

EXHIBIT 22

TRANSCRIPT OF INTERVIEW OF REPRESENTATIVE WHITFIELD'S CONGRESSIONAL AIDE

INTERVIEW OF [REDACTED]

April 24, 2014

Present:

Kedric Payne

Bryson Morgan

[REDACTED]

Stefan Passatino

Benjamin Keane

Transcribed by:
Stephanie Lyn Rahn, CSR
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**PLEASE NOTE: All spellings through the entirety of the transcript are phonetic

1 QUESTIONING BY MR. PAYNE:

2

3 Q. This is Kedric Payne and Bryson Morgan
4 with the Office of Congressional Ethics, and we are
5 joined by [REDACTED] as well as his attorneys
6 Benjamin Keane and Stefan Passa`tino.

7 [REDACTED], I want to just begin with a few
8 background questions. Some are pretty obvious but
9 we need them for the record.

10 What is your current job title with
11 Representative Whitfield's congressional office?

12 A. Press Secretary.

13 Q. And how long have you been Press
14 Secretary?

15 A. Since March 1.

16 Q. And what was your title prior to being
17 Press Secretary?

18 A. Congressional Aid.

19 Q. And how long were you in that
20 position?

21 A. I think it was December 2 when I
22 started, so three months.

23 Q. Where were you employed prior to
24 working in the Congressman's office?

25 A. I had my own company in Tennessee,

1 Baskin Irby Construction Company which we closed in
2 August or decided to close in August of last year.

3 Q. What type of construction is that
4 company?

5 A. Home exterior.

6 Q. How long have you known Representative
7 Whitfield?

8 A. I met him by phone in -- around the
9 first week of September, just before Labor Day of
10 2013.

11 Q. And can you describe that phone call?

12 A. Yes, I actually reached out to his
13 office in DC, I could give you a lot more
14 background, but I was in the Tennessean newspaper
15 for coming out endorsing the PAST Act, and I reached
16 out to his office in Washington, D.C. to let them
17 know I'd like to help with the PAST Act and if there
18 is anything I could do, I'd be willing to help and
19 probably three weeks, four weeks later, Emma his
20 scheduler finally contacted me, it took awhile, and
21 said he would like to talk to me and set up a phone
22 call for me to talk to him.

23 Q. And what was discussed during that
24 phone call?

25 A. Basically my background in the walking

1 horse industry, what goes on as far as soring and
2 the abusive practices that the PAST Act would stop.
3 What my -- you know, my most recent turn of events
4 had been over the past year with coming out sort of
5 publicly against the soring, and he asked me if I
6 would be willing to testify at Congress if they had
7 a hearing.

8 Q. And did you agree to testify?

9 A. Yes.

10 Q. And were there also any discussions
11 about you coming to DC and meeting with members of
12 Congress or staff for Congress concerning the PAST
13 Act?

14 A. No.

15 Q. How long have you known Mrs.
16 Whitfield?

17 A. About the same time. She was actually
18 on the phone call when he called me.

19 Q. And what did she say on the call?

20 A. She really didn't say that much, she
21 just asked some questions about my background as
22 well.

23 Q. Who else was on the call?

24 A. That was all.

25 Q. And when did you learn that you would

1 testify in the hearing?

2 A. Well, the next morning, Cory Hicks,
3 his Chief of Staff, contacted me and said he thought
4 they would have a hearing, and he asked me again,
5 and I said yes, I told the Congressman I would be
6 willing to testify and we really didn't know, it was
7 up in the air for several months because the hearing
8 date kept getting pushed back, and I came to DC for
9 another reason, a Sound Horse Conference, and we
10 finally found out the date of the hearing while I
11 was actually here in DC.

12 Q. What conference did you say you were
13 here for?

14 A. Sound Horse Conference.

15 Q. When was that that you came for the
16 Sound Horse Conference?

17 A. Within a few days of October 13, 2013,
18 one way or the other, a few days.

19 Q. And when was the hearing when you
20 testified?

21 A. November 13.

22 Q. November 13?

23 A. I believe that's right.

24 Q. What did you do between November --
25 October 13 and November 13 related to the PAST Act?

1 A. An associate of mine Donna Bennefield
2 and I went to meetings to basically lobby for the
3 PAST Act and try to educate people about the soring
4 issues.

5 Q. And how was that arranged, that you
6 and Donna would go and speak to people about the
7 PAST Act?

8 A. Some of our first meetings we actually
9 went to ourselves and were set up through the Sound
10 Horse Conference people, and then a few days later,
11 Congressman Whitfield's office started setting up
12 appointments for us.

13 Q. How did Congressman Whitfield's office
14 get involved?

15 A. We basically told them since the
16 hearing was postponed, we would be willing to stay
17 and help, you know, support the bill if they would
18 be willing to set up meetings for us to go to.

19 Q. Who is Donna, can you give me more
20 details on her?

21 A. She is a Sound Horse advocate that's
22 been involved in this since the early 1980s, she's
23 probably been involved in this issue probably longer
24 than anybody on earth that I know of and she's the
25 Vice President of the International Walking Horse

1 Association, and she was the former -- don't hold me
2 to this title exactly, Director of the Horse
3 Protection Association -- Horse Protection
4 Commission.

5 Q. These meetings that you had on the
6 hill during that time period, October up until the
7 hearing, can you describe those meetings in general,
8 what were they, who attended, what would you say in
9 general?

10 A. Some of the meetings were with actual
11 members of Congress, some of the meetings were with
12 staff members, some of the meetings were set up by
13 Congressman Whitfield's office, some of the meetings
14 were set up by other people, like Former Senator Joe
15 Tidings. I know he set up some meetings that we
16 went to, he actually introduced the original Horse
17 Protection Act of 1970.

18 Donna and I went to most of the
19 meetings together, sometimes we had other people
20 that went with us, Keith Dane from the Humane
21 Society or Sara Admundson, a few of those Connie
22 Whitfield went to with us, and there were other
23 people from the Sound Horse Summit, Laurie Northrop
24 from Friends of Sound Horses that went,
25 veterinarians that went with us to some of the

1 meetings. There may have been some with the
2 American Horse Council, there were a lot of
3 meetings, so it's hard for me to remember.

4 Q. How many meetings were there?

5 A. Oh, gosh, between 75 to 100 probably,
6 I mean -- well, if we did it four days a week, there
7 were probably five to six -- yeah, probably about
8 that number.

9 Q. And these meetings went from October
10 until after the hearing or before the hearing?

11 A. Until about three or four days after
12 the hearing. Whenever Donna left, she had to go
13 back to Tennessee.

14 MR. MORGAN: You were here in the DC
15 area that entire period?

16 A. Uh-huh.

17 MR. MORGAN: Who was covering your
18 expenses while you were up here?

19 A. Well, for part of the time I stayed
20 with a friend, Keith Dane, and for about a one week
21 period of that, an organization Friends of Sound
22 Horses that I am a member of covered the expenses
23 and then the rest of the time Congressman Whitfield
24 actually let me stay at his home with him.

25 Q. Approximately how many days or weeks

1 did you stay with Congressman Whitfield?

2 A. Probably altogether about six weeks or
3 so, and part of that was prior to working for him
4 and part of that was after coming to work for him,
5 because I basically was homeless.

6 Q. Okay.

7 MR. MORGAN: I think you mentioned it,
8 I don't want to -- you know, ten minute explanation,
9 but give us sort of a more general idea of how you
10 came to be homeless, your transition up here to DC,
11 we understand from the documents that there was a
12 little bit of a story there.

13 A. I don't mind telling it, well, I had
14 to file for bankruptcy, my wife left me and half of
15 my family doesn't speak to me because I came out
16 publicly for this issue because my family is very
17 deeply entrenched in the soring issue and very
18 against having the bill forward. My business
19 partners were very heavily involved in it, all of
20 the people I am naming have Horse Protection Act
21 violations and so my whole world collapsed, the best
22 way I know to sort of describe it.

23 I had to leave shortly after I first
24 talked to Congressman Whitfield about testifying.
25 My wife actually went and told the general public

1 that I had agreed to testify, so for safety reasons,
2 because I had threats, I actually had to leave where
3 I lived and went to Alabama for about a week, and
4 then I ended up going, I didn't have a safe place to
5 go, I ended up going and staying with Donna
6 Bennefield at her home in Tennessee for about five
7 or six weeks prior to coming to DC and came to DC
8 with her.

9 Q. And then after going through all of
10 that and coming up here and doing the hearings and
11 the meetings, how did you come to settle up here and
12 specifically, how did you come to work for
13 Congressman Whitfield?

14 A. Well, because I didn't have a job
15 while I was here, actually lobbying, I applied for
16 other jobs, I really enjoyed DC and liked what I was
17 doing. I applied for some jobs with the Senate
18 committee and some other members' office and I think
19 you all probably have the emails about those, and
20 then after I testified, I had a threat that was very
21 -- the Huffington Post actually wrote an article
22 about it and it's out there, and my safety was an
23 issue of going back to Tennessee or not, and so
24 Congressman Whitfield said we would like for you to
25 say with us for a little longer, we don't think it's

1 safe for you to go back to Tennessee, we don't want
2 anything to happen to you.

3 So I was still here, staying with him,
4 looking for a job and I went to friends in Virginia,
5 actually let me back up, I went -- first he
6 mentioned to me that there was a job, a legislative
7 correspondent, that just a few days before, the guy,
8 Adam, I can't tell you his last name, was leaving
9 because he's getting married and asked me if I might
10 be interested in it, and I said what did it entail?
11 It was basically just writing letters and I said I
12 need some kind of job, and he said if you are
13 interested, would you go talk to the Chief of Staff
14 and send him your resume and everything like that.
15 So I went through that process, talked with the
16 Chief of Staff and then he said basically he thought
17 I was a little more seasoned for something a little
18 bigger than that job, and they did have another
19 position that a guy named Justin Fareed had been in
20 several months before that handled the PAST Act and
21 he had not filled that position and he asked me if I
22 might be interested in that, and I said yes, that
23 would be something more apt for what I'd like to do,
24 and he said okay, I'll get back to you. Then I
25 probably didn't hear anything for a week or so or

1 maybe ten days, and I was gone out of town to
2 Virginia for a friend of mine to Thanksgiving and I
3 came back the Sunday after Thanksgiving, Sunday
4 night and was still staying at the Whitfields,
5 Congressman Whitfield told me that he thought that
6 Cory was really interested in hiring for me for that
7 job, and told me the next day to talk to Cory about
8 it and he hired me for the job.

9 Q. And did you have any -- did you apply
10 for any jobs at the Humane Society?

11 A. I did in August of last year, I
12 applied for the Director of the Doris Day Rescue
13 Ranch in Texas and then in either late October or
14 early November, I applied for the Director of Rural
15 Outreach and there was another job that was in
16 public relations or communication and I can't
17 remember what the title was but there were three
18 different jobs I applied for.

19 Q. And did you speak with Keith Dane
20 about possible employment with the Humane Society?

21 A. I did once but not really him so much
22 as they have a process, they have a very lengthy
23 process, I spoke with -- I went through three or
24 four different interviews on different levels,
25 mainly I spoke with Ben Callison who was in Texas

1 with the Doris Day Ranch out there.

2 Q. Did you speak with Wayne Pacelle?

3 A. Yes, once.

4 Q. Concerning employment?

5 A. Yes.

6 Q. And what did he say about your
7 employment with the Humane Society?

8 A. He basically said that he thought I
9 would be good at government affairs and he referred
10 my name to another gentleman Wayne Waters but I
11 never heard anything back from him.

12 Q. Did Wayne or Keith mention to you the
13 possibility of you working in Representative
14 Whitfield's office?

15 A. No.

16 Q. Okay. And did you speak with Mrs.
17 Whitfield about your seeking employment in
18 Representative Whitfield's office?

19 A. After he said something to me, I told
20 her I applied for a job there and went and talked to
21 Cory.

22 Q. And what did she say about you working
23 there?

24 A. She said well, she thought I would be
25 good to have in the office, outgoing, and an

1 effective communicator and would be an asset.

2 Q. And did she go into any more details
3 in terms of being good in the office and being an
4 asset, what did she mean by that?

5 A. I think because of my outgoing
6 personality and I have been effective with talking
7 with other legislators and I don't meet a stranger.
8 Honestly Justin Fareed, I think, in the office who
9 had my position before was very similar.

10 Q. Okay. And did you guys -- well, did
11 you and Mrs. Whitfield discuss the PAST Act and how
12 that may be impacted by you going into
13 Representative Whitfield's office?

14 A. Yes, we talked about that it would be
15 good to help promote the PAST Act along with all the
16 other agricultural issues, but, you know, that I had
17 the knowledge and background and I think there was
18 sort of a disconnect in the office at the time of
19 people who actually really had a lot of first-hand
20 knowledge and experience, so I brought a lot to the
21 table with my experience and knowledge about it.

22 Q. When you started working for the
23 Congressman in December 2013, can you describe your
24 role with the PAST Act?

25 A. It was probably about half of my time

1 I spent on the PAST Act. The other half, there is a
2 whole portfolio of issues. I went to some meetings
3 with a variety of people, set up some meetings for a
4 variety of people, called a lot of offices trying to
5 get co-sponsors. Just basically generally gaining
6 support from different people for the bill and the
7 coalition there.

8 Q. And were you also involved in with
9 strategy and determining the best way to promote the
10 bill?

11 A. Yes, yes.

12 Q. What were your other duties?

13 A. The Science and Technology Committee,
14 all of the entire AG portfolio which is, you know,
15 anything to do with farming, GMO labeling, just a
16 variety of issues and ethics -- trying to, there is
17 a couple more, postal issues, the -- did a lot of
18 work on the farm bill, because at that time we were
19 working on the farm bill, so a lot of my time was
20 spent on the farm bill.

21 Q. When you first started the job, were
22 you expecting that it actually may be more time
23 spent on the PAST Act, say maybe 70 to 80 percent of
24 your time on the PAST Act?

25 A. I don't know that I expected it to be

1 that much but I thought there would be a good bit of
2 my time, yes.

3 Q. When you were working on the PAST Act,
4 are you still currently working on the PAST Act?

5 A. I am. I still handle all the
6 agricultural issues, and they gave all the other
7 issues to somebody else.

8 Q. Let me clarify that then, currently as
9 Press Secretary, you deal with all the agricultural
10 issues, which includes the PAST Act?

11 A. That's right.

12 Q. And then you deal with press?

13 A. Yes, and social media, all
14 communications basically.

15 Q. When you are working on the PAST Act,
16 I am saying from December until the present, can you
17 describe your communication with Mrs. Whitfield on
18 that, and I am saying in general, so what role does
19 she play with those things that you just described
20 ranging from meeting with members, gaining
21 co-sponsors, strategy, just gaining support?

22 A. You know, we talked maybe once a week,
23 maybe every other week about horse -- when I was
24 staying with them, we talked more, but since I
25 haven't been staying with them, we talk every week,

1 every other week, about strategy, and is there
2 anybody that we need to sure up and find out if they
3 are interested in helping us with the bill or are
4 there any -- you know, new co-sponsors that we could
5 gain, things like that, mainly co-sponsors.

6 Q. Let me make sure I understand the
7 timing of when you no longer lived with the
8 Whitfields. So you were basically --

9 A. The month of December.

10 Q. So in January --

11 A. My lease started January 1, so the
12 month of December, but we were closed for part of
13 that time with Christmas and the holidays, so it was
14 actually about three weeks of December.

15 Q. And your communication with her during
16 this time period from December to present, when it
17 comes to what you just described, is that typically
18 over email, in person, over the phone?

19 A. That was at night when we were at home
20 and eating dinner or just talking in general.

21 Q. So that was more so in December, how
22 about in January to present now that you are living
23 separately?

24 A. A lot less, I mean like I said,
25 probably once a week or every other week, maybe for

1 -- I have probably talked to her a total of 30
2 minutes in the past two weeks.

3 Q. Was there a time in, say, December,
4 when the communication was a lot more, so that for
5 whatever reason, you were speaking with her multiple
6 times per day?

7 A. I don't think during the day really
8 but like I said, at night, yes, there definitely was
9 because I was staying with them and it was the topic
10 that we both were interested in and cared about so
11 we talked about it every day.

12 Q. Do you recall scheduling of interviews
13 in -- sorry, scheduling of meetings in January and
14 issues with whether or not Emma would be able to
15 schedule the interviews that were related to the
16 PAST Act?

17 A. Yes.

18 Q. I keep saying interviews.

19 A. Meetings, yes.

20 Q. And can you describe that, the issues
21 that were involved and the concerns?

22 A. There were some offices that I think
23 Emma had already reached out to prior to me coming
24 to work there that she said she had reached out to
25 and I can't give you specifics, and they either

1 didn't respond or had not met with anybody, and so
2 she wanted me to, Cory and I had a discussion about
3 this, she wanted me to contact the offices and set
4 up the meetings instead of her, and she said, you
5 know, now that you work here, you need to be the one
6 setting up the meetings, and then I think other -- I
7 started setting up the meetings from that point
8 forward other than when the district attorneys from
9 the State of Tennessee came in town, and we all sort
10 of chipped in, Cory, Emma and I to schedule meetings
11 for them.

12 Q. Did Mrs. Whitfield speak with you on
13 how to deal with the scheduling issues and having
14 Emma make the calls for the meetings?

15 A. I think one time she said something
16 about would you see if Emma would help you about the
17 meetings because you have so much work now, and I
18 did, and then I had push back from Emma that
19 basically it was my job to do that not her job.

20 Q. Do you have communications with Mrs.
21 Whitfield about making sure or having Representative
22 Whitfield do certain things related to the PAST Act?

23 A. No, not really.

24 Q. Any situation you can think of? Like
25 having him meet with certain potential co-sponsors?

1 A. There -- I really don't remember
2 anything specifically that, you know I have asked
3 him things that I came up with, you know, like I
4 would take a list of co-sponsors and ask Cory or
5 somebody are these people somebody likely to get on
6 the bill and then give him packets to go to the
7 floor but not really directly from Connie, no.

8 Q. I am going to show you a document
9 that's bates stamped EW4002881. Feel free to read
10 the entire document but I will ask you a question
11 concerning the email from Mrs. Whitfield to you that
12 begins with maybe we should try to get Ed to call
13 Yoho.

14 A. Yes, I remember this. It was really
15 more, I think -- I initiated and asked Connie about
16 it. Could you contact Yoho's office -- (inaudible).

17 Yeah, I do remember discussing this
18 with her about talking to Yoho but it was more of a
19 collective effort of, you see they are talking about
20 Whitney here, that was Whitney Miller with AVMA, the
21 American Veterinary Medical Association, and they
22 have met with Congressman Yoho on a number of times
23 and occasions and I think he's a veterinarian and a
24 member of the organization, so I do remember this,
25 yes.

1 Q. So are you saying -- so I am clear,
2 whose idea was it to have him meet with Yoho --

3 A. I don't remember specifically. I mean
4 if we sat here and read this whole thing you could
5 probably figure it out, but I know we discussed Yoho
6 on a number of occasions with American Veterinary
7 Medical Association Whitney Miller from there.

8 MR. MORGAN: Who were some of the
9 other people you were in frequent contact with once
10 you started working in the congressional office with
11 regards to the PAST Act?

12 A. Did I answer what you wanted to ask
13 about that?

14 Q. Yes.

15 A. Well, you have Jay Hickey and Ben
16 Pendegrass with the American Horse Council, and then
17 Keith Klein with the American Association of Equine
18 Practitioners, and Ronda Haven and Whitney Miller
19 with the American Veterinary Medical Association,
20 and then you have Wayne Pacelle and Keith Dane with
21 the HSUS, and then you have Sara Admundson with HSLF
22 and Carolyn Snur I think is how you say it and
23 Anthony with the ASPCA. And then you have Chris
24 Hyde with the Animal Welfare Institute, and then you
25 have Samantha Roberts with Senator Ayotte's office

1 and Kaitlyn Runyon with Senator Warner's office and
2 Marilyn Dilhay with Congressman Cohen's office and
3 Mike Dunvet and Mark Davidson who are the district
4 attorney and assistant district attorney in
5 Tennessee who prosecuted the Jackie McConnell case,
6 and Laurie Northrop with Friends of Sound Horses,
7 Teresa Bippen with Friends of Sound Horses, there is
8 more. I am just trying to remember.

9 MR. MORGAN: Any one of those
10 organizations that you were in more frequent contact
11 with?

12 A. I would say AVMA, American Horse
13 Council, AAEP and HSUS and ASPCA, those five are
14 probably the main ones that I have talked with the
15 most. I mean the others are in there pretty much,
16 because I have like a sort of coalition when we have
17 information, we send it out or ask a question about
18 what they think about this or that, but those are
19 the main five groups that have volunteered to do the
20 most work really.

21 Q. I am going to show you another
22 document bates stamped EW3000459. I really want to
23 ask you about meetings with Senator Alexander.

24 A. I remember this.

25 Q. Okay. So you -- when Mrs. Whitfield

1 says Ed and I met with him, what was your
2 understanding of --

3 A. That was before I was ever involved in
4 the PAST Act and I know they met with him but I
5 don't really know what happened, it was before I
6 ever met them I believe.

7 Q. The email is dated December 13 but you
8 are saying she's referencing a meeting?

9 A. Prior to meeting them.

10 Q. Have you attended a meeting with
11 Senator Alexander?

12 A. No, not in person. Well, met him on
13 the subway train and brought it up.

14 Q. You don't miss an opportunity?

15 A. No, not at all.

16 Q. Okay. Are you aware of Mrs. Whitfield
17 and Representative Whitfield meeting the Senator
18 other than this reference in the email of something
19 that happened before you were involved?

20 A. No.

21 Q. Have you attended any meetings with
22 members of Congress or their staff where you were
23 there along with Mrs. Whitfield and Congressman
24 Whitfield?

25 A. No, not with both of them.

1 Q. So you have had meetings with
2 Representative Whitfield and other members of
3 Congress?

4 A. Uh-huh.

5 Q. And you have had meetings with Mrs.
6 Whitfield and other members of Congress?

7 A. Yes.

8 Q. Okay. And all related to the PAST
9 Act?

10 A. Yes. Well, with him, far more than
11 the PAST Act, but --

12 Q. Okay.

13 A. Yes. I mean I meet with him with
14 anybody that has to do with AG issues, so.

15 Q. Did you meet with Representative Phil
16 Roe?

17 A. Yes.

18 Q. And did Mrs. Whitfield or
19 Representative Whitfield attend?

20 A. Mr. Whitfield did not but I believe
21 Mrs. Whitfield did with Donna Bennefield and myself.

22 Q. And when did that meeting take place?

23 A. Sometime in the second half of October
24 or first half of November, I couldn't tell you the
25 date.

1 Q. 2013?

2 A. Yes, 2013.

3 Q. And can you describe the meeting?

4 A. We discussed the PAST Act with him,
5 Donna and I both being from Tennessee, he's a
6 medical doctor, he said his issue was it that it had
7 a felony provision, and we explained to him that
8 Tennessee statute had passed a law in the previous
9 year that made it a felony in the State of Tennessee
10 and now people were going over to Kentucky and other
11 areas, particularly Congressman Whitfield's district
12 and doing more of the soring, so that was a need for
13 the felony provision nationally, and he said I'll
14 take a look at it, and you guys have done a good job
15 presenting this to me and we will see what we can
16 do.

17 And then I think we had follow-up
18 emails with his staff who just kept blaming it back
19 on the felony provision and wouldn't really give us
20 a straight answer really.

21 Q. Did you have any other meetings with
22 the member?

23 A. With Phil Roe?

24 Q. Yes.

25 A. I think I stopped him in the hallway

1 one time too, outside of his office, and brought it
2 up again, yes, I think that was just me.

3 Q. With the meetings you had in October
4 2013, that was prior to you being a staffer, were
5 there any current staffers with Representative
6 Whitfield at that time?

7 A. At that particular meeting?

8 Q. Let me rephrase it. Tell me everyone
9 who attended the meeting?

10 A. That meeting? Donna Bennefield,
11 myself, and Connie Whitfield.

12 Q. Okay. And that was it?

13 A. Yes. I am not -- there wasn't a staff
14 person but I am not telling you that -- who was in
15 his office and was there or there is a possibility
16 that Keith Dane could have been there, I just -- I
17 have had a lot of meetings.

18 Q. Okay. Have you attended a meeting
19 with -- well -- Senator Thad Cochran?

20 A. Yes.

21 Q. Who attended that meeting?

22 A. Connie Whitfield, myself, Senator Joe
23 Tidings who is a former senator, he set up the
24 meeting, Cory Hicks and Chris Pack.

25 Q. You said Tidings set up the meeting?

1 A. Uh-huh.

2 Q. Can you explain?

3 A. Well, I think they are sort of the
4 same era, same age bracket, and Senator Cochran was
5 somebody we were trying to get on board the PAST Act
6 and Senator Tidings had a list of people he brought
7 up to us, Rockefeller, I think people he had known a
8 long time that he wanted us to go meet with and he
9 said he would set up the meetings if we would go.

