

Deposition

2<sup>ND</sup> DAY

STATE OF CONNECTICUT  
PROBATE COURT  
DISTRICT OF GREENWICH  
DISTRICT NO. 057

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In the Matter of:

ESTATE OF GEORGE ALLEN SMITH, IV : Volume II

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**CONFIDENTIAL**

Continued Deposition of  
JENNIFER HAGEL SMITH, taken pursuant to Section 13-26,  
et seq., of the Connecticut Practice Book, at the  
Hagel Residence, 12 Sachem Drive, Cromwell, Connecticut,  
before Patricia Saya, LSR No. 0037, a Registered  
Professional Reporter and Notary Public in and for the  
State of Connecticut, on April 17, 2007, at 9:30 a.m.

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

2 For George Allen Smith, III and  
3 Maureen W. Smith:

4 THE KELLY GROUP, PC  
5 515 Fifth Avenue  
6 New York, New York 10036  
7 (212) 704-0500  
8 By: JOHN QUINLAN KELLY, ESQ.

9 -and-

10 IVEY, BARNUM & O'MARA, LLC  
11 170 Mason Street  
12 Greenwich, Connecticut 06830  
13 (203) 661-6000  
14 By: MICHAEL J. JONES, ESQ.

15 For Jennifer Hagel Smith:

16 BRODY, WILKINSON AND OBER, PC  
17 2507 Post Road  
18 Southport, Connecticut 06890-1259  
19 (203) 319-7100  
20 By: DOUGLAS R. BROWN, ESQ.

21 -and-

22 WALKER & O'NEILL  
23 Suite 430 - Plaza 57  
24 7301 SW 57th Court  
25 Miami, Florida 33143  
By: JAMES M. WALKER, ESQ.

-and-

FARRELL, GUARINO & BOCCALATTE, PC  
141 Broad Street  
Middletown, Connecticut 06457  
(860) 347-9038  
By: ELIZABETH N. BRYNE, ATTY.

1 J E N N I F E R H A G E L S M I T H ,  
2 called as a witness, having been previously duly sworn,  
3 was examined and testified as follows:

4 DIRECT EXAMINATION

5 CONTINUED BY MR. KELLY:

6 Q. Jen, going back to July 5th of 2005, you  
7 indicated you had gone to the spa for a massage; is that  
8 correct?

9 A. Yes.

10 Q. And that was a prescheduled appointment that  
11 both you and George had?

12 A. Yes. The appointment was for 10 o'clock. I  
13 do realize that one of the issues has always been why  
14 did you arrive closer to 9 o'clock. I think it was  
15 shortly thereafter, 8:30, when I actually left.

16 The only reason I would know that is because I  
17 believe there was a time -- an hour time difference.  
18 That could have been the reason. Otherwise, I am not  
19 really sure why I would have gone early, but I did have  
20 a scheduled massage with George at that time, not a  
21 couples massage, as I indicated, but two separate  
22 massages.

23 Q. Who had made the appointment for the massages?

24 A. We both did. The first day of the cruise,  
25 when everybody has to get their lifejackets on, the

1 first thing we did was go and make those appointments  
2 because those fill up quite fast, or so we had been  
3 told. So we put our lifejackets on, along with the rest  
4 of the ship, and decided to do it on the first day. So  
5 we made those appointments for the massages that day.

6 Q. Did you and George actually walk into the spa  
7 and make the appointments?

8 A. Yes, we did.

9 Q. And forgive me. I think I asked this the  
10 other day, but had you had any massages on the cruise  
11 prior to the 5th?

12 A. Yes, I had a -- or not a massage, it is like a  
13 detoxification treatment, which is, you know, just  
14 different than an actual massage. And I had also gone  
15 and another occasion to get my nails done.

16 Q. Now, you had just been talking about the time  
17 differential between your appointment --

18 A. Yes.

19 Q. -- and the time you actually showed up at the  
20 spa. What is your understanding of what time you showed  
21 up at the spa on July 5th?

22 A. I understand I showed up sometime between 8:30  
23 and 9 o'clock in the morning.

24 Q. And where did you get that understanding from?

25 A. The ship -- I believe that it came from the

1 ship's log records, as well as I know that Mrs. Smith  
2 had always -- you know, at the time when they began to  
3 be I guess suspicious of me or tried to be negative  
4 toward me in some way, they would always have a question  
5 about that and made that something that they wanted me  
6 to be aware of and questioned why was I early to the  
7 appointment, which seemed like a really insignificant  
8 point or a moot point at that time, which had nothing to  
9 do with, I guess, you know, the night before, or  
10 something else for that matter.

11           The only thing at this time I had been able to  
12 come up was the fact that George, being that he was very  
13 much like OCD and always trying to rush me and whatnot,  
14 he would always set clocks. He is one of those people,  
15 as soon as he knew about a time difference or time  
16 change, he would immediately do it. And at that point,  
17 there was a one-hour time change difference, so  
18 probably, in my guess, is that the clock at the cruise  
19 ship doesn't actually change but the clock in our room  
20 changes.

21           Q.     Did you ever see any written reports or  
22 anything indicating what time you arrived in the spa?

23           A.     Yes, I believe. I believe so. I believe that  
24 there was a timeline of -- or at least I know from RCL,  
25 the statements they have made, that I went down to the

1 spa at that time.

2 Q. When you say "from RCL," who in particular  
3 from RCL?

4 A. Well, their counsel, I believe, has knowledge  
5 of that. And I know that, you know, that may also -- I  
6 know the FBI has knowledge of my whereabouts sort of at  
7 all times or them putting the pieces together.

8 Q. Let's take those one at a time. With regard  
9 to RCL, did you see someone on TV talking about your  
10 timeline? You mentioned a representative from the  
11 cruise ship?

12 A. Yes. I have seen a number of timelines on TV.  
13 I have seen some more accurate than others.

14 Q. I will stop you there. Tell me about the  
15 timelines you recall seeing on TV, first of all?

16 A. Well, I know that some specials -- they would  
17 try to reenact the incident, and they would try to take  
18 the evening and go, you know, time -- they would try to  
19 take the evening sort of like an hour or so at a time  
20 and try to reenact, and these were just sort of -- you  
21 know, this is on TV, so mind you, it is difficult for  
22 them to take fact and fiction and to sort of mend them  
23 together.

24 So I would be careful of assuming anything,  
25 that anyone has seen specific timelines, that they are a

1 hundred percent accurate. I would like to think I would  
2 go off what the FBI has been able to come up with as  
3 well as the actual records from the ship, meaning key  
4 lock entries and things of that nature.

5 Q. Staying focused a little bit on the TV  
6 timelines that you recall seeing, do you recall, first  
7 of all, on what shows you may have seen these?

8 A. I do not recall at this time.

9 Q. Do you recall who the representative was from  
10 Royal Caribbean that you saw discussing any timelines on  
11 TV?

12 A. I do not recall specifically at this time.

13 Q. You indicated that some timelines were more  
14 accurate than others that you recall. Could you tell me  
15 what timelines you recall as being more accurate than  
16 others?

17 A. What I meant by that is that has been on TV or  
18 had been on TV night after night after night, so you  
19 have panelists and so-called "experts" trying to put  
20 this all to some sort of time frame that makes sense.  
21 None of these people -- in the end which I have come to  
22 learn -- were really actually experts. They were just  
23 called "experts" on TV.

24 So much of what they were saying -- I feel as  
25 though they filled in a lot of gray areas to sort of



1 make sense of the situation. Most people talking on TV  
2 were more or less, you know, babbling fools because they  
3 had no more or less idea of what happened than someone  
4 sitting at home on their couch. They were not there and  
5 they were just making observations.

6 Q. You indicated that you had seen one or more  
7 that was accurate than others. That is what I am  
8 asking. Do you recall anything in particular that you  
9 saw on TV that struck you as accurate?

10 A. I think the accounts with regard to noise  
11 complaints, when you saw -- for example, Clete Hyman, he  
12 was somebody who was on the other side of our cabin, and  
13 he was trying to get down a specific timeline with  
14 regard to what he was hearing. And because he was, you  
15 know, I guess a witness to those noise complaints and  
16 the one who had even made a noise complaint, he would be  
17 more in a position to try to work with the FBI so that  
18 they can hammer out a more accurate timeline.

19 Q. You also indicated that you had seen records  
20 from RCL that constituted a timeline of some sort,  
21 records or things like that?

22 A. Yes.

23 Q. What would those be?

24 A. The locklink records from our state room, for  
25 example, were consistent with some of the noise

1 complaints that RCL had received from Clete Hyman as  
2 well as consistent with the crew bringing me back to my  
3 room the time that they had said that they had found me,  
4 I guess around, you know, sometime after 4, and then  
5 they had come to our cabin, apparently, to check it out.

6 So they had come in at that time, which was  
7 another locklink entry, and then they had gone back, I  
8 was told, and got me and then brought me back to the  
9 room. So both times this happened at sometime after  
10 4:30 a.m., according to those locklink entries, which  
11 were consistent with the time that Clete Hyman said had  
12 passed where he didn't hear anything.

13 And then I believe -- and I do not remember  
14 specifically at this time, but I do believe, you know,  
15 one of the other neighbors heard some sort of knocking  
16 at our state room door as well on the other side of us.

17 Q. Now, the other day, Friday, I showed you a  
18 letter that was dated December 19th, 2005, to your  
19 counsel, Mr. Walker and Mr. Rivkind. Do you remember  
20 that letter?

21 A. I remember the letter.

22 Q. And in that letter, they listed a number of  
23 records and documents that accompanied that letter. Do  
24 you remember that also?

25 A. Yes.

1 Q. And you said --

2 MR. BROWN: Can she look at the letter?  
3 Do you have the exhibit?

4 MR. KELLY: Yes.

5 Q. In that letter, it makes reference to the  
6 locklink records that are enclosed?

7 A. Yes.

8 Q. Is it safe to say you received a copy of  
9 everything listed in that letter?

10 A. I believe so.

11 Q. Including the locklink records?

12 A. Yes.

13 Q. And from the testimony you gave a minute ago,  
14 is it fair to say that you reviewed the locklink records  
15 yourself?

16 A. Yes. At the time I received the locklink  
17 records, I reviewed them extensively with, you know, my  
18 family. My father is a retired police sergeant, and Jim  
19 and I also just -- obviously, at that time consistent  
20 with the FBI and things that I was, you know --

21 MR. BROWN: You answered the question.

22 MR. KELLY: Somewhere in there.

23 Q. With regard to the locklink records you  
24 reviewed, were the locklink records consistent with the  
25 time you and George returned to the room when he left

1 his jacket there?

2 A. Yes, I believe so.

3 Q. And with the locklink records you reviewed,  
4 you indicated they were consistent with the noise  
5 complaints from Clete Hyman next door. Is that correct  
6 also?

7 A. Well, I don't think they responded right away,  
8 so I think he said some time had elapsed before someone  
9 had arrived or gone into the cabin, so I believe they  
10 are accurate with regard to them coming shortly  
11 thereafter or at least within a half hour of his noise  
12 complaint.

13 Q. And you also indicated that the locklink  
14 records were consistent with your being found and  
15 returned to the room by the RCL members?

16 A. Yes. Yes.

17 Q. And I just want to back up a minute. We were  
18 talking about timelines before. Did you ever see a  
19 timeline, an actual timeline, prepared by RCL with  
20 regard to your and George's actions the early morning of  
21 July 5th?

22 A. I do not recall.

23 Q. And you also mentioned the FBI, that they had  
24 constructed a timeline of sorts. Is that correct?

25 A. Yes.

1 Q. And did you ever see anything in writing in  
2 terms of a timeline they had put together?

3 A. From the FBI, no.

4 Q. Did you ever discuss an actual timeline with  
5 the FBI that they had pieced together?

6 A. I would always try to discuss things with  
7 them. It was very one-sided, however. I could give  
8 them as much --

9 MR. KELLY: Off the record.

10 (Off the record discussion.)

11 A. I would tell them as much as I knew or tried  
12 to put pieces together. I knew what they were trying to  
13 do, and I was trying to assist them. Obviously, they  
14 were trying to reconstruct the evening or reconstruct  
15 the timeline, but they could never share a physical  
16 timeline per se they had created with me.

17 Q. Did you give them -- "them" meaning the FBI.  
18 Did you give the FBI a timeline in terms of your  
19 movements as much as you could remember for the morning  
20 of July 5th, 2005?

21 A. As much as I can remember, I always told the  
22 FBI, yes.

23 Q. Could you recount for me here the timeline as  
24 you best remember having given it to the FBI at some  
25 point?

1           A.     As I told you on Friday, the last specific  
2 time I remember was at a meeting at 11 o'clock, was  
3 around the time we were supposed to meet Paul and  
4 Galina. After that specific times, there were none  
5 after that I could specifically say I know I was here at  
6 this time. I couldn't say that after that point. I  
7 just know that we dropped off the jacket at around that  
8 time and --

9           Q.     Which time? I'm sorry?

10          A.     At around 11, shortly thereafter. And then  
11 after that, I could no longer give a specific timeline.  
12 The time was not something I could keep track of. And  
13 at that time -- I was trying to do the best I could with  
14 you as well on Friday to give you, you know, sometime  
15 between a half hour and 2 hours. I realized that that  
16 is, you know, a big difference in time, a half hour and  
17 2 hours, but I am just trying to be helpful and I am  
18 just trying to give you as much as I can.

19          Q.     You recall leaving Chop Restaurant? Is that  
20 correct?

21          A.     Yes.

22          Q.     And what is your best estimate of the time you  
23 left?

24          A.     11 o'clock p.m.

25          Q.     And you remember going to -- was there some

1 bar you stopped at right outside?

2 A. The Schooner Bar, to meet Paul and Galina, but  
3 it was just Galina that had met us.

4 Q. You remember that; is that correct?

5 A. Yes.

6 Q. How long did you stay at the Schooner Bar, if  
7 you recall?

8 A. We didn't stay there. We just met there, and  
9 George and I went back to the room to drop off his  
10 jacket, and we were going to meet them back in the  
11 casino.

12 Q. You do remember going back to the room?

13 A. Yes.

14 Q. Do you remember arriving back at the casino?

15 A. Yes.

16 Q. Do you remember approximately how long you  
17 were at the casino?

18 A. I have no idea how long we were there  
19 specifically.

20 MR. BROWN: You answered the question.

21 Q. Could you approximate for me?

22 A. I know it was more than 15 minutes, and any  
23 time thereafter -- I don't know how long it started or  
24 lasted. That is when -- I suggested to you the time is  
25 not something I could put into minutes or hours after

1 that point.

2 Q. You do remember leaving the casino at some  
3 point?

4 A. At some point, I remember leaving the casino  
5 and going to a revolving bar area.

6 Q. Do you remember how you paid for your detox  
7 treatment in the spa?

8 A. Sea pass card, I think. I think it goes -- I  
9 do not remember, but I believe you pay with everything  
10 with -- I believe you pay with your sea pass card. I am  
11 not sure if you can pay with cash. If I wanted to pay  
12 with cash, I would have paid with cash. If I wanted to  
13 pay with my sea pass card, I would have paid with my sea  
14 pass card. Most of the time we didn't have a ton of  
15 cash on us, a few hundred dollars at most at any given  
16 point, and that would be it.

