yes.

9 **Q. And that's what you agreed to,**

10 **right?**

11 A. Yes, sir.

12 **Q. In fact, did you hear during I**

13 **think the pendency of this lawsuit about the**

14 **Mexican wrestler who died in the ring?**

15 A. I heard about it.

16 **Q. Did you actually ever see the match**

17 **in which he died?**

18 A. No, I didn't see it.

19 **Q. You didn't see it was sort of just**

20 **a routine maneuver, he hit the ropes and...**

21 A. I didn't see -- I might have saw

22 the end -- I think I saw the clip where he

23 was laying like this. That's about the

24 extent I saw.

25 **Q. And the other wrestlers thought he**

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1 **was selling, correct?**

2 MR. SCIOLLA: Object to the form.

3 **Q. As far as you could tell?**

4 A. From what I could tell.

5 **Q. Let's go now to the October 10th**

6 **match that we've been describing and talking**

7 **about today with Mr. Regal, in which you**

8 **claim that you had a traumatic brain injury**

9 **and began to suffer headaches thereafter.**

10 MS. LACY: Can you please play

11 LoGrasso, September 10, 2006 full match.

12 THE WITNESS: Is there something

13 I'm looking for, or do I have to explain

14 something to you after this match?

15 MR. SCIOLLA: I'm going ask you

16 some questions afterwards, but just

17 watch it, to refresh your memory. This

18 is the one you identified we've been

19 talking about all day.

20 I think just before we start, I

21 don't think there is multiple occasions

22 where the chair or the steps come into

23 play. I think it's one scene.

24 A. One time.

25 (Video played.)

205

1 **Q. Is that the match we've been**

2 **talking about all day, in which you now claim**

3 **you got a serious traumatic brain injury from**

4 **hitting the steps?**

5 A. That's the match we talked about.

6 **Q. And at the end of that match were**

7 **you dancing?**

8 A. Yes, making my way back to the

9 dressing room.

10 **Q. And what part of your head hit the**

11 **steps?**

12 A. The top part.

13 **Q. Point with your finger to what part**

14 **of your head hit the steps.**

15 A. It was in here.

16 **Q. And you are pointing to the crown**

17 **of your head?**

18 A. Crown of my head.

19 **Q. You're saying you went head first**

20 **into those steps?**

21 A. When I got kicked, I was going to

22 fall, then when I turned, I didn't have

23 enough room. I didn't have enough room for

24 me to go anywhere except that when I took --

25 when I saw the steps, I just, you know, they

206	<p>1 were there. You know, there is nothing, 2 nothing for me to do. It was just one of 3 those things that happened.</p> <p>4 Q. When you say there was nothing for 5 you to do, what do you mean by that?</p> <p>6 A. Well, there was no place for me to 7 land, really, because the angle, like I 8 explained before, that I got hit, you know, 9 when I went into the steps I was going to 10 take the bump, that means a fall, I mean I 11 looked and I looked where I was and where I 12 was headed and, you know, I did the best I 13 could not to make a full impact with those 14 stairs, but I got a good stop. Top of my 15 head was hit.</p> <p>16 Q. Are you saying you didn't know that 17 move was going to be part of that match? 18 You have to say yes or no.</p> <p>19 A. No.</p> <p>20 Q. So you didn't know that?</p> <p>21 A. No.</p> <p>22 Q. So you're saying he actually kicked 23 you?</p> <p>24 A. The kick was part of it.</p> <p>25 Q. And that was a real kick, not a</p>	208	<p>1 head.</p> <p>2 Q. When you are seen after that 3 holding your head, are you holding your head 4 because you actually hit your head or are you 5 holding your head --</p> <p>6 A. I hit my head.</p> <p>7 Q. -- because you're selling the move?</p> <p>8 A. I hit my head.</p> <p>9 Q. You hit your head.</p> <p>10 Is there a stunt component or what 11 you might call tricks of the trade aspect of 12 that move that you were supposed to have 13 done?</p> <p>14 A. If it was part of the match. There 15 is a way that you go into the stairs.</p> <p>16 Q. And how is that?</p> <p>17 A. On that particular match, no.</p> <p>18 Q. And if you want to execute that 19 move in a way that makes it appear to the 20 crowd that you hit your head, make a big 21 noise by hitting your head, but you don't 22 really hit your head, how do you do that 23 move? What do you do?</p> <p>24 A. Try to put your hand in front of 25 your head and, you know, put your hand, try</p>
207	<p>1 fake kick; is that what your testimony is?</p> <p>2 A. It's a kick.</p> <p>3 Q. What's a flatfoot called? Do you 4 know what a flatfoot is in wrestling 5 parlance?</p> <p>6 A. Flatfoot, a flatfoot is when you 7 hit somebody with the flat of your boot, if 8 I'm not mistaken.</p> <p>9 Q. And your testimony is that's not 10 what he did there, he actually kicked you?</p> <p>11 A. The impact of what I was hit with, 12 it did hit me. He didn't kick me with the 13 tip, he didn't kick me with the heel; but 14 when he did flatfoot, like you are 15 suggesting, the impact behind it; you know, 16 like we said, nobody goes to hurt anybody, 17 and you do try and protect each other. And 18 when you're outside and your adrenaline is 19 going and you see the ferocity of the match 20 and you see the speed you're going at and the 21 hits I'm taking, it does get physical at 22 times.</p> <p>23 Q. So you claim you hit the top of 24 your head flush on the steps, right?</p> <p>25 A. If I remember. I know I hit my</p>	209	<p>1 to make your hand go to the point of contact 2 and then you peel off. Peel off means to 3 skim.</p> <p>4 Q. So the hand, properly done --</p> <p>5 A. Properly done.</p> <p>6 Q. -- the hand hits the metal steps 7 first, makes a loud noise, makes people think 8 your head is the one that hit the steps; and 9 then you roll away and hold your head to make 10 look like that's what happened, right?</p> <p>11 A. Sometimes when you do that 12 particular move, as you know, when you are 13 doing it or when it's being applied to you, 14 sometimes you can't defend the force that's 15 behind the person doing it to you or the 16 force that you're going actually into it. So 17 there are times when you can hurt yourself 18 even doing a safe move like you're saying.</p> <p>19 Q. Mr. LoGrasso, before I play the 20 next tape, I'm going to give you an 21 opportunity to recant the testimony which was 22 just given and admit it's false.</p> <p>23 Would you care to do that?</p> <p>24 A. Say again?</p> <p>25 Q. I'm going to give you an</p>