10 Q. I am going to show you an email bates
11 stamped HSLFOCE029215. And I want to ask you about
12 the email from Mrs. Whitfield to you which she
13 begins perhaps you as Whitfield's office can let
14 McCaskill's, et cetera, et cetera.

15 A. Let me read.

16 Q. Sure, take your time.

17 A. From here up and then let me see.
18 Okay. So you are asking me about the email at the
19 top from Connie?

20 Q. That's right. Basically the question
21 what does that mean and then can you explain the
22 will do?

23 A. Background is Teresa Bippen is the
24 President of Friends of Sound Horses, FOSH, this
25 starts. She and I and Connie went to a meeting with

1 Roy Blunt's Chief of Staff during the days prior to
2 the hearing because Teresa was here and she
3 testified at the hearing. I think Connie set up
4 that meeting on her own because she's friends with
5 Roy Blunt and knows him, somehow, and then -- so
6 Teresa got actively involved and wanted to get the
7 people from Missouri on board, and basically she's
8 mentioning here, I kind of let McCaskill's and
9 Wagner's offices know FOSH is trying to get a hold
10 of them and maybe pass along Teresa's information
11 and I can't remember if I did or I didn't.

12 Q. What was the significance to you as
13 you read as Whitfield's office, that she puts after
14 perhaps you?

15 A. I don't really -- just me, I worked
16 there at the time, so.

17 Q. Are there other ways that you would
18 contact the office other than as Whitfield's office?

19 A. Not after coming to work there, no.

20 Q. Okay. Did you receive similar
21 requests from Mrs. Whitfield about setting up
22 meetings for --

23 A. Yes, a few times. I can't remember
24 specifics, but -- I am trying to think if there is
25 any -- I think maybe she suggested some of the

1 people that I asked the Tennessee attorneys to meet
2 with. Basically educating me because I was new on
3 names of good people to try to meet with.

4 Q. Did there come a time in December 2013
5 when Mrs. Whitfield contacted you and informed you
6 she would no longer contact you at Representative
7 Whitfield's office?

8 A. Yes.

9 Q. Okay. And what do you recall about
10 that?

11 A. I think there was an email she sent
12 Emma and I had that she and I had been working
13 together and she really didn't think about it as
14 working in his office, and she was instructed or
15 something she wasn't supposed to contact us anymore
16 or something like that.

17 Q. And after that, how did the
18 communication change between you --

19 A. I just talk to her on my own time, I
20 mean at night or something like that.

21 Q. Okay. Can you define your own time,
22 so at night?

23 A. At night, weekends and sometimes I go
24 for -- we have lunch hour, sometimes I go for dinner
25 to their house, something like that, you know.

1 Q. And during your own time, is when you
2 would have conversations about the PAST Act?

3 A. Uh-huh.

4 MR. MORGAN: So the way you
5 interpreted her message was that she wasn't to
6 contact you during official time?

7 A. Yes.

8 MR. MORGAN: But she was permitted to
9 contact you outside of official time?

10 A. Yes.

11 Q. When is the most recent time that you
12 communicated with her?

13 A. Last night.

14 Q. Okay. And what was that concerning?

15 A. Basically Congressman Whitfield, he's
16 hurting really bad right now and has some pains, I
17 was checking on him and actually I called to let her
18 know that one of the Senate offices had contacted
19 me, that they might be interested in co-sponsoring
20 and it was some good news, thought she might need
21 some good news with the way he's kind of been
22 hurting lately.

23 Q. And so at this point, I guess you
24 answered this before, I guess at this point you
25 communicate with her probably how many times a

1 week?

2 A. Once a week, once every other week.

3 MR. MORGAN: How often would you say
4 those communications involve the PAST Act?

5 A. We probably discuss it every time, but
6 nine times out of ten, but I mean we discuss a lot
7 of personal things too, she is with me like my
8 family was, she's sort of become like my second
9 mother through all this too, and really helped me
10 with some personal things, just talking.

11 MR. MORGAN: We did notice that some
12 of the emails, you refer to her as mom?

13 A. Yeah, I mean she's -- like, yeah, I
14 love her to death and she's been great, just, you
15 know, emotionally and things like that, just talking
16 about things, so.

17 Q. And the way you just described it is a
18 situation where you contact her but how frequently
19 does she contact you, whether on your own time or
20 whatever, concerning --

21 A. I probably call her more than she
22 calls me.

23 Q. Does she email you still?

24 A. Yes, she emails more than she calls,
25 and I'll email -- you know, I'll email her back,

1 sometimes it's about the PAST Act, sometimes it not.

2 Q. And just estimating, how frequently
3 does she email you about the PAST Act?

4 A. A couple times a week, two or three
5 times a week.

6 Q. I want to ask you about other
7 legislation?

8 A. Uh-huh.

9 Q. The Puppy Uniform Protection and
10 Safety Act, is that part of your portfolio, have you
11 worked on that at all?

12 A. It would probably be part of it but I
13 don't specifically remember that bill. It sounds
14 like it if relates to an animal, I deal with it.

15 Q. Safeguard American Food Export Act?

16 A. I know what it is, SAFE Act.

17 Q. Do you work on that now?

18 A. Yes.

19 Q. And have you had communication with
20 Mrs. Whitfield similar to what we described about
21 the PAST Act about co-sponsors, strategy?

22 A. I think I asked her about it one time,
23 because when I was new, I was trying to educate
24 myself on all of these other bills, because I knew
25 about the PAST Act, I didn't know about the other

1 bills, and maybe she told me what it was about, and
2 I remember talking to her one time about it.

3 Q. Do you remember any other time
4 communicating with her about it?

5 A. No, I don't think so.

6 Q. The Veterans Dog Training Therapy Act?

7 A. Is that the one with the -- yeah, I
8 think I know the bill you are talking about. That's
9 the -- what is the name of it?

10 Q. Veterans Dog Training Therapy Act?

11 A. I am not sure if that's the same bill.
12 There is another bill that's related to veterans and
13 rescuing dogs, but I don't know if that's the same
14 bill or not, a different name.

15 Q. So the bill you have in mind deals
16 with veterans and rescue dogs?

17 A. Uh-huh.

18 Q. And what is your role with that
19 legislation?

20 A. I handle it under the portfolio of
21 animal portfolios, and actually the American Welfare
22 Institute is who brought it to my attention.

23 Q. Have you had communication with Mrs.
24 Whitfield concerning anything related to that bill,
25 whether it's -- like we mentioned before,

1 co-sponsors or strategy?

2 A. I don't remember if I did or not.

3 Q. And the Animal Fighting Spectator
4 Prohibition Act?

5 A. I don't know what that one is.

6 Q. Dog fighting related?

7 A. Not cock fighting?

8 Q. I'm not sure. Are you familiar with
9 the cock fighting?

10 A. There is a cock fighting bill but I
11 don't know about the one you are talking about.

12 Q. Is it the one where the member is
13 co-sponsoring?

14 A. I couldn't tell you. It's not one
15 that I worked on.

16 Q. Okay. Okay.

17 MR. MORGAN: With regards to the PAST
18 Act, you listed a bunch of organizations and bunch
19 of names. How relative to the other people you are
20 in contact with, how do your contacts with Mrs.
21 Whitfield compare, is she one of the more frequent
22 persons you have contact with?

23 A. She's one of the less frequent.

24 Q. Less frequent. Who would you say is
25 the most frequent person you have contact with about

1 the PAST Act?

2 A. I would say -- probably equally Keith
3 Dane, Ben Pendegrass, Teresa Bippen and Whitney
4 Miller. Maybe a little bit more with Keith Dane but
5 it's only because they forward a lot of emails to
6 me, I don't really respond to all of them, they just
7 like to forward emails.

8 Q. Is Mrs. Whitfield on those emails as
9 well?

10 A. Sometimes yes, sometimes no.

11 Q. Just so I am clear, when you say
12 equal, you mean of those four people you listed,
13 it's equal amount of time with them?

14 A. Yeah. I mean I really -- probably
15 Keith Dane and Teresa Bippen the most two, Teresa is
16 with FOSH but I have known them a lot longer, so I
17 may contact them and ask them a question about
18 something I don't know the answer to or hey, guys,
19 do you have the statistics on this. They have the
20 records and what not, stuff like that, so if I need
21 statistics or information, I'll go to them to get it
22 usually.

23 MR. MORGAN: Going down from that,
24 those are the people you have the most contact with,
25 Mrs. Whitfield would be significantly below that or

1 less frequently --

2 A. Eighth or ninth.

3 MR. MORGAN: Okay.

4 A. Something like that.

5 MR. MORGAN: You said it was in that

6 October time period leading up to the hearing, I

7 think you said you did about 75 to 100 meetings?

8 A. Yeah, probably about right.

9 MR. MORGAN: How many of those

10 meetings were attended by Humane Society folks?

11 A. I don't know the exact number, half.

12 MR. MORGAN: Half.

13 A. I am guessing that.

14 MR. MORGAN: Any other organizations,

15 any other organization that had a large chunk of

16 meetings?

17 A. FOSH, Friends of Sound Horses, some of

18 the veterinary people with some, I guess ASPCA, I

19 guess, had some, I'd say FOSH is probably the other

20 organization that had the most, because their main

21 purpose for existence is this one thing, that

22 organization.

23 MR. MORGAN: So is it -- would it be

24 correct to say that -- well, you said that you have

25 contacted -- you have the most contact with Keith

1 Dane and Teresa Bippen?

2 A. Uh-huh.

3 MR. MORGAN: That would be with FOSH
4 and the Humane Society?

5 A. Yes.

6 MR. MORGAN: Would it be fair to say
7 those are the two main organizations primarily
8 involved in the issues, do they have more
9 involvement than the others?

10 A. I think they are probably equal with
11 AVMA, American Horse Council, AAP, and ASPCA but I
12 personally reach out to them more because I know
13 them better, because I have a longer history with
14 them, and if I need information, those are the two
15 people I know I can get it the fastest from.

16 MR. MORGAN: Okay.

17 A. And with me, getting something fast in
18 Congress is important.

19 Q. Good luck with that.

20 I just want to go back to something
21 you mentioned in the beginning, your portfolio was
22 ethics when you first started, and I just want to
23 understand, what was the policy for dealing with
24 contacts from Mrs. Whitfield with the office when
25 you started?

1 A. Contacts from Mrs. Whitfield?

2 Q. Was there any policy, any discussion
3 that the people had with you when you started at the
4 office about what is the normal way that they deal
5 with Mrs. Whitfield contacting the office?

6 A. Basically it was on a case by case
7 thing. If there was something I felt like I should
8 ask somebody else about, I went to Cory our Chief of
9 Staff and asked them is this okay or not okay.

10 MR. MORGAN: Do you remember any
11 specific instances when you took something to Cory?

12 A. Talking about some of the meetings
13 that we set up and things like that.

14 MR. MORGAN: Do you recall, what was
15 the question for Cory?

16 A. Basically there was some meetings that
17 -- I think we set up, and I went to with Keith Dane
18 from the Humane Society, and I really, I think it
19 may have come from Keith Dane, I don't think
20 necessarily that came from Connie, but I asked Cory,
21 is it okay to set up and go to these meetings, so.

22 Q. You set up the meetings with Keith
23 Dane or Mrs. Whitfield?

24 A. Keith Dane.

25 Q. Why would it not be okay?

1 A. Because we already had the ethics
2 issue come up.

3 MR. MORGAN: Was Mrs. Whitfield going
4 to attend those meetings as well?

5 A. No. I only attended two meetings with
6 her since I worked there and she set those meetings
7 up.

8 Q. Which two were those?

9 A. Pennsylvania Senator that's a
10 Democrat, his Chief of Staff, don't ask me -- Casey,
11 and Rand Paul.

12 Q. When did those meetings occur?

13 A. December or January, I'm not certain.

14 Q. December 2013 and January 2014?

15 A. Yeah, somewhere in there. She met
16 Casey's Chief of Staff at a fundraiser or something,
17 some party she went to herself, and then knew Rand
18 Paul.

19 Q. And just so I am clear, it seems like
20 then with respect to any issues that come up with
21 Representative -- well, Mrs. Whitfield contacting
22 Representative Whitfield's office, is it a case by
23 case situation and then you take it to Cory?

24 A. Yes.

25 Q. But there is no, just one policy one

1 way or the other of what is supposed to happen?

2 A. Well, basically I just kind of go on a
3 -- if I think this looks like something, you know,
4 that there could be a question about, I am going to
5 ask Cory about it whether it be her or anybody else,
6 I mean it's -- I tend to air on the side of caution
7 with anything whether it's her or somebody else on
8 another issue and ask the Chief of Staff, so.

9 Q. Do you have anymore questions?

10 MR. MORGAN: I don't think so. But
11 let me check my notes.

12 MR. PAYNE: I think that's all we
13 have.

14 MR. PASSATINO: Can I ask a quick
15 question and clarify one thing?

16 MR. PAYNE: Yes.

17 A VOICE: Independent of conversations
18 that you might have had either with the Chief of
19 Staff or anyone else, did you have an understanding
20 with respect to what office policy was with regard
21 to Mrs. Whitfield engaging in lobbying efforts with
22 your office?

23 A. Yes, I understand from reading the
24 ethics manual and ethics training that she could not
25 directly lobby our office.

1 MR. MORGAN: What did you understand
2 the word lobby to mean in that context?

3 A. She couldn't try to get us to get on a
4 bill, to write legislation or change legislation,
5 co-sponsor a bill, things like that.

6 MR. MORGAN: Would that have included
7 discussing legislation with her?

8 A. Well, I mean --

9 MR. MORGAN: Strategy?

10 A. In my opinion, no, because I discussed
11 strategy with her but it wasn't about changing the
12 legislation or Congressman Whitfield getting on a
13 bill or things like that. From our office
14 standpoint, it was strategy of getting other
15 offices, co-sponsors to support our bill.

16 MR. MORGAN: And your understanding of
17 what -- is your understanding just from your reading
18 of the ethics manual or is that informed from
19 conversations with somebody else in the office?

20 A. That's the way I took it and from
21 other conversations with Cory, our Chief of Staff.

22 Q. Did you have any conversations with
23 Representative Whitfield concerning that policy?

24 A. No.

25 Q. Or that rule or anything?

1 A. No.

2 MR. MORGAN: Any conversations with
3 Mrs. Whitfield about that policy?

4 A. Yes.

5 MR. MORGAN: Can you tell us about
6 those conversations?

7 A. Basically, you know, just like what we
8 were talking about earlier when we strategized and
9 things like that, I try to do it on my own time
10 basically when I was with them at their house or
11 something like that.

12 MR. MORGAN: Was that her
13 understanding?

14 A. I guess it's something we kind of both
15 came to, just to make sure we were going above and
16 beyond not to do anything improper.

17 MR. PAYNE: Okay.

18 A. Okay.

19 MR. PAYNE: Thanks.

20 (Whereupon, the recording is
21 terminated.)

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CERTIFICATE OF OFFICER

I CERTIFY that the foregoing is a true and accurate transcript of the testimony and proceedings as reported stenographically by me at the time, place and on the date as hereinbefore set forth.

I DO FURTHER CERTIFY that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.

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April 18, 2017

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EXHIBIT 23

Appointment

From: Sara Amundson [REDACTED]@hslf.org]
Sent: 1/7/2014 7:31:03 PM
To: Irby, Marty [REDACTED]@mail.house.gov]; Connie Harriman-Whitfield [REDACTED]@humanesociety.org]
Subject: Strategy
Location: conf call
Start: 1/8/2014 4:00:00 PM
End: 1/8/2014 5:00:00 PM
Show Time As: Tentative

Recurrence: (none)

Please dial:

800/504-[REDACTED]

Access: [REDACTED]

Security: [REDACTED]

EXHIBIT 24

Appointment

From: Sara Amundson [REDACTED]@hslf.org]
Sent: 1/10/2014 5:32:05 PM
To: Irby, Marty [REDACTED]@mail.house.gov]; Connie Harriman-Whitfield [REDACTED]@humanesociety.org]
Subject: Follow-up PAST
Location: conf call
Start: 1/10/2014 8:00:00 PM
End: 1/10/2014 8:30:00 PM
Show Time As: Tentative
Recurrence: (none)

800/504-[REDACTED]
Access: [REDACTED]
Security: [REDACTED]

EXHIBIT 25

From: Connie Harriman-Whitfield [REDACTED]@humanesociety.org]
Sent: Monday, December 09, 2013 3:41 PM
To: Irby, Marty
Subject: Re: HR 1518 PAST (Prevent All Soring Tactics) Act

Maybe we should try to get Ed to call Yoho.

Sent from my iPhone

On Dec 9, 2013, at 3:13 PM, "Irby, Marty" <[REDACTED]@mail.house.gov> wrote:

> Ok. I'll ask Larry to help. I just sent him another message and reminder about Scalise.

>

> -----Original Message-----

> From: Connie Harriman-Whitfield [REDACTED]@humanesociety.org]

> Sent: Monday, December 09, 2013 3:09 PM

> To: Irby, Marty

> Subject: Re: HR 1518 PAST (Prevent All Soring Tactics) Act

>

> Yoho is a huge Tea Party guy.

>

> Sent from my iPhone

>

> On Dec 9, 2013, at 2:50 PM, "Irby, Marty" <[REDACTED]@mail.house.gov> wrote:

>

>> Or Cory Gardner?

>>

>> -----Original Message-----

>> From: Connie Harriman-Whitfield [REDACTED]@humanesociety.org]

>> Sent: Monday, December 09, 2013 2:49 PM

>> To: Sara Amundson

>> Cc: Keith Dane; Mimi Brody; Irby, Marty; Connie Harriman-Whitfield

>> Subject: Re: HR 1518 PAST (Prevent All Soring Tactics) Act

>>

>> What about having Yoho call him?

>>

>> Sent from my iPhone

>>

>> On Dec 9, 2013, at 2:45 PM, "Sara Amundson" <[REDACTED]@hsif.org<[REDACTED]@hsif.org>> wrote:

>>

>> Please do. But I don't think that's the problem. He is a very tea-party guy who just doesn't cosponsor legislation.

>>

>> From: Keith Dane

>> Sent: Monday, December 09, 2013 2:40 PM

>> To: Mimi Brody; Irby, Marty; Sara Amundson; Connie Harriman-Whitfield

>> Subject: RE: HR 1518 PAST (Prevent All Soring Tactics) Act

>>

>> I'd be glad to have you reach out to Whitney - thanks, Mimi.

>>

>> From: Mimi Brody

>> Sent: Monday, December 09, 2013 2:37 PM

>> To: Irby, Marty; Keith Dane; Sara Amundson; Connie Harriman-Whitfield

>> Subject: RE: HR 1518 PAST (Prevent All Soring Tactics) Act

>>

>> I can forward it to Whitney with that request, unless Keith wants to or Sara/Connie object?

>>

>> From: Irby, Marty [REDACTED]@mail.house.gov]

>> Sent: Monday, December 09, 2013 2:35 PM

EW4 000985

>> To: Mimi Brody; Keith Dane; Sara Amundson; Connie Harriman-Whitfield
>> Subject: RE: HR 1518 PAST (Prevent All Soring Tactics) Act
>>
>> Good call. Hit them from a different angle. I have been instructed once they say "No" to leave them alone on my end....
>>
>> From: Mimi Brody [REDACTED]@humansociety.org]
>> Sent: Monday, December 09, 2013 2:34 PM
>> To: Irby, Marty; Keith Dane; Sara Amundson; Connie Harriman-Whitfield
>> Subject: RE: HR 1518 PAST (Prevent All Soring Tactics) Act
>>
>> That's disturbing ("I spoke to some veterinarians/ranchers in our district and they would prefer we do not cosponsor at this time."). Maybe we should let AVMA know and see if they can follow up (and get Nevada Veterinary Medical Association to do so as well)?
>> Mimi
>>
>> From: Irby, Marty [REDACTED]@mail.house.gov]
>> Sent: Monday, December 09, 2013 2:27 PM
>> To: Keith Dane; Mimi Brody; Sara Amundson; Connie Harriman-Whitfield
>> Subject: FW: HR 1518 PAST (Prevent All Soring Tactics) Act
>>
>> Congressman Amodei said NO.
>>
>> From: Irby, Marty
>> Sent: Monday, December 09, 2013 2:26 PM
>> To: Miller, Bruce
>> Subject: RE: HR 1518 PAST (Prevent All Soring Tactics) Act
>>
>> Bruce:
>>
>> Thank you, and for your quick response. I look forward to working with you in the future on other issues.
>>
>> All the best,
>>
>>
>> Marty Irby
>> Congressional Aide
>> Office of Congressman Ed Whitfield (KY-01)
>> 2184 Rayburn House Office Building | Tel: 202.225. [REDACTED] Fax: 202.225.3547
>> [REDACTED]@mail.house.gov <[REDACTED]@mail.house.gov> <<http://whitfield.house.gov>> <<http://whitfield.house.gov/>>
>> Follow Rep. Whitfield on the web:
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>> <image003.png><<http://www.flickr.com/photos/edwhitfield>> <image004.png><<http://www.youtube.com/WhitfieldKY01>>
>> <image005.png><<http://whitfield.house.gov/atom.xml>>
>> Click here <<https://whitfieldforms.house.gov/enews.shtml>> to sign up for Rep. Ed Whitfield's e-newsletter.
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>>
>>
>>
>> From: Miller, Bruce
>> Sent: Monday, December 09, 2013 2:24 PM
>> To: Irby, Marty
>> Subject: RE: HR 1518 PAST (Prevent All Soring Tactics) Act
>>
>> Hey Marty - Congrats on the new job... after my meeting with the TN association and Human Society, I spoke to some veterinarians/ranchers in our district and they would prefer we do not cosponsor at this time.
>>
>> From: Irby, Marty

EW4 000986

>> Sent: Monday, December 09, 2013 2:18 PM
>> To: Miller, Bruce
>> Subject: HR 1518 PAST (Prevent All Soring Tactics) Act

>>
>> Alexandra:

>> I just wanted to follow up with on our meeting from a month or so ago regarding Mr. Whitfield's bill. Since then, a hearing has been held in the House on the issue. I have pasted the link to the hearing information below. In addition, I was hired by Mr. Whitfield last week as a staff member to handle this and other equine/ag issues. We would greatly appreciate Congressman Amodei's co-sponsorship. Please let me know if you have questions on the hearing information or anything else. We are up to 243 co-sponsors in the House.

>>
>> I look forward to working with you further on this and other issues.

>>
>> <http://docs.house.gov/Committee/Calendar/ByEvent.aspx?EventID=101469>

>>
>> All the best,

>>
>>
>>

>> Marty Irby
>> Congressional Aide

>> Office of Congressman Ed Whitfield (KY-01)
>> 2184 Rayburn House Office Building | Tel: 202.225. [REDACTED] Fax: 202.225.3547

>> [REDACTED]@mail.house.gov<[REDACTED]@mail.house.gov><<http://whitfield.house.gov>><<http://whitfield.house.gov/>>

>> Follow Rep. Whitfield on the web:

>> <image001.png><<http://www.facebook.com/RepEdWhitfield>> <image002.png><<http://twitter.com/repedwhitfield>>
<image003.png><<http://www.flickr.com/photos/edwhitfield>> <image004.png><<http://www.youtube.com/WhitfieldKY01>>
<image005.png><<http://whitfield.house.gov/atom.xml>>

>> Click here<<https://whitfieldforms.house.gov/enews.shtml>> to sign up for Rep. Ed Whitfield's e-newsletter.

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>>

EW4 000987

14-2940_0266

EXHIBIT 26

From: Marty Irby <[REDACTED]@msn.com>
Sent: Tuesday, January 7, 2014 11:47 AM
To: Connie Harriman-Whitfield <[REDACTED]@humanesociety.org>
Cc: Teresa Bippen <[REDACTED]@yahoo.com>
Subject: RE: Missouri Update/Questions

Will do.

> From: [REDACTED]@humanesociety.org
> To: [REDACTED]@msn.com
> CC: [REDACTED]@yahoo.com; [REDACTED]@humanesociety.org
> Subject: Re: Missouri Update/Questions
> Date: Tue, 7 Jan 2014 16:40:21 +0000
>
> Marty,
>
> Perhaps you (as Whitfield office) can let McCaskill's and Wagner's offices know that FOSH is trying to contact them, the importance of FOSH etc.. That way, Teresa is apt to receive the reception she deserves.

> Best,
> Connie

> Sent from my iPhone

> On Jan 7, 2014, at 10:19 AM, "Marty Irby" <[REDACTED]@msn.com<[REDACTED]@msn.com>> wrote:

> Hi Teresa!

> Yes please do contact McCaskill. She is one of only 5 females in the Senate not on the bill. We need her! Also Rep. Ann Wagner's COS is Christian Morgan ([REDACTED]@Mail.House.Gov<[REDACTED]@Mail.House.Gov>) & her LD is Brian O'Shea ([REDACTED]@Mail.House.Gov<[REDACTED]@Mail.House.Gov>). You should contact both of them. Please also let them know I will be glad to meet with them in person anytime to discuss.

