

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

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UNITED STATES OF	)	Deposition of:
AMERICA,	)	
Plaintiff,	)	LYNETTE L. WILLIAMS
	)	
vs.	)	Time on record:
	)	5 Hours, 12 Minutes
RaPower3, LLC,	)	
INTERNATIONAL	)	Case No. 2:15-cv-00828 DN
AUTOMATED SYSTEMS,	)	
INC., LTB1, LLC, R.	)	Judge David Nuffer
GREGORY SHEPARD, ELDON	)	
JOHNSON and ROGER	)	
FREEBORN,	)	
	)	
Defendants.	)	

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August 9, 2016 \* 9:13 a.m. to 3:54 p.m.

Location: United States Attorney's Office  
185 South State Street -- Suite 300  
Salt Lake City, Utah

Reporter: Denise M. Thomas, CRR/RPR

**Plaintiff  
Exhibit**

E

Williams, Lynette L.

A P P E A R A N C E S

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A P P E A R A N C E S (Continued)

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\* \* \*

P R O C E E D I N G S

LYNETTE L. WILLIAMS,

having been first duly sworn to tell the  
truth, was examined and testified as follows:

EXAMINATION

BY MS. HEALY-GALLAGHER:

Q. Would you please say and spell your name  
for the record?

A. Lynnette Williams, L-y-n-e-t-t-e, middle  
initial L, Williams, W-i-l-l-i-a-m-s.

Q. Good morning, Ms. Williams. We are on the  
record in the case of United States versus RaPower3,  
et al., on August 9, 2016. We met a moment ago, but,  
again, my name is Erin Healy-Gallagher. I'm from the  
United States Department of Justice, the Tax  
Division, and I'm appearing on behalf of the  
United States. We have a court reporter here to  
record the proceedings.

MS. HEALY-GALLAGHER: Counsel, would you  
please make your appearances?

MR. JONES: Paul Jones for Lynette  
Williams.