17 Q. Before the morning of July 5th, you had been  
18 in the casino previous nights?

19 A. Yes.

20 Q. Do you ever remember you or George paying for  
21 drinks with cash in the casino?

22 A. I do not recall.

23 Q. With regard to your room key --

24 A. Yes.

25 Q. -- you needed a specific -- how did you get in



1 and out of your room, if you could tell me?

2 A. With a -- it sorts of looks like the size of a  
3 license, maybe a little bigger. It has got a picture on  
4 it. It is a swipe card that they have in many hotels  
5 now.

6 Q. When you say "a picture," would your card have  
7 your picture on it?

8 A. Yes. Actually, take that back. I am not sure  
9 the card has your picture, but I believe when you come  
10 in and out of -- when you come on and off the ship, your  
11 picture will come up on a computer screen so that the  
12 official handling passengers going in and out of the  
13 ship can make sure that you are the person on your card.  
14 I don't recall that your picture is actually on your  
15 card. It may just be your name.

16 Q. And did you need this -- for lack of a better  
17 word, can we call it key card or swipe card? Is there a  
18 proper term for it that you know of?

19 A. A sea pass.

20 Q. The sea pass is what you would use to get into  
21 the room?

22 A. Yes.

23 Q. Is that sea pass the same card that you would  
24 use to pay for things on the boat?

25 A. I believe so.

1 Q. Did you need to use your sea pass to exit the  
2 room also?

3 A. No.

4 Q. Only for entry into it?

5 A. Yes.

6 Q. And did you have one or more sea passes issued  
7 to you individually?

8 A. One each.

9 Q. You had one? George had one?

10 A. Yes.

11 Q. Do you know where your sea pass card is today  
12 as we sit here?

13 A. I believe --

14 MR. BROWN: Don't guess. Do you know  
15 where it is?

16 A. I don't have it today. I think the FBI has  
17 it.

18 Q. When was the last time you saw your sea pass  
19 card?

20 A. I had found it in the same black purse that I  
21 had gone. It was sort of a purse that wraps around you,  
22 those kind of vacation purses, so you don't lose it. It  
23 was in the pocket of that purse.

24 Q. When did you --

25 A. But when I exited the room that morning to go

1 for my massage --

2 Q. Did you take that purse with you?

3 A. Yes.

4 Q. Did you keep that purse with you after you  
5 left the massage?

6 A. Yes.

7 Q. Did you ever see George's sea pass card after  
8 the morning of July 5th?

9 A. In pictures.

10 Q. Do you know whether the actual card was  
11 recovered?

12 A. I believe the FBI must have it. I have seen  
13 it in a video of the room on sort of a coffee table or a  
14 table that just had our alarm clock and a radio. So it  
15 was on a table, and I saw it. I know it was still in  
16 the room. I believe I saw it on a video or pictures  
17 taken of the room after this had happened during the  
18 day, during the investigation.

19 Q. Do you know who had taken that video?

20 A. I believe the Turkish authorities that were  
21 doing the investigation took that video of the room.

22 Q. Where did you actually see the video?

23 A. At the FBI headquarters with Sean O'Malley.

24 Q. Do you know what time that video was taken  
25 during the day of July 5th?

1 A. I believe during the afternoon sometime.

2 Q. Were you able to tell from looking at the  
3 video whether your belongings had already been removed  
4 from the room?

5 A. They had not already been removed from the  
6 room.

7 Q. Do you recall in that video whether the safe  
8 was opened or closed?

9 A. I do not recall. I wish I had access to that  
10 video again. It was a one-time deal, and so I can only  
11 tell you things that I recall from that video. I was  
12 only able to view it once.

13 Q. Was this a one-time deal with the FBI?

14 A. Which part?

15 Q. To see the video?

16 A. Yes, one day. If I needed to go back and do  
17 something, I could, but one day.

18 Q. And what month was this in, if you recall,  
19 that you saw the video?

20 A. I do not recall at this time.

21 Q. Was it less than 3 months after George's  
22 disappearance?

23 A. No. I believe it was after the first few  
24 months because it needed to get back from Turkey into  
25 the FBI's hands, and I think I told you that on Friday I

1 think they needed to do something to the video so they  
2 could view it.

3 Q. Going back to the locklink records that you  
4 had looked at earlier -- I think I asked you this, but I  
5 will ask you again. I apologize. Was there an entry of  
6 the locklink records consistent with you being returned  
7 to the room after you were found by a crew member?

8 A. I believe so. They don't say who was  
9 entering. They just said the room was entered, so they  
10 are not specific to whose card is being used at all  
11 times. But it could have made sense with what I was  
12 being told by the FBI and they had said I was found at a  
13 certain time, and RCL had said that they had found me  
14 and had entered the room once and then again when they  
15 had put me back into it.

16 Q. Is it your understanding that a Royal  
17 Caribbean representative had entered the room before  
18 they put you in it?

19 A. That is my understanding.

20 Q. Tell me the best you can what you were told of  
21 that sequence?

22 A. That there was a knock at the door, and before  
23 putting me back into the room, that they were going to  
24 go into the room for whatever reason. I am not sure  
25 why. I am not sure what their protocol is when they

1 find a passenger unconscious, how they go about putting  
2 them back into their room. They checked the room. I am  
3 not sure even for what. I am not sure if they were  
4 checking to see if somebody was in it. I am not sure if  
5 they were checking because of the noise complaints that  
6 were made prior. I am not sure -- I am not sure why,  
7 but they did check the room.

8 Q. Do you know where you physically were when  
9 they checked the room before putting you back in it?

10 A. I do not know. I only know where that they  
11 had found me on the 9th floor on the opposite end of the  
12 ship.

13 Q. Just from your experience on the ship, do you  
14 have an understanding of where you were found?

15 A. Yes. I was found on the opposite -- so  
16 diagonal from where my room was is where I was found. I  
17 was found on the other side, on the complete opposite  
18 end.

19 Q. In terms of walking, how many minutes would it  
20 have taken, just for a normal walk, to get from your  
21 cabin, 9062, to the location you were found at?

22 A. I believe when Dr. Lee had boarded the ship,  
23 he had made the walk to see how long it would have  
24 taken, and it was significant, and it would have taken a  
25 number of minutes. It is a large, very, very large

1 ship. So somebody who was perhaps not walking so well,  
2 it might take them a fairly long time.

3 How long it would have taken them to wheel me,  
4 because I was put into a wheelchair, I do not know. I  
5 do not believe that they wheeled me directly there, once  
6 they found me, to the room. I think they -- I think  
7 there is a protocol that they have to follow, or I would  
8 hope that they follow, to see who am I. I don't know  
9 exactly what they did with me once they found me.

10 Q. Do you have any recollection of being found  
11 that morning?

12 A. No.

13 Q. Do you have any recollection of being in a  
14 wheelchair at any time?

15 A. No.

16 Q. Did anybody from RCL ever explain to you what  
17 steps they took from the moment they found you until the  
18 moment they left you in your room?

19 A. To this date, I do not recall, but I know in  
20 the beginning, no. "In the beginning" meaning, you  
21 know, within the first month of this happening, no. I  
22 had no -- I had no idea of what steps they had taken.

23 Q. As you sit here today, do you know what steps  
24 they took?

25 A. I am not 100 percent sure what steps they

1 took.

2 Q. What is your best understanding of what was  
3 done with you from the time you were found in that  
4 corridor until the time you were put back in your room?

5 A. I don't know, but I know that some time had  
6 elapsed from the time that they had found me versus the  
7 time I was put back into my room. My best guess would  
8 be about 10 to 15 minutes had elapsed. I know I  
9 shouldn't guess, but they had found me and had me for a  
10 little bit of time.

11 Q. What is that guess based on? You said 10 to  
12 15 minutes?

13 A. I believe there is a record that I was found,  
14 and I think when I am found, that that is recorded, and  
15 after that is recorded, they have a key lock entry to I  
16 believe them going into the room once and then going  
17 into the room twice, the second time them putting me  
18 into the room.

19 Q. Just based on your own recollection what was  
20 the time differential between them checking the room  
21 before putting you in there and actually opening the  
22 door to put you in there?

23 A. Do you have a copy of the key lock entries?

24 Q. I do.

25 A. May I see it so I can maybe help you fill in



1 my timeline, because it has been a while since I have  
2 seen the actual document. That might be more helpful.

3 Q. I am actually going to, but if we can finish  
4 the line. I have it right here. Do you know  
5 independent of reviewing -- that is what I am asking  
6 you -- the difference between the time they first looked  
7 in your room, meaning a representative of RCL, and the  
8 time they actually put you in the room?

9 A. I don't remember specifically.

10 Q. Any approximation?

11 A. I want to say at least 10 minutes, but don't  
12 hold me to it. I would rather review the locklink  
13 entries simply because obviously, it has been 2 years of  
14 collecting evidence and information, and I would rather  
15 review it with you.

16 Q. Have you ever been told you were taken  
17 anywhere, stopped anywhere, between the time you were  
18 found in the corridor and the time you were put back in  
19 your room by RCL?

20 A. I do not recall.

21 Q. Were you ever given any indication you were  
22 taken to a medical facility or an interview room or  
23 anything like that before being returned to your room?

24 A. I don't think I went to see a doctor. I  
25 believe that that was, you know, a concern, if you will,

1 at first.

2 Q. Whose concern?

3 A. Well, a concern for my family, concern that if  
4 something had been done to me, such as someone putting  
5 something in my drink or some of these other things,  
6 that -- some of these other ideas that were floating  
7 around, I think the thought was that perhaps if they had  
8 taken me to a doctor at that time, instead of assuming  
9 that I had over-drunk or assuming that I was unconscious  
10 for any other purpose, that maybe there would be at  
11 least some closure in that area. But at that time that  
12 was not the case, and that was not done, so I was just  
13 put back into the room.

14 Q. When was the first time you saw a physician  
15 after the morning of July 5th, 2005?

16 A. I was told -- I believe I was told by RCL that  
17 Maria, the guest relations person, had in fact -- there  
18 was a doctor around. I don't remember this doctor.  
19 Mind you, I was in shock after they had told me what  
20 happened. I don't remember seeing a doctor. I did see  
21 that seedy doctor in Turkey.

22 Q. Who just did the visual thing?

23 A. Yeah, and it wasn't until sometime after I had  
24 gotten home that they were able to do, you know, blood  
25 tests. But by that time we understood that anything --

1 if there was something foreign in my body or in my  
2 blood, that it would be -- probably the chances of  
3 finding it would be slim because too much time had  
4 elapsed.

5 Q. When was a blood sample actually taken from  
6 you? What day or date, if you recall?

7 A. I believe a week after I had gotten home, give  
8 or take a few days.

9 Q. Was that a doctor recommended by the FBI?

10 A. It was who the FBI had again, so I trust that  
11 they do, I am sure, an excellent job testing the blood  
12 for whatever they need to test it for. I don't know  
13 that any results or what they would be looking for with  
14 that, but I know if they were testing for any drugs  
15 found in my body or whatever, that you know, again, as I  
16 said, the chances of finding something at that time  
17 would have been slim. They did however, take --

18 MR. BROWN: You have answered it.

19 Q. The blood sample that they took was taken  
20 after your 2 days of interviews here with the FBI  
21 agents?

22 A. Yes.

23 Q. Approximately how many days after the 2 days  
24 of interviews were the blood samples and things taken?

25 A. I do not recall at this time, but it was

1 within -- I believe it was within a week of that time,  
2 the time when they came here.

3 Q. And remind me how long after you arrived home  
4 did you spend the 2 days with the FBI?

5 A. I think the first couple of days they allowed  
6 me to just be with my family alone. I don't remember  
7 specifically at that time, but I know that I saw them  
8 within the first week of coming home.

9 Q. For those 2 days?

10 A. For 2 days.

11 Q. And the best you recall is approximately  
12 within a week after that that they took the blood  
13 sample?

14 A. Yes.

15 Q. Did they take any other sort of forensic  
16 evidence other than the blood sample?

17 A. They took a chunk of hair from the middle of  
18 the back of my head, I think to test for one of those --  
19 my understanding -- and maybe they didn't say this  
20 specifically, but it was kind of hinted at, was maybe  
21 for one of those drugs that someone might put in your  
22 drink or something of that nature, that they were  
23 testing for. And they did that.

24 That doesn't really have, you know, a time  
25 thing. I think they did it within like a month or so

1 later. Hair grows out, so that doesn't really matter if  
2 they did it the day after, the day before.

3 Q. They did not do the hair -- they didn't take  
4 the hair specimen at the same time they took the blood?

5 A. They did. They took brushed blood, like a few  
6 pulled and a few brushed.

7 Q. Hairs you mean?

8 A. Hairs, but then they took a larger -- like a  
9 fat pencil amount, like round, of hair from the middle  
10 of the back of my head at a later time to check for  
11 something further, perhaps foreign that could have been  
12 in my system, that maybe there would be a chance that  
13 they could find something in my hair.

14 Q. When you say "they," who explained to you the  
15 tests they were conducting with that hair?

16 A. Although the FBI was very tight-lipped --  
17 especially Sean was always very quiet about what they  
18 were doing -- I found that the person doing it -- there  
19 was two females doing it, doing the cutting of my hair  
20 and stuff. They kind of led me in that direction, that  
21 that is what they were testing for. They were testing  
22 for some sort of foreign drug in my hair and that they  
23 were -- they never shared whether -- they can't really  
24 say whether it was conclusive or not.

25 I don't believe -- actually, I can't even say.

1 I am not sure that it would be in their best interests  
2 or not to tell me if they had found anything or not. I  
3 don't know. I don't know how that would impede their  
4 investigation, so --

5 Q. So you don't know the results of that hair  
6 test?

7 A. No, I do not.

8 Q. The black shoulder bag you mentioned that you  
9 were carrying the morning you went to the massage  
10 parlor --

11 A. Yeah.

12 Q. -- was that your main traveling bag, like when  
13 you went to shore and things like that?

14 A. Yes.

15 Q. When you went out the night of July 4th, did  
16 you have that bag with you?

17 A. I do not recall. I would sometimes change my  
18 purse only for the evening into a more dressy purse. I  
19 probably -- if I was very dressed up, I wouldn't have  
20 worn that specific bag. That was for all other use, and  
21 then I had a couple of bags I might use in the evening.

22 Q. The night of the 4th, you had your -- I think  
23 you referred to it as a casual sundress on?

24 A. It was like a stretchy -- it was a very nice  
25 dress, but you know, depending on what you wore with it,

1 could dress it up or dress it down.

2 Q. Did we dress up or down that night; do you  
3 recall?

4 A. That night I was dressed up, so I wore high  
5 heels with the dress.

6 Q. And you don't remember what, if any, bag you  
7 took out to Chop Restaurant?

8 A. I mean I can guess.

9 Q. Doug will yell at you if you guess.

10 A. I don't remember specifically. I couldn't say  
11 100 percent which bag I was using.

12 Q. What is your best guess as to what bag you had  
13 that evening?

14 A. My best guess is I had a little black, dressy  
15 bag that I would have used with that outfit.

16 Q. Do you recall whether you had your sea pass  
17 with you when you went out the night of July 4th?

18 A. I do not recall.

19 Q. When you went back to the room at  
20 approximately 11:00 p.m. on the 4th to drop off George's  
21 coat, do you remember who opened the door?