> Thanks for all you do!

> Marty

> Date: Tue, 7 Jan 2014 04:48:18 -0800

> From: [REDACTED]@yahoo.com<[REDACTED]@yahoo.com>

> Subject: Missouri Update/Questions

> To: [REDACTED]@msn.com<[REDACTED]@msn.com>; [REDACTED]@humanesociety.org<[REDACTED]@humanesociety.org>

> Hi Marty and Connie,

> I doubt if my own Congressperson is going to be a cosponsor--he is in Heart of America land and he fought puppy mill legislation bill big time--his own mother has owned mills for decades and has numerous violations. His name is Jason Smith. After visiting his office in October and sending emails, I have called numerous times and no one will return my calls.

> So, I am going after first time Congresswoman Ann Wagner, (R) who is in district next to mine. Should I call first and ask for name of Chief of Staff or just complete the letter form on her site? I am writing as President of FOSH and as a Missouri resident. I also have information on the Missourians that support for the Bill and of numerous FOSH activities in Missouri.

> On another note, I have written Blunt's COS, Glen, about 4-5 times. Should I start approaching Senator Claire McCaskill? She is a Dem and I know we wanted to load up on Rs first. Just let me know.

> Time to bundle up to feed and shovel--a brisk -5 this a.m. Makes letter writing look easy. :)

> Thanks,

> Teresa

EXHIBIT 27

From: Irby, Marty <[REDACTED]@mail.house.gov>
Sent: Thursday, January 9, 2014 12:32 AM
To: Connie Harriman-Whitfield <[REDACTED]@humansociety.org>
Subject: Re: Priscilla Presley

Will do. Thank you for talking ton him about this.....a major help Mom!

Sent from my iPhone

> On Jan 9, 2014, at 12:30 AM, "Connie Harriman-Whitfield" <[REDACTED]@humansociety.org> wrote:

> Need to be more thorough next time.

> I talked to Ed about Emma. He understands that she MUST set up appointments for out-of-town advocates and that you and I can tag along. If you have ANY problem with her, please let me know immediately.

> Sweet dreams.

> Sent from my iPhone

>> On Jan 9, 2014, at 12:24 AM, "Irby, Marty" <[REDACTED]@mail.house.gov> wrote:

>> We sent him the Senate session calendar that's all...

>> Sent from my iPhone

>>> On Jan 9, 2014, at 12:14 AM, "Connie Harriman-Whitfield" <[REDACTED]@humansociety.org> wrote:

>>> What does he mean "after consulting with Marty and Emma"?

>>> Sent from my iPhone

>>> Begin forwarded message:

>>> From: Keith Dane <[REDACTED]@humansociety.org <[REDACTED]@humansociety.org>>

>>> Date: January 8, 2014 at 10:43:24 PM EST

>>> To: Connie Harriman-Whitfield <[REDACTED]@humansociety.org <[REDACTED]@humansociety.org>>

>>> Cc: Sara Amundson <[REDACTED]@hsif.org <[REDACTED]@hsif.org>>, Marty Irby <[REDACTED]@mail.house.gov <[REDACTED]@mail.house.gov>>

>>> Subject: RE: Priscilla Presley

>>> Connie,

>>> I got all three of your messages on this subject tonight.

>>> I am sorry to hear you are disappointed to learn that Priscilla Presley is coming to DC on a Monday. After consulting with Marty and Emma and determining the best days for her to come to DC to lobby and sharing them with her, she advised me of the day that she could make it, based on her schedule.

>>> I will go back to Ms. Presley and let her know that we'd like her to arrive on a more opportune day, and see what she can work out.

>>> Keith

>>> From: Connie Harriman-Whitfield

>>> Sent: Wednesday, January 08, 2014 10:33 PM

>>> To: Connie Harriman-Whitfield

>>> Cc: Connie Harriman-Whitfield; Keith Dane; Sara Amundson; Marty Irby

>>> Subject: Priscilla Presley

>>>

>>> Sent from my iPhone

>>> On Jan 8, 2014, at 10:29 PM, "Connie Harriman-Whitfield" <[REDACTED]@humansociety.org <[REDACTED]@humansociety.org>> wrote:

>>>

>>> Sent from my iPhone

>>> On Jan 8, 2014, at 10:05 PM, "Connie Harriman-Whitfield" <[REDACTED]@humansociety.org <[REDACTED]@humansociety.org>> wrote:

>>> Keith,

>>> I am disappointed to learn that Priscilla Presley is visiting DC on a Monday. Members of Congress return to their districts on weekends and drift back to their offices late Monday afternoon. Some fly all day Monday to be able to return to their offices by 5pm. Therefore, she will be unlikely to see few if any members.

>>> Connie

>>> Sent from my iPhone

>>> On Jan 8, 2014, at 9:19 PM, "Keith Dane" <[REDACTED]@humansociety.org <[REDACTED]@humansociety.org>> wrote:

>>> Priscilla Presley demands return of trophy honoring Tennessee walking horses, joins others calling for tougher laws

>>> <http://www.commercialappeal.com/news/2014/jan/05/priscilla-presley-demands-return-of-trophy-joins/>

>>> By Cindy Wolff <<http://www.commercialappeal.com/staff/cindy-wolff/>>

>>> Posted January 5, 2014 at 5:11 p.m.

>>> <image001.jpg><<http://www.commercialappeal.com/photos/2014/jan/05/646822/>>

>>> PHOTO BY JIM WEBER <<http://www.commercialappeal.com/staff/jim-weber/>>

>>>

>>> Priscilla Presley introduced Max and Bandit, a pair of rescue horses adopted by Graceland, to fans at what would have been the King's 74th birthday in 2008. "Graceland is a living breathing home," said Presley, and she wanted "to keep it the way Elvis left it," including the barn and horses that were a part of life for Elvis. (Jim Weber/The Commercial Appeal)

>>>

>>> Priscilla Presley is demanding the return of the Graceland Challenge Trophy, an award she established in 1983.

>>>

>>> Priscilla Presley is demanding the return of the Graceland Challenge Trophy, an award she established in 1983 at the prestigious Tennessee walking horse National celebration, held for 75 years in Shelbyville, Tenn. She donated the trophy in honor of her late husband, Elvis Presley, who owned several of the horse breed known for its prancing gait.

>>>

>>> She's joined a growing list of celebrities and a coalition of horse industry, veterinary and animal protection organizations in support of a Congressional amendment toughening the 43-year-old Horse Protection Act.

>>>

>>> Much of the outrage stems from a disturbing hidden-camera investigation by the Humane Society of the United States. The probe captured video of a painful training method called "soring" used by Collierville area trainer Jackie McConnell. The video aired nationally on ABC's "Nightline" and caused worldwide concern about the abuse of the gentle breed known for its prancing gait.

>>>

>>> "Soring" refers to putting caustic chemicals on a horse's legs to burn them and cause the horse to lift its step to an exaggerated height known in the industry as the "big lick."

>>>

>>> McConnell pleaded guilty to charges of violating the federal Horse Protection Act and state charges of animal cruelty. He received fines, probation and a lifelong ban from owning or training horses.

>>>

>>> "They are show horses," Presley said in a phone interview from Los Angeles. "Elvis and I grew up with the beauty of the Tennessee Walkers, but to be honest, we were very, very naive as new horse owners about what it took and what they (trainers) did to them that make them look so beautiful."

>>>

>>> Even though Ebony's Double, the last horse Elvis bought, wasn't a world champion, officials invited Priscilla Presley to show the horse at a 1983 celebration. During that event, the walking horse initially struggled to show his high-stepping gait, according to an article written in 2005 for Elvis Australia, a fan club of the late entertainer. Presley doesn't believe the couple's horses were sored.

>>>

>>> "What I've learned and if Elvis knew, we would have never supported an industry that tortured horses," Presley said. "It's a criminal act and shameful."

>>>

>>> The 43-year-old Horse Protection Act was created to monitor and prosecute trainers who transport or show sored horses, which also involves an abusive training method called "stewarding." In that technique horses are beaten, struck with cattle prods or hurt in other ways to train them not to react in the show ring if their sored legs are painful.

>>>

>>> An amendment to the bill, sponsored by Kentucky Republican Ed Whitfield and co-sponsored by 244 representatives and 28 senators, is expected to be debated in this year's Congressional session.

>>>

>>> Tennessee Democrat Steve Cohen was an original co-sponsor of the bill in the House and the only Tennessee legislator to back the bill called the "Prevent All Soring Tactics."

>>>

>>> In addition to elevating soring to a felony, the bill proposes to outlaw the use of tall horseshoes and ankle chains, longtime training tools. It would also strengthen inspections of horses for signs of soring or other abuse.

>>>

>>> Members of the walking horse community are mounting a fight through petitions and other means to prevent the passage of the bill, which they believe will effectively end the walking horse breed because it prevents trainers from using methods they believe are acceptable.

>>>

>>> The Humane Society maintains that there are Tennessee walking horses that perform a high gait naturally, though typically not as high as the award-winning "big lick." Many walking horse owners and trainers believe the Humane Society has targeted their industry as a means of raising donations and support for the group.

>>>

>>> Keith Dane, Humane Society vice president of equine protection, said the organization is using its resources to protect the horses. He said the decision by the group to focus on the Tennessee walking horse breed comes in response to the longtime, institutional abuse of the horses.

>>>

>>> "These horses endure this treatment throughout their entire lives," Dane said. "Many of them die of colic, which can be brought on by stress and pain. Some legislators who are engaged in the walking horse industry argue that McConnell is just a bad apple. We believe the abuse is widespread and ubiquitous. We have no intention of stopping our work in stopping this."

>>>

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EXHIBIT 28

From: Connie Harriman-Whitfield <[REDACTED]@humansociety.org>
Sent: Tuesday, January 14, 2014 4:43 PM
To: Irby, Marty <[REDACTED]@mail.house.gov>
Subject: Re: Following-up regarding PAST exec session?

Can Ed back-channel a request to CBO?

Sent from my iPhone

> On Jan 14, 2014, at 4:32 PM, "Irby, Marty" <[REDACTED]@mail.house.gov> wrote:

>

> Verbally she told me so... don't have it in writing but she is a close friend and wants to see this bill pass. The issue is higher ups such as Chester Gipson and Kevin Shea. They could be another matter. What I asked from her was to be informal. If we submit for something formally it could backfire. From past personal experience I don't think Gipson or Shea want to more USDA Oversight...they want to regulate soving and not eradicate it.

>

> I do not trust Chester Gipson at all in anyway. I trust Rachel. Chester is Rachel's boss.

>

> -----Original Message-----

> From: Connie Harriman-Whitfield [mailto:[REDACTED]@humansociety.org]

> Sent: Tuesday, January 14, 2014 4:29 PM

> To: Irby, Marty

> Cc: Sara Amundson; Connie Harriman-Whitfield

> Subject: Re: Following-up regarding PAST exec session?

>

> How do we know that Rachel agrees with our arguments?

>

> Sent from my iPhone

>

> On Jan 14, 2014, at 4:12 PM, "Irby, Marty" <[REDACTED]@mail.house.gov> <[REDACTED]@mail.house.gov>> wrote:

>

> I still have nothing from Rachel...she is back from her cruise and now at home sick. I don't want to hold this up waiting on her so I like Sara's suggestion. I'll respond to the other emails later...just got back and had a pile of work thrown on me for the Omnibus I have to do immediately.

>

> From: Sara Amundson [mailto:[REDACTED]@hslf.org]

> Sent: Tuesday, January 14, 2014 3:57 PM

> To: Connie Harriman-Whitfield

> Cc: Irby, Marty

> Subject: RE: Following-up regarding PAST exec session?

>

> That's Marty's call. I think she's going to wind up continuing to have to work her seniors at USDA/Chester and Kevin-and if that's the case-ugh. Why can't we get an abbreviated piece from our document and sell it in the meantime? We worried it will be used for outreach to USDA and CBO from Senate staff?

>

> From: Connie Harriman-Whitfield

> Sent: Tuesday, January 14, 2014 3:54 PM

> To: Sara Amundson

> Cc: Connie Harriman-Whitfield; Irby, Marty

> Subject: Re: Following-up regarding PAST exec session?

>

> Marty wanted Ed and me to meet with Rachel. Would it help to set up the meeting for next Thurs. or Fri. and ask her to bring the finalized cost document to the meeting?

>

>

> Sent from my iPhone

>

> On Jan 14, 2014, at 3:33 PM, "Sara Amundson" <[REDACTED]@hslf.org<[REDACTED]@hslf.org>> wrote:

> We have got to get things wrapped up with Rachel/USDA. They aren't going to move without a short explanation of cost we can back up. Mimi's document is pages long...

>

> From: Runyan, Caitlin (Warner) [mailto:[REDACTED]@warner.senate.gov]

> Sent: Tuesday, January 14, 2014 2:46 PM

> To: Sara Amundson; Roberts, Samantha (Ayotte)

> Cc: Irby, Marty

> Subject: RE: Following-up regarding PAST exec session?

>

> That's great, thanks. The majority side of the Commerce is ready to support us but I feel like we need to have the cost question answered before we're ready for prime time in the Committee. Samantha and I have received inquiries from both sides of the aisle on cost.

>

> From: Sara Amundson [mailto:[REDACTED]@hslf.org]

> Sent: Tuesday, January 14, 2014 2:45 PM

> To: Runyan, Caitlin (Warner); Roberts, Samantha (Ayotte)

> Cc: Irby, Marty

> Subject: RE: Following-up regarding PAST exec session?

>

> Yes, thanks so much! Our "insider contact" has been on travel and that's made it difficult to reaffirm our existing information. I was hoping we'd distill it down to even less than a page-so will be in touch as soon as possible. I'm guessing that's holding us up a bit?

>

> Thanks, Sara

>

> From: Runyan, Caitlin (Warner) [mailto:[REDACTED]@warner.senate.gov]

> Sent: Tuesday, January 14, 2014 2:42 PM

> To: Sara Amundson; Roberts, Samantha (Ayotte)

> Cc: Irby, Marty

> Subject: RE: Following-up regarding PAST exec session?

>

> Hi Sara- thanks for checking in. We are still hearing a lot of questions about cost of the bill. Any progress on the cost one-pager? I know Marty was reaching out to folks in December but the holidays are busy on everyone!

>

> Thanks,

>
> Caitlin
>
> From: Sara Amundson [redacted]@hslf.org]
> Sent: Tuesday, January 14, 2014 2:40 PM
> To: Runyan, Caitlin (Warner); Roberts, Samantha (Ayotte)
> Cc: Irby, Mary
> Subject: Following-up regarding PAST exec session?
>
> Hi Caitlin and Sam, hope you survived the omnibus discussions and the Senate moves it before Saturday (really hoping you don't have votes that day). We are at 300 cosponsors between the House and Senate and are seeing more interest every day-very exciting and many thanks! Mary is in meetings today, so I thought I'd reach out and check in.
>
> I'm sure Chairman Rockefeller has been focused on home given the chemical spill, but wanted to check back in to see if we might see PAST on the committee calendar for mark-up soon?
>
> All the best, Sara
>
> Sara Amundson
> Executive Director
> Humane Society Legislative Fund
> 2100 L Street, NW - Suite 310
> Washington, DC 20037
> 202/676-[redacted]
> hslf.org<<http://hslf.org>>
> [redacted]@hslf.org<[redacted]@hslf.org>
>
> <image001.jpg>
>

EXHIBIT 29

From: Connie Harriman-Whitfield <[REDACTED]@humansociety.org>
Sent: Sunday, January 19, 2014 11:55 AM
To: Irby, Marty <[REDACTED]@mail.house.gov>
Cc: Keith Dane <[REDACTED]@humansociety.org>; Mimi Brody <[REDACTED]@humansociety.org>; Connie Harriman-Whitfield <[REDACTED]@humansociety.org>; Sara Amundson <[REDACTED]@hsif.org>; [REDACTED]@aol.com
Subject: Re: Major's Story

We need to use the story (not the Op-ed) with members of the Ohio delegation.

Sent from my iPhone

> On Jan 16, 2014, at 2:36 PM, "Irby, Marty" <[REDACTED]@mail.house.gov> wrote:

>
> Great! Thanks.

> -----Original Message-----

> From: Keith Dane <[REDACTED]@humansociety.org>
> Sent: Thursday, January 16, 2014 5:34 PM
> To: Irby, Marty; Mimi Brody; Connie Harriman-Whitfield; Sara Amundson; [REDACTED]@aol.com
> Subject: RE: Major's Story

> Corrin first contacted us a few months ago with her story, and Cherie and Jen are working on turning it into an OpEd that can be pitched to papers in OH. This is on the action plan/task list; Cherie can give us further updates.

> -----Original Message-----

> From: Irby, Marty <[REDACTED]@mail.house.gov>
> Sent: Thursday, January 16, 2014 5:31 PM
> To: Keith Dane; Mimi Brody; Connie Harriman-Whitfield; Sara Amundson; [REDACTED]@aol.com
> Subject: FW: Major's Story

> Here is another letter/story I forgot to send everyone in December. Let me know if this is something you all think we want to utilize....

> -----Original Message-----

> From: corrin zumwalt <[REDACTED]@gmail.com>
> Sent: Friday, December 13, 2013 11:48 AM
> To: Irby, Marty
> Subject: Major's Story

> Hello,

> Attached is the story of my horse Major who was a big lick horse the first 7-8 years of his life. I have written this story to get the word out that big lick is nothing but abuse and neglect. Big lick ruined the most beautiful creature I have ever known and I want the world to know his story. He endured years of abuse but learned to trust me and become the most special thing in my life and the life of my family. Our time was short but the five years that we spent together were magical. He truly was the most magnificent, loving, and compassionate horse I have ever known. I hope you will share his story with other who have had the same experience. If there is anything I can do to help in banning big lick or becoming a supporter please let me know.

>
> Thank You
> Corrin Zumwalt

EXHIBIT 30

TRANSCRIPT OF INTERVIEW OF REPRESENTATIVE WHITFIELD'S SCHEDULER

INTERVIEW OF [REDACTED]

April 24, 2014

Present:

Kedric Payne

Bryson Morgan

[REDACTED]

Benjamin Keane

Stefan Passantino

Transcribed by:
Stephanie Lyn Rahn, CSR
License No. XIO1717

**PLEASE NOTE: All spellings through the entirety of
the transcript are phonetic

1 QUESTIONING BY MR. PAYNE:

2

3 Q. This is Kendric Payne and Bryson
4 Morgan with the Office of Congressional Ethics and
5 we are with [REDACTED] --

6 A. [REDACTED]. It's a mouthful.

7 Q. Spell your last name for the record?

8 A. Yes, [REDACTED]
9 [REDACTED].

10 Q. And she is joined with her attorneys
11 Ben Keane and Stefan Passantino. It is April 24,
12 2014.

13 [REDACTED], I want to start with a little
14 background, get a few questions in here that are
15 pretty much obvious but we need them for the record.

16 What is your job title with
17 Representative Whitfield's office?

18 A. I am a Scheduler and Office Manager.

19 Q. Go ahead. How long have you been
20 employed with his office?

21 A. Since August 2012.

22 Q. And have you had any other job titles
23 other than Scheduler and Office Manager?

24 A. No.

25 Q. What was your prior employment?

1 A. I worked for a fundraising firm on the
2 hill called Bogart Associates, so not with Federal
3 Government.

4 Q. How long were you with Bogart
5 Associates?

6 A. For about a year and a half.

7 Q. Have you ever worked on the hill
8 before?

9 A. No.

10 Q. Can you describe your job duties as
11 Scheduler and Office Manager?

12 A. Sure, I handle the Congressman's
13 schedule predominantly, I process all meeting
14 requests that come into the office, I schedule for
15 staff as well. I meet almost daily with my Chief of
16 Staff to go over the calendar, the meeting requests,
17 I communicate daily with the congressman regarding
18 his calendar and the rest of the staff for committee
19 events, receptions, dinners, I also handle all of
20 our campaign side scheduling, so I work with the
21 firm that handles all of our fundraising here in DC,
22 just on -- you know, the scheduling side.

23 As for office management, I handle all
24 of our technology support, system administration, so
25 anything with emails or cell phones, things of that

1 nature for my staff, purchase orders, communicate
2 with the district staff about district scheduling
3 and then I handle all of the Congressman's travel,
4 so, you know, getting him to and from Kentucky,
5 rental cars, hotels, I create travel packets, I also
6 handle all of his foreign travel if he is traveling
7 overseas, so I handle their passports, visa
8 applications things of that nature.

9 Q. Okay. With those job duties of
10 scheduling, are you in contact with Mrs. Whitfield?

11 A. I am, yes.

12 Q. Okay. And can you describe the type
13 of communication you have with Mrs. Whitfield?

14 A. Most of the time it is just strictly
15 about scheduling, so what is on the Congressman's
16 calendar, when he will be home during the day, you
17 know, we talk about events that she has scheduled,
18 so I can hold them on the calendar, any trips that
19 they have planned. I work with her with all of
20 that, you know, she -- I tell her whenever he is
21 traveling so she's aware of what flights he's taking
22 and when he will be gone, and that's really pretty
23 much it. We talk -- and a variety of other things
24 but mostly, you know, scheduling and just about what
25 his daily schedule is.

1 Q. Does she communicate with you about
2 scheduling outside what the Congressman is doing,
3 that is scheduling for anything that she's concerned
4 with?

5 A. No, and I mean unless it's involving
6 something that she wants him to also attend, a
7 dinner or something that she has set up with another
8 member or if she's involved in a charity event,
9 then, yes, but that would be only because he would
10 also be attending.

11 Q. Does she discuss with you scheduling
12 for meetings that she's going to have with people on
13 the hill whether they are members or staff of
14 Congress?

15 A. No.

16 Q. Does she communicate with you at all
17 about Humane Society issues or scheduling events or
18 meetings relating to the Humane Society?

19 A. I don't directly with her, no. I am
20 usually aware of the Humane Society events that are
21 happening on the hill but not because she tells me
22 about them, because I communicate with other Humane
23 Society staffers.

24 Q. Who are the Humane Society staffers?

25 A. I communicate mostly with Sara

1 Amundson.

2 Q. And anyone else there?

3 A. Really just Sara.

4 Q. Mimi Brody?

5 A. Oh, yes, and Mimi, but not -- I
6 haven't spoken to Mimi in months.

7 Q. How about Keith Dane?

8 A. I have emailed with Keith, yes.

9 Q. During the time period of October
10 2013, around that time, do you recall arranging
11 meetings for Marty and Donna?

12 A. Uh-huh, yes.

13 Q. And who is Marty?

14 A. Marty is currently our press secretary
15 in our office. He at the time was a part of the
16 Tennessee Walking Horse Association, and was asked
17 to come to the hill by the Congressman to promote
18 and educate people about his -- the PAST Act.

19 Q. Who is Donna?

20 A. Donna, I actually don't know that many
21 details about Donna, but she is also involved in
22 Tennessee Walking Horses, so she used her expertise
23 to also meet with members to promote the PAST Act.

24 Q. Approximately how many meetings did
25 you set up for Marty and Donna?

1 A. Between 50 and 70 meetings.

2 Q. And with whom were they meeting?

3 A. They were meeting with members and
4 members' staff, so depending if the member was
5 available, then they -- I would set up a member
6 level meeting, if not then most times they met with
7 the Chief of Staff or the staffer that handles
8 animal issues in that office that I was reaching out
9 to.

10 Q. And just to be clear, what was the
11 subject matter of the meetings as you understood it?

12 A. About the PAST Act.

13 Q. And the PAST Act is?

14 A. HR 1518 it's about preventing soring
15 of Tennessee walking horses.

16 Q. How did it come that you were the
17 person scheduling these meetings?

18 A. I was asked by the Congressman to set
19 up the meetings because Marty and -- Marta -- Marty
20 and Donna were coming by his request, so he asked me
21 to set up these meetings on his behalf.

22 Q. And did you have any communications
23 with Mrs. Whitfield about the scheduling of these
24 meetings?

25 A. Yes.

1 Q. Can you describe those communications?

2 A. Well, I shared with her the schedule I
3 had created for the meetings, so I prepared a Word
4 document and I would share that with her.

5 Q. Why did you share it with her?

6 A. Because I was asked to by her and the
7 Congressman.

8 Q. Okay. And who attended those
9 meetings, the meetings with Marty and Donna and the
10 members?

11 A. I don't know who attended every single
12 meeting. I only know that I shared it with -- I
13 sent these meetings to Marty, Donna, Keith, Sara and
14 Connie. And to a certain point, and whoever was
15 available attended. I never knew exactly who
16 attended the meetings.

17 Q. Was it your understanding at any point
18 that Mrs. Whitfield would attend those meetings
19 along with Marty and Donna?

20 A. If she did, I never knew. If she was
21 actually there or not, I never attended any of the
22 meetings so I didn't know who showed up each time,
23 so I wouldn't have --

24 Q. Okay.

25 A. I wouldn't be able to tell you exactly

1 if she was planning on attending or not, so.