MR. AUSTIN: Christian Austin and Travis

1 MR. JONES: Objection. Leading.

2 THE WITNESS: I don't know.

3 MR. REAY: Objection. Asked and answered.

4 Q. (By Ms. Healy-Gallagher) Do you remember  
5 whether he talked about sources of income from owning  
6 the lenses?

7 MR. JONES: Objection. Leading.

8 THE WITNESS: I don't remember.

9 Q. (By Ms. Healy-Gallagher) Ms. Williams,  
10 when's the last time you visited RaPower3.com?

11 A. I have no idea.

12 Q. Was it in the last year?

13 MR. JONES: Objection. Asked and  
14 answered.

15 THE WITNESS: I don't know.

16 Q. (By Ms. Healy-Gallagher) Are you aware of  
17 a member office section of the RaPower3 website?

18 A. I don't know what's on the website. There  
19 was at one point in time. I have no idea now.

20 Q. Have you ever logged in to a member office  
21 section of the RaPower3 website?

22 A. Yes, but it's been a long time.

23 Q. About how long?

24 A. I have no idea.

25 Q. Do you know if it was in the last year?

1 A. Not that I remember, no.

2 Q. Ms. Williams, do you have an understanding  
3 of what the term "sponsor" means with respect to  
4 RaPower3?

5 A. Sponsor. I don't know.

6 Q. Do you know whether you have a sponsor  
7 into RaPower3?

8 A. Oh, yes, I do, and I believe it's  
9 Greg Shepard, but I don't know for sure.

10 Q. And why do you think that?

11 A. Because he's the one that told me about  
12 the whole thing.

13 Q. Are you someone else's sponsor?

14 A. I sold lenses, so I don't know. I might  
15 be because of that. I don't know.

16 Q. Ms. Williams, how did you decide who to  
17 talk to about buying solar lenses?

18 MR. JONES: Objection, asked and answered;  
19 objection, vague; objection, calls for speculation.

20 THE WITNESS: I don't know. Am I supposed  
21 to have talked to somebody?

22 MR. JONES: No. Let her ask the  
23 questions.

24 Q. (By Ms. Healy-Gallagher) Here's my  
25 question: So you mentioned that you talked to

1 Q. Have you ever heard of an entity called  
2 DCL16BLT?

3 A. No.

4 Q. Ever heard of an entity called XSun  
5 Energy? That's the letter X, S-u-n Energy?

6 A. I don't believe so.

7 Q. You don't believe so?

8 A. No, I don't.

9 Q. How about the entity Sun Power Associates?

10 A. No.

11 Q. Have you ever heard of that entity?

12 A. No.

13 Q. Let's go back to the convention that we  
14 were talking about a little bit earlier.

15 When you say you went on a site visit  
16 connected with the convention, tell me about that  
17 site visit.

18 What did you do? What did you see?

19 A. I drove down in my own car, and I drove to  
20 the site where we were told to go that had equipment  
21 for us to look at, lenses. I looked at that and then  
22 drove out to where the towers are, looked at that,  
23 felt the heat, watched some guy have to move very  
24 quickly because it was very hot on his head. They  
25 gave me a little piece of the lens, took some

1 pictures, drove home.

2 Q. Okay. Let's break that down a little bit.

3 Who told you where to go?

4 A. The information was given to us at the --  
5 to me at the convention.

6 Q. Who gave it to you?

7 A. There was a piece of paper that was there  
8 on the table.

9 Q. Do you know who put that piece of paper on  
10 the table?

11 A. I have no idea.

12 Q. What did the piece of paper say?

13 A. It told me where to go in Delta.

14 Q. Did it give you driving directions?

15 A. I don't remember.

16 Q. Did it give you an address?

17 A. It must have because I ended up there.

18 Q. So when you got to the first place on your  
19 site visit, what did you see there? Was there a  
20 building? Was it open space?

21 A. It was a building, and it had some  
22 machinery in it, and they showed us how it worked,  
23 and that's what we saw.

24 Q. When you were at the building, who showed  
25 you the building?



1 A. Neldon.

2 Q. Neldon Johnson?

3 A. Uh-huh (yes) .

4 Q. Yes?

5 A. Yes.

6 Q. Who told you how the machinery worked?

7 A. Neldon.

8 Q. Neldon Johnson?

9 A. Uh-huh (yes) .

10 Q. Yes?

11 A. Yes.

12 Q. This will go faster if you will say

13 Neldon Johnson if you mean Neldon.

14 At the building, what did Mr. Johnson say  
15 about the machinery.

16 A. I don't remember.

17 Q. What did he say about how the machinery  
18 worked?

19 A. I don't remember.

20 Q. What did he say was the point of the  
21 machinery?

22 A. It was a part of the process. I don't  
23 remember specifics.

24 Q. Did Mr. Johnson say what was being  
25 produced there?

1           A.     It was part of the process. I don't  
2 remember the specifics.

3           Q.     Part of what process?

4           A.     Generating electricity.

5           Q.     So did Mr. Johnson say that energy was  
6 being generated on the site of the building?

7           A.     I don't remember.

8           Q.     What else did you see at the building  
9 site?

10          A.     There was a -- crap, I remember being  
11 right here. The lens was set up at the end so we  
12 could see the lens, you know, a pie thing  
13 (indicating).

14          Q.     Are the lenses that we're talking about  
15 sort of pie-shaped?

16          A.     The ones that I saw, yes.

17          Q.     So did you see a lens propped up on the  
18 floor or was it up in a tower when you were at the  
19 building site?

20          A.     It was set up in like a framework thing.  
21 It was not like leaning against the wall. It was  
22 like a framework thing like it would be attached on  
23 the tower so we could see how that worked.

24          Q.     Did Mr. Johnson explain how the lens  
25 worked?

1 A. Yes.

2 Q. When you were at the building site, did  
3 you see your lenses?

4 A. I have no idea.

5 Q. What else did you see at the building  
6 site?

7 A. There was a trailer there, and it did some  
8 kind of work, and we saw how it worked, and we went  
9 inside, saw it and we climbed back out.

10 Q. So what was happening in the --

11 A. I have not a clue. I just remember going  
12 in. It looked pretty cool. I have no idea. I don't  
13 know what it was. It was part of the process.  
14 That's all I know.

