

LOEY+LOEY

Ridgell

Allyson West <awest@halemonico.com>
 To: Josh Tepfer <josh@loevy.com>
 Cc: Joel Flaxman <jaf@kenlaw.com>

Fri, Sep 15, 2023 at 3:07 PM

Yes, we will be via Zoom on Monday. Also, we sent the Gipson and Dobbins response yesterday. I will send you the Baker response shortly.

Thank you and have a nice weekend.

On Fri, Sep 15, 2023 at 10:36 AM Josh Tepfer <josh@loevy.com> wrote:

Allyson,

I'm not sure there is more to talk about. We will bring back Mr. Ridgell on the Allen and Lewis cases and others, obviously, so he will be deposed again.

As I made clear, we intend to question Mr. Ridgell about the status of his employment after the COPA report recommended his dismissal. You indicated there is some sort of line you are drawing on that, although I do not understand the line. I am unaware of any rule that limits our ability to depose a witness based on the fact that the status of their dismissal is still pending review. But regardless, we agreed we will figure out whatever that line is as we go on Monday. If there are disagreements, we will either have to call the judge or litigate it.

You indicated it was likely zoom. Can you confirm? And I believe you are still sending responses to written discovery.

Thanks,
 Josh

On Fri, Sep 15, 2023 at 9:39 AM Allyson West <awest@halemonico.com> wrote:

Josh and Joel,

Thank you both for talking as well and for providing a list.

Pursuant to our case management order in the coordinated proceedings plaintiff is required to give us 7 days notice of the cases that you intend to depose our Officers on. Plaintiff did not indicate which cases they intended to depose him on. So, based on the current test cases which I assumed you were going to question him on, I sent you an email indicating that Officer Ridgell does not have an independent recollection of the test cases because we have the agreement to let you know if the Officer has any memory prior to the deposition. And now you seek to depose him on two additional cases, that are not test cases.

With regard to Henry Thomas, since Officer Ridgell is a named defendant in Henry Thomas and Thomas is a test case I am fine with you questioning Officer Ridgell on that case. I do not think it is proper to question him on Landon Allen and Jamar Lewis. Both of these cases are stayed pursuant to the discovery order we currently have in place and neither plaintiff is a 404b in Waddy. I am not sure I am following the logic regarding Allen and Lewis being a 404(b) in the coordinated proceedings and how that relates back to Waddy? Officer Ridgell is not even a named defendant in Waddy. More than happy to hop on another call to discuss further-please let me know if you would like to.

Additionally, given that there is a pending police board review relative to COPA's recommendation on the Lewis case, I do stand by my prior position that Officer Ridgell should not be questioned on it at this time.

Thanks,
 Allyson

On Thu, Sep 14, 2023 at 1:58 PM Josh Tepfer <josh@loevy.com> wrote:

Thanks for talking.

Henry Thomas is named as a 404b witness in Waddy and Ridgell is a defendant in that one.

Jamar Lewis and Landon Allen are named as 404b witnesses in the coordinated proceedings and Ridgell is a defendant in those two. (I acknowledge that I kept using Allen as an example of a non-404b/non-test case that I wouldn't ask about -- my apologies for misstating that --- I forgot he was a 404b. Anyway, an example of a person in that category that we are agreeing will not be asked about Monday is Tyree Smith -- Ridgell is a Defendant but it is a stayed case.)

So, anyway, there are 3 we would like to ask about Monday -- Henry Thomas, Landon Allen, and then Lewis, which I understand is a more complicated one in your view based on our conversation. Please confirm your position.

Thanks,
Josh

On Thu, Sep 14, 2023 at 12:49 PM Allyson West <awest@halemonico.com> wrote:
Talk soon. Thanks.

On Thu, Sep 14, 2023 at 11:32 AM Joel Flaxman <jaf@kenlaw.com> wrote:
I can join at 1pm also.

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On Thu, Sep 14, 2023 at 11:29 AM Josh Tepfer <josh@loevy.com> wrote:
1 pm today works for me. I'll call you. Joel let me know if you want to join.

On Thu, Sep 14, 2023 at 11:22 AM Allyson West <awest@halemonico.com> wrote:
Hi Josh,

Sure, that makes sense. Would 1pm or 1:30pm today work? If not, I am generally available tomorrow morning. Let me know what works best for you.

Thanks,
Allyson

On Thu, Sep 14, 2023 at 11:08 AM Josh Tepfer <josh@loevy.com> wrote:
Hi Allyson,

Do you want to have a brief conversation so we can make sure we are on the same page about the scope of this dep? Given the history on this matter, there are a couple things that I think it is worth trying to make sure we are on the same page before we get there.

Josh

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