2 Q. So just so I am clear, you didn't know
3 whether she was actually at the meeting because you
4 were never at any meetings?

5 A. Yes.

6 Q. However, did you know whether it was
7 anticipated that she would attend?

8 A. I was told that she could attend but I
9 never knew for sure if she was going to.

10 Q. Who told you that she --

11 A. Because I shared the information with
12 her, was really the only way that I knew she would
13 be potentially attending the meetings.

14 Q. Did she tell you that she was going to
15 possibly attend any meetings?

16 A. Not specifically, no.

17 Q. I just want the to show you a document
18 that's bates stamped EW4004518.

19 A. Okay. Okay.

20 Q. So in the email it says Connie says
21 that those with asterisks below are more likely to
22 agree to a meeting if they know she's going to be
23 attending.

24 A. Okay.

25 Q. When you were scheduling the meetings,

1 did you tell or notify members or staff that Mrs.
2 Whitfield planned on attending?

3 A. I never did in the initial ask, I
4 would only tell people that she may be attending if
5 they asked me who all was going to be attending with
6 Marty and Donna because I never knew for sure
7 whether or not that -- that she would be attending.

8 Q. And I am going to show you now a
9 document bates stamped EW4005227.

10 A. Uh-huh.

11 Q. And feel free to read the entire
12 document but I want to draw your attention to the
13 email from you to Amanda Stevens at 5:21 p.m. on the
14 first page.

15 A. Uh-huh.

16 Q. You just referred to situations where
17 you would notify later that --

18 A. Uh-huh.

19 Q. That Mrs. Whitfield was attending,
20 here it says my boss' wife Connie Harriman-Whitfield
21 will be joining them in the meeting as well. Is
22 this one of the circumstances?

23 A. Uh-huh, yes.

24 Q. Here you say will be joining, doesn't
25 say may?

1 A. Well here -- well, I mean as a
2 Scheduler and I feel this is very common for
3 Schedulers on the hill, we want to know who all will
4 be attending the meeting, that's a question I ask
5 probably daily to the people I am scheduling
6 meetings with. So, you know, it's just common
7 courtesy for me to inform a fellow scheduler, this
8 is the amount of people that may be attending your
9 meeting, and so we usually just communicate saying
10 they will be attending. Whether or not they
11 actually attend, I don't know. That happens to me,
12 I set up meetings where people say there will be six
13 people there and I end up with three.

14 So I mean -- I don't always know, and
15 so I like to give them the courtesy of knowing this
16 potentially could happen, that she potentially could
17 be coming because I was told she could potentially
18 be coming but that's all I know.

19 Q. So I am clear, in the situation where
20 you say she will be joining, you are saying you
21 thought she potentially would be joining the
22 meeting?

23 A. Yeah, uh-huh.

24 Q. Is there any reason you didn't say she
25 may be joining?

1 A. I don't know in that scenario, I don't
2 remember.

3 Q. Okay. You also identify her as my
4 boss' wife. Why did you do that?

5 A. Because that is what she is to me, you
6 know, I mean she's my boss' spouse, so I mean --
7 yeah, I probably could have said, my boss' wife who
8 works for the Humane Society as well, but for this
9 particular member, she -- he knows my boss and so I
10 probably just assumed that they were aware that she
11 also worked for the Humane Society. You know, my
12 boss has been in Congress for 20 years, a lot of
13 people know what his wife -- what the occupation of
14 his wife is.

15 Q. Did you include my boss' wife for any
16 other reason other than to make sure it was okay for
17 her to attend?

18 A. No, it was just the courtesy of
19 letting them know that she could be attending.

20 Q. Okay. And this email in general is
21 similar to other emails you would have sent to
22 people that you were scheduling meetings with?

23 A. Uh-huh, yup. I didn't read through
24 the whole thing, but -- yeah, uh-huh.

25 Q. When you were scheduling these 50 to

1 70 meetings during that time, approximately how much
2 time would that take you per day?

3 A. Um, that's a really good question.
4 Um, probably, you know, several hours. Actually
5 going through and sending the initial asks don't
6 actually take that long, it's the follow-up, and I
7 mean as you can see, from this one email, there was
8 a variety of emails back and forth before the
9 meeting was actually set and that's usually what
10 takes the additional time.

11 Q. So what was the process, walk me
12 through it, you send the initial ask and then follow
13 it up with an email?

14 A. Yes, our office policy is to handle
15 everything in writing, and so that is kind of how I
16 work with other offices as well, so I would have
17 some people that would call me, but I would always
18 ask them to, you know, confirm with me via email, so
19 I would send the initial ask based off of a list,
20 you know, that usually Cory would provide me. Cory
21 or whomever was handling the horse issues at the
22 time. Which I think actually was Chris, and Chris
23 and Cory would put together a list and ask me who to
24 reach out to, so I would prepare those emails with
25 the schedulers, Cory actually sent this one as you

1 can see, to the Chief of Staff and copied me on it,
2 so I would email them to ask and then once I heard
3 back from them, go through the schedule and schedule
4 the meeting for when it worked best for that member.

5 Q. How much follow-up would you do, so
6 once you send the initial ask and do a follow-up,
7 would you do an additional follow-up?

8 A. No, if they came and said we are not
9 available for a meeting, then I did not -- I didn't
10 follow-up. If that was -- if other people on my
11 staff may have followed up, but I did not.

12 Q. Okay.

13 A. Uh-huh.

14 Q. You said there were 50 to 70 meetings
15 that you scheduled for Marty and Donna?

16 A. Uh-huh.

17 Q. Have you scheduled that many meetings
18 for any other group or people?

19 A. In my job in total?

20 Q. Since 2012 when you started.

21 A. Not that I am aware of. Or not that I
22 can think of right now.

23 Q. And what was it about these meetings
24 that resulted in you doing this type of level I
25 should say of --

1 A. Well, October was when the government
2 was shut down, so my current -- my -- you know my
3 job was kind of at a standstill, we weren't really
4 having any meetings in our office, and no meeting
5 requests were coming through to our office because
6 of the shut down, so during those two weeks, I had
7 some additional time to work on this project. So I
8 was asked by Cory to help assist with the
9 scheduling. And in it's -- it's pretty basic on the
10 hill for, you know, if a member is asking for a
11 meeting, then they go scheduler to scheduler. So it
12 wasn't out of the ordinary in anyway for me to help
13 out in this scenario.

14 MR. MORGAN: Who were among the people
15 that might attend the meetings? There is Marty.

16 A. And Donna. Well the ask was for Marty
17 and Donna and then the only thing I was aware of was
18 that I sent the schedules to Keith, Sara and Mrs.
19 Whitfield. Beyond that, I didn't know who else from
20 the Humane Society may be attending the meeting. I
21 was never told.

22 MR. MORGAN: Were you ever told that
23 any representative of Representative Whitfield's
24 staff might attend?

25 A. Yes. At times, you know, depending on

1 the meeting, one of our staffers would also attend,
2 so it just depended on the meeting entirely.

3 MR. MORGAN: But you weren't sharing
4 the schedule for these meetings with any staffers?

5 A. You know, I was -- Cory was always
6 aware of the schedule, we had a folder in our shared
7 drive of where all the Word documents were and he
8 could access it just as easily as I could, Cory and
9 Chris and Marty once he started working there, you
10 know, our shared drive is open to anyone on the
11 staff.

12 Q. Are you aware of Representative
13 Whitfield planning on or attending any of these
14 meetings that you scheduled in October?

15 A. There were some, actually I don't
16 remember for sure, but I don't think he attended
17 many of the meetings at all. It depended on the
18 member or if it was a certain Senator. He would try
19 and attend, but most of the time, no, he did not
20 attend those meetings.

21 Q. Do you recall any particular Senators
22 or members where he attended?

23 A. I don't.

24 Q. Were you involved in additional
25 scheduling of meetings similar to these in January

1 of 2014?

2 A. January 2014, with other --

3 Q. With --

4 A. Do you have an example, you have to
5 jog my memory here.

6 Q. So this is document Bates stamped
7 EW3000304, the next page is what I am going to
8 direct your attention to, which is --

9 A. Okay.

10 Q. -- an email from you to Marty dated
11 January 27, 2014.

12 A. Oh, yeah, so this is when we had some
13 additional people come into town, and I -- once
14 Marty was hired, I was not as involved in any of the
15 scheduling, Marty handled that on his own, but in
16 some situations, we realized that I could be more
17 effective if it was coming from me, as I mentioned
18 before, you know, the member to member ask, going
19 through the schedulers is very common on the hill,
20 so, yes, I helped with this scenario.

21 Q. Let's walk through it then. You said
22 more people came to town. What people came to town?

23 A. In this scenario, it was the two
24 Tennessee district attorneys that were, you know,
25 supporters of the PAST Act.

1 Q. So these meetings were regarding the
2 PAST Act?

3 A. Uh-huh.

4 Q. And which situations were you more
5 effective, was it determined you were more effective
6 with scheduling?

7 A. We -- Cory, Marty and I sat down with
8 a list of members that we could reach out to and
9 determined which members that I would assist with
10 with reaching out to and then the rest Marty reached
11 out to, so I don't remember exactly who they were,
12 or people that I personally have connections with,
13 for instance, I am from Ohio originally, I remember
14 reaching out to Senator Portman's office. You know,
15 I know in that scenario, I knew people in his
16 office, so we deemed it would be probably be
17 effective for me to reach out to them as opposed to
18 Marty. And a few other house members but I had
19 really reached out to a lot of house members,
20 clearly with 50 to 70 meetings I set up in the fall,
21 and so I felt like an additional ask from me
22 probably would not be as effective coming from me as
23 it would be coming from someone else in our office.

24 Q. And approximately how many meetings
25 were scheduled this go around, was it more, less?

1 A. A lot less. I think for this one
2 there were maybe at max 15 meetings and that's
3 probably a high estimate.

4 Q. And those were meetings that you
5 scheduled or --

6 A. Marty scheduled a majority of them, I
7 may have scheduled one or two.

8 Q. For a total of 15 approximately?

9 A. Uh-huh.

10 Q. And was it anticipated that Mrs.
11 Whitfield would attend those meetings?

12 A. I wasn't aware of any of that.

13 Q. Was it the same situation as before in
14 October --

15 A. No, she -- I did not communicate
16 almost at all with her about any of this. I
17 actually don't think I communicated with her at all
18 about this situation.

19 Q. And why is that?

20 A. Because Marty handled it, I wasn't as
21 involved, I didn't need to be as involved. And the
22 decision between Cory, Marty and I was I wasn't
23 going to be as involved, so I did not communicate
24 with her about any of this.

25 Q. Was it a situation where you did not

1 want to be involved based on the volume of work it
2 was or was it some other issue?

3 A. I mean partially but part of that was
4 just that, you know, Marty -- when Marty was hired
5 he started handling these issues and it came from
6 him as opposed to coming from me, so.

7 Q. During the time period when you were
8 scheduling the meetings in October of 2013?

9 A. Uh-huh.

10 Q. Did there come a time when there were
11 issues or ethics concerns with you scheduling these
12 meetings for Marty and Donna?

13 A. Not for Marty and Donna. There were
14 no concerns about that.

15 Q. Well, what were the concerns about?

16 A. Well, I mean -- the only thing that we
17 come to realize is I should not be directly
18 communicating with Mrs. Whitfield about the
19 meetings, and so I no longer emailed with her about
20 it. I emailed with Keith and Sara.

21 Q. And when was that determined?

22 A. I don't know the exact date but
23 October, late October, mid October maybe.

24 Q. And who told you that it would be
25 better if you did not communicate directly --

1 A. Cory.

2 Q. And what was his reason?

3 A. Because, you know, because she is the
4 Congressman's wife, we thought we just, you know,
5 directly communicate with Keith and Sara as opposed
6 to also sending that information to her.

7 Q. And did Cory relay any information he
8 received from the committee on ethics concerning
9 what was okay and not okay?

10 A. I mean we briefly discussed a call
11 that he made to the ethics committee about it but
12 really it just came down to him asking me just to
13 not send her that information anymore. So I am not
14 sure exactly what was discussed in the call.

15 Q. Was it your understanding -- let me
16 show you this.

17 MR. MORGAN: While you are looking for
18 that, let me go back to these October meetings,
19 2013, you said you were asked by the Congressman to
20 set up the meetings?

21 A. Uh-huh.

22 MR. MORGAN: I want to see if there is
23 anything more of his request that you remember, do
24 you remember how that request was conveyed to you?

25 A. I just -- I was told by Cory and Chris

1 that these people were going to be coming into town
2 and the Congressman wanted me to reach out to the
3 members to set up the meetings.

4 MR. MORGAN: So that wasn't directly
5 communicated to you by Representative Whitfield?

6 A. Honestly it might have been and I just
7 don't really remember. I talk to my boss about a
8 lot of different things, so I can't remember every
9 single request.

10 MR. MORGAN: To your knowledge, did
11 that request come from Mrs. Whitfield?

12 A. No.

13 MR. MORGAN: I know we -- you said
14 that setting up that volume of -- that number of
15 interviews for other groups, you couldn't think of
16 any other instances of that. I want to just ask you
17 if it was typical, you know, or if it was unusual or
18 out of the ordinary for you to set up meetings where
19 the attendees were predominantly not members of your
20 staff, so here --

21 A. Uh-huh.

22 MR. MORGAN: You said you shared the
23 schedule with five individuals, all of whom were not
24 members of the staff.

25 A. Uh-huh.

1 MR. MORGAN: Would that be common for
2 you to do?

3 A. No, but this was, you know, a scenario
4 where, you know, this is a bill that my boss is
5 really passionate about and if he asks me to work to
6 do some additional work for this bill, then, you
7 know, I would be willing to do that. I -- you know,
8 that's my job, when he asks me to, you know, help
9 schedule, then I am going to say yes to him, so.

10 Q. I want to show you a document that's
11 bates stamped HSLFOCE015759.

12 A. Uh-huh.

13 Q. I really wanted to draw your attention
14 to the email from Mrs. Whitfield to you but you can
15 read the entire document. My question is going to
16 be about -- well, let me know when you are done.

17 A. Okay.

18 Q. Do you recall having a conversation
19 with Renee Elmer's office?

20 A. Uh-huh.

21 Q. Can you describe that conversation
22 that they had with you concerning scheduling these
23 meetings?

24 A. I just sent the initial ask to them,
25 and they reached out to Cory. They didn't come back

1 to me with anything, so it went from me sending them
2 an initial ask directly to Cory, so I was never
3 involved in the in between of any of their concerns
4 or what not.

5 Q. Did Cory share with you in general
6 what they spoke with them about in response to your
7 email, what did he say?

8 A. He just said that they were concerned
9 about the situation because Mrs. Whitfield was
10 involved.

11 Q. And at that point did you have any
12 conversations with Mrs. Whitfield about the concerns
13 with the scheduling?

14 A. No.

15 Q. And according to this email, you
16 continued to schedule meetings after what occurred
17 with this office?

18 A. Uh-huh. I scheduled meetings, yes.

19 Q. That was at Mrs. Whitfield's request?

20 A. No, that was at Cory's request.

21 Q. Have you scheduled any other meetings
22 for additional people who are in town or any other
23 similar type meetings that we haven't discussed so
24 far?

25 A. Well, Priscilla Presley was in town in

1 February and I helped Marty with a couple of those
2 meetings, but she was only in town for a day, so I
3 -- they -- we did not have any meetings scheduled,
4 and I helped with -- I communicated with Sara about
5 a reception that they had for her, but I did not
6 communicate with any other members regarding the
7 reception or anything. I mean I -- once Marty
8 started working, I would send, if asked, I would
9 send the initial request and then let Marty handle
10 everything else. So --

11 Q. Approximately how many initial
12 requests did you send?

13 A. For that instance?

14 Q. For the Priscilla Presley?

15 A. Probably like maybe five.

16 Q. And what was your understanding of who
17 could possibly attend those meetings?

18 A. My understanding was it was Marty was
19 going to be with her and Sara, and then she came
20 with I guess a staffer of her own, and that those
21 were -- that -- my understanding is that -- the only
22 people that were in the meetings but I never knew
23 for sure. So --

24 Q. Did anyone mention to you that it was
25 possible that Mrs. Whitfield may attend those

1 meetings --

2 A. No.

3 Q. -- with Priscilla Presley?

4 A. No.

5 Q. No one ever mentioned it?

6 A. Uh-huh.

7 Q. Any other additional meetings?

8 A. No. Marty, if any other people came
9 in, Marty handled it. I mean I was -- I am aware of
10 pretty much everyone who comes in and out of our
11 office, so I knew there were additional people
12 coming in and helping him, you know, meet with
13 members to discuss the PAST Act but was not involved
14 in any of that.

15 Q. Going back to the discussion that
16 happened in October 2013 about scheduling meetings
17 and Mrs. Whitfield's involvement, what is currently
18 the policy as you understand it in the office with
19 respect to scheduling meetings when she is involved?

20 A. I don't schedule any meetings that she
21 is involved in, I mean if she has meetings she wants
22 to schedule, she does that herself, I don't
23 communicate with her about any of that.

24 Q. Are you instructed that that is the
25 office policy?

1 A. Well, that's always been our office
2 policy, that's her job, I am not in relation to
3 that, anything I communicate to her is regarding the
4 Congressman and his job, so I -- yeah, I am not
5 aware of what she's doing on a work -- for her work
6 on a day-to-day basis.

7 Q. I guess what I am trying to
8 understand, in October 2013, you were scheduling the
9 meetings and then this ethics issue came up and then
10 you seem to have changed how those meetings were
11 going to be scheduled?

12 A. I didn't necessarily change how they
13 were going to be scheduled, I just became aware that
14 I was not to share this information -- well, not
15 necessarily, but, you know, I wasn't going to
16 communicate with Mrs. Whitfield about it.

17 Q. Okay. Okay. Alright. So currently
18 --

19 A. If she was going to gain this
20 information, it wasn't going to be from me.

21 Q. Okay. Okay. I think I got it, so
22 currently, the way you handle any scheduling as it
23 relates to the Humane Society?

24 A. Uh-huh.

25 Q. Is that you do it, but you don't

1 communicate that to Mrs. Whitfield?

2 A. Well, I -- you know, communicate with
3 the people who communicate with me which is
4 predominantly Sara.

5 Q. Have you been involved in other
6 scheduling for the Humane Society, and I'll be more
7 specific, have you reserved rooms in the capitol for
8 the Humane Society?

9 A. Yes.

10 Q. Can you describe why you did that and
11 what it is?

12 A. They have a reception every year where
13 they give out their humane awards to, I don't even
14 know who, a variety of members, you know, hundreds
15 of members, and they ask me to, you know, use the
16 speaker's office and reserve rooms for them, so,
17 yup, for the last two years since I have worked
18 here, I have reserved a room for them.

19 Q. You said they ask, who asks you to do
20 it?

21 A. Sara.

22 Q. Has Mrs. Whitfield ever asked you to
23 reserve a room?

24 A. No, I mean she's aware of the
25 situation. She didn't this year in 2012 -- or '13

1 -- yeah, 2013, I know she was aware of the
2 situation, you know, we -- I think we communicated
3 about dates but other than that, no. The request
4 came from Sara, in 2013 it came from Jessica who
5 works there. I don't remember her last name, it's
6 hyphenated, so I don't know if you are familiar with
7 her.

8 Q. I am familiar with a lot of people.

9 A. So, yeah, I worked with Jessica in
10 2013 and I worked with Sara this year, because it
11 was just a couple weeks ago.

12 Q. Have you reserved rooms for -- let me
13 rephrase it, have you reserved rooms in the capitol
14 for any other person other than someone in the
15 office before?

16 A. Oh, I don't understand what you mean,
17 like other organizations?

18 Q. Yes.

19 A. Oh, yeah, I reserve rooms like every
20 week, I mean we get a lot of requests for rooms for
21 a variety of different organizations the Congressman
22 is involved in, you know, a lot of energy companies
23 will ask for me to reserve rooms for them for
24 receptions or briefings or meetings. I mean that's
25 a big chunk of my job, yes.

1 Q. So you have -- and you actually do
2 reserve the rooms?

3 A. Well, I run everything by Cory, you
4 know, in some scenario, really it's rare that I
5 would say no especially if it's an organization that
6 I am familiar with, but I do run everything by Cory
7 just to make sure he is aware that I am reserving a
8 room, I mean there is a kind of complicated process
9 with reserving rooms in every single building, so,
10 you know, I just want to make sure he's aware, for
11 instance, the Kentucky Realtors come in every year,
12 and I reserve a room for them and the CVC so they
13 can have rooms with meetings with members.

14 Q. Okay. Can you give me a few more
15 examples, the type of --

16 A. Sure, actually did one yesterday for
17 First Energy, they want to do a staff briefing, so
18 they had asked me to reserve a committee room, so I
19 reached out to the Energy and Commerce Committee and
20 there is a form you have to fill out and everything,
21 my boss is the co-chair of the Turkey Caucus and I
22 reserve rooms for them very regularly for breakfast,
23 lunches, reception in either of the house office
24 buildings, in the capitol or the CVC, so.

25 Q. You say these come weekly?

1 A. Oh, yeah.

2 Q. These requests?

3 A. Oh, yeah.

4 Q. So you say you know Sara at the Humane
5 Society?

6 A. Uh-huh.

7 Q. And were you aware she went to the
8 State of the Union address in January of this year?

9 A. Yes.

10 Q. Were you involved in at least getting
11 the ticket to her?

12 A. Yes.

13 Q. How did you become involved with that?

14 A. I -- as usual -- as our office policy
15 whenever we receive tickets to the State of the
16 Union for instance, this week was the Whitehouse
17 Easter Egg Roll, same kind of thing, I ask the
18 Congressman if he would like to use these tickets or
19 if they he would like me to invite someone to use
20 the tickets, and in that instance, all I heard back
21 from telling him that we have State of the Union
22 tickets was an email from Connie saying I have
23 someone who wants to use the ticket. I didn't know
24 it was Sara until I was -- had to gather the
25 information about, you know, I have to submit a form

1 on who is going to be using the ticket.

2 Q. Okay.

3 A. So.

4 Q. Similar to my question about reserving
5 the room, can you give me other instances where you
6 have provided a State of the Union ticket to anyone
7 else?

8 A. I don't even remember who went to the
9 State of the Union the year before or if we even --
10 honestly if the Congressman doesn't want to use the
11 ticket, than our staffers usually go to the State of
12 the Union. For this past year, for the White House
13 Easter Egg Roll is another example, the
14 Congressman's daughter invited a friend who lives
15 here and she attended with her family, actually
16 escorted them, so I was there. The year before Cory
17 went with his family and his son.

18 Q. This is the Easter egg roll?

19 A. Yeah, State of the Union we only get
20 one ticket, so I think in years past, we have
21 received a request from the UPS, their executives
22 are usually in town for the State of the Union and
23 they have asked to use our ticket as well. So I
24 know Cory has communicated with them about that.

25 Q. Do you know who attended in 2013?

1 A. I think that UPS used it or it was a
2 staffer, one of our staffers.

3 Q. When you say UPS, you are referring to
4 the United Parcel Service?

5 A. Uh-huh.

6 Q. And also with the Inauguration of
7 2013?

8 A. Uh-huh.

9 Q. Were you involved with Sara receiving
10 a ticket to --

11 A. I wasn't involved in that at all.
12 That's another staffer who handled all of our
13 Inauguration materials.

14 Q. I am going to ask you about this email
15 which is bates stamped HSLFOCE014649.

16 A. Okay.

17 Q. And it's just a general question once
18 you finish reading, can you just describe what this
19 dinner is?

20 A. It was a dinner with Senator Vitter,
21 he didn't actually attend. And I didn't really know
22 anybody else who was invited to the dinner. I
23 emailed with a couple of them, actually I think I
24 emailed with everybody to figure out what kind of --
25 what their option was for dinner, but I didn't know

1 anybody -- I didn't know of any of the people that
2 were attending.

3 Q. It was for Senator Vitter?

4 A. I have no idea.

5 Q. Do you know if it was a campaign
6 fundraiser?

7 A. No, it was not a fundraiser.

8 Q. Was it discussing any particular
9 legislation?

10 A. I have no idea.

11 MR. MORGAN: How did you come to know
12 that Senator Vitter did not attend?

13 A. How he did not attend? Because his
14 scheduler told me he wasn't going to be able to
15 attend.

16 MR. MORGAN: Did a staffer or somebody
17 else go in his place?

18 A. I think his Chief of Staff and then a
19 member of one of the committees he works on
20 attended. I think they were planning on attending
21 anyway, but something came up in Louisiana and he
22 had to fly home that evening.

23 Q. Similar email bates stamped
24 HSLFOCE006209. Basically the same question for you
25 which is can you explain to me what this dinner is?