15 Q. Let me finish my question, please.

16 What was happening inside the trailer?

17 A. There was a piece of machinery that did  
18 something. I don't know.

19 Q. You don't know what it did?

20 A. I don't remember.

21 Q. Did Mr. Johnson explain what was happening  
22 inside the trailer?

23 A. Uh-huh (yes).

24 Q. Yes?

25 A. Yes.

1           Q.     At the building site, what else did you  
2     see?

3           A.     I think that's all I saw.

4           Q.     Did you take pictures at the building  
5     site?

6           A.     I took a picture of my daughter and I at  
7     the lens.

8           Q.     Did you take any other pictures?

9           A.     I don't remember.

10          Q.     Do you still have that picture?

11          A.     I have no idea. My computer crashed and I  
12     don't know.

13          Q.     About how many people were with you at the  
14     building site?

15          A.     You want me to guess?

16          Q.     I'd like to know from you how many people  
17     were at the site.

18          A.     I don't know exactly how many people were  
19     at the site.

20          Q.     Were there more than five?

21          A.     Then you're asking me to guess, and I  
22     don't know.

23          Q.     I'm asking for you to tell me if you think  
24     it was more than five.

25          A.     I think it was more than five.

1 Q. Do you think it was more than ten?

2 A. It was around ten I would guess, something  
3 like that. I don't know.

4 Q. With respect to your first site visit,  
5 we've talked about what happened at the first stop on  
6 that visit at the building that you saw?

7 A. Uh-huh (yes).

8 Q. Yes?

9 A. Yes.

10 Q. What was your next step on your site  
11 visit?

12 A. To go see the towers.

13 Q. Who told you where they were?

14 A. I don't think anyone told us. I think  
15 they just said follow and we followed them down the  
16 road.

17 Q. Who is "they"?

18 A. Whoever was in charge. Probably Neldon,  
19 Greg.

20 Q. Neldon Johnson and Greg Shepard?

21 A. Uh-huh (yes).

22 Q. Yes?

23 A. Yes.

24 Q. So describe for me, if you can, the area  
25 where the towers are.

1                   What did you see there?

2           A.     It's just flat ground, and the towers are  
3 there, and it has the lenses like what we saw on  
4 the -- I call them flying saucers. They look like  
5 that. I don't know what the right terms are, but the  
6 round thing on the tower.

7           Q.     Did you actually enter onto the site --

8           A.     Yes.

9           Q.     -- that has the towers?

10          A.     Yes.

11          Q.     Did anyone speak to you on the site?

12          A.     Yes.

13          Q.     Who was that?

14          A.     Neldon Johnson.

15          Q.     Anyone else?

16          A.     I talked to people around me.

17          Q.     Did anyone other than Neldon Johnson make  
18 any sort of presentation about the technology on the  
19 site?

20          A.     Not that I remember.

21          Q.     So what did Mr. Johnson say?

22          A.     I have no recollection. I don't know.

23          Q.     Do you have an understanding about how  
24 things worked on the site?

25          A.     Yeah.

1 Q. What was that understanding?

2 A. My understanding is that the rays come  
3 down and hit the lens and it generates heat, and  
4 that's what we saw.

5 Q. Ms. Williams, you saw lenses generate  
6 heat?

7 A. Yes, I did.

8 Q. How did you see that happen?

9 A. How did I see that happen?

10 Q. Yes. What happened to show you or help  
11 you understand that the lenses were generating heat?

12 A. I could feel it.

13 Q. Tell me about that.

14 Where were you standing? What was  
15 happening?

16 A. Right by the lens. I put out my hand, and  
17 I could feel the heat, and then there was one that  
18 came down and had a thing here and there was a lot of  
19 light that came through it, and that was pretty hot.  
20 I kept my daughter away from it. It looked pretty  
21 hot to me.

22 Q. Correct me if I'm wrong.

23 It sounds like there were two ways that  
24 heat was demonstrated to you; is that right?

25 A. No. It was still coming down through the

1 lens, but there was just one that went through the  
2 lens, and then it had another piece attached to it,  
3 so it was just a little further on in the process.  
4 Same thing, but just a little further in the process.

5 Q. I'm trying to understand sort of where you  
6 were in relationship to where the heat was coming  
7 through the lens.

8 Like was there a demonstration of someone  
9 holding a lens up that you felt heat underneath? Did  
10 you see something like that?