22 A. I do not recall. George usually opened the  
23 door, but I do not recall.

24 Q. Do you recall seeing the little dressy black  
25 bag you referred to in any photographs or a video of the

1 room?

2 A. I do not recall.

3 Q. Did you ever review the sea pass purchase  
4 records that were provided by Royal Caribbean?

5 A. Yes. You are talking about the records that  
6 are part of that package that both families received?

7 Q. Yes. You remember actual photocopies,  
8 receipts being in that package?

9 A. Yes.

10 Q. Just generally, did those receipts appear  
11 consistent with what you recall purchasing in the days  
12 before George's disappearance?

13 A. Yes. I mean, obviously, that wasn't an  
14 exhaustive list of things we had purchased on our trip,  
15 but all the things that they had found looked familiar.

16 Q. You had talked about Clete Hyman's noise  
17 report. You mentioned that earlier. Do you recall  
18 that?

19 A. Yes.

20 Q. Did you ever speak to Clete Hyman yourself?

21 A. No, I did not.

22 Q. Did your parents?

23 A. No, they did not.

24 Q. Did the FBI?

25 A. I believe so, and I would hope so. I know



1 that Clete Hyman was eventually -- I don't know what  
2 date, but yes.

3 Q. Did you ever see Clete Hyman on TV?

4 A. Yes, I did.

5 Q. Do you recall when?

6 A. No, I do not.

7 Q. Do you recall basically what his information  
8 was with regard to the goings-on at your cabin, room  
9 9062?

10 A. That he had heard partying noises or loud  
11 noises, or that is what he had complained about, I  
12 should say, in the report. Specifically what he said on  
13 TV, at this time I do not recall.

14 Q. Do you recall what was in the report in terms  
15 of the complaint he made?

16 A. I do not recall specifically what he said at  
17 this time.

18 Q. Do you recall what time he made his complaint?

19 A. I believe sometime just after 4:00 a.m.

20 Q. And is it your understanding anybody responded  
21 to the noise complaint?

22 A. Yes, it was responded to. I think 20 minutes  
23 or so had passed, to my best knowledge.

24 Q. That would have been about 4:30 or so in the  
25 morning?

1           A.     Yes, maybe a few minutes before then, sometime  
2 around then before someone responded maybe -- I don't  
3 know why 22 minutes is sticking in my mind, but I think  
4 it was something in the 20s, however many minutes had  
5 elapsed since the complaint.

6           Q.     Was it your understanding that an RCL member  
7 actually went to the room in response to the complaint?

8           A.     I know that another neighbor on the other side  
9 or somebody at some point had seen RCL members go to the  
10 door. Whether they had actually entered the room at  
11 that time or they were just waiting to hear for more  
12 noises or what that response was for at that time I do  
13 not know, but I do know a neighbor at some point stepped  
14 out in the hallway and had seen RCL or someone from RCL  
15 at our door.

16          Q.     During your time on the cruise, did you ever  
17 see any cruise members walking around with  
18 walkie-talkies?

19          A.     I do not recall.

20          Q.     In the time after George's disappearance, do  
21 you recall any crew member having a walkie-talkie type  
22 device to communicate with other crew members?

23          A.     I do not recall.

24          Q.     What is your best approximation of the time  
25 that you were first found in the hallway that morning of

1 July 5th?

2 A. Sometime around 4:30.

3 Q. So it is your understanding you were found at  
4 approximately the same time RCL may have been responding  
5 to your room also?

6 A: I think they -- the cusp of the stuff  
7 regarding our room was already going on. That was  
8 already taking place. They found me in and around the  
9 same time that noise complaints had already been made to  
10 the room, so some of it may have been happening just as  
11 the one was ending or one was beginning, but it was  
12 close to all at the same time period. But I came into  
13 the room later. They put me back into the room -- I  
14 believe it was now closer to 5 by the time they actually  
15 got me back to the room, quarter of.

16 Q. Quarter of 5?

17 A. Right, that they put me back into that room.

18 Q. And is it your understanding that George was  
19 not in the room when you were returned to the room?

20 A. I was told that nobody was in the room at that  
21 time.

22 Q. Have you ever been told that any RCL member  
23 entered your cabin, Cabin 9062, after you had been  
24 returned to the room that morning and before you left  
25 for your massage?

1           A.     No.    I don't believe anybody -- I don't know  
2 for sure, but I don't believe anybody came into the room  
3 before I was last put into it and before I left for the  
4 massage.

5                       MR. KELLY:   Can we just take a break for  
6 a minute?

7                       MR. BROWN:   Yeah.

8                       (Recess:   10:16 to 10:25 a.m.)

9           Q.     Jen, did you ever see a copy of the actual  
10 incident reports prepared by the cruise line regarding  
11 the morning of July 5th, 2005 as related to your cabin?

12           A.     Just that that was a part of the December  
13 package that we received.   I believe it did have the  
14 incident or accident report or --

15           Q.     The report?

16           A.     The report.

17           Q.     Do you recall looking at it at some point?

18           A.     Yes, I do.

19                       MR. KELLY:   I apologize.   I didn't make  
20 extra copies of these things, but if we could just mark  
21 this.

22                       (Petitioners' Exhibit 4:   Marked for  
23 Identification - described in Index.)

24           Q.     Just looking at that first, Jen, have you seen  
25 that report before?

1           A.     I believe so.  Wasn't this part of the package  
2 that we received in December?

3           Q.     It is my understanding, since I didn't receive  
4 the package received, it is the report that was part of  
5 the package you would have received dated December 19th?

6           A.     Yes.

7           Q.     I am not sure, but I think that is --

8           A.     To your best knowledge?

9           Q.     To my best knowledge.  I am waiting.  Do you  
10 want to ask me something?  Now, with regard to -- there  
11 are two incidents referenced on that page.  Is that  
12 correct?

13          A.     Yes, there are.

14          Q.     Looking at the first one, it has to do with a  
15 noise complaint relating to the cabin you were staying  
16 in, 9062?

17          A.     Yes.

18          Q.     Do you have any independent knowledge of who,  
19 if anybody, was in Cabin 9062 at approximately 4:05 a.m.  
20 on July 5th of 2005?

21          A.     Can you repeat the first part of that  
22 question?

23          Q.     Do you know yourself -- independent of the  
24 report, do you know yourself -- do you have any  
25 knowledge of who was in the room, if anybody, at

1 approximately that time on the 5th?

2 MR. BROWN: When you say "knowledge," do  
3 you mean from reports? Do you mean from her memory?

4 MR. KELLY: From anything other than that  
5 report, whether discussions with the cruise line, other  
6 reports, discussions with the FBI, discussions with  
7 Askins, discussions with anybody.

8 A. At this point in time, after all the discovery  
9 that me and my team and everyone has done, it appears as  
10 though around that time was the same time that George  
11 was taken back to his room by the last individuals seen  
12 with him.

13 Q. What is the basis for that statement that you  
14 just made, that it is your understanding that that is  
15 when he was taken back to the room?

16 A. I have seen -- you know, Josh Askin, for  
17 example, has talked about how he and the other boys had  
18 taken George back to the room.

19 Q. Let me stop you there. I'm sorry. You  
20 indicated that you saw the Askin family on the morning  
21 of July 5th, after you had left the spa, correct?

22 A. Yes.

23 Q. Was Josh with them at that time?

24 A. I believe so, yes.

25 Q. Did you have any conversations with Josh at

1 that time?

2 A. Not specifically lengthy conversations, but I  
3 remember him being in the area in the vicinity of  
4 talking. I do not recall specifically what he said at  
5 that time.

6 Q. Forgetting about specifically, do you have any  
7 general recollection about what he was talking about?

8 A. That George -- that they had brought George  
9 back to the room.

10 Q. You recall him saying at least that in general  
11 terms on the morning of July 5th?

12 A. I believe so.

13 Q. When he said they brought back George to the  
14 room, did he specify who in addition to himself had  
15 brought George back to the room?

16 A. I don't remember specific names at that time.

17 Q. Did he identify the others in any way?

18 A. Not that I recall.

19 Q. Did he give a time when you spoke to him that  
20 morning as to when they had brought George back to the  
21 room?

22 A. No.

23 Q. Did he give you any other details at that time  
24 in terms of the circumstances surrounding taking George  
25 back to the room?

1 A. No.

2 Q. Did he indicate what had happened, if  
3 anything, once they had gotten back to the room?

4 A. I do not recall.

5 Q. Now, moving away from that morning that you  
6 saw him on the ship still, have you seen him make any  
7 other statements about his involvement or his  
8 interaction with George that morning?

9 A. Yes. I recall that -- I am not sure from  
10 where at this point, whether it be on TV or which  
11 report, that he claims that they had brought George back  
12 to the room.

13 Q. When he says "they" --

14 A. They, Mr. Kofman and the two Rozenberg boys,  
15 had brought George back to the room, that I was not  
16 there, that they had gone to look for me, that George --  
17 I believe he said that George had changed something,  
18 whether it be his shoes or his shirt or something, and  
19 that they had gone back out to look for me.

20 Q. Did he say where they went to look for you?

21 A. I believe he said or someone had said that  
22 they had looked for me in some upper deck area, some  
23 like Jacuzzi area, just on different levels. I am not  
24 sure what spots they had gone to, but I know that they  
25 were looking for me, and that they had come back after



1 not being able to find me, back to the room.

2 Q. Do you know whether George was still in the  
3 room at that time, after they came back?

4 A. According to what I remember -- I am not sure  
5 what source at this time. They had gone back to the  
6 room and dropped him off this time, and Josh had said he  
7 used the bathroom and that they put him to bed or  
8 whatever, and they were leaving, and that they had left.

9 Q. Was it your understanding that George had left  
10 the room with them to look for you?

11 A. It was my understanding that they all went  
12 together.

13 Q. So would it be fair to say that based on what  
14 you know, that Josh had entered your room at least twice  
15 with George prior to you being found?

16 A. Yes.

17 Q. And that Josh was in the company of the other  
18 three young men, meaning Kofman and the two Rozenbergs,  
19 the two times he entered the room?

20 A. Yes, I believe so.

21 Q. And do you know whether Askin or the other  
22 three young men ever saw you after you had been found  
23 the morning of July 5th, before you returned to the  
24 room?

25 A. I have no knowledge of that.

1 Q. Do you have any idea of how much time elapsed  
2 between the time George and the others were looking for  
3 you and the time you were found?

4 A. I have no knowledge of that. Clearly from the  
5 reports you could see that looks like it was, you know,  
6 under 40 minutes.

7 Q. What do you remember seeing Hyman state about  
8 his recollection of that early morning?

9 A. I don't remember, except for I think he might  
10 have peered over the partition between our rooms.

11 Q. Did he indicate he ever saw anything on the  
12 canopy below?

13 A. I do not recall. I assume at this point he  
14 has at least seen it on television.

15 Q. Do you know if the Turkish Police interviewed  
16 Josh Askin?

17 A. Do I --

18 Q. Know if the Turkish Police interviewed Askin?

19 A. I know from the video seen on TV that he was  
20 interviewed by Turkish authorities.

21 Q. What about the Rozenbergs? Do you know  
22 whether either of them were interviewed by the Turkish  
23 authorities?

24 A. Other than Josh, I cannot -- I don't know  
25 specifically at this time who else of the last boys seen

1 were interviewed. I know Josh was, but I am not sure  
2 about the other boys, specifically which ones.

3 Q. Did the agent Sean?

4 MR. BROWN: I am slipping in --

5 MR. KELLY: Off the record?

6 MR. BROWN: No, on. I mean, forget about  
7 specifically at this time. The question was, other than  
8 the Josh Askin, do you know of anybody else being  
9 interviewed by the Turkish authorities?

10 THE WITNESS: I think one of them. I  
11 think one of them was. I think -- I hate to guess, but  
12 I think --

13 MR. BROWN: Don't guess, just what do you  
14 know. You said you thought one them was.

15 THE WITNESS: I think -- I know -- I hate  
16 to say "I think" and "I know," but --

17 MR. BROWN: If you don't know, you don't  
18 know, but you are allowed to say you think -- you are  
19 allowed to say "I don't know."

20 THE WITNESS: I don't remember. I don't  
21 know what words before --

22 MR. KELLY: Off the record.

23 (Off the record discussion.)

24 Q. Other than the Turkish authorities, did you  
25 have any conversations with any FBI agents relating to

1 interviews they conducted with either Josh Askin or the  
2 three other young men?

3 A. No. I know Sean was traveling a lot. He  
4 could never say where or with whom, so --

5 Q. Did any representative of the FBI ever give  
6 you any information about what happened when George  
7 returned to the room that night, in terms of what they  
8 had found out?

9 A. No.

10 Q. Never?

11 A. No.

12 Q. Did any representative of RCL ever give you  
13 any additional information in terms of what had happened  
14 in the room that night other than what is in that report  
15 before you?

16 A. No.

17 Q. Has anybody else ever given you any additional  
18 information or detail in terms of what happened in your  
19 cabin that night with regard to George's being returned  
20 to the room?

21 A. No.

22 Q. Do you know if Josh Askin retained counsel?  
23 Is that correct?

24 A. I believe so.

25 Q. Do you know whether any of the other three

1 young men ever hired lawyers?

2 A. I know that -- I know at least, you know, one  
3 of the three. I know that -- I don't know if they all  
4 did. I know that of the four, at least two of the four  
5 have counsel at this time.

6 Q. Do you know whether any of them, meaning the  
7 four young men; Askin, Rozenbergs, and Kofman -- if any  
8 of them have been called to testify before the grand  
9 jury?

10 A. I do not know.

11 Q. Did you ever ask any of the FBI agents that?

12 A. I always ask them questions, and they rarely,  
13 rarely can answer.

14 Q. Did you ever specifically ask them that  
15 question, whether any of these four young men were being  
16 called before the grand jury?

17 A. I do not recall.

18 Q. Were you ever told by anybody, meaning the  
19 assistant US attorney or the FBI agents, when the grand  
20 jury term would expire?

21 A. No. They could not give a definitive time.

22 Q. Did they give you an approximate time?

23 A. No, no.

24 Q. As you sit here today, is it your  
25 understanding that the grand jury investigation is

1 continuing?

2 A. I believe so. I haven't heard any -- I don't  
3 know what happens at the end of it, whether it will  
4 become public. I hope so, with whatever they conclude.

5 Q. But you have been given no indication when it  
6 might conclude?

7 A. No.

8 Q. Other than yourself and Dr. Cooper --

9 A. Can I just also add, though, that -- before we  
10 get off to Dr. Cooper, that the FBI investigation --  
11 when I asked them about their specific investigation, I  
12 am under the impression that there is a possibility  
13 there may never be a conclusion, that this may be an  
14 open case if they cannot determine what happened.