1 A. This -- I don't remember exactly which
2 dinner this is, but I think it had something to do
3 with the class of 1994 which is the Congressman's
4 class that he was elected and those are all the
5 other people, and this is -- Mrs. Whitfield usually
6 asks me for a guest list before any event she
7 attends with him, fundraising event, whatever, and
8 so I provided that to her.

9 Q. Why does she ask for the list of
10 attendees?

11 A. I don't know.

12 Q. She's never shared with you why she
13 wants it?

14 A. No, I think she just wants to know who
15 is going to be there, if she has any friends there
16 or what not, I don't know.

17 Q. This is an email bates stamped
18 EW4005262.

19 A. Uh-huh.

20 Q. My question with this document is
21 simply when you received it, what did this mean to
22 you, what was to change, if anything?

23 A. Um, that was just really -- I mean
24 saying what we talked about earlier, once I became
25 aware of the ethics issue, I just didn't communicate

1 -- I emailed strictly Keith and Sara as opposed to
2 communicating and I actually had not been
3 communicating with her for awhile before she sent
4 this. I think she just realized that she shouldn't
5 -- once Marty started, she shouldn't be
6 communicating with Marty in the way that she was
7 before he was hired. So in my perspective, this was
8 more about her contacting Marty and not as much
9 about contacting me because I was already aware of
10 the situation with Marty, not communicating with her
11 about it, so.

12 Q. Going to that issue, or event of the
13 hiring of Marty, you were there when he was hired?

14 A. Uh-huh.

15 Q. And how did it come to be that he was
16 hired there?

17 A. We had our legislative correspondent
18 decided to leave and take another job, and we had an
19 opening in our office and the Congressman decided to
20 hire Marty.

21 Q. And what are his job responsibilities?

22 A. When he first started?

23 Q. Yes.

24 A. He was a congressional aid and he
25 handled a variety of issues including animal issues

1 and AG, I don't remember what all of them were.

2 Q. And you mentioned earlier that when
3 you came on, he was working on scheduling for the
4 PAST Act. Was the PAST Act one of his main things
5 in his portfolio?

6 A. Uh-huh.

7 Q. Did he spend most of his time working
8 on the PAST Act?

9 A. Not necessarily, I mean the farm bill
10 was also around that time, so that was definitely
11 one of his responsibilities as well. I don't know
12 exactly everything that Marty does everyday.

13 Q. And what is -- what are his job
14 responsibilities now?

15 A. He is our press secretary now and he
16 handles just agriculture and animal issues in the
17 legislative portfolio.

18 Q. And when did he become press
19 secretary?

20 A. Um, when Chris left which is the end
21 of February so the beginning of March.

22 Q. Chris Pack?

23 A. Uh-huh.

24 Q. You mentioned that you work on some of
25 the scheduling of travel for the member, does that

1 scheduling also involve plane tickets for Mrs.
2 Whitfield?

3 A. Yes.

4 Q. And when they are traveling, and
5 paying for Mr. Whitfield's travel, are you using the
6 MRA for his travel?

7 A. It depends on the trip. So if he is
8 traveling to Kentucky for official events, then,
9 yes. If he's traveling to Kentucky for campaign
10 events or anywhere, then, no, I put it on our
11 campaign. She travels only on the campaign.

12 Q. So when there are flights --

13 A. If she travels with him for any, you
14 know, related trip.

15 Q. Okay. So if Mrs. Whitfield is
16 traveling with a member, you are saying you have
17 always paid for it with the --

18 A. Campaign account.

19 Q. And it's being paid for by the MRA?

20 A. No, never.

21 MR. MORGAN: Going back to those
22 October 2013 meetings, I just want, I think we have
23 this from you perhaps already, but I want to make
24 sure we get it, did you view yourself as scheduling
25 meetings for Representative Whitfield?

1 A. Uh-huh.

2 MR. MORGAN: Or did you view yourself
3 as scheduling meetings for the Humane Society?

4 A. Oh, for Congressman Whitfield. I mean
5 I was asking for these meetings on behalf of him.
6 So, uh-huh. I mean that's how the ask was in the
7 email.

8 Q. Do you have anything else? So that's
9 it.

10 A. That's it, alright. Thanks.

11 (Whereupon, the recording is
12 terminated.)

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CERTIFICATE OF OFFICER

I CERTIFY that the foregoing is a true and accurate transcript of the testimony and proceedings as reported stenographically by me at the time, place and on the date as hereinbefore set forth.

I DO FURTHER CERTIFY that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.

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State of New Jersey
My Commission Expires
April 18, 2017

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EXHIBIT 31

From: Connie Hammen-Whitfield [REDACTED]@humansociety.org]
Sent: Tuesday, October 15, 2013 6:10 PM
To: Heydlauff, Emma
Subject: Re: Meeting Schedule
Attachments: image001.png; image002.png; image003.png; image004.png; image005.png

Emma,

If a member is available to meet on Thurs at 11:00am, feel free to cancel Bera. Meeting with an LA for a Calif Dem isn't worth much.

Connie

Sent from my iPhone

On Oct 15, 2013, at 6:04 PM, "Heydlauff, Emma"

<[REDACTED]@bill.house.gov>> wrote:

All -

Attached and below is the meeting schedule for tomorrow and Thursday. I have contacted many more offices today and am in the process of scheduling additional meetings. Please let me know if you have questions.

Thanks,
Emma

Meeting Schedule
Ms. Donna Benefield and Mr. Marty Irby

Wednesday, October 16

Meeting with Congressman Frank Pallone (NJ) 9:45am
Location: 237 Cannon

Meeting with Congressman Billy Long (MO) 10:30am
Location: 1541 Longworth

Meeting with Congressman Bill Cassidy, M.D. (LA) 11:15am
Location: 1131 Longworth

Meeting with Congressman Mike Rogers (AL) 1:00pm
Location: 324 Cannon

Meeting with Congressman John Barrow (GA) 1:45pm
Location: 2202 Rayburn

Meeting with Congressman Gregg Harper (MS) 2:15pm Location 307 Cannon

Meeting with Congressman Roger Williams (TX) 3:00pm Location 1122 Longworth

Meeting with Richard Vaughn, Chief of Staff for Congressman Scott DesJarlais (TN) [Marty and Donna ONLY] 3:30pm

EW4 002133

14-2940_0325

Location: 413 Cannon

Meeting with Congressman Devin Nunes (CA)
4:15

Location: 1813 Longworth

Thursday, October 17

Meeting with Congressman Gus Bilirakis (FL-12) 10:00am
Location: 2313 Rayburn

Meeting with Legislative Aide, Nisha, for Congressman Ami Bera (CA-07) 11:00am
Location: 140B Longworth

Meeting with Dan Scandling, Chief of Staff for Congressman Frank Wolf (VA-10) 11:45am
Location: 233 Cannon

Meeting with Congressman Dan Maffei (NY-24) 2:00pm
Location: 422 Cannon

Emma Heydlauff

Scheduler

Office of Congressman Ed Whitfield (KY-01)

2184 Rayburn House Office Building

Washington, DC 20515

Phone: (202) 225-████

Fax: (202) 225-3547

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<<http://www.youtube.com/WhitfieldKY01>><image005.png><<http://whitfield.house.gov/atom.xml>>

Click here<<https://whitfieldforms.house.gov/enews.shtml>> to sign up for Rep. Ed Whitfield's e-newsletter.

<Wednesday.Oct.16.Schedule for M. Irby and D. Benefield.docx> <Thursday.Oct.17.Schedule for M. Irby and D. Benefield.docx>

EW4 002134

14-2940_0326

EXHIBIT 32

From: Connie Harriman-Whitfield [REDACTED]@humanesociety.org]
Sent: Saturday, October 19, 2013 12:32 PM
To: Heydlauff, Emma
Cc: Connie Harriman-Whitfield; Keith Dane; Sara Amundson; Marty Irby; Hicks, Cory; Pack, Chris; Edward Whitfield
Subject: Re: Meetings for Next Week

These are marvelous meetings. I think we can cancel McCleod because she signed up yesterday.

Connie

Sent from my iPhone

On Oct 18, 2013, at 4:09 PM, "Heydlauff, Emma"

<[REDACTED]@mail.house.gov> wrote:

All -

Attached and below are the meetings scheduled for next week. I am still in the process of scheduling some others. Please let me know if you have questions.

Thanks,
Emma

Monday, October 21

Meeting with Justin Quiette with Congressman Mark Sanford's Office 10:00am
Location: 322 Cannon

Meeting with Miriam Fry with Congressman Mo Brooks' Office 2:00 PM
Location: 1230 Longworth

Wednesday, October 23

Meeting with Congressman Mario Diaz-Balart (FL-25) 10:30am
Location: 436 Cannon

Meeting with Congressman Gus Bilirakis (FL-12) 11:15am
Location: 2313 Rayburn

Meeting with Congressman Joe Garcia (FL-26) 11:45am
Location: 1440 Longworth

Meeting with Congressman Richard Nugent (FL-11) 12:30pm
Location: 1727 Longworth

Meeting with Congressman Kevin McCarthy (CA-23) 1:30pm
Location: H-107, Capitol

Meeting with Congressman Gene Green (TX-29) 3:00pm
Location: 2470 Rayburn

Meeting with Jon Amar and Amanda Slade, Legislative Assistants for Congressman Alan Lowenthal (CA-47) 4:00pm
Location: 515 Cannon

EW4 004994

14-2940_0328

Meeting with Congressman Dan Maffei (NY-24) 4:30pm
Location: 422 Cannon

Thursday, October 24

Meeting with Congressman Mike Thompson (CA-05) 9:00am
Location: 231 Cannon

Meeting with Saul Hernandez, Legislative Director for Congressman GK Butterfield (NC-01)
10:00am
Location: 2305 Rayburn

Meeting with Congresswoman Gloria McLeod (CA-35) 1:30pm
Location: 1641 Longworth

Meeting with Congressman Duncan Hunter (CA-50) 2:00pm
Location: 223 Cannon

Meeting with Congressman Devin Nunes (CA) 3:00pm
Location: 1013 Longworth

Meeting with Congressman Joe Crowley (NY-14) 4:00pm
Location: 1436 Longworth

Meeting with Congressman Ted Yoho (FL-03) 4:30pm
Location: 511 Cannon

Emma Heydlauff
Scheduler

Office of Congressman Ed Whitfield (KY-01)
2184 Rayburn House Office Building
Washington, DC 20515
Phone: (202) 225-
Fax: (202) 225-3547

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<image005.png><<http://whitfield.house.gov/atom.xml>>

Click here<<https://whitfieldforms.house.gov/enews.shtml>> to sign up for Rep. Ed Whitfield's e-newsletter.

<Monday,Oct.21.Schedule for M. Irby and D. Benefield.docx> <Wednesday,Oct.23.Schedule for M. Irby and D. Benefield.docx> <Thursday,Oct.24.Schedule for M. Irby and D. Benefield.docx>

EW4 004995

14-2940_0329

EXHIBIT 33

From: Stevens, Amanda
Sent: Friday, October 04, 2013 5:23 PM
To: Heydlauff, Emma
Subject: RE: favor
Attachments: image001.png; image002.png; image003.png; image004.png; image005.png

Thanks for those details! We are confirmed for Tuesday at 4:15

Amanda Stevens Baldwin
Scheduler/Office Manager
US House of Representatives
Michael C Burgess, M.D.
2336 Rayburn Building
Washington, DC 20515
202-225-████/FAX 202-225-2919

From: Heydlauff, Emma
Sent: Friday, October 04, 2013 5:21 PM
To: Stevens, Amanda
Subject: RE: favor

You can just contact me or Cory with any questions. My boss's wife, Connie Harriman Whitfield, will be joining them in the meeting as well.

From: Stevens, Amanda
Sent: Friday, October 04, 2013 5:19 PM
To: Heydlauff, Emma
Subject: RE: favor

Will anyone from your office accompany them? If not, can you send me their contact information?

Thanks!

Amanda Stevens Baldwin
Scheduler/Office Manager
US House of Representatives
Michael C Burgess, M.D.
2336 Rayburn Building
Washington, DC 20515
202-225-████/FAX 202-225-2919

From: Heydlauff, Emma
Sent: Friday, October 04, 2013 5:18 PM
To: Stevens, Amanda
Subject: RE: favor

That works. Thanks so much!

EW4 005227

14-2940_0331

From: Stevens, Amanda
Sent: Friday, October 04, 2013 5:18 PM
To: Heydlauff, Emma
Subject: RE: favor

I can do 415

Amanda Stevens Baldwin
Scheduler/Office Manager
US House of Representatives
Michael C Burgess, M.D.
2336 Rayburn Building
Washington, DC 20515
202-225-█/FAX 202-225-2919

From: Heydlauff, Emma
Sent: Friday, October 04, 2013 5:16 PM
To: Stevens, Amanda
Subject: RE: favor

They have another meeting at that time. Would a 3pm meeting work for your boss on Tuesday?

Thanks!

From: Stevens, Amanda
Sent: Friday, October 04, 2013 5:12 PM
To: Hicks, Cory; Heydlauff, Emma
Subject: FW: favor

Can we make something work Tuesday at 1pm in our office?

Thank you, Amanda

Amanda Stevens Baldwin
Scheduler/Office Manager
US House of Representatives
Michael C Burgess, M.D.
2336 Rayburn Building
Washington, DC 20515
202-225-█/FAX 202-225-2919

From: Strickland, Kelle
Sent: Friday, October 04, 2013 1:37 PM
To: Stevens, Amanda
Subject: FW: favor

Kelle Strickland
Chief of Staff
Rep. Michael Burgess (TX-26)
2336 Rayburn HOB

EW4 005228

14-2940_0332

Washington, DC 20515
(202)225-████

From: Nicks, Cory
Sent: Friday, October 04, 2013 1:31 PM
To: Strickland, Kelle
Cc: Heydlauff, Emma
Subject: favor

Kelle, I hope you are well. Quick question: two people are coming into town next week for a conference with the Friends of Sound Horses. Two of those people are involved in the TN Walking Horse Industry and are supportive our efforts with the PAST Act. One of them is- Marty Irby- the former president of the TN Walking Horse Association. Marty is actually a constituent from what I've been told. The other person is Donna Benefield, President of the International Walking Horse Association. If your boss could take a meeting with them, my boss would really appreciate it. They are available all day Monday (except 2 and 3pm), from 11 to close of business Tuesday and all day Friday. Do you think you can make something work?

Cory Hicks
Chief of Staff
Chairman Ed Whitfield
202-225-████

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<http://whitfield.house.gov>

EW4 005229

14-2940_0333

EXHIBIT 34

From: Thomson, Kristin
Sent: Thursday, October 17, 2013 10:33 AM
To: Heydlauff, Emma
Subject: RE: Favor
Attachments: image001.png; image002.png; image003.png; image004.png; image005.png

Ok, great! Thanks!

Kristin Thomson
Executive Assistant
Majority Whip Kevin McCarthy
Phone: (202) 225-████

From: Heydlauff, Emma
Sent: Thursday, October 17, 2013 10:27 AM
To: Thomson, Kristin
Subject: RE: Favor

Great! Thanks so much. I will have them there next week. My boss's wife Connie will be joining them in the meeting as well.

Thanks,
Emma

From: Thomson, Kristin
Sent: Thursday, October 17, 2013 10:25 AM
To: Heydlauff, Emma
Subject: RE: Favor

Yep, we can make 1:30PM work! Thanks!

Kristin Thomson
Executive Assistant
Majority Whip Kevin McCarthy
Phone: (202) 225-████

From: Heydlauff, Emma
Sent: Thursday, October 17, 2013 10:24 AM
To: Thomson, Kristin
Subject: RE: Favor

Could we do 1:30pm? If not, I can make 1pm work. Let me know.

Thanks,
Emma

From: Thomson, Kristin
Sent: Thursday, October 17, 2013 10:21 AM
To: Heydlauff, Emma
Subject: RE: Favor

EW4 002436

14-2940_0335

Hi Emma,

Kevin would be happy to meet with them. Would 1PM on Wed October 23 work? This would be in H-107. Thanks!

Kristin Thomson

Executive Assistant
Majority Whip Kevin McCarthy
Phone: (202) 225-████

From: Heydlauff, Emma
Sent: Wednesday, October 16, 2013 12:10 PM
To: Thomson, Kristin
Subject: Favor

Kristin,

Quick question: two people are in town this week and next for a conference with the Friends of Sound Horses. Two of those people are involved in the TN Walking Horse Industry and are supportive our efforts with the PAST Act. One of them is Marty Irby- the former president of the TN Walking Horse Association. The other person is Donna Benefield, President of the International Walking Horse Association. If your boss could take a meeting with them, my boss would really appreciate it. They are available on Thursday and all next week. Do you think you can make something work?

Thanks,
Emma

Emma Heydlauff
Scheduler
Office of Congressman Ed Whitfield (KY-01)
2184 Rayburn House Office Building
Washington, DC 20515
Phone: (202) 225-████
Fax: (202) 225-3547

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EXHIBIT 35

From: Connie Harriman-Whitfield <[REDACTED]@humansociety.org>
Sent: Tuesday, June 7, 2011 6:07 PM
To: Buchanan, Melissa <[REDACTED]@mail.house.gov>
Subject: Re: Meeting with Sen Scott Brown

Fantastic!

Sent from my iPhone

On Jun 7, 2011, at 5:55 PM, "Buchanan, Melissa" <[REDACTED]@mail.house.gov> wrote:

> Congressman and Mrs. Whitfield
>
> I have a meeting confirmed for you for tomorrow afternoon at 4pm with Sen. Scott Brown. The meeting will be in his office, 359 Dirksen.
>
> Thank you:
> Melissa
>
> Melissa Buchanan
> Scheduler
> Office of Congressman Ed Whitfield (KY-01)
> 2368 Rayburn House Office Building
> Washington, DC 20515
> Phone: (202) 225-[REDACTED]
> Fax: (202) 225-3547
> Follow Rep. Whitfield on the web:
>
> [Click here to sign up for Rep. Ed Whitfield's e-newsletter.](#)
>
>
> -----Original Message-----
> From: Connie Harriman-Whitfield [mailto:[REDACTED]@humansociety.org]
> Sent: Tuesday, June 07, 2011 2:25 PM
> To: Buchanan, Melissa
> Co: Sparkman, John
> Subject: Meeting with Sen Scott Brown
>
> Ed and I need to meet with Senator Scott Brown sometime tomorrow to mention a bill Landrieu is introducing. Can you please set something up?
> Sent from my iPhone

EXHIBIT 36

From: Connie Harriman-Whitfield <[REDACTED]@humansociety.org>
Sent: Thursday, July 14, 2011 5:16 PM
To: Ed Whitfield <[REDACTED]@verizon.net>
Subject: Fwd: Any luck with any of my appointments?

Sent from my iPhone

Begin forwarded message:

From: "Buchanan, Melissa" <[REDACTED]@mail.house.gov>
Date: July 14, 2011 4:06:50 PM GMT-04:00
To: "Connie Harriman-Whitfield" <[REDACTED]@humansociety.org>
Subject: RE: Any luck with any of my appointments?

Yes. So far I have:

Congressman Aderholt--9:30am on Wednesday, July 20
2264 RHOB

Congressman LaTourette--10:00am on Wednesday, July 20
2371 RHOB

Congressman Bass--11:00am on Wednesday, July 20
2350 RHOB

I am still waiting to hear from the offices of Congressman Petri, Dold, Frelinghuysen, and Congressman Grimm's Chief of Staff.

I will send you a final schedule as soon as I have it complete.

Melissa Buchanan
Scheduler
Office of Congressman Ed Whitfield (KY-01)
2368 Rayburn House Office Building
Washington, DC 20515
Phone: (202) 225-[REDACTED]
Fax: (202) 225-3547
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-----Original Message-----

From: Connie Harriman-Whitfield [REDACTED]@humansociety.org]
Sent: Thursday, July 14, 2011 4:02 PM
To: Buchanan, Melissa
Subject: Any luck with any of my appointments?

Sent from my iPhone

EXHIBIT 37

From: Connie Harriman-Whitfield <[REDACTED]@humansociety.org>
Sent: Monday, May 21, 2012 4:11 PM
To: Buchanan, Melissa <[REDACTED]@mail.house.gov>
Subject: Re: Meeting with Sen Lamar Alexander

You are marvelous!

Sent from my iPhone

On May 21, 2012, at 3:53 PM, "Buchanan, Melissa" <[REDACTED]@mail.house.gov> wrote:

> No, Congressman Whitfield was not planning to go to the District this weekend. I was already holding Saturday evening on his calendar, and I have also added the other three evenings.

> Melissa

> Melissa Buchanan

> Scheduler

> Office of Congressman Ed Whitfield (KY-01)

> 2368 Rayburn House Office Building

> Washington, DC 20515

> Phone: (202) 225-[REDACTED]

> Fax: (202) 225-3547

> Follow Rep. Whitfield on the web:

>

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>

> -----Original Message-----

> From: Connie Harriman-Whitfield [mailto:[REDACTED]@humansociety.org]

> Sent: Monday, May 21, 2012 3:52 PM

> To: Buchanan, Melissa

> Subject: Re: Meeting with Sen Lamar Alexander

>

> I hope he was not planning to go to the

> District!

> Sent from my iPhone

> On May 21, 2012, at 3:49 PM, "Buchanan, Melissa" <[REDACTED]@mail.house.gov> wrote:

>> I will hold those evenings on Congressman Whitfield's calendar.

>> Thank you.

>> Melissa Buchanan

>> Scheduler

>> Office of Congressman Ed Whitfield (KY-01)

>> 2368 Rayburn House Office Building

>> Washington, DC 20515

>> Phone: (202) 225-[REDACTED]

>> Fax: (202) 225-3547

>> Follow Rep. Whitfield on the web:

>>

>> [Click here to sign up for Rep. Ed Whitfield's e-newsletter.](#)

>>

>> -----Original Message-----

>> From: Connie Harriman-Whitfield [mailto:[REDACTED]@humansociety.org]

>> Sent: Monday, May 21, 2012 3:48 PM

>> To: Buchanan, Melissa

>> Subject: Re: Meeting with Sen Lamar Alexander

>> Thanks, Melissa!

>> Did I tell you to hold the nights of Thurs., Fri and Mon for social events with Ed?

>> Sent from my iPhone

>> On May 21, 2012, at 3:40 PM, "Buchanan, Melissa" <[REDACTED]@mail.house.gov> wrote:

>>> Hi Mrs. Whitfield:

>>> I just called Senator Alexander's office. He will not be in Washington, DC on Friday, but his scheduler is checking on his availability for Thursday and will call me back very soon.

>>> Thank you:

>>> Melissa

>>> Melissa Buchanan

>>> Scheduler

>>> Office of Congressman Ed Whitfield (KY-01)

>>> 2368 Rayburn House Office Building

>>> Washington, DC 20515

>>> Phone: (202) 225-[REDACTED]

>>> Fax: (202) 225-3547

>>> Follow Rep. Whitfield on the web:

>>>

>>> Click here to sign up for Rep. Ed Whitfield's e-newsletter.
>>>
>>>
>>> -----Original Message-----
>>> From: Connie Harriman-Whitfield [redacted]@humansociety.org]
>>> Sent: Monday, May 21, 2012 3:30 PM
>>> To: Buchanan, Melissa
>>> Subject: Re: Meeting with Sen Lamar Alexander
>>>
>>> Ideally, Ed will be in the meeting. Is the Senator here Thursday or Friday of this week?
>>>
>>> Thanks!
>>>
>>> Sent from my iPhone
>>>
>>> On May 21, 2012, at 3:11 PM, "Buchanan, Melissa" <[redacted]@mail.house.gov> wrote:
>>>
>>>> Good Afternoon Mrs. Whitfield:
>>>>
>>>> The Senate is not scheduled to be in session at all next week. Is there another time that you would like for me to set up this meeting? Also, does Congressman Whitfield also need to be in the meeting?
>>>>
>>>> Thank you:
>>>> Melissa
>>>>
>>>> Melissa Buchanan
>>>> Scheduler
>>>> Office of Congressman Ed Whitfield (KY-01)
>>>> 2368 Rayburn House Office Building
>>>> Washington, DC 20515
>>>> Phone: (202) 225-[redacted]
>>>> Fax: (202) 225-3547
>>>> Follow Rep. Whitfield on the web:
>>>>
>>>> Click here to sign up for Rep. Ed Whitfield's e-newsletter.
>>>>
>>>>
>>>> -----Original Message-----
>>>> From: Connie Harriman-Whitfield [redacted]@humansociety.org]
>>>> Sent: Monday, May 21, 2012 3:04 PM
>>>> To: Buchanan, Melissa
>>>> Cc: Hicks, Cory
>>>> Subject: Meeting with Sen Lamar Alexander
>>>>
>>>> Melissa,
>>>>
>>>> Would you please try to set up a meeting with the Senator some time next week? The subject is Tennessee Walking Horses.
>>>>
>>>> Thanks,
>>>> Connie
>>>>
>>>>
>>>>
>>>> Sent from my iPhone

EXHIBIT 38

TRANSCRIPT OF INTERVIEW OF REPRESENTATIVE WHITFIELD'S WIFE

INTERVIEW OF [REDACTED]

April 25, 2014

Present:

Kedric Payne

Bryson Morgan

[REDACTED]

Susannah May

Transcribed by:
Stephanie Lyn Rahn, CSR
License No. XIO1717

**PLEASE NOTE: All spellings through the entirety of
the transcript are phonetic

1 QUESTIONING BY MR. PAYNE:

2

3 Q. This is Kedric Payne and Bryson Morgan
4 with the Office of Congressional Ethics. We are
5 joined by [REDACTED] --

6 A. [REDACTED]

7 Q. [REDACTED]

8 A. Not [REDACTED], just [REDACTED].

9 Q. [REDACTED] and her attorney
10 Suzannah May. It is April 25, 2014.

11 [REDACTED], are you currently
12 employed with the Humane Society Legislative Fund?

