

Jon Wilson

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Sent: Wednesday, June 29, 2022 5:02 PM
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Cc: Jessica Yuhas
Subject: Depos
Attachments: 2022-06-28 Notice of WTNY 30(b)(6) Deposition.docx

We would like to find dates for a few depositions:

- Two of them would be in-person, in Billings (Millie Svenson and Yolanda Fraser).
- One of them would likely be remote (Bruce Mapley, Sr.).
- Finally, we want to take the foundational deposition of WTNY, per the Rule 30b6 Notice attached (I am assuming that this one will take place in NY, but let me know if that is not correct).

Please let me know what dates you each have available in August and September for these.

Thanks,

Ryan R. Shaffer



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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION**

TRACY CAEKAERT, and CAMILLIA)
MAPLEY,)
Plaintiffs,)
vs.)

Case No. CV-20-52-BLG-SPW

WATCHTOWER BIBLE AND TRACT)
SOCIETY OF NEW YORK, INC.,)
WATCH TOWER BIBLE AND TRACT)
SOCIETY OF PENNSYLVANIA, and)
BRUCE MAPLEY SR.,)
Defendants,)

WATCHTOWER BIBLE AND TRACT)
SOCIETY OF NEW YORK, INC.,)
Cross Claimant,)

BRUCE MAPLEY, SR.,)
Cross Defendant.)

_____)

ARIANE ROWLAND, and JAMIE)
SCHULZE)

Plaintiff,)

vs.)

WATCHTOWER BIBLE AND TRACT)
SOCIETY OF NEW YORK, INC., and)
WATCH TOWER BIBLE AND TRACT)
SOCIETY OF PENNSYLVANIA,)

Defendants.)

Cause No. CV 20-59-BLG-SPW

**NOTICE OF RULE 30(b)(6) FOUNDATIONAL DEPOSITION OF
DEFENDANT WATCHTOWER BIBLE AND TRACT SOCIETY OF
NEW YORK, INC. REGARDING THE INFORMATION PERTAINING
TO CHILD SEX ABUSE**

PLEASE TAKE NOTICE that, Pursuant to Federal Rule of Civil Procedure 30(b)(6), and for the purpose of obtaining foundational testimony regarding the Jehovah’s Witness Organization’s policies and practices regarding the existence of information about child sex abuse, the Plaintiffs in the above-entitled actions will take the oral deposition of Defendant Watchtower Bible and Tract Society of New York, Inc. (“WTNY”) on **Date**, starting at **9:00 a.m. (MDT)** and continuing thereafter until the same shall be completed. The deposition will take place at **Location**. The deposition will be recorded by stenographic means before a duly qualified court reporter and may be recorded by audiovisual means.

WTNY shall designate one or more officers, officials, directors, managing agents, employees, or other person who has knowledge to testify on its behalf, setting forth in the designation, for each person designated, the matters on which the person will testify on the following topics:

1. Identification of each database¹ or filing system which contains, or previously contained, information about child sex abuse allegations involving a person or persons associated with the Jehovah's Witnesses organization (including all local congregations) in any capacity at any time.²
2. For each database or filing system responsive to Topic No. 1, the following information:

¹ For the purpose of this Notice, a "database" is commonly understood to be an organized collection of information, regardless of format or label.

² Because Plaintiffs do not know all of the organized collections of data with information about child sex abuse at Jehovah's Witness congregations, this topic is intended to require WTNY to prepare a witness to inform Plaintiffs about the existence of each such organized collections of data without limitation, but certainly including:

- Files maintained by the Service Department for each congregation. *See Lopez v. Watchtower Bible and Tract Socy. Of New York, Inc.*, 201 Cal. Rptr. 3d 156, 169 (Cal.App. 4th Dist. 2016);
- The CM database, as referenced by Joel Taylor in the attached transcript of proceedings. Reporter's Transcript, 25:16 – 26:11 (Aug. 11, 2021) (attached as **Exhibit A**);
- The raw data, electronic data, call logs, or whatever other information was collected and organized as referenced by Joel Taylor in the attached transcript of proceedings. **Ex A**, 27:1-12; and
- The HuB database.

- a. The date that the database or filing system was created;
- b. The number of years the database or filing system was actively managed and maintained;
- c. The format of the data and information contained in the database or filing system (i.e. was it digital, and if so, what format?);
- d. Each category of information contained in the database or filing system;
- e. The types of information contained in the database or filing system, including identification of whether the database or filing system contains (or contained) information about historical child sex abuse at Jehovah's Witness congregations;
- f. The source material for all information contained in the database or filing system;
- g. The location of the database or filing system, including identification of any digital platform, server, or computer system hosting the database or filing system;
- h. The person(s) responsible for entering information into the database or filing system;
- i. The person(s) responsible for maintaining the information in the database or filing system;

- j. Identification of person(s) with access to the database or filing system, including members of the Governing Body;
 - k. Identification of person(s) who were excluded from having access to the database or filing system, including members of the Governing Body;
 - l. How information in the database or filing system is disseminated and/or retrieved by intended users;
 - m. The available methods of searching the database or filing system;
 - n. Whether the database or filing system still exists; and
 - o. For any database or filing system that no longer exists, the current location of all information previously contained in that database or filing system.
 - p. For any database or filing system that no longer exists, identification of the person(s) responsible for integrating the information previously contained therein into any other database or filing system.
3. All policies (written or unwritten) pertaining to the entry, maintenance, and deletion of information for all databases or filing systems responsive to Topic No. 1.
4. All policies (written or unwritten) pertaining to restricting access to each database or filing system responsive to Topic No. 1.

5. Identify each entity, department, individual, or group of individuals, regardless of corporate affiliation, who is responsible for obtaining and storing information about child sex abuse allegations involving a person or persons associated with the Jehovah's Witnesses organization (including all local congregations) in any capacity at any time.
6. Function and operation of the Legal Department, including but not limited to (1) all jobs, positions, roles, titles, etc. for personnel in the Legal Department, and the duties and qualifications of each; (2) the intake process for clients of the Legal Department, including whether conflict checks are conducted and conflict waivers are used, attorney-client agreements exist, how the scope of the representation is determined, how intake information is stored, who has access to the intake information, and whether reports of child sex abuse are handled differently than other reports of wrongdoing; (3) the representation process, including whether the scope of the representation is described to the client, how the client file is stored and maintained, who has access to the client file, any limitations on the type of legal work that may be performed by the Legal Department (civil, criminal, business, etc.); and (4) how documents generated by the Legal Department, or received directly from local congregations, are stored and maintained.

7. Function and operation of the Service Department, including but not limited to (1) all jobs, positions, roles, titles, etc. for personnel in the Service Department, and the duties and qualifications of each; (2) the intake process for anyone who talks to the Service Department about child sex abuse; (3) whether reports of child sex abuse are handled differently than reports of other types of wrongdoing; (4) how documents generated by the Service Department, or received directly from local congregations, are stored and maintained.
8. Please identify all written and unwritten policies and procedures that apply to the obtaining and storing of information about child sex abuse allegations occurring within Jehovah's Witness congregations.
9. Identify how elders have been instructed to report instances or allegations of child sex abuse to WTNY, WTPA, CCJW, or any other Jehovah's Witness entity or group responsible for managing and responding to instances or allegations of child sex abuse.

DATED this ---- day of June, 2022.

/s/ Ryan Shaffer
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James C. Murnion
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CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of June, 2022, a true and accurate copy of the foregoing was served on the following via email and U.S. Mail:

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