11 A. No. These were attached to the towers.

12 Q. Okay. So you saw lenses attached to  
13 towers?

14 A. Uh-huh (yes).

15 Q. And you felt heat --

16 A. Yes.

17 Q. -- from the lenses that were attached to  
18 the towers --

19 A. Yes.

20 Q. -- correct?

21 A. Yes.

22 Q. Okay. About how far away were you from  
23 the tower when you felt this heat?

24 A. I was underneath the tower.

25 Q. And you talked about the lens being



1 directed at something?

2 A. Well, the lens is up here -- the lens is  
3 up here (indicating). There was some little thing.  
4 I don't understand the process. I'm not the techie  
5 person there. I know it came down to this thing, and  
6 there was more heat that came through that.

7 Q. Does the term "concentrator" ring a  
8 bell --

9 A. That sounds right.

10 Q. -- for you?

11 A. The thing was -- I think that sounds  
12 right.

13 Q. And about how far away were you from the  
14 concentrator?

15 A. Pretty close, because I went up to feel  
16 the heat.

17 Q. So did you put your hand under --

18 A. Uh-huh (yes).

19 Q. Let me finish the question.

20 Did you put your hand under the  
21 concentrator?

22 A. Either under or right by it. I couldn't  
23 tell you for sure.

24 Q. Did it burn you?

25 A. No. It was quick because it was very hot.

1 I probably just went around it or something. I don't  
2 know. I could feel there was heat coming through.

3 Q. Did anyone get burned?

4 A. Not that I know of. I don't know.

5 Q. Not that you saw?

6 A. (Witness shaking head negatively.)

7 Q. Correct?

8 A. Huh-uh, no.

9 Q. Did you see anything burned while you were  
10 on the site at your first site visit?

11 A. I don't remember.

12 Q. Did you see anything other than the lenses  
13 on the towers while you were on your first site  
14 visit?

15 A. The concentrator, the towers.

16 Q. Anything else?

17 A. I don't remember.

18 Q. On your first site visit, Ms. Williams,  
19 were you ever asked to sign a nondisclosure  
20 agreement?

21 A. No, huh-uh.

22 Q. Did you ever actually sign a nondisclosure  
23 agreement?

24 A. No. You can go take a look. It's all  
25 public. Just drive down there, go see them.

1 Q. Correct me if I'm wrong. I just want to  
2 make sure I'm understanding.

3 Did you say that somebody walked  
4 underneath the concentrator or burned -- somebody's  
5 head got burned or warm or --

6 A. I couldn't say that myself, but I think  
7 there was something that happened around that. I  
8 don't know. It was warm. I know it was warm.  
9 That's all I could tell you.

10 Q. On your first site visit, did anyone tell  
11 you that the lenses were in use to generate  
12 electricity?

13 A. I don't remember.

14 Q. To your understanding, Ms. Williams, have  
15 your lenses ever been used to generate electricity?

16 A. I don't know.

17 Q. All right. So did anything else happen on  
18 your first site visit to Delta, Utah?

19 A. Not really. I think that's what happened.

20 Q. And, Ms. Williams, I believe you testified  
21 you went to more than one RaPower3 convention?

22 A. Uh-huh (yes).

23 Q. Yes?

24 A. Yes.

25 Q. So what, if anything, was different about

1 form of handouts at your first RaPower3 convention?

2 A. I don't think so. I don't know. I don't  
3 think so.

4 Q. Did you get any materials in the form of  
5 handouts at your second RaPower3 convention?

6 A. I don't think so.

7 Q. For your second site visit, what was your  
8 first stop?

9 A. Well, I went back to the same place that I  
10 had gone before, but apparently they moved, so then I  
11 went to the -- that was my mistake. Then I went out  
12 to the site to see the towers and they weren't there,  
13 and so I called Greg, and he said they were having  
14 lunch at some park or something, so I went there, and  
15 that's where I met up with them, and then we went to  
16 a warehouse. Maybe that's not the right term, but a  
17 big building where they were -- there were a bunch of  
18 lenses and they were manufacturing things. I don't  
19 know what the right terminology is. Sorry, but I  
20 don't know, and they showed us how they were putting  
21 things together.

22 Q. So when you got to the site and no one was  
23 there, why did you call Greg Shepard?

24 A. Because Greg knows lots of stuff, so I  
25 called Greg.

1 Q. And Mr. Shepard told you to meet them at  
2 the park?

3 A. Uh-huh (yes) .

4 Q. Yes?

5 A. Yes.

6 Q. After the park, you went to a warehouse  
7 you said?

8 A. I don't know if that's the right term.  
9 Maybe manufacturing plant is a better term. I don't  
10 know what the right terminology is, so I don't want  
11 to be using the wrong term and being told it's the  
12 wrong term. I don't know the right term.