13 A. I am.

14 Q. What is your job title?

15 A. I think it's called Legislative
16 Specialist.

17 Q. How long have you been employed with
18 HSLF?

19 A. Well, I think I was hired towards the
20 end of 2011, like -- not, you know, maybe at the end
21 of October or so.

22 Q. And where were you employed prior to
23 HSLF?

24 A. The Humane Society of the United
25 States.

1 Q. And what was your title there?

2 A. Well, I was -- something -- I am not
3 big on titles, something like Senior Policy Advisor
4 to the President.

5 Q. And when did you begin employment
6 there?

7 A. There being the Humane Society?

8 Q. Yes.

9 A. I think 2000 -- August of -- I'm not
10 good on dates either, I think approximately August
11 2007.

12 Q. And how did you begin employment
13 there, and what I am just trying to understand is
14 how did you seek employment there, did someone reach
15 out to you, how did you decide to work for HSUS?

16 A. Well, I never sought employment there.
17 My husband -- was working on a bill that involved
18 banning the slaughter of horses in the United
19 States, and I was the Vice Chairman of the Kentucky
20 Horse Racing Authority, and had jurisdiction over
21 all racing in the State of Kentucky and many of the
22 horses that are sent to slaughter are failed race
23 horses, failed thoroughbreds, failed standard
24 breads, failed quarter horses, all of whom race and
25 they were all under my jurisdiction.

1 So I was asked to talk on behalf of
2 different people in Kentucky who were constituents
3 of Ed's and outside of Ed's district to go to
4 Washington DC with them, these are people that owned
5 horses, breed horses, raise horses that were in
6 favor of this bill, so I was in meetings with a lot
7 of members with these very famous people, one man
8 won the Kentucky Derby three times.

9 Anyway, Wayne Pacelle I guess heard
10 about me and that I was a very passionate advocate
11 for this legislation and he observed me in a couple
12 of speaking situations and asked me whether I would
13 be interested in working with the Humane Society.

14 Q. And to the best of your recollection
15 was that around 2007, right before you started
16 working there?

17 A. Yes.

18 Q. Did Representative Whitfield speak
19 with anyone at the Humane Society about your hiring?

20 A. Not at all, not to my knowledge.

21 Q. And as Senior Policy Advisor or -- to
22 the president or whatever your title was, what were
23 your duties, job duties?

24 A. Well, first of all I started out in
25 fundraising, that was my first job, so it didn't

1 have anything to do with -- that was my very first
2 job, fundraising, had nothing to do with legislation
3 or the hill or anything like that. And I did that
4 for, I want to say a year and a half maybe, two
5 years, and then moved to the -- the second role
6 which was the special advisor and in that capacity,
7 I worked directly with Wayne Pacelle to come up with
8 ways of involving wealthy individuals or external
9 groups or celebrities to become involved with the
10 Humane Society in one way or another, like
11 endorsements, like giving money, like doing a PSA,
12 like coming to the hill, stuff like that.

13 Q. Anything else?

14 A. Not that I can remember.

15 Q. And why did you transition to the
16 HSLF?

17 A. I am trying to remember. I don't
18 remember that anybody consciously said you need to
19 change your job, I don't remember that. I think it
20 was a combination of things, Wayne and I never sat
21 down and discussed it. I think it was a realization
22 on his part that the Humane Society has wonderful
23 contacts on the hill with Democrats, it's perceived
24 as a democratic organization by Republicans,
25 therefore they don't -- the Humane Society probably

1 feels like less comfortable trying to get
2 Republicans to understand their position, positions.
3 And I think because Ed Whitfield had been such a
4 passionate supporter of animals, I wouldn't say the
5 Humane Society because there are a lot of positions
6 he's taken against the Humane Society, but such a
7 passionate animal supporter, that they felt that
8 having me involved was not a problem because I am a
9 passionate animal supporter.

10 Q. And when you made the transition, did
11 Representative Whitfield have any conversations or
12 discussions with people at the Humane Society or
13 people at the HSLF regarding your transition?

14 A. First of all, I think the only person
15 he would have known back then was Wayne Pacelle and
16 to my knowledge, they never talked about it. I
17 don't think he would have known anybody else to talk
18 to.

19 Q. With HSLF, to whom do you report?

20 A. Well, directly I report to Sara
21 Amundson.

22 Q. Does anyone report to you?

23 A. No.

24 Q. And what are your job duties?

25 A. Well, my job duties are to make --

1 well, my job duties are informal often. If I am
2 with a member, a republican member like say Roy
3 Blunt, and I run into him in the hallway, and I'll
4 say, hey, Roy, how do you think the puppy mill
5 initiative is going in Missouri, he will -- we will
6 talk about it, you know. A lot of my job involves
7 kind of chance encounters, that sounds funny to say,
8 but a lot of it really does involve chance
9 encounters, because I am around members a lot.

10 If Ed is flying home and I am at the
11 airport, I might run into Jim Cooper from Tennessee,
12 because we are all flying into Nashville. He will
13 run into me and raise a question like, Connie, this
14 bill that you guys have, it's a great bill, you
15 know, I really like it.

16 So I think in some ways, I am kind of
17 like a listening post for members because they know
18 me from 20 years of being at events, CODELs,
19 whatever and they feel comfortable talking to me.
20 The Republicans especially, Bill Cooper is not a
21 Republican, but the Republicans especially, if they
22 have a question, they will come to me or call me,
23 like Roy Blunt called me once and said I want a dog,
24 can you help me get a dog, and I got him a dog.

25 Q. Okay.

1 A. But so, it sounds silly but it's kind
2 of like I am a safe person to talk to, and so if
3 they have questions or if they have concerns, I am
4 the go-to person, especially -- I mean mainly for
5 Republicans, because they don't trust most of the
6 people at the Humane Society.

7 Q. And you are a registered lobbyist?

8 A. I am a registered lobbyist, I have --
9 except -- well, I have had meetings, specific
10 meetings with people but unlike most lobbyists, I
11 don't spend my time going to fundraisers or having a
12 daily log of meetings on the hill. That's just --

13 Q. Okay.

14 A. It's much less formal.

15 Q. But you lobbied some bills and other
16 policies and things for the Humane Society, and I
17 should say HSLF?

18 A. When I first started trying to
19 influence people on the hill, it was before I was
20 employed by the Humane Society, it was the ban on
21 horse slaughter, and that was in my capacity as a
22 Vice Chairman of the Kentucky Horse Racing
23 Authority, and also bringing citizens from the State
24 of Kentucky to members on the house with people like
25 T.Boone Pickens and his wife Madeline Pickens, we

1 would all go together, and I wasn't a lobbyist then,
2 I was just representing the interests of horses, and
3 helping people who could not otherwise get meetings
4 except for, you know, I would -- some of them could
5 have, but T. Boone Pickens could have gotten a
6 meeting no problem.

7 So anyway, when I first started out,
8 it was -- it had nothing to do with the Humane
9 Society or HSLF, and then my fundraising experience
10 and dealing directly with the President wasn't until
11 really I think the beginning of 2012. And even
12 then, I mean I left out a really important piece of
13 what I do. A lot of what I do, I would say, 70
14 percent of what I do, is I talk on the phone with
15 other members of HSLF or HSUS about strategy,
16 strategy.

17 Q. Strategy for what?

18 A. Strategy for finding out information,
19 the best way to find out information, strategy like
20 which members like each other, strategy like things
21 that -- things that certain members really care
22 about.

23 Q. So legislative type strategy?

24 A. Yeah, but I am mainly giving
25 information to my colleagues, because again, they

1 don't have access to most Republicans, so they don't
2 know what I know from having been around members for
3 20 years, but I would say strategy is my most
4 important strong point.

5 Q. And through those duties, working on
6 strategy and also whatever else you were doing as a
7 registered lobbyist, have you been involved with the
8 PAST Act?

9 A. I have.

10 Q. Some questions I ask are very --

11 A. That's fair, you are doing a record, I
12 get it.

13 Q. And the PAST Act, is to Prevent All
14 Spring Tactics?

15 A. Yes, it is.

16 Q. And how long have you been involved
17 with that act?

18 A. Well, again, you are saying involved,
19 involved at all? It's hard for --

20 Q. Yes.

21 A. Okay, first of all, I cannot give you
22 a date, because I am brain dead when it comes to
23 dates. When I took my dad for an Alzheimer's test,
24 he passed, I failed.

25 But when you say involved, do you mean

1 talking to people about it or do you mean
2 specifically talking to members about it or just
3 being, like --

4 MR. MORGAN: What was your first
5 recollection of the act or the idea for legislation
6 to address that issue?

7 A. Well, I was not involved in the
8 drafting of the act at all, not at all. So any
9 involvement I had came after the legislation
10 existed. And I know that over time, different
11 groups, like the American Horse Council in
12 particular and the American Veterinary Medical
13 Association to a lesser extent had particular points
14 they wanted in the legislation, and I never talked
15 to them about it. I don't even know what the points
16 were, but I know they talked with Ed's office and
17 that -- I mean that's all I know. So I mean I was
18 not involved at all in actually writing the bill,
19 and I am trying to -- really trying to remember my
20 first involvement.

21 Q. Well, were you --

22 A. I don't know.

23 Q. Were you involved with finding
24 co-sponsors before the bill was introduced?

25 A. No, you wouldn't -- you couldn't have

1 a co-sponsor before the bill was introduced.

2 Q. Potential sponsors before it was
3 introduced?

4 A. No.

5 Q. What were you involved in with the
6 legislation -- let me rephrase it.

7 Do you remember when the legislation
8 was introduced?

9 A. No, I do not. And I don't know even
10 know if it was introduced twice. I don't know if it
11 was introduced once and reintroduced, I don't know.

12 Q. Were you involved with the bill after
13 it was introduced in 2013 with scheduling meetings
14 or being involved with meetings with potential
15 co-sponsors?

16 A. The first meetings that I can
17 remember, distinctly, were probably in October or
18 November, the end of 2013.

19 Q. And can you describe those meetings in
20 general?

21 A. Well, I didn't go to very many. Most
22 of them were -- I could say most nearly all of them
23 were with Republicans. I went -- well, some I went
24 with Marty Irby who was visiting from Tennessee and
25 essentially a citizen lobbyist but somebody who was

1 involved in the horse soring world since he was like
2 three years old, so he was like a super expert on
3 the subject.

4 Some of them involved Marty Irby and
5 Donna Bennefield and she also was visiting from
6 Tennessee, citizen advocate, very knowledgeable
7 about horse soring issues.

8 There was one meeting that Senator --
9 or maybe at least one maybe two, Senator Hollings
10 who was one of the two Senators that passed the
11 original bill in the senate back in 1970 called and
12 -- called and insisted that I attend. And I can't
13 remember everybody who was there, but he was -- he's
14 really good friends with Senator Cochran, and he
15 arranged this meeting with Senator Cochran and said
16 Connie, the day before, you have to be here, you
17 have to be here, and I said well, fine, whatever.

18 So I went, I think Marty was there and
19 then Cory and one other person from Ed's office
20 walked in, they never said one word the entire time.
21 And that meeting was basically Hollings talking to
22 Cochran and Cochran had his staffer there, and
23 Hollings was trying to tell to him the history and
24 everything, and so that was kind of a unique
25 meeting.

1 Q. That meeting took place, I know you
2 are bad with dates, took place around October or
3 November of 2013?

4 A. I think so. It could have been
5 earlier this year, but it's --

6 Q. It could have been --

7 A. I don't really remember when it
8 happened, but it would be sometime from October
9 forward.

10 Q. Okay. You mentioned earlier that you
11 are involved in strategy in general, specifically
12 with the PAST Act. Have you been involved with
13 strategy for that?

14 A. Not so much because there is so many
15 groups involved, and one of the things that I know
16 -- Cory and Ed feel very strongly about, is that on
17 this particular bill, they didn't want the Humane
18 Society to be out in front, because most Republicans
19 don't like the Humane Society, and they felt that
20 they needed a strong Republican showing to get the
21 bill passed, so for example, the Humane Society was
22 excluded from the hearing that they had and so they
23 wanted this to be seen as a horse industry bill, so
24 the American Horse Council, the American Veterinary
25 Medical Association, The Medical Association of

1 Equine Practitioners, all these groups were going to
2 be, you know, front and center, so they have been
3 very involved in strategy, and, you know, there have
4 been disagreements.

5 Q. Were you also involved in that
6 strategy of realizing that it would be better for
7 the Humane Society to not be on the front end of --

8 A. It wasn't a choice for me. It's not
9 my decision. I mean it's not my decision, I agree
10 with it, but it's not my decision.

11 Q. Whose decision is it?

12 A. It was -- well, it was Ed's and
13 Corey's decision.

14 Q. And as an employee of the Humane
15 Society, did you have a position on whether or not
16 the Humane Society should be out front on this
17 legislation that you were --

18 A. My reaction was this is the man who
19 introduced the bill, this is the man who is leading
20 the charge, if he doesn't want the Humane Society
21 involved then that's the way it's going to be.

22 Q. During this time period when you were
23 working on the PAST Act, say the fall of 2013 and
24 you attended these meetings, did you contact
25 Representative Whitfield's staff regarding these

1 meetings that you were attending?

2 A. Did I contact Whitfield's staff
3 regarding these meetings? Okay. You mean about the
4 fact they occurred?

5 Q. Scheduling the meetings, so scheduling
6 meetings in October and November of 2013?

7 A. Emma -- Emma was asked to set up
8 meetings for Marty and Donna. Ed wanted her to do
9 that, because he felt very strongly that they would
10 -- he had told several members about them, and that
11 they were both experts, and he wanted other members
12 to have the benefit of their expertise.

13 So he told a lot of members that he
14 wanted them to talk to them, and so then Emma was
15 asked to set up meetings. Now sometimes Ed tells me
16 things, we will be in the car, and he'll say, oh,
17 tell Cory such and such, tell Emma such and such, so
18 it's quite possible he said to me tell Emma to set
19 up meetings and I called Emma and said set up
20 meetings.

21 Q. Did you instruct Emma to send you all
22 of the meetings that being scheduled, send you a
23 calendar of the meetings that were being scheduled
24 --

25 A. Do you have a document?

1 Q. Yes.

2 A. You know I have to say for all of
3 these questions you have been asking me, it would be
4 nice if you had given me documents.

5 Q. Well, I don't want to effect what you
6 remember or what you recall by showing you a
7 document, so if you recall it without the
8 document --

9 A. How could I recall something like
10 that? So I feel like you are playing games now. I
11 am putting that on the record.

12 Q. Alright. Well, I will let you know
13 that we are not playing games, the way the
14 investigation works is to see what you recall --

15 A. Well, you know what, you could have
16 said that at the beginning.

17 Q. Are you clear now --

18 A. No, I am not clear. You can tell me
19 exactly what it is you should have said at the
20 beginning.

21 Q. Let me just understand with the
22 meetings that were being scheduled --

23 A. No, I am not talking to you about the
24 meetings that were being scheduled. Because I am
25 very annoyed at the moment. I want to know exactly

1 how you are planning to treat the documents you
2 have.

3 Q. I am conducting the interview, I have
4 to ask you certain questions. We will get to any
5 document I need to show you.

6 A. Fine, then if you are asking me a
7 question and you have a document relating to it,
8 show it to me.

9 Q. The process through which we ask the
10 questions will not be dependent upon whether I have
11 a document. So I cannot --

12 A. Okay, fine.

13 Q. -- establish that every time I am
14 going to ask you a question --

15 A. But you just said you did have a
16 document.

17 Q. We have 20,000 pages worth of
18 documents.

19 A. I am talking about the document
20 relating to the question you just asked me.

21 Q. Every question I am asking has a
22 document. Some I will show you, some I will not.

23 A. Okay. And why will you not show me
24 certain documents?

25 Q. I don't have all of them here.

1 A. Okay, but are you therefore going to
2 show me all the documents you do have here?

3 Q. Depends on what we get to the in the
4 interview.

5 A. Why are you not showing me documents
6 you do have here, what is your reason?

7 Q. I cannot go through the entire
8 interview and try to describe to you why we are
9 asking questions?

10 A. I am not asking that. I am asking why
11 are you not showing me documents that you have here
12 that relate to the questions you are asking me.

13 Q. If you have a recollection of
14 something where I don't need to have a document to
15 refresh your recollection?

16 A. How do you know that you have a
17 document that I need to refresh my recollection, how
18 do you know that?

19 Q. There is only way to find out is for
20 me to ask the questions, see what you remember --

21 A. Okay, go ahead.

22 Q. Okay. Thank you. With scheduling of
23 meetings with the members in this October November
24 time period, did you contact any of Mr. Whitfield's
25 staff other than Emma and I think you mentioned

1 Cory?

2 A. I don't remember.

3 Q. With respect to identifying potential
4 co-sponsors --

5 A. I don't remember.

6 Q. So I didn't finish my question.

7 A. Go ahead.

8 Q. You don't remember?

9 A. Well, you said with respect to --

10 Q. Co-sponsors?

11 A. Go ahead.

12 Q. With response to -- with respect to
13 identifying potential co-sponsors with the PAST Act
14 during this time period, October 2013, did you have
15 contacts with Mr. Whitfield's staff?

16 A. I don't remember.

17 Q. And with respect to determining
18 strategy, discussing strategy, with Representative
19 Whitfield's staff, did you have such contacts?

20 A. I don't remember.

21 Q. And did you have any contacts with
22 Representative Whitfield concerning the PAST Act and
23 different steps he should take with advocating that
24 legislation?

25 A. I don't remember.

1 MR. MORGAN: You said that Ed wanted
2 Marty and Donna to do the meetings.

3 A. Uh-huh.

4 MR. MORGAN: How did you become aware
5 that that's what Representative Whitfield wanted.

6 A. Because Marty told me, Marty and Donna
7 told me.

8 MR. MORGAN: So Marty and Donna told
9 you that Ed wanted them to do meetings, that wasn't
10 a direct conversation you had with Representative
11 Whitfield?

12 A. No, no. I mean why would he tell me
13 that?

14 MR. MORGAN: I believe you said
15 sometimes Ed would tell me things that he wanted and
16 have me tell the staff.

17 A. No, no, no, that's if we are driving
18 in the car, and he's saying, oh, there is this -- I
19 was on the house floor last night and so and so
20 wants to know why I am not co-sponsoring the bill.
21 I meant to be on the bill. Call Cory I am going to
22 be in meetings all day, call Cory and tell him I
23 want to be on that bill. I am talking about he's
24 wanting something done by the staff and I am the
25 messenger.

1 MR. MORGAN: He relays that through
2 you.

3 A. Right.

4 Q. I want to show you a document bates
5 stamped EW3000946. Feel free to read the entire
6 document. I want to ask you about the email from
7 you to Emma at the top.

8 A. What is the question?

9 Q. The question is, why was Ms. -- why
10 was Emma sending you the schedule for the meetings?

11 A. First of all, I don't think this is a
12 list of schedules, a scheduled list, it says I went
13 through the list of Republican E&C members that we
14 have not met with yet, so it's not scheduling
15 meetings.

16 Q. What is it?

17 A. The list -- well, you can read.

18 Q. No, no --

19 A. It says the list of Republican E&C
20 members that we have not met with yet.

21 Q. Okay. When you say let's try the last
22 four on this list plus Greg Walden, what does that
23 mean?

24 A. Well, I think what that means is -- I
25 mean I don't remember this, but I think that it

1 means they are probably good people to talk to.

2 Q. And were you going to attend any of
3 these meetings that she scheduled?

4 A. I wouldn't have known at the time if I
5 was going to attend them or not.

6 Q. Of the members that are listed here,
7 did you attend any meetings with those members?

8 A. Yes, and I did so because the House
9 Ethics Committee told me I could. I was advised by
10 the general counsel that I could do that.

11 Q. And which meetings did you attend?

12 A. I attended the meeting with Billy Long
13 and Cassidy. Harper I am drawing a total blank on.
14 Oh, wait a minute, I may have gone to Harper too.
15 General Counsel told me I could go to any meetings I
16 wanted to with Marty and Donna and Ed's scheduler
17 could set them up.

18 Q. You went to multiple meetings with
19 Marty and Donna that were set up by Representative
20 Whitfield's office?

21 A. Sometimes I set them up on my own, but
22 in the Senate side, I don't think his office had
23 anything to do with it.

24 Q. Okay.

25 A. And again, house counsel said that

1 Ed's office could set up meetings through Emma for
2 Marty and Donna because he wanted members to hear
3 from them and that I could attend them.

4 Q. Okay. And you indicate to the staff
5 members that -- well, let me rephrase that, did you
6 indicate to Emma that you would attend --

7 A. I never knew from one day to the next,
8 there were lots of them I never showed up for,
9 depended what else I was doing that day. She never
10 knew, she never ever knew, ever knew which meetings
11 I was going to. Because I didn't know. And
12 furthermore, it's none of her business. I don't
13 have to tell her that kind of thing, it's just
14 another waste of time for me.

15 Q. I want to show you a document here
16 that is Bates stamped EW3000753. Feel free to read
17 the entire document, but my question simply is why
18 were you requesting that Mr. Hicks set up a meeting?

19 A. I have no idea because I have never
20 met with Yarmouth in my life. I have never stepped
21 foot in his office.

22 Q. Thank you.

23 A. Also it's to the press secretary,
24 Chris Pack, it's not from Cory.

25 Q. Did I say Cory, sorry, I misspoke,

1 from Chris?

2 A. That's another reason why it doesn't
3 make any sense.

4 MR. MORGAN: Well I think the first or
5 second email there is from you to Cory, Hicks and
6 Chris Pack.

7 A. Oh.

8 MR. MORGAN: And then the response at
9 the top there appears to come from Chris Pack.

10 A. Wait, this is confusing, we have an
11 email from Mimi, and then we have Mimi Brody saying
12 I just noticed Representative Yarmouth, and then I
13 added whatever, and then I said can you set up a
14 meeting with Yarmouth, I have no idea. Because
15 number one, he's a Democrat, and I don't tend to
16 work with Democrats, and number two, Chris Pack is
17 the Press Secretary, so that doesn't make any sense.

18 MR. MORGAN: So who would that meeting
19 have been for then.

20 A. I have no idea. I don't understand
21 why -- I have no clue, because as I have said, I
22 have never -- I have been never been in Yarmouth's
23 office, I don't know where it is, I would have no
24 reason to talk to him myself, he was a co-sponsor on
25 the bill, I think, already, so I have absolutely no

1 idea what this refers to, I mean it makes no sense,
2 because Chris Pack was the Press Secretary.

3 Q. At this time period in October of
4 2013, was Chris Pack handling animal welfare issues?

5 A. He's never handled animal welfare
6 issues. Chris Pack?

7 Q. Was there a time period before the
8 hiring of Marty and after Justin Fareed left --

9 A. Well, maybe, maybe, but again, I
10 don't -- I don't know what this question is there, I
11 don't know.

12 Q. Okay.

13 A. I mean I don't understand what it
14 means.

15 Q. That's fine.

16 A. Or what it's for.

17 Q. That's fine, thank you. I want to
18 show you a document Bates stamped HSLFOCE29215, feel
19 free to read the entire document, but I want to ask
20 about the email you sent to Marty at the top.

21 A. Well, FOSH was one of the
22 organizations that strongly supports the bill,
23 Friend of Sound Horses, and they are based in
24 Missouri, which is I think where McCaskill is, and I
25 think that -- I don't know if she was coming to the

1 hill or had been to the hill and was trying to get
2 through to them afterwards, but she met with -- I
3 went with her to Roy Blunt's office from Missouri,
4 and I think, Um, I was just working with Marty to --
5 because Marty was with me I think in a meeting with
6 this woman Teresa, just trying to let him know that
7 those other Missouri offices or the McCaskill office
8 anyway, I don't know who Bragner represents. It
9 would be helpful for them to tell them she's from
10 Missouri.

11 Q. When you say Whitfield's office, what
12 is the significance of that?

13 A. I have no idea.

14 Q. Is there any other way he would
15 contact her other than being from Whitfield's
16 office?

17 A. No.

18 Q. Is this part of what you described
19 earlier, the strategy so that it comes from
20 Representative Whitfield's office as opposed to the
21 Humane Society?