15 As you said on Friday, the criminal case is  
16 different from the civil case, and the FBI case is also  
17 separate from that, so we have a number of things going  
18 on concurrently, all with different time frames.

19 Q. And when you say something may remain open,  
20 what were you referring to?

21 A. Nothing the grand jury -- obviously, that  
22 would have a beginning and an end. But as far as the  
23 FBI investigation, you know, a fear -- as family  
24 members, you know, we want to know what happens. We  
25 want to know, you know, yesterday what happened. So the

1 understanding is that the FBI may never be able to tell  
2 us what happened, and obviously, that is a fear we have  
3 had since the beginning of time. We have known that  
4 there is a possibility that they may not be able to come  
5 to something conclusive.

6 Q. Did anybody from the FBI ever told you of any  
7 evidence or testimony they would like to get ahold of  
8 that they can't?

9 A. No, not specifically.

10 Q. Have you ever heard the term "target" used  
11 when talking to the FBI or the assistant US attorney?

12 A. No.

13 Q. Has anybody ever indicated to you that there  
14 were any targets of the investigation into George's  
15 disappearance?

16 A. You mean who was the subject of the  
17 investigation?

18 Q. Or suspect, one of the two?

19 A. No.

20 Q. Has anybody -- I mean FBI, Royal Caribbean,  
21 anybody ever given you any indication that arrest or  
22 arrests may be made with regard to George's  
23 disappearance?

24 A. No.

25 Q. Now, going back to the report in front of you,

1 do you know if there were any other reports or documents  
2 relating to the complaints of noise from your cabin on  
3 that morning?

4 A. Do I know of any other complaints?

5 Q. Yes, or reports other than that one page in  
6 front of you?

7 A. I am sure there is a book of them somewhere of  
8 all incidents on the ship. You mean specific to this?

9 Q. Specific to this time frame?

10 A. I am not sure at this time.

11 Q. Do you know if the cruise line ever did any  
12 follow-up interview with Hyman?

13 A. I do not recall if I was ever told that  
14 information.

15 Q. You had indicated that the first time that the  
16 three young men left your room to look for you, that  
17 George was with them, correct?

18 A. From their accounts, they have always been  
19 inclusive. They never said anybody had stayed back, so  
20 it was sort of a "we" thing. All of them together went.  
21 All of them together came back.

22 Q. "We" meaning George also?

23 A. George also.

24 Q. And the second time that the young men left,  
25 George was left in the room; is that correct?



1 A. Come again?

2 Q. George was left in the room?

3 A. Yes.

4 Q. After they came back?

5 A. According to the boys, he was left in the room  
6 by himself.

7 Q. And according to that report, the teenagers  
8 were seen leaving the area without mention of George?  
9 Is that correct?

10 A. They didn't say without -- it just says, "As  
11 response guards arrived teams were just leaving the  
12 vicinity pending follow-up with guests."

13 Q. The question is, there is no mention of George  
14 in there, is there?

15 A. No mention of George.

16 Q. And what is the time of that entry with regard  
17 to them leaving the scene?

18 A. "What" meaning fixed --

19 Q. Or incident? I think --

20 A. The incident is 4:05, that time that they  
21 heard the noise complaint.

22 Q. Right.

23 A. It doesn't say, unless "fixed" is supposed to  
24 be it was saying it was resolved. But it doesn't say --  
25 you know, break it down by the minutes from the time

1 they get the incident to what is going on in between.  
2 So there is a lot of time in between that that is not  
3 recorded here. It just says the incident and what they  
4 did.

5 Q. Is there a time for resolved?

6 A. It says "fixed," if that means resolved, then  
7 4:30.

8 Q. And in terms of your being located, that is on  
9 the same page there?

10 A. Yes.

11 Q. And what time was that?

12 A. 4:43.

13 Q. And can I just see it for a second? I'm  
14 sorry. I don't have copies. I just want to take a look  
15 at it. Now, the report with regard to you being  
16 located, that is at 4:43, correct?

17 A. Yes.

18 Q. And it doesn't give any other indication of  
19 you being taken anywhere other than your room, does it?

20 A. No, it does not.

21 Q. And is it your understanding that the locklink  
22 records were consistent with those two reports on the  
23 page in front of you?

24 A. I believe so. I would have to see them  
25 specifically this time so I can refresh my memory.

1 Q. But based on your recollection of reviewing  
2 them in the past, the locklink records and those reports  
3 were consistent?

4 A. I can't say how I thought in the past, but as  
5 of right now, it would be helpful to see the locklink  
6 entry so I can again make sure. But at that time, they  
7 appeared to have made sense or you could have  
8 constructed a timeline that would have made sense.

9 Q. I am just going to mark -- just for the  
10 record, you had seen the locklink records with regard to  
11 your cabin, had you not?

12 A. Yes.

13 Q. And there was more than one page of those  
14 records? Do you recall?

15 A. I believe so.

16 MR. KELLY: Just off the record.

17 (Off the record discussion.)

18 (Petitioners' Exhibit 5: Marked for  
19 Identification - described in Index.)

20 Q. Now, I am referring to now what has been  
21 marked Exhibit 5, which at the top says "Locklink  
22 Transfer Lock Events." Are you looking at that now?

23 A. Yes.

24 Q. And on the top left-hand side, it indicates it  
25 is the readout for Lock 9062. Do you see that up there

1 in the left-hand corner?

2 A. Yes, I do. Thank you.

3 Q. And that is the cabin that you and George were  
4 staying in, 9062, was it not?

5 A. Yes, it was.

6 Q. And you have given testimony over the course  
7 of the last day and a half as to the events of the  
8 afternoon and evening of July 4, 2005 into the morning  
9 of July 5th, 2005, correct?

10 A. Yes.

11 Q. Now, turning your attention to this locklink  
12 record in front of you -- first of all, have you ever  
13 seen this document before?

14 A. Yes.

15 Q. When did you first see it?

16 A. I do not recall. Sometime after -- I believe  
17 after December.

18 Q. 19th?

19 A. December 19th.

20 Q. Do you recall if you reviewed it with anybody?

21 A. Yes, I reviewed it with my attorney James  
22 Walker. I reviewed it with my parents. I reviewed it  
23 specifically at length, you know, with both Mr. Walker  
24 and at length with my father to try to, obviously, do  
25 what we were doing today, try to make sense of all these

1 different pieces.

2 Q. I am not going to ask you about your  
3 conversations with Mr. Walker, your attorney --

4 A. Okay.

5 Q. -- with regard to it, but with regard to  
6 conversations with your father, would that have, first  
7 of all, taken place shortly after receiving this record?

8 A. Yes.

9 Q. Was it your mother and father or just your  
10 father?

11 A. My father. My father, as I said, was a  
12 sergeant. He was a retired police sergeant, and he used  
13 to reconstruct accidents for the police force. It was  
14 his specialty, so he was a good person to use as a  
15 resource for this.

16 Q. When you spoke to him, did he have any other  
17 law enforcement people with him or anybody else that he  
18 had worked with?

19 A. When I would have these conversations with my  
20 father?

21 Q. Yes?

22 A. No.

23 Q. Do you know whether he consulted with anybody  
24 else that he used to work with after speaking to you?

25 A. No. This was all confidential information.

1 It was given to us with the understanding to help  
2 provide us maybe with some answers to some questions  
3 that we had, but I believe it was clearly written in the  
4 letter that accompanied this package that the documents  
5 weren't to be, you know, used on the nightly news or for  
6 any other purposes other than figuring out what happened  
7 to George and just helping us fill in some blanks of our  
8 own.

9 Q. Do you recall making any notes or anything on  
10 your locklink record when you went over it with your  
11 father?

12 A. No. I don't know who first brought it to our  
13 attention. I believe perhaps James Walker with the  
14 entries, time-wise, as far as crossing over different  
15 time zones and wherever we were -- in order to make  
16 sense of this, we needed to -- during the last key lock  
17 entries, from we will say Number 14 up, I was, you know,  
18 really looking at those entries specifically and adding  
19 3 hours to that time, for example, making -- 4:57 p.m.  
20 would then be 7:57 p.m. 8:07 p.m. would actually be  
21 11:07 p.m. So that was something helpful because  
22 otherwise someone who was looking at this who didn't  
23 know, that may not be as effective.

24 Q. What is your understanding of where that time  
25 differential came from?

1 A. I am not sure exactly where that came from.  
2 The cruise started in one place. It could have been a  
3 matter of just crossing over different zones. Could  
4 have been a matter of a time the ship keeps. I am not  
5 sure specifically and I don't remember at this time.

6 Q. In reviewing the locklink records, when you  
7 add 3 hours to each of these entries, starting at -- I  
8 think you mentioned Number 14. Were you able to  
9 determine which of these entries was for -- that is  
10 reflected here on this page?

11 A. What they were for?

12 Q. Yes.

13 A. Yeah. Like for example, I could take  
14 Number --

15 MR. BROWN: All of them or just a few?

16 MR. KELLY: I was actually going to take  
17 her through each one.

18 Q. What I would like to do, Jen, is starting with  
19 Number 14, and working upward to Number 1, if we could  
20 go through each one, and you indicate if you have an  
21 understanding of what the entry was for, starting with  
22 Number 14, which is July 4th, 2005, at 4:57 p.m. where  
23 it indicates that it was opened, closed, using George's  
24 card?

25

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 Q. [REDACTED]  
15 [REDACTED]  
16 [REDACTED]  
17 [REDACTED]  
18 [REDACTED]  
19 [REDACTED]  
20 [REDACTED]  
21 [REDACTED]

22 Q. Did you ever see George give his sea pass to  
23 anybody else?

24 A. No, not that I recall.

25 Q. Did you ever use George's sea pass during the



1 time you were on board?

2 [REDACTED]

3 [REDACTED]

4 Q. [REDACTED]

5 [REDACTED]

6 [REDACTED]

7 A. [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

1 [REDACTED]  
2 [REDACTED]  
3 [REDACTED]  
4 [REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]  
10 [REDACTED]  
11 [REDACTED]  
12 [REDACTED]  
13 [REDACTED]  
14 [REDACTED] --

15 MR. WALKER: You said "three  
16 individuals." I don't know if you are intending to say  
17 that or not.

18 MR. BROWN: I didn't hear.

19 MR. KELLY: I don't pay attention to  
20 myself.

21 (Question read.)

22 Q. Just to clarify, Jen, is it your understanding  
23 that it wasn't three individuals with George, but there  
24 was four individuals with George; meaning Josh Askin,  
25 the two Rozenbergs, and Kofman?

1 MR. BROWN: Based on what you know.

2 A. Based on what -- based on what we have been  
3 able to gather since then, that there are a number of  
4 boys now in that room, so it may not be just three,  
5 although -- but do you or I really know? so it could be  
6 just three or it could be four. It could be more than  
7 that.

8 Q. Didn't Josh Askin indicate to you who had  
9 taken George back to the room when you spoke to him?

10 A. No. He didn't specifically indicate the names  
11 or how many at that time, but that it was my  
12 understanding that him and some other boys had taken  
13 George back to the room.

14 Q. When Askin was videotaped -- you saw his  
15 videotape. Did he mention that videotape, how many  
16 people had taken George back to the room?

17 A. I believe he did. I cannot say for sure. I  
18 cannot say for sure at this time. I would have to  
19 review the video clip, but I believe it was four. There  
20 were always four boys.

21 Q. The ones we keep mentioning?

22 A. The ones we keep mentioning.

23 [REDACTED]  
24 [REDACTED]  
25 [REDACTED]

1

2

4

5 Q. Were you ever given any indication that they  
6 had any security video of you being returned to the room  
7 after you were found?

8 A. No.

9 Q. You had mentioned Friday -- had you actually  
10 seen yourself, a video of you, making a turn out of  
11 the -- what is it called, the Sea Quest Bar, and heading  
12 down a corridor? Star Quest? I'm sorry.

13 A. That is okay. No, I haven't seen any videos  
14 from RCL. I have not seen any videos of myself, and I  
15 was only told from the FBI where I was found, and I was  
16 also told that I had taken a wrong turn.

17 Q. And that it was on video?

18 A. I do not know if I am on video. If someone  
19 says you had taken a wrong turn, you could only assume  
20 that they must have seen something for them to come up  
21 with that, so I would assume that there was a video  
22 showing me taking a wrong turn.

23 Q. I am usually wrong, but I think you testified  
24 Friday that you were told there was a video of you  
25 turning the wrong direction as you left the bar. Do you

1 recall saying that?

2 A. No, I do not believe I said as I left the bar.  
3 I think I was trying to tell you that there is the wrong  
4 video -- excuse me, a wrong direction made at the  
5 elevator. I do not have any -- I have no knowledge of  
6 the video of me at a time of leaving a bar area. I only  
7 have knowledge of -- I am talking about an elevator  
8 area.

9 Q. Describe --

10 A. A floor elevator area, which would be like a  
11 general --

12 Q. Tell me about it. What I am asking, what is  
13 your understanding of what video exists of you taking  
14 any action that early morning before you were found?

15 A. The ship is set up so that there is sort of a  
16 common area, a walking area, in and around the  
17 elevators.

18 Q. Okay.

19 A. And it is my understanding that those common  
20 areas have video cameras.

21 Q. And you were told that that video camera  
22 showed you in some way doing something?

23 A. It was inferred that I had taken a wrong turn.  
24 I don't know specifically what was seen by others. I  
25 have not seen anything of myself, but it was inferred,

1 and then later, obviously, the FBI has always, you know,  
2 said that I was found sleeping in a certain area, and  
3 they have, you know, accounted for my whereabouts. So I  
4 can only assume that there is a video of me, that the  
5 FBI has seen that same video.

6 Q. Your cabin was on the 9th level?

7 A. Yes, it was.

8 Q. Was there more than one bank of elevators on  
9 the 9th level?

10 A. I believe that is the central bank of  
11 elevators, and there is perhaps one on both sides, but  
12 that was the sort of center of the ship, and you can  
13 go -- you can go in two directions or four directions  
14 because you can get off and take, obviously, a right or  
15 a left, but then you can go diagonal to -- there is four  
16 parts, four hallways, that are separated by this main  
17 center.

18 Q. Right. Were you given any indication that you  
19 had gotten off an elevator on the videotape?

20 A. I just have -- from what I have been told,  
21 that I had taken a wrong turn, and that is it. I don't  
22 know -- I don't know exactly what it shows in the video.

23 Q. But it is your understanding that the video is  
24 off that central elevator bank area?

25 A. I don't even know if there is a specific video

1 that exists because this is going off of something I  
2 have not seen myself. It has been indicated or it has  
3 been inferred that this is perhaps out there.

4 Q. So you don't even know for sure that there is  
5 a video of you near this elevator bank area?

6 A. I believe there should be because --

7 Q. You have got to listen. Do you know --

8 A. Do I know for sure --

9 Q. Let me finish the question so we are clear. I  
10 already know your answer, obviously. Do you know for  
11 sure whether there is any video footage of you in that  
12 9th floor elevator area on the early morning of  
13 July 5th, 2005?

14 A. No.

15 Q. Do you know if there is any video footage of  
16 you anywhere on the cruise ship in the morning of  
17 July 5th, 2005?