13 I went to a building, and it had a lot of  
14 lenses and they were doing other stuff. Again, it's  
15 part of the process, but I don't know all the pieces.

16 Q. So when you went to the building, did  
17 anyone make a presentation to you and the group?

18 A. Neldon.

19 Q. Mr. Neldon Johnson?

20 A. Yes.

21 Q. What did Mr. Johnson say?

22 A. I don't remember.

23 Q. Did he give you a tour of the building?

24 A. We went inside the building, yes.

25 Q. Did you walk around the building?

1 A. Yes, I did.

2 Q. Did you look at different things that were  
3 in the building?

4 A. Yes, I did.

5 Q. Did Mr. Johnson lead that?

6 A. I don't think so. I think, if I remember  
7 right, he talked to us in the front, and then we just  
8 got to walk through.

9 Q. What did Mr. Johnson say?

10 A. I don't remember.

11 Q. About how many people were with you at the  
12 building?

13 A. My daughter was with me. There were more  
14 this time, but I don't -- maybe 20. I don't know. I  
15 don't know. I don't know.

16 Q. Do you know if those approximately 20  
17 people were already customers of RaPower3?

18 A. I have no idea. I don't know anything  
19 about that.

20 Q. What, if anything else, happened at the  
21 building?

22 A. That was it. He talked to us in the front  
23 and we got to walk through and look at stuff. That  
24 was it.

25 Q. What happened next?

1           A.     If I remember right, I left after that.

2     We came home.

3           Q.     So did you not visit the site with the  
4     solar towers after the warehouse?

5           A.     No.

6           Q.     Why not?

7           A.     Time frame wise I needed to get home.

8           Q.     When you had gone to the solar tower site  
9     before joining the group at the park --

10          A.     Uh-huh (yes).

11          Q.     -- how much time did you spend there?

12          A.     Not a long time. I bet we were there  
13     30 minutes or something, just kind of walked around a  
14     little bit.

15          Q.     What, if anything, on the site where the  
16     towers were was different on your second visit as  
17     opposed to your first visit?

18          A.     There were more things put together and  
19     there were -- I don't know what it was. I think that  
20     there was something over on the one side. Obviously,  
21     things had happened, more stuff was going on, but I  
22     couldn't tell you -- I couldn't sit here and say, oh,  
23     this was different or that was different. It was  
24     different. It was like it had progressed. There  
25     were more things. That's all I could tell you. I

1 A. Yeah.

2 Q. Why do you think that?

3 A. Just because of more stuff that was there.

4 Q. Did you feel heat from the lenses while  
5 you were there on your second visit?

6 A. I don't remember.

7 Q. On your second visit, did you see any  
8 lenses in use to produce electricity?

9 A. I don't remember.

10 Q. All right, Ms. Williams, do you recall  
11 having participated in a third RaPower3 convention?

12 A. No, I don't. Sorry.

13 Q. Do you recall having made a third site  
14 visit to Delta, Utah?

15 A. I don't remember.

16 Q. With respect to your second RaPower3  
17 convention, were you ever asked to sign a  
18 nondisclosure agreement?

19 A. No.

20 Q. Did you ever actually sign a nondisclosure  
21 agreement?

22 A. I don't remember doing it, no.

23 Q. Ms. Williams, do you recall ever hearing  
24 the law firm name Kirton McConkie?

25 A. I heard Greg mention that.



1 A. Greg.

2 Q. Greg Shepard?

3 A. Uh-huh (yes).

4 Q. Yes?

5 A. Yes.

6 Q. Was Greg Shepard the one who filmed the  
7 video?

8 A. I'm sorry. I don't remember.

9 Q. Do you remember who filmed the video?

10 A. I don't.

11 MS. HEALY-GALLAGHER: Let's go off the  
12 record for a second.

13 (Discussion held off the record.)

14 MS. HEALY-GALLAGHER: Okay. You can put  
15 Plaintiff's 113 aside.

16 Plaintiff's 114, please.

17 (EXHIBIT 114 WAS MARKED.)