22 A. Probably, although McCaskill is a
23 Democrat, so she likes the Humane Society. I am not
24 sure that would be applicable then.

25 Q. This email is January 2014. Do you

1 have similar type contacts with Marty concerning the
2 PAST Act this year, have you been having contact
3 with him?

4 A. Well, we are on conference calls once
5 a week without about 15 other people.

6 Q. Those conference calls are related to
7 strategy or what specifically?

8 A. Strategy, whose has done what to whom,
9 state of play, it's -- you know, all sorts of
10 people.

11 MR. MORGAN: Who are the people that
12 are on these calls? Is it the coalition of groups
13 interested in the PAST Act?

14 A. Sometimes, it depends on the call.
15 Sometimes it will be people from the equine
16 department, sometimes it will be people from the
17 press department, sometimes it will be people from
18 Federal Affairs, sometimes --

19 MR. MORGAN: You are referring to the
20 Humane Society?

21 A. Yeah.

22 MR. MORGAN: So is this a Humane
23 Society weekly call.

24 A. Sometimes people from HSLF, sometimes
25 from people outside, like AVMA, or the American

1 Society for Prevention of Cruelty to Animals, or the
2 Animal Welfare Society, depends on what the agenda
3 is.

4 MR. MORGAN: And Marty is on those
5 calls?

6 A. Yes, he is on those calls.

7 MR. MORGAN: Is anybody else from
8 Representative Whitfield's office on those calls?

9 A. Not to -- I don't think so.

10 Q. Do you also have one on one meetings
11 -- I should rephrase that, have you had one on one
12 meetings with Marty concerning the PAST Act?

13 A. Meetings?

14 Q. Meetings or phone calls or even emails
15 concerning the PAST Act?

16 A. Sure, yeah, as in updating.

17 Q. Did they relate to strategy, strategy
18 as well on the PAST Act?

19 A. No, we are beyond that pretty much.

20 Q. I'm sorry, maybe I am not clear about
21 the time period, I am saying ever, so since Marty
22 has started working for the congressman in December
23 2013 until the present, have you had those type of
24 communications with him where it's not a conference
25 call but it's the two of you discussing strategy or

1 anything else related to the PAST Act?

2 A. That's a broad question.

3 Q. Okay. Have you had conversations with
4 him related to strategy on the PAST Act?

5 A. Since when?

6 MR. MORGAN: Since the time he started
7 working for Representative Whitfield's office.

8 A. I don't know. I mean I don't -- Marty
9 lived with us for almost two months, so we talked
10 about a lot of things. It was more -- it would be
11 more likely that we were talking about status
12 reports, where things are, you know, who is still
13 not on the bill.

14 Q. This is a document bates stamped
15 HSLFOCE0239306, and I draw your attention to the
16 email from January 1, 2014, when you say Marty and I
17 met all day yesterday RE: Strategy?

18 A. This is what is so cute when you don't
19 show the document. I don't know what that means. I
20 don't know how we can meet all day RE: Strategy,
21 seems like an exaggeration.

22 Q. And the title of the email says --

23 A. Because -- because Marty would have
24 nothing to do with Mary Landrieu doing a fundraisers
25 or women Senators.

1 Q. This is --

2 A. And I am not sure, go ahead.

3 Q. Next sentence says -- all women
4 senators will present to the PAST committee and
5 Priscilla Presley will be the draw, is this related
6 to the PAST Act, this email?

7 A. Well, the part where I am talking
8 about Mary Landrieu doing a fundraiser, yes. And
9 the women Senators who support PAST, yes, and
10 Priscilla Presley being the draw, yes.

11 Q. Just so I am clear, you are just
12 saying that with respect to the sentence of Marty
13 and I met all day regarding strategy, you said you
14 don't know what the strategy was concerning?

15 A. No, I don't. I don't remember.

16 Q. And do you have any --

17 A. It could have been fundraising, I
18 don't know.

19 Q. Do you work with Marty on fundraising?

20 A. No, I do not. He has nothing to do
21 with fundraising. I meant to say media or
22 attention, because it looks like I was talking about
23 get media attention.

24 Q. Concerning Priscilla Presley? Or
25 concerning --

1 A. Concerning attention to people knowing
2 about the topic.

3 Q. What is the topic?

4 A. It's, I think the fact that women
5 Senators support the PAST Act.

6 Q. Okay.

7 A. And that Priscilla Presley supports
8 the PAST Act.

9 Q. Okay. So the discussion would have
10 been about -- well, let me ask you, are you -- does
11 this refresh your recollection that you had a
12 conversation about strategy related to women
13 Senators in supporting the PAST Act?

14 A. No, they already support the PAST Act.

15 Q. Do you have any better understanding
16 what you meant by strategy after what you just said
17 concerning the PAST Act?

18 A. No.

19 Q. And just so I am ultimately clear,
20 with respect to this email, you don't know what
21 strategy was discussed with Marty?

22 A. Not at all, and this is the problem
23 with emails as you know, we write tons and tons of
24 them, thousands and thousands.

25 Q. And the RE line on here is (inaudible)

1 Priscilla Presley, what does Priscilla Presley refer
2 to?

3 A. If you look in the last paragraph of
4 the email, it says Priscilla Presley will be the
5 draw if Keith can get her to do it.

6 Q. And the draw is for discussing the
7 PAST Act?

8 A. No, it's a draw for the fundraiser
9 that Mary Landrieu would be having.

10 Q. Did Priscilla Presley come into town
11 to speak on behalf of the PAST Act?

12 A. Yes, she did.

13 Q. Thank you. This is document bates
14 stamped HSLFOCE029449. Feel free to read the entire
15 document, but I want to draw your attention to the
16 email from you to Mimi which says if okay with you
17 all, I may have Marty stand in for me on Friday. He
18 and I communicate hourly on PAST and I was hoping to
19 take Friday off.

20 A. Well, clearly that's an embellishment
21 exaggeration, obviously he and I do not communicate
22 hourly on PAST. That's a -- how do I say it, it's
23 -- it's an impossibility.

24 Q. How often do you -- well, at that time
25 period, December 2013, how often would you say that

1 you actually communicated regarding PAST?

2 A. Not that often, because -- I don't
3 know when he was hired.

4 Q. December 2, 2013.

5 A. Okay. When he was first hired, he was
6 going through all sorts of training and ethics
7 classes and he was wasn't able -- I mean he was very
8 busy, he was filling out employee reports and
9 meeting people, and whatever, whatever. This is so
10 out of context, I mean he and I -- there is no way
11 we could communicate hourly on PAST, even if we
12 wanted to.

13 Q. And so you are saying you communicated
14 at that time period daily?

15 A. No, no, I don't think so, no.

16 Q. Weekly?

17 A. Let me explain something, because you
18 know what, these questions are very redundant. If I
19 did speak to Marty, it was as part of a group of
20 people who were trying to advance legislation. We
21 are all sharing with each other all the time things
22 like how many co-sponsors do we have, who is pushing
23 back. What is Marsha Blackburn up to. When is
24 Marsha Blackburn going to have an ethics complaint
25 filed against Ed Whitfield, that's the kind of thing

1 we talk about, so it's something all of us are
2 discussing, just as you would if you were working on
3 a project and you wanted to know what the status of
4 the project was.

5 Q. Did you have any conversations --
6 well, did you have conversations with people in his
7 office beyond -- that were beyond typically what the
8 status of it was regarding strategy, not necessarily
9 with Marty Irby, but other staffers with regard to
10 the strategy on how to push the PAST Act?

11 A. I don't remember.

12 Q. I want to show you a document bates
13 stamped EW4001271. I'll ask you questions about the
14 email on the second page from you to I believe Cory
15 Hicks.

16 A. Second page?

17 Q. Yes, where it says Ed is now focused
18 on PAST, we discussed it this morning.

19 A. This is a typical example of Ed
20 Whitfield using me as a messenger. Basically I mean
21 -- often times it's a spouse, the spouse will call a
22 staff person and say this is what my husband wants
23 you to do. That's just what happens, and it happens
24 because the member -- well, Ed is the Chairman of
25 the Energy and Power Subcommittee, okay, so he has

1 meetings like three times a week, so there are
2 plenty of times when he and I are in the car, and he
3 will say to me, oh, get Emma to do this, get Cory to
4 do this, get Marty to do this, and he doesn't have
5 the time to do it so I do it as the dutiful wife.

6 Q. So you are saying that he had you send
7 this list to the staff members related to the PAST
8 Act?

9 A. Sorry?

10 Q. You are saying your husband had you
11 send this list to the --

12 A. Well, he would have said to me, I
13 didn't know he was going before the rules committee,
14 but he was going before the rules committee and he
15 wanted to know when. Because I didn't have anything
16 to do with the rules committee.

17 Q. In what --

18 A. This would be the kind of thing that
19 Ed said to me, these will be the type of documents I
20 need, tell Cory. I need the OIG report, this, this
21 this and this. He knows about all these documents
22 because he has seen them in his office, they all
23 have big stacks of stuff. He knows about the list
24 of endorsements, he's seen all this stuff, and he
25 would say -- he would say I want all the articles in

1 the Tennessee newspapers, this is what I want, tell
2 Cory this is what I want.

3 I think part of the problem was that,
4 because I don't know when Justin left, but after
5 Justin left, Ed felt that there was nobody in the
6 office who was really that familiar with things, and
7 so he -- in this case is a good example, he was --
8 he knew that I knew what these things were, he knew
9 that I knew what these things were, so I was acting
10 like a secretary almost, saying okay, Cory this is
11 what Ed wants.

12 Q. It says here we discussed it this
13 morning and have come up with the following
14 checklist. Did you two --

15 A. Meaning he gave me this checklist to
16 convey to Cory.

17 Q. So you had no input on this checklist?

18 A. As to documents they needed to gather?

19 Q. As to the six that are listed here,
20 did you have any conversations with Representative
21 Whitfield about what should be included?

22 A. Well, if he asked me, is there
23 anything I have left out, maybe I did, but I am
24 telling you what, my husband is probably more
25 knowledgeable about every document related to this

1 bill than anybody I know including me. So he -- I
2 mean he's seen all these things over and over, so he
3 probably would take them off, but he probably said,
4 is there anything I have forgotten.

5 And again, I mean at that point, I am
6 his wife, he's asking me, okay, I am trying to put
7 something together, can you think of anything I have
8 forgotten. I am not working for the Humane Society
9 at that point or HSLF, I am not speaking for HSLF, I
10 am answering his question, is there anything I have
11 forgotten.

12 Q. Does that happen often when it may be
13 something related to the PAST Act where he just
14 needs your help as a wife with working on it and
15 working on the strategy or what to do?

16 A. My husband does not like to ask for
17 help. Usually it's only when he's in a mad rush,
18 and he can't do it himself or there is a deadline
19 and he will say, call Cory, call Emma, call so and
20 so and tell them X.

21 But this kind of stuff, I mean, if
22 amendment is allowed, arrange meeting with Lucas,
23 that's nothing I could have come up with, and only
24 Ed could have said I want to meet with Lucas. I
25 couldn't, say, I arranged a meeting with Congressman

1 Lucas, or arrange a meeting with Peterson. I mean
2 -- that's something Ed would have to say.

3 Q. Okay. Did you have any conversations
4 -- well, let me -- let me ask this.

5 Did you have any meeting with your
6 husband and other members of congress related to the
7 PAST Act?

8 A. I remember two meetings on the Senate
9 side.

10 Q. What were those meetings?

11 A. One was with Alexander, I think this
12 was a long time ago, I don't really remember when it
13 was, it was a long time ago. And I don't even
14 remember why we went over there. I can't remember
15 why we went. But I know that Ed wanted to talk to
16 Lamar about the bill. And Lamar Alexander was the
17 first person to do a fundraiser for my husband when
18 he ran in 1994 and he and I know each other, so Ed
19 said come with me. I never opened my mouth the
20 entire meeting, and I don't think Lamar Alexander
21 even knew I worked for the Humane Society
22 Legislative Fund, he saw me as Ed's wife.

23 Q. But that the meeting was related to,
24 back then, and I guess it was a different version of
25 the PAST Act?

1 A. Probably.

2 Q. And what is the second meeting that
3 you had --

4 A. Second meeting was with Senator Brown
5 of -- from Massachusetts, and again, was it the PAST
6 Act? It may have been the horse slaughter bill. I
7 can't remember which it was. It may have been the
8 horse slaughter legislation but I remember Ed wanted
9 Brown to get on as a co-sponsor on the Senate bill,
10 and --

11 Q. What was your role in that meeting?

12 A. Nothing, I sat there and listened, met
13 his dogs and his daughter.

14 Q. Did you discuss horses and --

15 A. No.

16 Q. Did you discuss the two of you on
17 horses or discuss Scott Brown on horses, and that
18 you all own horses, were there any discussions like
19 that?

20 A. I mean who knows. We do own horses,
21 so it's possible.

22 Q. Do you remember any meetings on the
23 house side with you and Representative Whitfield
24 together discussing the PAST Act?

25 A. With 433 other members.

1 Q. Oh, do you frequently have meetings
2 there with Representative Whitfield, so much that
3 you are saying there are too many meetings?

4 A. No, I am trying to think about all the
5 members, not the number of meetings. I rarely have
6 meetings with my husband.

7 Q. Okay.

8 A. And other members. I don't need to
9 have him in the room, nor does he need me, he
10 definitely doesn't need me. I can't remember any.

11 Q. Document bates stamped HSLFOCE20139.

12 A. I don't think -- I don't think Ed ever
13 went to this meeting.

14 Q. Did you attend the meeting?

15 A. I have met with Phil Roe. Yes, I
16 have. I do not remember -- I don't ever remember Ed
17 being in a meeting with me and Phil Roe. I don't
18 remember. I think -- you know, he often times
19 doesn't show up for meetings.

20 Q. With the meeting with Phil Roe, who
21 attended that meeting that -- (inaudible)?

22 A. I don't remember. When is this, July
23 18, 2012? Well, it couldn't -- I just -- I don't
24 remember. I know I spoke to him and it was the very
25 -- very -- you know, I think he was one of the very

1 first people I ever spoke to.

2 Q. Do you know if a staff member from
3 Representative Whitfield's office attended?

4 A. Well, I definitely don't think Ed did,
5 definitely don't think he did. I don't know.
6 Maybe. I just don't remember.

7 Q. Do you remember if Cory Hicks
8 attended?

9 A. He may have. Here is the deal, Cory,
10 I know, talks to Roe's staff about a lot of issues,
11 so I know he talks with Roe's staff, I know I was in
12 a meeting with Roe, I know. I remember sitting
13 across from him talking to him in his office. Cory
14 may have been in the meeting, I just don't remember.

15 Q. Do you recall what the meeting was
16 about, which legislation?

17 A. Well, it would have been -- well, I
18 know -- he invited Ed and me to a party down in
19 Tennessee at the Bark Ball, the equivalent of the
20 Bark Ball, but I think it was -- yeah, I think
21 Tennessee walking horses, because they are in his
22 district. But again, the house counsel advised me
23 that there was nothing wrong with attending meetings
24 in this set up, so that's what -- and that's why I
25 was there.

1 Q. And I'll be -- when I ask you
2 questions, does not necessarily mean something was
3 wrong, not only does it mean something was wrong,
4 but our office can't even say something was wrong.

5 A. I understand. I just want you to know
6 it was on advice from the General Counsel from the
7 House Ethics Committee that I went to these
8 meetings.

9 Q. Go ahead and explain that then, at
10 what point did you approach the -- at what point did
11 that become a time you were speaking with the
12 General Counsel?

13 A. Again, I don't remember, it was
14 probably sometime -- most recently, I remember over
15 the years, we talked to them all the time. Probably
16 October maybe.

17 MR. MORGAN: Do you recall what
18 prompted you --

19 A. Yes, I can tell you exactly what
20 prompted it. Someone visited Renee Elmer's -- no,
21 no, wrong, somebody who talked to Renee Elmer's --
22 Chief of Staff or LD, trying to arrange a meeting
23 with Ellmers who I have never met in my life, so I
24 was not involved in this but I heard about it. The
25 person on her staff made a statement that they

1 thought that Ed's office shouldn't be involved in
2 setting up meetings, so that got back to me, so I
3 immediately called the House Administration
4 Committee like that day, and I asked to talk to
5 Sensinbrenner, the General Counsel, and I said could
6 you please tell me your position on this. And he
7 said, well, tell me what is going on, what are you
8 doing, blah, blah, blah, so I told him the whole
9 thing, and he said no, that's not a violation, not a
10 violation.

11 Q. What was the issue, you said it was --

12 A. That Whitfield was not supposed to be
13 using his office to set up meetings for Marty and
14 Donna.

15 Q. And then why did you call, was there
16 any issue about you and these meetings, I am trying
17 to understand --

18 A. It's not about the meetings, it's
19 about my husband, my husband, I protect my husband.

20 MR. MORGAN: Why did you call?

21 A. Because he's my husband. I don't want
22 him -- I don't want him to be accused of ethics
23 violations, he's my husband, I am his wife, purely,
24 that's the only -- why wouldn't I do it.

25 MR. MORGAN: We are not suggesting

1 that reaching out to them is something you shouldn't
2 have done, we are trying to understand why you were
3 reaching out to them as opposed to some
4 representative on his staff.

5 A. Because I will tell you why, I want to
6 hear it directly, I don't want to hear it through
7 somebody else.

8 Q. You also mentioned that the reason why
9 you attended the meetings was they told you you
10 could attend the meetings.

11 A. No, that's something different. Okay?
12 I was first dealing with house administration,
13 because I don't want to play the game of telephone
14 and have a word mistranslated by the time it gets to
15 me. And I don't want imprecision, I want to hear it
16 directly, that's why I called, and that's why I will
17 always call myself, and I called Mr. Sensinbrenner
18 back a second time, why, I can't remember, but
19 probably to, okay, I just want to make sure that
20 everything in this scenario is okay, and that what
21 we are doing is okay.

22 It all stemmed from a staff person on
23 Renee Elmer's staff making a statement to somebody
24 that, you know, this isn't right, these meetings
25 aren't right, so Mr. Sensinbrenner said from the

1 standpoint of Mr. Whitfield using his office to set
2 up meetings, we don't have a problem with that. And
3 he said but Connie, I am going to call the General
4 Counsel of House Ethics, he's a friend of mine, and
5 I am going to ask him to call you and I am going to
6 explain to him as a lawyer to lawyer what you have
7 said to me and then you can talk to him about it.
8 Because he said, because I want to talk to him about
9 this also, I want to talk to -- I want the two of us
10 to talk together, so one night at about 6 p.m., I
11 get a phone call from the General Counsel at the
12 House Ethics Committee, and he said, I have talked
13 with Mr. Sensinbrenner and I wanted to get back to
14 you because I wanted to go through with you all of
15 this, and make you feel comfortable that you are not
16 doing anything wrong. And he said I want you to
17 know, this is my last day on the job, I am leaving
18 for a private sector job but I feel so strongly that
19 you need to know that everything is okay, that that
20 is why I am calling you.

21 Q. Okay.

22 A. So he went through every single thing,
23 and he said it is entirely okay for Emma to be
24 setting up meetings. He said it is entirely okay
25 for Emma to be setting up meetings for Donna and

1 Marty and for you to attend any meeting you want,
2 and it is entirely -- what else -- it's entirely
3 okay for you to set up meetings for Marty and Donna.
4 He said you are not doing anything wrong.

5 MR. MORGAN: Was there a discussion
6 with him about the fact that you are a registered
7 lobbyist.

8 A. Yes, he knew that, absolutely.

9 Q. So that was the thing that he was
10 trying -- because he said you are not doing anything
11 wrong, so the thing he was focusing was whether or
12 not something was wrong with you being a lobbyist
13 and attending these meetings?

14 A. Yes, but also the starting point is
15 with Renee Elmer's office, so like what did that
16 meeting, when they said Ed's office is doing
17 something wrong, well, okay Ed's office, what were
18 they doing wrong, I wanted to know, what were they
19 doing wrong, so that's why I called Sensinbrenner
20 and then he called said I want you to talk to this
21 guy at house ethics, because he wanted to make sure
22 we all agree, so he said I am going to call the guy
23 at house ethics, and then I am going to have him
24 call you.

25 Q. Who was the person you spoke with at

1 house ethics?

2 A. Whoever was the guy who left recently.

3 Q. Was that Dan Schwager?

4 A. Probably.

5 MR. MORGAN: Does that ring a bell.

6 A. Yeah, I think that's who it was. It
7 was literally his last night on the job. Because I
8 said I can't believe you are taking the time -- I
9 think we talked, you know, it was in the evening.
10 And he kept saying you are not doing anything wrong,
11 don't worry.

12 MR. MORGAN: So with that second call,
13 there was the first call where you reached out to
14 Sensinbrenner and then you said it was a second call
15 --

16 A. I don't remember. Maybe there wasn't
17 a second call.

18 MR. MORGAN: This is that same October
19 timeframe.

20 A. Would have been right next to each
21 other, if there was a second call.

22 MR. MORGAN: Okay. Just want to make
23 sure we have the timeframe right.

24 A. You know what, I'll tell you what. We
25 had an problem with the chief -- not the chief -- we

1 had a problem with some policemen at -- I had a
2 problem with some policemen at Capitol Hill, and it
3 may have been about that, I may have been calling
4 Sensinbrenner to say look, what was ever done about
5 that.

6 Q. I am going to show you a document
7 bates stamped HSLFOCE012822. Now my question is
8 about, in the middle of the paragraph, it says --
9 this is an email from you to Holly Hazzard, says
10 Yoho told Congressman Whitfield and me that HSUS is
11 evil. I am not trying to get to that part, I am
12 just trying to refresh your recollection about you
13 and Representative Whitfield having a meeting with
14 Yoho?

15 A. A meeting?

16 MR. MORGAN: A conversation.

17 A. Okay. October 19. Okay. About the
18 video, he told Ed about the video. This guy is a
19 veterinarian, okay, Yoho, he's a veterinarian from
20 Florida, he's seen the results of this soring
21 practice to horses which basically cripples them.
22 And he probably feels as passionate or more
23 passionate about the bill as Ed does, and he's a
24 freshman, so he doesn't really know that much, he's
25 brand new.

1 Okay. So what is your question?

2 Q. Does that refresh your recollection of
3 a meeting or conversation between you,
4 Representative Yoho and Congressman Whitfield?

5 A. Ed, I think, met with Yoho and I think
6 I was meeting Ed, and I came into the -- I think I
7 came into the room. And that's when Yoho was saying
8 to Ed, we have to pass this, because otherwise the
9 Humane Society is going to be all over us, and did
10 you know the Humane Society wants animals to have
11 the same rights that humans have, I am standing
12 there listening to this, and that -- and he --
13 that's why I know that part. And he told Ed about
14 the video he had prepared. I never prepared a
15 direct colleague letter for Yoho.

16 Q. And was this in Representative
17 Whitfield's office?

18 A. No, it was somewhere like -- it was
19 like some -- no, it was not in his office. It was
20 like some -- some random room somewhere, there were
21 a bunch of people running around, it may have been
22 near a hearing room. It was very brief, it was very
23 brief.

24 Q. Okay. So not a scheduled meeting?

25 A. No, it was not a scheduled meeting.

1 Q. Okay. Okay. Document bates stamped
2 EW4005262.

3 A. Question?

4 Q. The question is what prompted you to
5 send this email that says that I am not to contact
6 you or Emma directly --

7 A. Okay, well, it's wrong -- it's not
8 wrong -- I mean it's not right, because that's not
9 true. Because Ed -- again, in support of Ed's bill,
10 I mean we were all supporting Ed's bill at that
11 point. I think because of the fact that Marsha
12 Blackburn went to -- went to Fred Upton in a rage
13 and said I am going to file an ethics complaint
14 against Ed Whitfield, that my reaction and because
15 she was roaring around, you know, going to Eric
16 Cantor and all sorts of members threatening Ed, I
17 think I was -- I started to like the turtle putting
18 its head in its shell.

19 MR. MORGAN: I see.

20 A. But I mean it's not true that I am not
21 supposed to contact them in support of Ed's Bill,
22 that's not true. If I am -- I am if I am trying to
23 include them information about something we are all
24 working on together, there is nothing wrong with
25 that.

1 MR. MORGAN: Well, what did you
2 understand Marsha Blackburn's complaint to be
3 regarding?

4 A. Well, I have no idea. I have no idea,
5 she's crazy.

6 MR. MORGAN: She was just going to
7 file a complaint with the ethics committee.

8 A. She's crazy.

9 MR. MORGAN: But you have no idea --

10 A. I have no idea. She went to Fred
11 Upton, she went to Eric Cantor, she went to all
12 sorts of people just foaming at the mouth, just
13 probably because there were so many co-sponsors on
14 the bill, probably because Ed was so successful,
15 probably because there were 51 Senators on the bill,
16 who knows, I am guessing.