18 A. Not that I am aware.

19 Q. You have an understanding of where you were  
20 found on the 9th level on the morning of July 5th?

21 A. Yes.

22 Q. To get from the area you were found in to get  
23 to your cabin, 9062, would you have to go by this main  
24 elevator bank area?

25 A. To my knowledge, yes.

1 Q. Do you know whether anybody, meaning the FBI  
2 or Royal Caribbean, has ever checked for any video  
3 footage of you being returned to your room in this area  
4 on the morning of July 5th, 2005?

5 A. I know they have checked for all video footage  
6 on that cruise ship, so if I am a part of that, as part  
7 of any of this, they would have checked, and it should  
8 be in their hands as we speak.

9 Q. Has anybody ever told you that there is any  
10 video footage of you from the morning of July 5th, 2005?

11 A. I do not recall. As I said earlier, it has  
12 been indicated to me that there may be footage of me  
13 taking a wrong turn. So whatever you take from that,  
14 you take from that, but that is my final answer.

15 MR. KELLY: Off the record.

16 (Off the record discussion.)

17 Q. Jen, you have indicated several times now that  
18 you were told that you made a wrong turn at that  
19 elevator bank, the main elevator bank on the 9th level,  
20 correct?

21 A. Well, I will correct that. I wasn't told, but  
22 my counsel -- or we have heard from on TV or from  
23 whatever --

24 Q. From who?

25 A. From members of RCL, whether it be their



1 attorneys or whether it be people higher up, that I was  
2 seen taking a wrong turn. What that infers is they must  
3 have some knowledge of it or some evidence of that  
4 nature, and it would make sense that they have seen some  
5 video.

6 Q. Do you have any understanding as to whether  
7 there were video cameras anywhere on that ship?  
8 Brilliance of the Seas I am talking about?

9 A. It is my understanding that they were in many  
10 common areas, such as the elevator sort of terminals.

11 Q. Including the one on nine?

12 A. Including the one on nine.

13 Q. I know I asked this, but again, to get to your  
14 cabin from where you were found, you would have had to  
15 go past this main elevator bank? Is that correct?

16 A. To my best knowledge.

17 Q. Do you know what floor the Askin family was  
18 staying on?

19 A. I now know, and I also know why you would ask  
20 that, because I was found --

21 MR. BROWN: Do you know what floor the  
22 Askin family was on?

23 A. Yes. After we had made friends with them that  
24 day in Florence, we were going off to our respective  
25 rooms, and we realized that we were on the same floor as

1 them, and they took off in another direction. So I know  
2 that they weren't right around us, but they were  
3 somewhere on our floor, and those floors are gigantic.  
4 It is like the size of a football field, the ship, so  
5 just because someone is on your floor doesn't mean  
6 really that they are close to you.

7 Q. Do you know whether that main elevator bank  
8 was between your room and the area the Askins were  
9 staying in?

10 A. I believe so because it would have -- they  
11 weren't on our wing or whatever, then you would have to  
12 go through that area to get to another wing.

13 Q. The other three individuals, meaning the --  
14 strike that. Do you know whether, as you sit here  
15 today, the two Rosenberg boys were staying in the same  
16 room?

17 A. I don't know specifically their sleeping  
18 arrangements for the trip.

19 Q. You don't know what cabin they were in at all?

20 A. Oh, no, no.

21 Q. Do you know what cabin Kofman was in?

22 A. No. I don't know what floor they were on, but  
23 I believe -- from news accounts, I don't remember anyone  
24 ever saying that they were on our floor.

25 Q. Were there multiple stairwells that connect to

1 the different levels?

2 A. There was stairwells in the center of the  
3 ship, I believe, that you can go up and down, so if you  
4 didn't want to use the elevator, you can go up and down  
5 that way.

6 Q. Were they located in the same area as the  
7 elevators?

8 A. I believe so.

9 Q. Do you know where the crew members' facilities  
10 or cabins were?

11 A. No, but I was told that I was found close to  
12 one of their areas, meaning they have like a door, like  
13 a crew door. I was told that I was found next to the  
14 garbage can. I was told I was oddly, you know, close to  
15 Josh Askin's room, maybe six doors away, but I was kind  
16 of slumped in an area, an alcove, which was also close  
17 to a crew passage area or a crew -- maybe a stairwell  
18 leading to a crew area or just something to do with a  
19 way that they would get in or out of that level.

20 Q. Was it your understanding that they actually  
21 had cabins on that level somewhere, 9th level?

22 A. No, I have no knowledge of that.

23 Q. Have you ever seen any photographs of the area  
24 you were found in?

25 A. No, I do not recall.

1 Q. Do you know whether Dr. Lee ever took any  
2 photographs of the area you were found in?

3 A. I do not recall. I know he would -- I know  
4 Dr. Lee has seen -- was brought to the area where I was  
5 found when he boarded the ship to do an investigation.  
6 So he was brought to that area.

7 Q. Do you have -- with the information you have  
8 collected, do you have a diagram of the ship in your  
9 possession?

10 A. Not right now. I have seen it many times and  
11 I have gone over it with Jim before. He I believe has a  
12 diagram.

13 Q. "He" meaning?

14 A. Jim Walker, and I believe he can provide for  
15 you a diagram of the ship if you would like one sometime  
16 before the 24th.

17 MR. KELLY: Off the record.

18 (Off the record discussion.)

19 (Petitioners' Exhibit 6: Marked for  
20 Identification - described in Index.)

21 Q. Jen, we were talking before where you had  
22 indicated that you had been told that you were seen  
23 making a wrong turn at the elevator banks on the 9th  
24 level, correct?

25 A. Correct.

1 Q. Have you ever been told that any eyewitness  
2 saw you making a wrong turn at the elevator banks on  
3 nine?

4 A. I have never been told that I have an  
5 eyewitness of me performing that wrong turn.

6 Q. Have you ever been told that there were any  
7 eyewitnesses to your movements on the early morning of  
8 July 5th, 2005, after you left Star Quest?

9 MR. BROWN: Objection, because I don't  
10 think there is anything about Star Quest in any of this,  
11 the name "Star Quest" or whatever you are talking about.

12 Q. You indicated you had dinner at Chop, correct?  
13 After Chop, you met someone in -- what is the name of  
14 the place, Schooner Bar, Galina?

15 A. Met Galina at the Schooner Bar, which is right  
16 outside of Chop.

17 Q. From the Schooner Bar, you went to the casino  
18 for a period of time?

19 A. No. We went back up to the room to drop off  
20 his jacket and then back down to the casino.

21 Q. After the casino, you had some recollection of  
22 going to another bar after the casino; is that correct?

23 A. Yes, the revolving bar.

24 Q. The revolving bar. Do you know the name of  
25 that revolving bar?

1 MR. BROWN: Do you know it?

2 A. I think -- no.

3 MR. BROWN: No. Just answer the  
4 question.

5 A. No.

6 MR. BROWN: Good job.

7 Q. Have you ever been told that there is any  
8 witness as to your movements after you were in the  
9 revolving bar in the morning of July 5th, 2005?

10 A. No, I have not been told, but I did see on a  
11 show or something that somebody from RCL crew supposedly  
12 had seen me by myself trying to make my way, apparently,  
13 home, and they had asked if I was all right, according  
14 to RCL whoever, staff member, and that they had watched  
15 me, I believe, that they had seen me at least in the  
16 elevator going to what we all assume would be the 9th  
17 floor.

18 Q. Was this an interview with the RCL employee  
19 himself or herself that you are talking about that was  
20 on TV?

21 A. No, no.

22 Q. Was it someone who would had interviewed this  
23 employee who had seen this?

24 A. I don't know who interviewed this employee,  
25 but as you know, this is a high profile case, so there

1 is a number of TV, you know, people as well as members  
2 from RCL that had been communicating. And some of these  
3 communications were used to construct a timeline that  
4 could then be viewed and was a show, a long -- I believe  
5 it was a one-hour segment.

6 Q. Entirely about George's disappearance?

7 A. At least half, or that this was a main show  
8 regarding just this situation.

9 Q. Did they indicate whether the RCL employee was  
10 male or female?

11 A. I do not recall.

12 Q. Did they indicate what floor you were on in  
13 the elevator when you were observed?

14 A. I do not recall.

15 Q. And to be clear, did they actually indicate  
16 they saw you on an elevator or somewhere else?

17 A. I believe they were in the elevator with me,  
18 accompanying me maybe, maybe by accident, maybe on  
19 purpose. I don't know.

20 Q. Did they indicate whether you were going up or  
21 down in the elevator?

22 A. I do not recall.

23 Q. Did they indicate at what time it was?

24 A. I do not recall, but if you get that show or  
25 that transcript, I believe it will all be there. I am

1 not sure what show that was from.

2 Q. Do you know whether it was a cable show or not  
3 as opposed to say, a Dateline or Prime Time or 48 Hours?

4 A. I am not sure at this time.

5 Q. Other than that one account of someone seeing  
6 you moving about, do you know of any other accounts or  
7 witnesses or anybody who had any knowledge of your  
8 whereabouts between the time you left the revolving bar  
9 and the time you were located in the corridor on nine?

10 A. Not that I know of.

11 Q. Now, I am going to show you what you have  
12 marked as Exhibit 6. Have you had a chance to look at  
13 that exhibit, Jen?

14 A. Yes.

15 Q. And what do you know that to be? What is  
16 depicted on the exhibit?

17 A. Well, it looks like an aerial view of the 9th  
18 floor on Brilliance of the Seas.

19 Q. Just looking at it, does it appear to be the  
20 layout of the 9th level you were staying on during the  
21 cruise?

22 A. Yes, it does.

23 Q. And does it have cabin numbers on the diagram  
24 where cabins are located?

25 A. Yes.



1 Q. And do you see your cabin number, 9062, there?

2 A. Yes.

3 Q. Could you just -- I am going to give you a red  
4 pen. Could you just make a little "X" next to where  
5 your cabin was that you were staying in?

6 A. Okay.

7 Q. Now, you were also told at some point that you  
8 were located in a corridor on the 9th level? Is that  
9 correct?

10 A. Yes.

11 Q. Do you know yourself specifically where you  
12 were located on the 9th level when you were found?

13 A. In the general area, I was told I was found  
14 sort of on the opposite side of where I put an "X" at  
15 our room, so on the other side and further down. I can  
16 circle the general area if you would like.

17 Q. That would be terrific. What is your  
18 understanding of what that area was?

19 A. My general understanding is that I was found  
20 in an alcove in the hallway, so almost like a little  
21 inlet, and that it was an area where there was also a  
22 crew door leading to a stairwell that could, you know,  
23 go down many floors, to crew quarters or wherever else  
24 that door may lead, and --

25 MR. BROWN: You answered the question.

1 Q. Were there any other doors or entrances or  
2 exits in that alcove other than the doorway leading to  
3 the crew members' area?

4 A. There were many passenger doors on the  
5 opposite side.

6 Q. In the actual alcove that you were located in,  
7 do you know whether there were any other entrances or  
8 exits to anywhere other than the crew members' area?

9 A. No. I am not aware of any.

10 Q. And you don't know of any photographs that  
11 were taken in that alcove area?

12 A. Not at this time.

13 Q. Do you know whether the door to the crew  
14 members' area was marked in any way?

15 A. Other than -- no, other than Jim Walker  
16 letting me know that it is marked because he had been on  
17 the ship with Dr. Lee and his forensics team.

18 Q. What is your understanding of how the doorway  
19 was marked to the members' quarters?

20 A. "Crew Only."

21 Q. Do you know whether you needed a swipe card or  
22 anything to get into that door?

23 A. Mr. Walker tells me that you do not.

24 Q. And do you know or were you told by Dr. Lee or  
25 anybody else whether that entry led to anywhere other

1 than the crew members' quarters?

2 A. I am not aware to all the different outlets  
3 that that door may have led to.

4 Q. And did you ever become aware where Josh  
5 Askin's room was?

6 A. Yes.

7 Q. Would you be able to put a little red "X" next  
8 to that?

9 A. Okay. I will put a double red "X" next to  
10 that to not confuse it with our state room.

11 Q. Do you want to put the initials "JA" also so  
12 we are clear?

13 A. Okay. We are clear.

14 Q. And did you have any understanding as to where  
15 the two Rozenberg boys' rooms or room was?

16 A. My counsel has informed me that they were  
17 staying on the second floor.

18 Q. And do you know what floor the crew members  
19 quarters started on?

20 A. I believe that they, unfortunately, got the  
21 bottom of the ship, so that would probably be like the  
22 first floor, perhaps even first and second. I do not  
23 know, but I know they were not the top floors.

24 Q. And what about Kofman? Do you know where his  
25 room was?

1 A. Do not recall at this time.

2 Q. Do you have any information as to whether he  
3 was staying with the Rozenbergs or not?

4 A. No. The Rozenbergs came with their family,  
5 and they were two separate families staying in two  
6 separate -- they didn't come on the ship together. The  
7 Rozenbergs came -- excuse me, the Askins came -- excuse  
8 me. I am confusing our people.

9 Q. Okay, I will break it up. The Askin family,  
10 as far as you know, were located on level nine? Is that  
11 correct?

12 A. As far as I know, the Askins were located on  
13 level nine.

14 Q. Do you know whether or not the Askins had more  
15 than one cabin?

16 A. I do not recall, but there were five of them.

17 Q. The two parents and three children?

18 A. Yes.

19 Q. And the two Rozenberg boys, were they  
20 brothers? Do you know?

21 A. I do not believe they were brothers. I  
22 believe --

23 MR. BROWN: What do you know? What do  
24 you know?

25 A. I do not know for sure at this time, do not

1 believe they are brothers.

2 Q. Do you know whether each Rozenberg was with a  
3 separate family?

4 A. I do not recall. Do you mean separate family  
5 like, or separate family like my mom and my aunts  
6 separate family?

7 Q. Was there one Rozenberg with one family and  
8 another Rozenberg with another?

9 A. Just happening to have the same last names,  
10 you mean?

11 Q. Or just relatives?

12 A. They are relatives. It is my understanding  
13 that they are relatives.

14 Q. The question if you know the answer to, were  
15 they two separate families with different cabins on the  
16 cruise ship, if you know?

17 A. I do not recall.

18 Q. But as far as you knew, the two Rozenberg boys  
19 were accompanied by other family members?

20 A. Yes.

21 Q. With regard to Kofman, do you know who he was  
22 on the ship with?

23 A. I do not know specifically who he was with.

24 Q. Do you know whether he was with the family or  
25 not?

1 A. I don't know much about either family..

2 Q. Do you know what floor he was staying on?

3 A. No, I do not.

4 Q. Now, going back to when you were located, has  
5 anybody ever told you what route you were taken back to  
6 your room by or what way they took?

7 A. No.

8 Q. So we are clear, Royal Caribbean has never  
9 even indicated whether they have any video footage of  
10 the early morning of July 5th, 2005; is that correct?

11 A. That has not been made clear.

12 Q. So you don't know one way or another?

13 A. Yes.

14 Q. Yes, you don't know?

15 A. Yes. I do not know one way or the other.

16 Q. Do you know whether the FBI has requested any  
17 individual crow footage that Royal Caribbean might have?

18 A. I believe so.

19 Q. Has anybody from the FBI ever indicated to you  
20 whether they have gotten any video footage from Royal  
21 Caribbean?