210	<p>1 opportunity, before I play the next piece of 2 evidence, that the testimony you've given 3 today about that step and hitting that step 4 with your head is categorically false. If 5 you wish to take the opportunity before I 6 show you the next tape, this is your chance 7 to do it. You might want to talk to your 8 counsel beforehand.</p> <p>9 You understand perjury is a 10 significant Federal crime; you understand 11 that, right? All right.</p> <p>12 Do you want to talk to your counsel 13 before I show the next piece of tape about 14 whether you wish to recant what you've 15 testified to before I confront you with a 16 piece of evidence? I'm giving you an 17 opportunity. I don't have to, but I'm giving 18 you the opportunity.</p> <p>19 MR. SCIOLLA: Do you want to talk? 20 MR. KYROS: Yeah, let's talk. 21 Might as well. 22 THE VIDEOGRAPHER: The time is 23 2:32 p.m. Off the record. 24 (A brief recess was taken.) 25 THE VIDEOGRAPHER: Back on. The</p>	212	<p>1 Q. Your hand comes out, your hand hits 2 the steps. Your head never hits the steps, 3 does it, Mr. LoGrasso? 4 A. It's not how I remember it 5 happening. 6 Q. Do you agree with me that what you 7 saw just now is your hand hits the steps, and 8 your head never does? 9 A. Yes, sir. 10 Q. So you lied this morning? 11 MR. SCIOLLA: Object to the form. 12 Q. You lied repeatedly this morning, 13 didn't you? 14 A. No, I did not. That's how I 15 remember what happened. 16 Q. Your lawyers have told the judge in 17 a pending motion that is now before the court 18 in one match positioned -- in one match the 19 position of LoGrasso against Regal in 20 September 2006, which we already covered, is 21 the one we just watched, "The video of the 22 match, which has been in defendant's 23 possession since it aired, shows LoGrasso, 24 one, falling head first in the steel steps 25 that were ringside; two, looking dazed and</p>
211	<p>1 time is 2:41 p.m. Back on the record. 2 Q. Mr. LoGrasso, you understand you 3 are still under oath? 4 A. Yes, sir. 5 Q. You've had a chance now to consult 6 with your counsel? 7 A. Yes, sir. 8 Q. And before we go any further, do 9 you wish to recant the testimony you gave 10 this morning about hitting your head on the 11 steps as false? 12 A. No, sir. 13 Q. What? 14 A. No, sir. 15 Q. All right. Let's play the tape. 16 MS. LACY: Can you please play 17 the -- 18 MR. SCIOLLA: Is this a different 19 this is a slow motion depiction of what 20 that step episode is. 21 (LoGrasso Exhibit 20, CD labeled, 22 "LoGrasso October 10, 2006 Stairs Clip," 23 marked for identification, this date.) 24 Q. Would you like to see it again? 25 A. Uh-huh.</p>	213	<p>1 disoriented afterwards; three, repeatedly 2 holding his head with his hand; and four, 3 continuing to wrestler regardless. 4 "Accordingly, it rings quite hollow 5 when WWE claims that there was no treatment, 6 no suspicion, no knowledge of LoGrasso's head 7 injury at that time. In fact, the argument 8 only further highlights attempts by WWE to 9 deny reality and continue the same course of 10 conduct to this day." 11 That description of events is 12 false, isn't it? 13 MR. SCIOLLA: I'm sorry, what are 14 you reading from, counsel? 15 MR. McDEVITT: From your opposition 16 to our petition for reconsideration 17 which is currently pending before the 18 court -- 19 MR. SCIOLLA: Okay. 20 MR. McDEVITT: -- that you filed on 21 -- I'll answer your question -- that you 22 filed on, through Mr. Flaharty, on 23 5/9/16. There is a currently pending 24 motion before the Federal judge. 25 MR. SCIOLLA: It's a brief, written</p>