17 MR. MORGAN: You don't know what the
18 subject matter of her complaint might have been?

19 A. How would I, how could I possibly
20 know.

21 MR. MORGAN: Well, it seems like what
22 you just said is her doing that prompted you to send
23 this email.

24 A. Ethics, the word ethics.

25 MR. MORGAN: All you knew was ethics.

1 A. Ethics, it's just like with what's her
2 names office, Ellmers, okay, what you are doing
3 isn't right. Okay? Okay. I need to investigate,
4 what does that mean, what are we doing wrong. So
5 she's going to file an ethics complaint.

6 Q. And from that --

7 A. Okay, halt --

8 MR. MORGAN: You thought somehow that
9 ethics complaint might involve you.

10 A. No, absolutely not. Look, do you know
11 what it's like to be in the spotlight for 20 years
12 being married to a member of congress?

13 MR. MORGAN: I don't.

14 A. Okay. You wouldn't want to do it, I
15 assure you. Everything you do and say is completely
16 distorted, usually ends up in the press, always
17 negative, you are attacked for everything you do and
18 say. Okay? So if someone makes a threat like that
19 against my husband who I am very protective of,
20 anything I do, I automatically just like go into a
21 robot mode.

22 MR. MORGAN: Okay. I don't mean to
23 make you defensive, I am just trying to understand
24 --

25 A. I'm sorry, I just get really worked up

1 about this. Because there have been so many hatchet
2 jobs done on us, and the fact is Marsha Blackburn is
3 defending criminals, they are breaking the federal
4 law, every single one of them is breaking the law
5 right now.

6 MR. MORGAN: So was she one of the
7 main opponents of the PAST Act.

8 A. She is the main opponent. She is the
9 main opponent.

10 Q. After this email, did you stop
11 contacting Emma and -- I guess emailing Marty
12 directly or are you saying because it was okay --

13 A. No, first of all, this was a letter to
14 Marty. It basically was trying to tell him, let's
15 cool it. Okay? So it's as much saying to him,
16 like, I don't want to be apart of this right now
17 because of the Marsha thing. But it's sort of like
18 an education of him as much as my saying, look, I
19 don't want to -- I don't to do anything that's going
20 to hurt my husband. No, did I stop working on the
21 bill, no.

22 Q. Did you stop having direct contacts
23 with Emma and Marty?

24 A. Well, I talked to Emma every single
25 day about plane flights, fundraisers, whether or not

1 -- whether we are going to accept an invitation,
2 whether we are going to go on a CODEL, no, I did not
3 stop direct contacts with Emma.

4 Q. Did you stop direct contacts with her
5 as you put it here, related to Ed's bill?

6 A. First of all, she's a scheduler, so I
7 would have very little reason to talk to her about
8 Ed's bill.

9 Q. Would you talk to her about scheduling
10 meetings related to Ed's bill?

11 A. I don't think she scheduled any
12 meetings since -- well, I don't know. I mean --

13 MR. MORGAN: Well, we are trying to
14 understand the email better too. So --

15 A. Alright, what is it -- what is your
16 question?

17 Q. You are saying in this email that you
18 were going to stop contacting Emma and Marty.

19 A. No, that's not what I am saying.

20 MR. MORGAN: Directly in support of
21 Ed's bill.

22 A. No, that's not what I am saying.

23 Q. What are you saying?

24 A. I said I am not to contact Emma or
25 Marty directly in support of Ed's bill. That's me

1 talking, that's me. No one told me that. No one
2 told me that.

3 MR. MORGAN: So this email wasn't
4 something you sent after reaching out to the ethics
5 committee or house administration.

6 A. No, not at all. No, they told me
7 everything I was doing was okay, everything. I did
8 this because of Marsha Blackburn and that was me, I
9 am imposing that on myself, no one told me this, no
10 one.

11 MR. MORGAN: Did at any point the
12 ethics committee tell you it was okay for you to
13 contact Ed's staff in support of legislation?

14 A. No, that didn't come up.

15 MR. MORGAN: The conversations you had
16 with house administration and the ethics committee
17 were related to your ability to attend meetings that
18 his office had set up? I just want to make sure I
19 understand --

20 A. They said that, well, we have already
21 cleared that part, okay, the meetings, all of that,
22 that was all okay.

23 MR. MORGAN: Okay. We talked about
24 that.

25 A. All of that was okay. So what is your

1 question?

2 MR. MORGAN: Other issues that you
3 discussed with ethics beyond those meetings, were
4 there any other times that you reached out to
5 ethics.

6 A. No.

7 MR. MORGAN: As I am sure you can
8 imagine to the extent you or Representative
9 Whitfield's office had communication with the ethics
10 committee and they okayed certain things, that's
11 very relevant to what we are looking at.

12 A. Oh, yeah, but this was this one
13 conversation, because this was this guy's last
14 night, literally on the job.

15 Q. In January of this year, did there
16 come a time when Emma was working on scheduling
17 meetings for PAST Act activities and there was push
18 back --

19 A. Yes, yes, there was.

20 Q. Okay. And --

21 A. I can't remember who the meetings were
22 with, but I remember there was -- yes, there was
23 push back, and it was because in my opinion, she was
24 being lazy.

25 Q. Did you discuss that with

1 Representative Whitfield about the need for her to
2 actually schedule the meetings?

3 A. I think I talked to Cory.

4 Q. Do you recall any contacts or
5 communications with Representative Whitfield about
6 the need for Emma to schedule the meetings?

7 A. I complain about his staff on
8 occasion, I may have said -- I may have said that --
9 to him that she was being -- dragging her feet.

10 Q. And what was his response?

11 A. He basically never responds to what I
12 am saying. He just takes it in and then -- you
13 know, a day or two later, he may say to Emma or Cory
14 or to me something, but at the time that I am
15 talking to him, he usually never says anything.

16 Q. I want to talk about different
17 legislation quickly. Have you had contact with
18 Representative Whitfield's staff regarding other
19 legislation that you were working on with the Humane
20 Society, such as the Puppy Uniform Protection and
21 Safety Act?

22 A. Uh-uh. Well, have I had contact --
23 what does that mean?

24 Q. Asking them to -- regarding language
25 in the bill?

1 A. God, I can't imagine.

2 MR. MORGAN: Just trying to refresh
3 your recollection here.

4 Q. This is document number HSLFOCE020961.
5 I am drawing your attention to your email to Cory
6 that begins since you are working with Chris on the
7 bill, can you have him delete the two words.

8 A. Oh, this is not the puppy mill bill.

9 Q. Oh, okay, okay.

10 A. This is not the puppy mill bill.

11 Q. What is this? I'm sorry, I apologize,
12 what is this?

13 A. I don't know.

14 MS. MAY: Is this the Doctrine of the
15 Therapy at the Veteran's.

16 A. Oh, this has to do with Michael Grimm.
17 This is Michael Grimm's bill. This bill was
18 Congressman Michael Grimm's of New York bill.

19 Q. You are sending the language to Cory
20 -- why did you send the language to Cory?

21 A. He was working with Congressman
22 Grimm's -- oh, since you are working with Chris on
23 the bill, can you have him delete the two words if
24 appropriate after the mention of shelter dogs --
25 (inaudible). Who is he, I don't know who he is.

1 I can understand why he removed
2 preferred before option. I don't -- I mean I don't
3 know who he is.

4 Q. Okay. This is an email to Cory. Is
5 that correct?

6 A. Yeah.

7 Q. Okay.

8 A. Well, this talks about the HSUS
9 applauds Representative Grimm for seeking to help
10 veterans and shelter dogs, press release.

11 Q. And in working with Chris, can you
12 have him, is it possible that the him refers to
13 someone by the name of Chris?

14 A. Chris was Michael Grimm's Legislative
15 Director.

16 Q. Okay. And did you want Cory to send
17 this information to Chris?

18 A. He was working with Chris on it.

19 Q. So was that the purpose of this email,
20 to send this information to Chris?

21 A. Yeah, because I know that Grimm did --
22 okay, that -- I was -- okay, the Humane Society
23 wanted shelter dogs to be eligible. Michael Grimm
24 didn't really want that, so I -- I think was trying
25 to tell Cory that Mike -- because I had met with the

1 LD in Michael Grimm's office, that even though the
2 Humane Society wanted shelter dogs, Michael Grimm
3 didn't, so I think that was why the suggestion of if
4 appropriate.

5 Q. Okay.

6 A. Instead of making it sound like you
7 have to have shelter dogs. So I was just relaying
8 what Chris wanted.

9 Q. Okay. I see. We understand that
10 better. Thank you.

11 A. Because I met with Chris a lot on this
12 bill because that's a personal interest I have, that
13 -- and Michael Grimm introduced the bill.

14 MR. MORGAN: Why wouldn't you send
15 that email to directly to Chris then or call him
16 directly.

17 A. Because I think I had just talked to
18 him, and I think -- I don't even know what this
19 refers to, the two words if appropriate, and I don't
20 know if it's talking about the press release or
21 legislation or what. I don't really know what it's
22 talking about. So -- I don't know. All I know is
23 that Grimm didn't want shelter dogs, the Humane
24 Society and HSLF did, I was just trying to convey to
25 Cory because I know Grimm looks to Ed for animal

1 issues that Grimm's office didn't want shelter dogs.

2 Q. Do you ever contact Representative
3 Whitfield's staff related to Representative
4 Whitfield signing onto bills?

5 A. Well, sometimes if Ed forgets and
6 somebody runs into him on the house floor, and they
7 say why are you not on this bill this year, and
8 again, we will be home or something, and I'll be --
9 Ed will say remind Cory to put me on this bill, or
10 if Ed was on a bill, and it's about to come up for a
11 vote or something like that, and he's not on it, I
12 will say to Cory, why isn't he on this bill this
13 year?

14 Q. Okay.

15 MR. MORGAN: Let me try to understand
16 that a little bit more. You would be then relaying
17 the message for --

18 A. Yeah, yeah.

19 MR. MORGAN: Is that a common
20 practice?

21 A. More common probably than I would
22 like.

23 MR. MORGAN: Okay. Does
24 Representative Whitfield, does he --

25 A. I mean his staff will tell you --

1 MR. MORGAN: -- himself --

2 A. He's very bad about that.

3 MR. MORGAN: -- emails --

4 A. No, he's not good about sending
5 emails. He doesn't even look at most of his emails.
6 The biggest problem my husband has with his staff is
7 he's so consumed with being the Chairman of the
8 Energy and Power Subcommittee and that takes up like
9 five or six hours, a single hearing, preparation for
10 that takes hours. So they will all tell you he's
11 not good as a manager, he is not good internally and
12 Emma will wait a month to talk to him about whether
13 he wants to respond yes or no to an invitation, so a
14 lot of times they will call me.

15 MR. MORGAN: Because you are more
16 responsive.

17 A. Yeah, because I am more available.
18 They will say Mrs. Whitfield we have been trying to
19 get Congressman Whitfield to tell us -- well, it's
20 just like the other day, Cory called me and said
21 will the Congressman be able to testify, he didn't
22 call Ed, he called me, so I mean that happens a lot.

23 MR. MORGAN: Okay.

24 Q. Has the Humane Society ever had you
25 try to get Ed to -- sorry, Representative Whitfield

1 to sign onto a bill or to sign a letter or anything
2 like that?

3 A. Get him to sign onto a bill? Well,
4 maybe to mention it, you know, maybe, there is this
5 bill coming around the corner. But, you know what,
6 I can't get my husband to do things, he and his
7 staff are the ones who decide, and what they care
8 about more than anything is constituents, so that's
9 why for example, that's why he will not support the
10 Humane Society on certain issues, if it's contrary
11 to his constituents' positions, views, values.

12 Q. In those situations where they -- the
13 Humane Society may ask you to run something by Ed,
14 do you speak to him about it?

15 A. Sorry, just one second. Good God,
16 this says the Feds are readying criminal charges
17 against Representative Michael Grimm? Sorry?

18 Q. In those situations where the Humane
19 Society may ask you to speak with Representative
20 Whitfield, do you run things by him to see whether
21 or not he wants to sign on or take some type of
22 action that they have requested?

23 A. It's possible, again, as an efficiency
24 thing, it's possible, it's possible. Like are you
25 planning to sign onto this bill, yeah, it's

1 possible. But I mean I ask him about all sorts of
2 bills, are you going to sign onto Moran's bill for X
3 or are you going to sign onto Tim Petri's bill for
4 Y.

5 MR. MORGAN: Has there ever been a
6 time where you had disagreements over what action
7 he should take with regards to a Humane Society
8 issue?

9 A. Probably. However, you know, I am so
10 acutely aware of his constituents, honestly there
11 are certain issues I don't touch because of his
12 district, I don't touch anything having to do with
13 farming, so for example he's opposed to the Humane
14 Society's position on don't use antibiotics in
15 cattle, Ed believes in using them. I would never
16 discuss that with him.

17 MR. MORGAN: So you have a general
18 sense --

19 A. Nor do I -- I don't work on that
20 stuff. I would never even go there.

21 MR. MORGAN: I see.

22 A. Anything relating to EPA, anything
23 relating to climate change, anything relating to oil
24 and gas, natural gas, they all know, I don't work on
25 that, ever. So it's basically dogs and horses that

1 I work on.

2 MR. MORGAN: Okay.

3 A. Basically that's all I work on, dogs
4 and horses.

5 MR. MORGAN: And those are areas where
6 you and Representative Whitfield tend to agree.

7 A. Like that, yeah. I mean I can't think
8 of an instance when we have never not agreed on
9 anything relating to dogs and horses, anything. But
10 I mean the other stuff, I don't even work on that
11 stuff, I don't even know about that stuff as far as
12 the Humane Society and it's a lot more of their
13 work, I mean dogs and horses are a dot in their
14 universe.

15 Q. You mentioned earlier that you know
16 Marty Irby. How long have you known him?

17 A. Well, that's so funny, it's not long
18 but it's been intense. I can't remember when we
19 first met, I knew about him, I knew of him because
20 of the huge sacrifices he made. Cory Hicks knew him
21 long before I did. And he talked to Marty a lot on
22 the phone and he said, you know, this guy is
23 unbelievable, and blah, blah, blah, and then he
24 offered to come up here and talk about the issue as
25 someone who lived it and who -- when he took his

1 position, he lost everything. So I mean that was --
2 I had nothing to do with that as far as how he ended
3 up here. I had no thought about whether he should
4 be here because I didn't know him. I thought it was
5 sad what had happened to him.

6 So I can't remember the first time we
7 met but we did, and I think he and I were in a
8 meeting together, and he was incredibly
9 knowledgeable and so he -- you know, he -- he was
10 staying -- he and Donna were staying somewhere and
11 then that time passed, and then I invited him to
12 stay with us, because he had absolutely no money,
13 and he was trying to find a job, and, you know,
14 because his job had been taken away from him, so he
15 was thinking about jobs with the Humane Society at
16 that point.

17 Q. Did you help him or -- with his
18 attempt to find a job with the Humane Society?

19 A. No.

20 Q. And why is that?

21 A. Why would I?

22 Q. You worked at the Humane Society?

23 A. I don't. I work at HSLF.

24 Q. Okay. Alright, did you attempt to
25 have him find a job at HSLF?

1 A. No, I never was involved in any of his
2 job activities.

3 MR. MORGAN: You didn't assist with
4 his job search in anyway.

5 A. No.

6 Q. Including with the Congressman's
7 office?

8 A. I mean I know that he applied for
9 different jobs, I don't -- I can't tell you exactly
10 how many, I can't tell you exactly where. I knew
11 about the Humane Society job because it was just
12 mentioned to me that he was being considered for a
13 job.

14 Q. This is a document Bates stamped
15 HSLFOCE --

16 A. Wait, I did try to help him with one
17 -- before we look at this document, I did try to
18 help him, I talked with Keith Dane of our office and
19 said why don't you call the American Horse Council
20 or the American Veterinary Medical Association and
21 see if they will hire him because then he could
22 continue to be an advocate for this issue and
23 because he's so passionate about it and he could be
24 paid.

25 MR. MORGAN: When he was -- we

1 understand he was up here in Washington, D.C. for
2 awhile going to these meetings, October,
3 November-ish. You said he didn't have any money.
4 He didn't have a job. Is that correct?

5 A. Correct.

6 MR. MORGAN: Do you know who was
7 covering his day-to-day expenses during that period.

8 A. I think Friends of Sound Horses was,
9 which is an outside group supporting the bill.

10 Q. Did you have any conversations with
11 Representative Whitfield about the fact that if Mr.
12 Irby went to work at his office, he could still work
13 on the PAST Act?

14 A. I think that was assumed. I mean I
15 don't think I would have said that because I mean --
16 first of all, you know, he's Ed's Press Secretary
17 now, so what happens with people in Ed's office, I
18 don't have anything to do with. I mean I don't
19 know. I think Justin Fareed left, I don't think
20 there was anybody working on the legislation the way
21 -- there had been a dedicated person before, so I am
22 sure that's why Ed wanted to hire him.

23 Q. But you don't recall any conversations
24 with Representative Whitfield concerning that?

25 A. Concerning what? Concerning what?

1 Q. Hiring Marty that such that he could
2 be able to work on the PAST Act when he entered the
3 congressional office?

4 A. It's possible that I said, oh, that
5 would be a great idea or he would be a great
6 advocate.

7 Q. Okay. The document before you
8 HSLFOCE006209. My question to you simply is what is
9 this dinner that is scheduled and referred to?

10 A. These members and spouses are
11 attending along with you and Congressman Whitfield.
12 I want -- I know exactly what this is. This is the
13 annual reunion that the class of 1994 has.

14 Q. Why did you forward it to the
15 individuals at the Humane Society cc Kate and
16 Jessica?

17 A. What year is this? 2012? But what
18 did I say?

19 Q. You didn't say anything.

20 A. I don't know. Because I don't really
21 work with Kate. This is -- some of these people are
22 out of office, I mean -- I don't know.

23 Q. Okay. Did you know -- well, are you
24 aware that Sara Amundson attended the State of the
25 Union address in 2014?

1 A. I am.

2 Q. How did that come about, did you
3 invite her --

4 A. I get a ticket to every inauguration
5 and every State of the Union. It's my ticket and I
6 give it to people I want to give it to. One year I
7 gave it to a woman who was dying of cancer.

8 And I am tired of listening to
9 President Obama talk and I have no interest of going
10 to either his inauguration or his State of the
11 Union. Sara on the other hand worships the ground
12 that he walks on, so I thought she will enjoy this.

13 Q. I have a question about email
14 addresses. In the emails we received, there is one
15 email [REDACTED]@verizon.net. Who email address
16 is that?

17 A. It's our home computer.

18 Q. Do you use that email address
19 personally?

20 A. You mean for my personal?

21 Q. No, I mean do you use that email
22 address?

23 A. Sometimes if this thing isn't working,
24 sometimes I do, yeah.

25 Q. Does Representative Whitfield use it

1 as well?

2 A. Sometimes, not often.

3 Q. And then there is another email, wew

4 --

5 A. That's his personal.

6 Q. He uses that one?

7 A. Yeah, but he lost it, it's gone.

8 Q. Okay. Did you ever use that email

9 address?

10 A. If it was something like do you want
11 to go on this CODEL, shall I take the dogs out, have
12 you fed the dogs, maybe.

13 Q. Oh, I mean you would send something
14 from it?

15 A. Oh, no, no, no. No, no, no, no, no.

16 Q. But you do send emails from

17 [REDACTED]@verizon.net --

18 A. To whom?

19 Q. To anyone, well to members of
20 Representative Whitfield's staff.

21 A. It's possible. As I said, if my
22 computer is down, yeah.

23 Q. Okay. You complete evaluations as an
24 employee of HSLF?

25 A. I go through the motions, yeah, I

1 don't take them very seriously.

2 Q. In one of your evaluations in 2011 you
3 had a quote that says unusual willingness -- when
4 you were self-evaluating, says "unusual willingness
5 to sacrifice political capital and my husband's
6 political fortunes for the sake of the HSLF?

7 A. Right.

8 Q. What does that mean when you say
9 husband's political fortunes?

10 A. Can you hand me the document?

11 Q. I don't have the document.

12 A. Okay. You have to reread it then.

13 Q. Unusual willingness to sacrifice
14 political capital and my husband's political
15 fortunes for the sake of the HSLF.

16 A. Making people mad at me, making people
17 mad at what I do.

18 Q. So can you explain? I just don't
19 understand how that sacrifices his political
20 fortunes.

21 A. Making other members of congress
22 angry, so they are angry at him.

23 Q. Because of your work for the Humane
24 Society?

25 A. Yes.

1 Q. What is your current salary?

2 A. \$87,000. And I get paid that
3 regardless of what I work on, regardless of what I
4 work on.

5 MR. MORGAN: That amount is not tied
6 to the success of any particular pieces of
7 legislation.

8 A. Nothing, zero, nothing, no. If I were
9 working on a bill related to dog kennels, I would be
10 paid the same amount. Anything, doesn't matter what
11 I am working on.

12 Q. Do you have any questions?

13 MR. MORGAN: I would like to go back
14 through my notes to see.

15 Q. While he's looking, I just want to ask
16 you about this, it's a document bates stamped
17 EW4004770. I am going to ask about the statement
18 when you say Cory, please be sure that Ed votes for
19 the Peters amendment today.

20 A. This is another example of Ed and I
21 were probably in the car, it's 11:48 a.m., is that
22 we were talking -- wait a minute, oh, no, he was
23 talking with Stacey. And he probably said -- well,
24 maybe not, I don't know. I think what I was doing
25 here, I was reminding Cory that the time before Ed

1 was actually -- went to the house floor and spoke on
2 behalf of this bill, he was one of the primary
3 sponsors. And probably I had just found out that it
4 was coming up and probably I was wanting to make
5 sure they were aware that it was coming up for a
6 vote. And that he voted that way before, so.

7 Q. Okay. Thank you.

8 Well, I want to know in general about
9 the ethics restrictions that -- if you had any with
10 respect to contacting Ed's office, so did
11 Representative Whitfield ever talk to you about if
12 there are limits or restrictions on contacting his
13 staff?

14 A. He didn't need to. I mean I knew what
15 the restrictions were.

16 Q. What are the restrictions as you
17 understand them?

18 A. I am not supposed to lobby his staff.
19 I am not supposed to lobby him.

20 Q. Okay. You can -- which question were
21 you saying?

22 MR. MORGAN: I don't know that we have
23 the email here, but there was an email in which I
24 think you referenced having a meeting with
25 Representative Whitfield and outside ethics counsel,

1 not the ethics committee but like a political
2 attorney, I think it was Jan Baran perhaps that was
3 referenced in the email?

4 A. It had nothing to do with ethics, it
5 was a personal matter. It was not a political
6 matter, it had absolutely nothing to do with
7 congress.

8 MR. MORGAN: And when you say you
9 understand you are not to lobby Representative
10 Whitfield or his staff, what do you understand
11 lobbying means in that context.

12 A. I am not supposed to try to influence
13 them to take a position on legislation on behalf of
14 my client, my employer, HSLF.

15 MR. MORGAN: Okay. At any time of
16 day? Does that restriction apply sort of 24 hours a
17 day, seven days a week, wherever you happen to be or
18 is it limited to not lobbying them while they are in
19 the office or on official time?

20 A. I think it's all the time.

21 MR. MORGAN: Okay.

22 Q. And have you had that understanding
23 since you registered to lobby in 2011?

24 A. What is the relevancy of that
25 question? I don't understand what -- I don't

1 understand --

2 Q. I am trying to understand. You said
3 that's what your understanding is. How long has
4 that been your understanding?

5 A. It's kind of like a fish in water, I
6 don't know precisely when it started.

7 Q. Okay.

8 MR. MORGAN: Okay.

9 Q. Fair enough. Well, do you have
10 anything that you think would be helpful, anything
11 you want to clarify, any comments you would like to
12 make?

13 A. No. I mean -- no, I mean you know how
14 I feel, you can tell, I have made myself pretty
15 clear. I think -- I think you guys have done a
16 great job and I say that, even though it's been a
17 horrendous stress on ten or so people, but I think
18 you have done what you had to do, and so I don't
19 hold any ill-will against you, but I do know several
20 members, good men, who are choosing not to run again
21 because of the OCE, and it's really sad to me that,
22 you know, it is -- you know, I get upset because I
23 just think there are better things to do than drag
24 people.

25 But on the other hand, I understand

1 when a complaint is made even anonymously or by
2 someone stated that they are angry and they are
3 going to file one, you have to see it through,
4 but I just -- you know, I just think it's
5 unfortunate.

6 (Whereupon, the recording is
7 terminated.)

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CERTIFICATE OF OFFICER

I CERTIFY that the foregoing is a true and accurate transcript of the testimony and proceedings as reported stenographically by me at the time, place and on the date as hereinbefore set forth.

I DO FURTHER CERTIFY that I am neither a relative nor employee nor attorney nor counsel of any of the parties to this action, and that I am neither a relative nor employee of such attorney or counsel, and that I am not financially interested in the action.

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