22 A. Not specifically the videos. It was said  
23 that -- I was told that they were required to hand all  
24 pertinent information over to the FBI, if there were  
25 videos, then that would and should include those videos.

1 Q. But no FBI representative has ever told you  
2 they have gotten videotape?

3 A. I do not recall.

4 Q. Have you ever asked the FBI whether they got  
5 any videotapes?

6 A. I do not recall.

7 Q. You mentioned a little bit ago Dr. Henry Lee?

8 A. Yes.

9 Q. Have you ever met Dr. Lee?

10 A. Yes, I have.

11 Q. When did you meet him for the first time?

12 A. I met Dr. Lee after we had hired him. The  
13 first time I met him was in the winter of 2006.

14 Q. When you say, "we hired him," who specifically  
15 hired Dr. Lee?

16 A. I did.

17 Q. Could you just tell me how that came about?

18 A. Well, Dr. Lee is a world-renowned forensics  
19 expert, so if you have a case that you believe involves  
20 forensics and you have an unsolved case, then he would  
21 be your man.

22 Q. And where did you learn this from?

23 A. Well, I think that him being a household name  
24 in some households, meaning he was involved in many high  
25 profile cases, so he is known. He has -- I know that he

1 has -- that the University of New Haven Forensics  
2 Institute is right here in Connecticut.

3 Jim Walker heard of Dr. Lee, of course, and we  
4 then decided it would be effective to have him on our  
5 team because he could -- if anybody could solve this  
6 case or help the FBI or guide them or help collect  
7 evidence, it would be Henry Lee.

8 Q. Did Dr. Lee -- I assume at some point, he  
9 generated a report and things like that as a result of  
10 his investigation?

11 A. I hadn't reviewed his specific file on our  
12 case, all of it, but we have had, or at least my  
13 counsel -- we have had many conversations with Dr. Lee.  
14 Obviously, they boarded the ship --

15 Q. I am going to cut you off. I am not trying to  
16 be rude, but the one question I have, did Dr. Lee talk  
17 to the FBI after he conducted his examination of the  
18 ship and things?

19 A. Dr. Lee communicated with the FBI. I do not  
20 know in what format, but he communicated with the FBI  
21 after he was on the ship with regard to information he  
22 had found or at least handing over that information he  
23 had found.

24 Q. To the FBI?

25 A. To the FBI.



1 Q. Going back to the hiring of Dr. Lee, you had  
2 been familiar with his name before George's  
3 disappearance, I take it?

4 A. Yes.

5 Q. How did you first get in contact with him?

6 A. Specifically Jim Walker was the first person  
7 to contact Dr. Lee, and again, it was that right of way,  
8 as soon as we -- as soon as Jim was hired, one of the  
9 first things we ever did was to hire Dr. Lee.

10 Q. Did you speak to Dr. Lee at some point shortly  
11 after he was hired?

12 A. Yes, I did.

13 Q. Tell me about that.

14 A. I met with him at his Forensics Institute in  
15 New Haven.

16 Q. Do you recall what month that was?

17 A. I believe it was January of 2006.

18 Q. Did you take anything with you when you met  
19 with him?

20 A. I do not recall.

21 Q. Did he have any independent information with  
22 him when you spoke to him, meaning photographs, reports,  
23 things like that?

24 A. Yes. All of that information that we had --  
25 all of the information that RCL had given to us on that

1 December 19th, that package -- we had obviously allowed  
2 Dr. Lee that information and, we were taking some time  
3 to, you know, review pictures and talk about some of  
4 the -- some of the things that he wanted to do, some of  
5 the things with regard to getting on the ship and  
6 conducting his own forensics experiments or collecting  
7 his own forensics, everything with regard to helping us  
8 figure out what had happened to George.

9 Q. Who, if anybody else, was present when you met  
10 with Dr. Lee the first time?

11 A. James Walker and my father, John Hagel.

12 Q. And how long did you meet with him for?

13 A. We met with Dr. Lee for maybe an hour.

14 Q. Do you recall what you specifically spoke  
15 about during that hour?

16 A. We spoke about the pictures. We spoke about  
17 some of the things that we wanted to do.

18 Q. Were there things you had in mind that you  
19 wanted him to do before you spoke with him?

20 A. Well, I wanted him to solve the case, of  
21 course. I wanted him to figure out what had happened to  
22 George. I wanted him to use all of his resources and  
23 his team. I know that Dr. Lee is not just one person.  
24 He has a team of experts that he uses. He relayed to me  
25 that he wanted to solve this case for, if nothing else,

1 the fact that we were families from Connecticut, and his  
2 institute is here in Connecticut. And I think he felt  
3 that this was -- he just felt bad for our families and  
4 wanted to help us with finding answers and hopefully  
5 providing closure to the families.

6 Q. Other than wanting resolution to George's  
7 disappearance, was there anything specifically you  
8 wanted Dr. Lee to investigate or look into when you went  
9 up there to speak to him? I mean, just for example,  
10 like the backgrounds on the four individuals, some sort  
11 of layout of the boat, some sort of blood stains or  
12 physical evidence or locations or measurements or things  
13 like that, things that you already had questions about  
14 before you met him?

15 A. No, and those are all good points that you  
16 make up that you talk about. All of those things would  
17 be involved in an investigation, but now I think it is  
18 important to realize that we are talking about Dr. Lee,  
19 and he knew just basically what was on the media. We  
20 were going to him and he was telling us what he was  
21 going to do. And obviously, we were trying to help each  
22 other fill in some gray areas, but overall, he was  
23 deciding -- he was the expert in his field, and he was  
24 going to be conducting tests, and now, that was his  
25 field.

1 I think everyone has a specialty in their  
2 area, as do you, and that would be something that would  
3 be out of your realm, so now we were hiring Dr. Lee to  
4 conduct these forensics tests that we obviously wouldn't  
5 be able to do on our own.

6 Q. Did Dr. Lee have the package of information --  
7 December 19th letter and information, was that provided  
8 to him before you visited with him?

9 A. I don't know. I don't know time frame, but he  
10 had it then at the meeting.

11 Q. Do you recall generally what Dr. Lee indicated  
12 to you that he was going to look into or investigate  
13 specifically?

14 A. Yes. He was going to look for any --  
15 hopefully, he was going to get permission to get on the  
16 ship.

17 Q. Had that been given yet by Royal Caribbean  
18 when you met with Dr. Lee? Had that been given yet?

19 A. We were trying to get Dr. Lee on that ship.  
20 We had asked and asked and asked and --

21 Q. I am going to cut you off. Specifically  
22 before you met with Dr. Lee, had Royal Caribbean  
23 indicated that they would let him or a forensic expert  
24 on the boat, before you hired Dr. Lee?

25 A. It was in and around that time that they had

1 allotted Dr. Lee 2 hours to be on the ship. We had -- I  
2 don't remember if it was before. We met with him. I  
3 believe it was at that time, because we wanted to  
4 discuss some of the things that he would be looking for  
5 once he boarded the ship, so I don't know if we actually  
6 asked for permission at that time. I know that we had  
7 been asking -- as soon as Jim was on this case, he had  
8 asked right away to board the ship.

9 Q. I apologize for interrupting. Could you now  
10 tell me what Dr. Lee indicated to you that he intended  
11 to look into if and when he boarded the ship?

12 A. Well, he wanted to, again, look for any  
13 forensics. He has his own way of conducting tests. He  
14 had wanted to do sort of a -- sounds bizarre, but he  
15 wanted to do a mannequin dropping of some sort, which we  
16 actually didn't end up -- we actually ended up not  
17 doing, simply because --

18 MR. BROWN: Hold on. Stay focused on his  
19 question. He said what did Dr. Lee say he was going to  
20 do. Let him -- make him do his job.

21 MR. KELLY: Come on. It is so easy to  
22 just listen.

23 A. He wanted to, obviously, go out on the  
24 balcony. He wanted to do his own -- just what forensics  
25 experts would do, whether it would be looking for any

1 blood, semen, or any other bodily fluid. He obviously  
2 would be very interested in seeing the awning, the  
3 partitions. He wanted to get an idea as to -- the  
4 pictures of the blood didn't depict actual sizes. So he  
5 wanted to see and take measurements based on pictures of  
6 the blood on the awning so he can put it to size so that  
7 it would be more --

8 Q. When you say "awning," are you talking about  
9 the canopy on 7?

10 A. The canopy outside that you have seen pictures  
11 of, I am sure, that those pictures that were all over  
12 the news. You couldn't really get an idea as to the  
13 scale of those pictures, so that was something he  
14 definitely wanted to establish. And he would obviously  
15 be able to take measurements of the awning. You can see  
16 lines in the awning. So if you could see a picture,  
17 maybe you could somehow get it to scale.

18 I am sure he has a way of doing that. Those  
19 were all important things, and he also wanted to test  
20 the awning for blood because at this point that had all  
21 been washed away, and he wanted to see if he can go back  
22 and I think -- whether it be a spray, or do something to  
23 make that be visible once again.

24 Q. Do you know if the FBI made any evidence  
25 available to Dr. Lee at any time?

1 A. Not to my knowledge.

2 Q. Do you know whether the Turkish authorities  
3 provided Dr. Lee with any evidence at any time?

4 A. Not to my knowledge.

5 Q. Other than the information included in the  
6 December 19th letter, do you know whether Royal  
7 Caribbean provided any other information to Dr. Lee?

8 A. Not to my knowledge.

9 Q. Do you know when Dr. Lee conducted his  
10 investigation, not just the day he boarded the boat but  
11 at any time, whether any representative of Royal  
12 Caribbean ever talked to Dr. Lee?

13 A. Outside of the time he boarded the ship?

14 Q. Yes.

15 A. Not to my knowledge.

16 Q. The day that Dr. Lee board the ship, did  
17 someone from Royal Caribbean accompany him?

18 A. I believe Captain Wright.

19 Q. Was that the captain who was the captain on  
20 July 5th, 2005?

21 A. No. That was -- that is a different type of  
22 captain. I don't think -- I don't think he was talking  
23 about the captain who sailed our ship. He has since  
24 retired from --

25 Q. I guess -- was Wright on Brilliance of the

1 Seas on July 5th, 2005?

2 A. I do not know.

3 Q. Do you know whether any other representative  
4 of Royal Caribbean was with Dr. Lee that day he boarded  
5 the ship?

6 A. I do not recall.

7 Q. Were you with Dr. Lee that day?

8 A. No. James Walker was with Dr. Lee that day,  
9 and attorney Rivkind was also -- we had invited attorney  
10 Rivkind to be a part of this, obviously, as we wanted  
11 Dr. Lee to be able to share all of his findings and  
12 information with the Smith family as well.

13 Q. Did Mr. Rivkind attend?

14 A. Yes, he did.

15 Q. Did your mother or father attend?

16 A. No, they did not.

17 Q. Do you know of anybody else other than  
18 Mr. Walker and Mr. Rivkind and Captain Wright who was  
19 with Dr. Lee and his team that day?

20 A. I just want to say that I am not certain  
21 Captain Wright was there, but I believe so. I don't  
22 want to -- but I believe Mr. Rivkind, Mr. Walker,  
23 Dr. Lee, and his team of forensic experts were all with  
24 him, so it was more than just Dr. Lee was there. He  
25 brought the team.



1 Q. Was there a 2-hour limit placed on his visit  
2 to Brilliance of the seas?

3 A. Initially, and then we had it extended to a  
4 full day.

5 Q. Did he use the full day?

6 A. Yes, he did.

7 Q. Where were you physically the day Dr. Lee was  
8 on the boat?

9 A. Waiting for Jim's phone call.

10 Q. You were up in Boston?

11 A. I was with my family in Boston.

12 Q. You mentioned earlier about a mannequin  
13 demonstration Dr. Lee had talked about possibly doing,  
14 correct?

15 A. Yes.

16 Q. Do you know whether a mannequin was ever  
17 constructed to replicate George, I guess?

18 A. No. These were just some ideas that we had or  
19 that Dr. Lee had had, but at that time there was media  
20 and helicopters and all of these other things going on  
21 and circling the ship, and that might be a very perhaps  
22 inappropriate scene to be watching on the nightly news,  
23 is a fake body dropping off the side of a cruise ship.  
24 I don't think it would be -- it doesn't seem like  
25 something that would be appropriate, given the amount of

1 media attention, and that if something like that was  
2 going to be conducted, it would be conducted privately,  
3 but this was a -- this was a different setting. This  
4 was all types of media, helicopters, and just -- it  
5 wouldn't have been the appropriate time.

6 Q. Was there ever a discussion of doing it at  
7 another time?

8 A. Yes, there was.

9 Q. And was Royal Caribbean ever asked if it could  
10 be done at another time?

11 A. No. That was something that Dr. Lee was going  
12 to be handling on his own. There are other ways for  
13 Dr. Lee to conduct his investigation without using the  
14 cruise ship, for example.

15 Q. Once he had the height and measurements?

16 A. Right. Once you have that, you can do that on  
17 your own.

18 Q. Did he?

19 A. I do not recall at this time. However, I do  
20 know that there are a number of elements that would have  
21 been difficult to reconstruct, such as, you know, that  
22 evening, how much was the boat rocking back and forth,  
23 how much wind, what was the speed of the ship. There  
24 was a number of things that only Dr. Lee would be able  
25 to understand in order to be able to replicate.

1 I am not sure if he deemed that this was even  
2 necessary. It was something we had talked about prior  
3 to his boarding the ship. Since then, you know,  
4 obviously, his understanding of events and whatever have  
5 all changed, so I am just talking about our initial  
6 conversations of things we could possibly do.

7 Q. He was never provided by anybody with, say,  
8 the sheets, blankets, or towels that were in the room  
9 that morning, was he?

10 A. Not to my knowledge.

11 Q. Do you know whether he was able to review any  
12 forensic results from any of the items taken from your  
13 room?

14 A. I think he took his own. I think he took  
15 some -- for example, he took the rug out of the room.

16 Q. Which was still there?

17 A. Which was still there.

18 Q. My question is, of any of the items --

19 A. That had already been taken --

20 Q. -- that had already been taken or tested by  
21 law enforcement, was he allowed to review any of those  
22 results?

23 A. No, not to my knowledge.

24 Q. You had a conversation with Dr. Lee that  
25 night? Did you talk to Dr. Lee directly?

1           A.     I talked to Jim, who had spent the day with  
2 Dr. Lee.

3           Q.     What was your understanding of what Dr. Lee  
4 had done that day on the boat?

5           A.     My understanding is that he took a full day,  
6 and one of the things that pops into my memory as being  
7 significant was that on the balcony area in our room, he  
8 had found something on a partition, whether it is some  
9 sort of bodily fluid. It could have been blood, semen,  
10 spit, or whatever, but he did find something, some sort  
11 of smear, on a partition.

12          Q.     When you say "partition," is that the clear  
13 plastic partition on the railing?

14          A.     It divides each balcony. Partitions divide  
15 each balcony, so we don't see our neighbors and our  
16 neighbors don't see us. There is a plastic -- I believe  
17 it is rounded partition, and that is where I believe  
18 Dr. Lee had found something of significance.