18 MS. HEALY-GALLAGHER: Ms. Williams, please  
19 take a look at Plaintiff's Exhibit 114.

20 For the record, this is marked as  
21 Gregg\_P&R-2242 through 2244.

22 THE WITNESS: I'm sorry. I thought you  
23 were going to look at them. I apologize.

24 Q. (By Ms. Healy-Gallagher) All right.  
25 Plaintiff's Exhibit 114 is an e-mail from

1 Greg Shepard, greg@rapower3.com.

2 Do you see that?

3 A. Uh-huh (yes).

4 Q. Yes?

5 A. Yes.

6 Q. The date is Saturday June 30, 2012,

7 correct?

8 A. Yes.

9 Q. And the subject is Convention Photos.

10 Do you see that?

11 A. Yes.

12 Q. The e-mail purports to attach convention

13 Monday.JPG and convention Tuesday.JPG.

14 Do you see that?

15 A. Uh-huh (yes).

16 Q. Yes?

17 A. Yes.

18 Q. The e-mail reads: "Thanks to Lynette

19 for these two photos. 1. Monday's leadership

20 meeting 2. Neldon Johnson explaining the

21 turbine."

22 Do you see that?

23 A. Uh-huh (yes).

24 Q. Yes?

25 A. Yes.

1           Q.     Then if we take a look at the next couple  
2 of pages, on 2243 and 44 there are photos, correct?

3           A.     Yes.

4           Q.     Did you take these photos?

5           A.     I must have. If he said I did, then I  
6 probably did.

7           Q.     So, Ms. Williams, you attended at least a  
8 third RaPower3 convention, correct?

9           A.     I don't think so. I thought I was -- I  
10 don't know. This is my memory of where the first one  
11 was (indicating), and this is my memory of where the  
12 second one was (indicating), but maybe I missed  
13 something.

14          Q.     So, maám, you are pointing at the page  
15 marked 2243 --

16          A.     I just remember I told you it was  
17 upstairs, and this one I said was downstairs,  
18 remember I told you that, in the auditorium. That's  
19 this one -- maybe my memory isn't right, but I don't  
20 remember them being together like that, but okay. I  
21 guess I did because he wouldn't lie, so I must have  
22 taken the pictures. I don't know. I don't recall  
23 that, but okay.

24          Q.     So let's unpack that a little bit.

25                 The picture that's in 2243 you recognize

1 as being a room where?

2 A. In the Salt Lake Library.

3 Q. And you said it was upstairs?

4 A. (Witness nodding head affirmatively.)

5 Q. Yes?

6 A. My recollection, yes, it's upstairs.

7 Q. And you have been in that room, correct?

8 A. Yes.

9 Q. Yes?

10 A. Yes.

11 Q. And you have taken pictures at RaPower3  
12 conventions before, correct?

13 A. Yes.

14 Q. Do you know who the people are in the  
15 picture at 2243?

16 A. I think that's Greg, but I can't really  
17 see it too well.

18 Q. Who are you pointing to?

19 A. Right here (indicating). I think that's  
20 Greg, but I could be wrong.

21 Q. So a gentleman in the front row, the  
22 fourth from the left?

23 A. Sitting down the third one from the left.

24 Q. Third one from the left. Okay.

25 Do you recognize anyone else in this

1 picture?

2 A. I don't. I'm sorry.

3 Q. Please turn the page to 2244.

4 Maám, you said you recognized the room  
5 featured in this photo, correct?

6 A. This is the one I told you about.

7 Q. Where is this room?

8 A. It's the auditorium downstairs at the  
9 library.

10 Q. Are you able to see who is at the podium?

11 A. It's hard to see. I think that's Neldon.

12 Q. Neldon Johnson?

13 A. Yes. And Greg, I think, is sitting at the  
14 table.

15 Q. And that's Greg Shepard behind the laptop  
16 at the front of the room?

17 A. I believe that's correct.

18 Q. Do you know what's pictured on the screen?

19 A. It says it over here. The turbine. I  
20 think that's what the turbine looks like.

21 Q. Maám, do you remember what happened during  
22 the leadership meeting on Monday?

23 A. No, I don't. I'm sure it was more  
24 conversation, but I don't know.

25 Q. Do you remember anything else that