19          Q.     Do you know if that was towards Hyman's room  
20 or in either direction of the partition?

21          A.     I do not recall at this time.

22          Q.     What else, if you recall, had Dr. Lee done or  
23 looked into that day he was on the boat? Do you recall?

24          A.     I think he was able to get a walking tour of  
25 the ship and the different areas of significance, such

1 as where I was found, and he also -- I just know it was  
2 more specific to our room was where they spent a  
3 significant amount of time, but they also spent time on  
4 the awning, obviously, wanting to collect or see if they  
5 can take measurements, and that was -- but that was the  
6 most significant thing that they had found.

7 Q. A couple specific questions. Do you know for  
8 a fact as to whether they measured the height of the  
9 railing on the balcony to your room?

10 A. I believe so.

11 Q. Do you know whether they specifically measured  
12 the height from the top of that railing to the 7th floor  
13 canopy, where the blood stain was found?

14 A. I believe so.

15 Q. Do you know whether they specifically measured  
16 the width of the canopy on the 7th floor where the blood  
17 was found?

18 A. I believe so.

19 Q. Do you know whether they took any measurements  
20 relative to the blood stain and the edge of the canopy  
21 on the 7th floor?

22 A. I believe at that time there was no visible  
23 stain per se, but they had taken a number of  
24 measurements on the awning, so from the pictures, they  
25 were trying to recreate or just put it to scale. So

1 yes, they were taking all sorts of measurements.

2 Q. Did you ever have a discussion with Dr. Lee or  
3 someone who worked with him regarding any measurements  
4 relative to the blood stain on the edge of the canopy?

5 A. The first time I met with Dr. Lee, we did  
6 discuss the blood stain on the canopy. We looked at  
7 some photos that looked like up close. He was trying to  
8 tell us different scenarios about, you know, how a  
9 person could fall or where they could fall, and you  
10 know, obviously, at that time, we were trying to figure  
11 out if in fact George had sustained any injuries before  
12 he had gone out onto the canopy, and Dr. Lee --  
13 obviously, that was something he was trying to  
14 determine, which obviously was made difficult because  
15 that blood was no longer there, so it may not contain --  
16 it may not contain like, you know, a fragment from a  
17 piece of cartilage.

18 say if you broke your nose before going  
19 overboard. All these minuscule things that could be  
20 found in blood were no longer, so hence why he was  
21 trying to do the best he can to recreate that scene.

22 Q. Did he find any evidence of blood on the  
23 carpet that was still in the room?

24 A. I know he took the carpet and I am not sure  
25 what he specifically found on that carpet. I do know

1 that the FBI now has that carpet.

2 Q. Did Dr. Lee find any evidence of any possible  
3 injuries being sustained by George in the room or on the  
4 balcony or in the bathroom or anything in your cabin  
5 confines?

6 A. Did he find any --

7 Q. Evidence of any possible injury to George  
8 anywhere in the 9062, meaning in the bathroom, the room,  
9 the balcony, anything like that?

10 A. I think that is what he was trying to  
11 determine. At this point it is inconclusive whether or  
12 not he sustained --

13 MR. BROWN: His question is just do you  
14 know if he found any --

15 Q. Anything that suggested that, whether it be  
16 blood or anything like that?

17 A. No, nothing that Dr. Lee was able to  
18 conclusively determine that George was before he had  
19 gone overboard.

20 Q. Were you ever made -- I know it is hard to  
21 talk about it, the blood stain on the canopy, but there  
22 is one edge of the blood stain in towards the ship and  
23 there is the blood stain ends at the edge of the canopy,  
24 going overboard. Does that make sense to you?

25 A. Yes, vaguely recall -- I vaguely recall the

1 shape more so. I recall consistency of the blood stain.

2 Q. Probably a hard question 2 under. Do you have  
3 any sense of the distance from the inner edge of the  
4 blood stain, meaning where the blood stain starts, in  
5 toward the ship, toward and to the edge of the canopy,  
6 overboard, meaning was it 5 feet, 15 feet? Do you --

7 A. Not at this time, but I believe width-wise,  
8 somewhere in and around -- you know, 10 feet is the size  
9 of the awning wide. When I say "give or take," that  
10 could be give or take 4 feet, but I do not recall at  
11 this time. I did recall when I went over this with  
12 Dr. Lee at that point in time, specifically I knew how  
13 many feet wide the canopy was. Sitting here today, I do  
14 not recall.

15 Q. Did Dr. Lee ever opine as to how George may  
16 have gotten from your balcony to the canopy below?

17 A. Did he ever what?

18 Q. Opine, give an opinion?

19 A. I don't know that -- I don't know that he  
20 would give opinions. I think he was more thinking of  
21 you know, possibilities. It is certainly a high  
22 balcony, so falling over it -- I think it was obvious  
23 that falling over it, you can't run into it and fall  
24 over, so it was clear that you would either have to get  
25 up on it to go over --



1 MR. BROWN: But did Dr. --

2 A. These were some of the things that Dr. Lee --

3 Q. Discussed with you?

4 A. That we discussed that, you know --

5 MR. KELLY: I was going to ask her.

6 A. That you would have to -- you could step up on  
7 something and get onto it. George was very strong. It  
8 is a possibility that he could have, you know, taken his  
9 arms and maybe hoisted himself up onto it.

10 Q. Did you ever see George do that while you were  
11 on that boat?

12 A. No.

13 Q. Did you ever see him sit on that balcony?

14 A. No, never, and I would not have let him sit on  
15 that balcony if I ever saw it. He certainly would have  
16 gotten reprimanded if I had ever seen that because it is  
17 not something anyone should ever do.

18 Q. I think you testified Friday that George used  
19 to sit out there sometimes?

20 A. Sit in a chair or stand have a cigar and a  
21 drink, and he would do that as I was inside. One or two  
22 times we sat out there together, just relaxing, but he  
23 spent more time than me I would say out on the balcony.

24 Q. Visualizing what he saw out there on the  
25 balcony, do you recall where he would be facing when he

1 sat out there?

2 A. Well, really, out. He would just face out.  
3 It is just a lot of ocean everywhere.

4 Q. Did you ever see him with his feet up on the  
5 railing?

6 A. No.

7 Q. Do you recall, if you do, when he stood up on  
8 that balcony where that rail would come to him on his  
9 body?

10 A. Yes. It came to below his chest and about  
11 8 inches higher than his hip, but just like right under  
12 his chest.

13 Q. What about you? Do you recall where it came  
14 up?

15 A. Well, I am barely 5'5", so it came, you  
16 know -- if I didn't have high-heeled shoes on and I was  
17 just standing flat, it would have come to like about  
18 under my shoulder.

19 Q. Like your armpit?

20 A. Right.

21 Q. And Dr. Lee gave -- did he give any opinion as  
22 to in what manner George may have fallen from your cabin  
23 balcony to the canopy below, meaning was there any  
24 trajectory distance or was it a straight fall down or  
25 things of that nature?

1           A.     He certainly had different ideas about  
2 trajectory and speed of the ship and other things that  
3 would have been relevant to figuring out how someone  
4 would have fallen. These are things we just talked  
5 about in conversation. I do not recall specifically at  
6 that time, but I do know that it would have made a  
7 difference how the ship was moving.

8           Q.     In terms of rocking?

9           A.     Both.

10          Q.     What, and speed?

11          A.     Speed, rocking back and forth. I don't know  
12 if you have ever been on a cruise ship before, but it  
13 sways. Sometimes it can sway and can really like knock  
14 you into a hallway, and that when it is rough seas, and  
15 sometimes it could sway and it might be a little  
16 tipping. You feel it mostly when you get on the ship,  
17 but it is certainly there. I had gotten, you know,  
18 seasick, as I had mentioned, so I felt it, obviously,  
19 more than other people. But I remember walking down a  
20 hallway, and sometimes you almost feel like you are  
21 going to fall into the wall at times.

22          Q.     Do you recall the sea conditions the night of  
23 July 4th, when you were on the boat?

24          A.     I do not recall.

25          Q.     Do you recall anything of the early morning of

1 July 5th, the sea conditions when you were on the boat?

2 A. We were docked.

3 Q. Do you know when you docked that day or night?

4 A. I do not recall.

5 Q. Were you docked there all day from -- you were  
6 at Mykonos that day, correct?

7 A. We were at Mykonos, and then the ship sailed  
8 that evening, so it sailed to Kusadasi. I do not know  
9 what time we arrived at Kusadasi.

10 Q. Do you know whether you were docked by the  
11 time you went to the casino?

12 A. I don't believe so. I believe it made the  
13 trip during the evening. I believe it was still  
14 sailing. No, I take it back, definitely weren't docked.  
15 We were definitely still going because it was sometime  
16 early that next morning when we docked. I have a vague  
17 memory of specific times, but it was early in the  
18 morning when we docked but after the time that George  
19 was supposedly -- the time they believed George went  
20 overboard, so during the time that George went  
21 overboard, the ship was still traveling to Kusadasi,  
22 according to --

23 Q. 4:30 in the morning it was still --

24 A. Still traveling.

25 Q. Did you ever see any of the photographs

1 Dr. Lee took, or did he take photographs, first of all?

2 A. Dr. -- I do not recall at this time. I know  
3 he took a lot. I do not recall at this time.

4 Q. As a result of his investigation, did Dr. Lee  
5 clarify any of the events of that early morning for you  
6 in terms of what might have happened to George?

7 A. As a result of our talking about what else he  
8 would need, he did clarify only that there was still a  
9 lot of information that he needed and wanted, such as,  
10 you know, all passenger locklink records.

11 Another thing I think we had talked about on  
12 Friday was just passenger statements, and we have been  
13 told that there was over a hundred passenger statements  
14 that would -- you know, obviously, that were relevant,  
15 and that would be helpful to us in this investigation.  
16 Obviously, we want to see those statements. We do not  
17 have those statements at this time, the cruise  
18 statements as well. We do not have those statements at  
19 this time. And those about 100 statements were taken  
20 after this event, and those people now are not just from  
21 the United States. Obviously, they are from all over  
22 the world, so a lot of that discovery that even RCL did  
23 after this incident we do not have at this time. So  
24 obviously, Dr. Lee would benefit from that.

25 Q. Is it your understanding that if this matter

1 was litigated, not settled, that you would be entitled  
2 to all those statements?

3 A. That would probably be the one thing we --  
4 passenger statements or cruise statements, we would not  
5 be entitled to that.

6 Q. And why do you say that?

7 A. Because those are just the facts.

8 Q. And if this matter were to be litigated rather  
9 than settled, is it your understanding that you would or  
10 would not get any videotape that existed in the cruise  
11 line's possession?

12 A. I am fully aware that we could litigate this  
13 case and we could take it to trial, and we could go and  
14 would do all this, and we may be able to get some of the  
15 information that we will be receiving from RCL with  
16 regard to the settlement. And I do know, however, that  
17 there is no guarantee, and there is certainly -- you  
18 can't sit here and tell me that there is a guarantee of  
19 a win or a loss and that any of this information will be  
20 made available to your family.

21 It is certainly a scary thought. I don't  
22 think you could or should bet your house on that. It is  
23 very difficult to walk away from a guarantee of all the  
24 information you had been asking for and then some. So I  
25 am not sure if I answered your initial question, but --

1 Q. No.

2 MR. KELLY: Could you read the question  
3 back, please?

4 (Question read.)

5 A. We could probably still get some video if we  
6 sued them. I mean, we could ask for all those things,  
7 but there is no guarantee as to what they would -- what  
8 they would turn over.

9 Q. Have they guaranteed you that they would turn  
10 over any videotape they have of that morning from  
11 July 5th?

12 A. Yes.

13 Q. Have they guaranteed you they would turn over  
14 all the passenger statements?

15 A. Yes.

16 Q. Now --

17 MR. BROWN: I mean, are you going to  
18 define the term "guaranteed"? I mean, you know,  
19 promise?

20 Q. In what manner have they given these things to  
21 you?

22 THE WITNESS: Thanks a lot.

23 A. If you look back at the settlement, it  
24 promises all of these things, that we will be able to  
25 review all of those things that we had listed out on

1 Friday, and that this information would also be turned  
2 over to Dr. Lee so that he can continue on with his  
3 investigation, and also, this information can be used  
4 with regard to my fiduciary responsibility. If there is  
5 a criminal case sometime in the future or we believe  
6 that we have found something or we have information that  
7 implicates somebody criminally, then we can also use  
8 this information in that case.

9 Q. This is all information that the cruise line  
10 was already required to turn over to the FBI, wasn't it?

11 A. Sorry. Repeat your question.

12 Q. You indicated earlier that the FBI had  
13 requested all existing relevant information from the  
14 cruise line during the course of its investigation, had  
15 you not?

16 A. Yes.

17 Q. And as far as you know, has the FBI received  
18 that information?

19 A. I believe so.

20 Q. And with regard to what you, as both George's  
21 wife and the executrix --

22 A. PR, personal representative, either.

23 Q. You are relying on the terms of the written  
24 settlement agreement in terms of what you would be  
25 provided down the road by Royal Caribbean?



1 A. Yes.

2 Q. So when you say -- when you talk about being  
3 guaranteed or what you would get, it is based on that  
4 written settlement agreement we have marked as an  
5 exhibit?

6 A. Right, assuming that all parties act  
7 ethically, what they promise is what they should  
8 deliver.

9 MR. KELLY: Want to take a break now for  
10 lunch?

11 (Lunch recess: 12:44 to 1:37 p.m.)

12 Q. Jen, earlier we were looking at Exhibit  
13 Number 5, I believe, the locklink records, Exhibit 5?

14 A. Yes.

15 Q. And I believe we had only gotten to Number 9  
16 on the records, July 5th?

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

1 [REDACTED]

2 [REDACTED]

3 Q. Do you know whether or not you had been  
4 approached by those three crew members yet or not at  
5 that time?

6 A. I do not know.

7 Q. Do you know whether you started your massage  
8 earlier than your 10 o'clock appointed time?

9 A. I believe from what I was told that I arrived  
10 early and that I was taken early.

11 Q. Do you have any recollection of even arriving  
12 at the spa that morning?

13 A. I have vague memories now of arriving at the  
14 spa and even more vague of the actual massage, actually,  
15 don't remember the massage itself. As I say, perhaps I  
16 was a bit groggy that morning, but I do remember being  
17 approached by the men in white uniform, and that was a  
18 very vivid next memory.

19 Q. And you had finished with your massage at that  
20 point?

21 A. I don't remember the start or end of the  
22 massage.

23 Q. Did Dr. Lee ever issue or give you any sort of  
24 written report whatsoever?

25 A. I do not recall if he did. My counsel would

1 have that.

2 Q. Do you have that?

3 A. I try not to keep such records just hanging  
4 around the house. I don't know.

5 Q. You do not know?

6 A. I do not know. I prefer to keep anything that  
7 is confidential nature in an appropriate location.

8 Q. So you don't know whether or not you have a  
9 written report of Dr. Lee's?

10 A. I do not recall.

11 Q. Do you know whether the -- first of all, do  
12 you know whether attorney Rivkind ever gotten any report  
13 from Dr. Lee?

14 A. I believe attorney Rivkind -- we allowed him  
15 access to the same information with regard to Dr. Lee,  
16 and I know attorney Rivkind again was there on the ship  
17 that day. And findings that day were all relayed to  
18 attorney Rivkind, similar as they had been relayed to  
19 attorney Jim Walker, and the three of them had had,  
20 obviously, discussions regarding his findings.

21 Q. Do you know whether the Smiths ever received  
22 any written information regarding Dr. Lee's  
23 investigation?

24 A. I do not know what attorney Rivkind relayed to  
25 his clients. I would assume he would relay information

1 he gathered to them.

2 Q. You had, I believe, mentioned that you took a  
3 polygraph examination. Is that correct?

4 A. Yes.

5 Q. Could you tell me when you took that  
6 examination?

7 A. Yes. About a month after I had returned home,  
8 around August 5th.

9 Q. That is a very specific date. Is that the  
10 date you think you took --

11 A. I remember it was -- I remember it was almost  
12 a month, so it is around -- give or take a day or two,  
13 around August 5th.

14 Q. How did it come about that you took the  
15 polygraph examination?

16 A. I volunteered to take a polygraph examination  
17 with the FBI.

18 Q. Who did you volunteer this to?

19 A. Sean O'Malley, as well as Erin, the other FBI  
20 agent that was here during those two days of interviews.

21 Q. Was that the first time the topic of a  
22 polygraph came up?

23 A. I do not recall when it first came up. I do  
24 recall asking or hoping that that same tool could be  
25 used to speak with the last individual seen with George.

1 Q. Who first brought up the subject of a  
2 polygraph, if you recall?

3 A. I do not recall.

4 Q. Do you recall who you first spoke to about  
5 taking a polygraph exam, whether it was Sean or the  
6 other agent?

7 A. I believe both agents. I can't remember for  
8 sure if it was one or the other, but I talked with Sean  
9 about that.

10 Q. Where did you take the examination?

11 A. I took the examination at the FBI headquarters  
12 in New Haven.

13 Q. Did you have any discussions with anybody  
14 immediately prior, like in the day or two before the  
15 exam, about taking the examination?

16 A. No. As I said on Friday, I believe I was  
17 asked the same question. No, there were no statements  
18 given prior to the polygraph examination or whatever,  
19 polygraph test.

20 Q. Did anybody explain to you the process that  
21 would be involved in taking the test?

22 A. Yes, the polygraph expert.

23 Q. Do you recall his name?

24 A. It escapes my memory, not at this time.

25 Q. Did you talk to him prior to the day you

1 actually took the exam?

2 A. No.

3 Q. Tell me the conversation you had with him that  
4 day before you took the exam?

5 A. It is actually not separate from the exam. It  
6 is all-inclusive. They test your susceptibility to the  
7 polygraph test.

8 Q. Did they do some false questions or something  
9 ahead of time?

10 A. Yes. They do a lot of that to figure out if  
11 you are susceptible or not.

12 Q. If you can just think back and tell me the  
13 best you can recall of that day, arriving up there for  
14 the polygraph, the process you went through?

15 A. Yes. They had first given me something of a  
16 polygraph pretest.

17 Q. Who is "they"?

18 A. The polygraph expert. For example, he writes  
19 down Numbers 1 through 7. You would pick a number, and  
20 only I would see it, and I would keep that number. And  
21 as we would go through, he would say, "Is your  
22 number" -- say if my number was 3, he would say, "Is  
23 your number 1?" And I would say, "No." He would say,  
24 "Is your number 2?" And I would say, "No."

25 As we even approached Number 3, there would be

1 certain changes or whatever that could take place,  
2 whether it be in my pulse, in my breathing. There is  
3 three different things that they are monitoring, I  
4 think, like the sweat of your fingertips, your pulse,  
5 and your breathing.

6 Q. And how long did that process last for, the  
7 preliminary?

8 A. Well, they found I was extremely susceptible  
9 and that --

10 Q. To the readings? I'm sorry.

11 A. To the readings, so that I was a good  
12 candidate, so to speak.

13 Q. Were any FBI agents present in the room when  
14 this was being conducted the preliminary?

15 A. No. They were where -- or I found out after  
16 Sean was going to be watching from one of those two-way  
17 mirrors or two way -- I don't know, mirrors or windows.

18 Q. Did you see Law and Order, the interrogation  
19 room windows?

20 A. Yes. I think it was Meet the Fockers. It was  
21 not like that. That is the only time I have sort of  
22 seen that. They were behind the screen or whatever it  
23 was, window, and they had flown up two experts from  
24 Washington DC. Sort of like the head of that area of  
25 the FBI was flown in to conduct this because it was a

1 high profile case, so they weren't just going to use any  
2 Joe Schmo. It was going to be like their top dog to do  
3 this.

4 Q. You said two people. Was there someone  
5 working with him, two polygraph people?

6 A. No. It was Sean O'Malley and the expert  
7 behind, so not in the room watching, and there was a  
8 polygraph, the expert, just me and him in the room.

9 Q. Were the readings being displayed in the room  
10 you were in; do you know, or were they in a separate  
11 room?

12 A. I think he was -- I think he was conducting it  
13 right there, the guy that was conducting the test. I  
14 could be totally wrong, but I had the impression that he  
15 was looking or viewing at something right there. He  
16 could show me -- for example, we reviewed my test  
17 together and he could go over how it all worked.

18 Q. Now, he reviewed your preliminary test to  
19 determine your --

20 A. To explain how the process worked.

21 Q. So he reviewed, first of all -- if I can  
22 interrupt, he reviewed your susceptibility level to the  
23 exam?

24 A. If you could even call it a level, but yes, he  
25 reviewed that I -- when we approached my number, what



1 question he had asked when, and he showed how -- and I  
2 was amazed that it really does work, so it was sort of  
3 an amazing tool.

4 Q. Did he afterward review the results of the  
5 regular test you took also?

6 A. I believe so. I think it was -- if he had any  
7 follow-up questions, everything was good. He just said  
8 everything looked -- everything went well. Everything  
9 looks good. I guess it was one of those things where  
10 everyone was kind of -- it was very emotional, and he  
11 just said at the end how sorry he was. And clearly, he  
12 had kind of just relayed that, you know, he knows it is  
13 difficult to go through this process, and he was very  
14 sorry, and that I had done a good job and that, you  
15 know, George would be proud of me, and you know, just it  
16 is going to take some time, grieving that you and your  
17 family are going to go through. But he certainly  
18 relayed his sympathies.

19 Q. Did he use the word "deception" at all in  
20 terms of reviewing your results, like "lack of  
21 deception" or "no deception," or things like that? Did  
22 he ever use that word in terms of describing the  
23 results, not that you were, just in terms of a general  
24 level in any way?

25 A. No, I do not recall.

1 Q. How long was the actual exam itself?

2 A. Oh, it was a couple of hours.

3 Q. Do you recall at all what the questions you  
4 were asked were?

5 A. A few questions, and generally, it was just  
6 recounting and retelling the whole story as you remember  
7 it best with regard to honeymoon, with regard to what I  
8 had witnessed throughout the honeymoon with regard to  
9 any drinking up to that night, events I remembered.  
10 Clearly, the major questions that they had asked, do I  
11 know what happened or did I -- you know, did we fight  
12 ever, anything like that, with regard to was I happy  
13 going into the marriage, were we happy on our honeymoon,  
14 were we getting along, just everything, anything and  
15 everything that you can think of asking somebody that  
16 was the wife of somebody who had just gone overboard you  
17 would have asked.

18 Q. Did they ask you the last thing you remember  
19 from that night?

20 A. I believe I had just told them whether or not  
21 they had asked me. It was, you know, that I was at that  
22 revolving bar, and same thing, I just felt like I was  
23 tired and I just had to leave. And then he asked me  
24 again, similar to you, what is the first thing that you  
25 remember when you woke up, and I relayed to them what it

1 was like to get that news from the three men.

2 Q. Did you basically recount to them the events  
3 as you told them to me here during the deposition?

4 A. Yes.

5 Q. Did they ever give you any written report or  
6 readings from the exam you took?

7 A. No.

8 Q. They just discussed them with you that day?

9 A. It was clear that they were very pleased with  
10 the results.

11 Q. Did they ever discuss them with you other than  
12 that day?

13 A. No. I don't think there was a need to.

14 Q. Did you ever ask them if they were going to  
15 take anybody else's polygraph?

16 A. Interestingly enough, they had asked a  
17 question, "What would you do" -- "Where would you go or  
18 what would you do if you were us?" And I said, "I would  
19 do this, what you are doing with me today." I said,  
20 "Please go and do this to all those boys last seen with  
21 George."

22 Q. And did they have a response to that or --

23 A. They kind of smiled and said -- shook their  
24 heads in agreement that that makes perfect sense.

25 Q. Did anybody ever tell you that they requested

1 polygraphs from any of those four boys?

2 A. I can't guess. I would only hope that they  
3 were requested. I don't know if they were successful in  
4 getting all the boys to take polygraph tests.

5 Q. Did someone tell you from the FBI that they  
6 were going to ask the boys to take polygraphs?

7 A. They couldn't tell me that. I asked them to  
8 do it.

9 Q. Did they ever tell you that any of them had  
10 refused to take polygraphs?

11 A. They couldn't specifically share that  
12 information with me.

13 MR. BROWN: Is that a "no"?

14 A. I believe I was asking all sorts of questions  
15 about that. I really wanted --

16 MR. BROWN: But he is asking did they say  
17 anything to you.

18 A. No. They couldn't -- no. It was definitely a  
19 one-way street.

20 Q. They didn't tell you one way or another  
21 whether they even asked the boys to take polygraphs?

22 A. No, but it was my understanding that --

23 MR. BROWN: You already answered that  
24 part. You already answered it.

25 THE WITNESS: Okay.

1 Q. When was the last time you discussed any  
2 aspect of the lawsuit with any of the Smith family?

3 A. The last time or the first time.

4 Q. Last time?

5 A. Directly?

6 Q. Both. First of all directly, yes?

7 A. They decided to get their separate counsel, I  
8 believe, back in November of 2005. They told me that  
9 they have decided that as they have different objectives  
10 in their dealing with RCL, that it would be best if I  
11 get my own counsel and they get their own.

12 Q. Did you already have counsel at that point?

13 A. No, I did not.

14 Q. Did they retain Mr. Rivkind before you  
15 retained Mr. Walker; do you know?

16 A. I believe --

17 MR. BROWN: You don't have to know  
18 everything.

19 A. I am not sure exactly at what point they  
20 retained their attorney.

21 Q. Did they tell you what their objectives were  
22 in retaining separate counsel?

23 A. No. They had gone back and forth with some  
24 different ideas, and ultimately they had gone back on  
25 what they had initially said, that they were seeking

1 perhaps a larger firm. That was one of their  
2 objectives, was they want to seek a really huge firm  
3 because their objective was to sink the cruise industry.  
4 And as I told you I believe on Friday, the first mention  
5 of any lawsuit was from Mr. Smith saying, you know, he  
6 believed he could sue the cruise line for a hundred  
7 million dollars or something of that nature.

8 It was certainly a slow progression with  
9 regard to figuring out who was going to hire whom, and I  
10 am not sure what their specific objectives were or how  
11 they have changed over time. They ended up not going  
12 with a larger firm, and they ended up going with  
13 attorney Rivkind.

14 Q. Who at the Smith family told you they were  
15 going to pursue different objectives than yours?

16 A. Bree Smith first alluded to it, and then  
17 Maureen Smith I believe sent a final actual e-mail that  
18 said since we have different objectives, that we want to  
19 be separate.

20 Q. Did she -- do you recall if she said in that  
21 e-mail what their objectives were?

22 A. That is an exhibit we gave to you today. I  
23 don't know if you had time to read it early. It might  
24 have been a little lengthy, but in one of those e-mails  
25 she specifically addresses the issue of hiring separate

1 counsel, and that was first brought up by the Smith  
2 family.

3 Q. It was the December 2nd e-mail I think?

4 A. December 2nd, okay.

5 Q. After that e-mail -- we will check in a minute  
6 what the date is.

7 A. Sure.

8 Q. -- did you ever have any other discussions  
9 with any member of the Smith family regarding a lawsuit?

10 A. No, but Mrs. Smith did write that, and in a  
11 later e-mail she did say that they are not together with  
12 me and that this will not affect their lawsuits because  
13 they are suing separately, but that morally they are not  
14 with me.

15 Q. Did they ever express to you -- "they" meaning  
16 the Smiths -- ever express to you what they thought your  
17 objective or objectives were in terms of a lawsuit?

18 A. No, but I do believe that Bree or the Smith  
19 family had their idea in their mind that perhaps I had  
20 wanted to prematurely settle this case because I maybe  
21 wasn't willing to, you know, take this all the way to  
22 the end, which is completely not true. Clearly --

23 MR. BROWN: You answered the question.

24 Let him ask.

25 Q. Was it your understanding that Mr. Walker and

1 Mr. Rivkind were working together with the same  
2 objectives at some point?

3 A. In the beginning, regardless of all the unfair  
4 and maybe insensitive things that were thought, assumed,  
5 or said regarding myself with the Smith family, we knew  
6 that the underlying objective was that we were going  
7 after Royal Caribbean because we felt -- or I at least  
8 even felt at that time that even our fighting or even  
9 the maybe insensitivity to each other at that time was  
10 in part due because of the cruise line, because they had  
11 caused this tragedy, which was now causing some negative  
12 feelings between us, which I thought was a tragedy  
13 within the tragedy.

14 Q. Do you recall approximately what date it was  
15 you made the decision that you were going to settle any  
16 claims you might have against Royal Caribbean?

17 A. The settlement actually didn't occur until  
18 less than a week before the eve of -- you know, the last  
19 day we could actually file suit. We had or --

20 MR. BROWN: You answered the question.

21 Q. So just short of a year of George's  
22 disappearance is when you decided --

23 A. We were -- we were thoroughly ready and  
24 prepared to sue Royal Caribbean within a week before we  
25 had settled this case.



1 Q. In your mind, was it settled just based on a  
2 discussion you had with your counsel, meaning did you  
3 just talk through the terms with him or were you  
4 actually presented with a written settlement agreement  
5 that you made a decision on prior to the one you are  
6 running?

7 A. Can you pick apart -- this is kind of a loaded  
8 question. I am not sure which parts I can answer due to  
9 the mediation laws in Florida. Are you talking about --

10 Q. Let me see if I can -- strike that question.  
11 Just before the year end, you made a decision that you  
12 were going to settle your claims rather than file a  
13 complaint, correct?

14 A. "Your claims" being the estate's claims?

15 Q. Yes, any that you as George's wife or his  
16 personal representative of the estate -- whatever claims  
17 you might have been able to prosecute, you decided to  
18 settle instead, correct?

19 A. Before, yes.

20 Q. Before the year ran. The question is, when  
21 you made a decision to settle, was that based simply on  
22 conversations or did you have a written proposal in  
23 front of you to settle it?

24 A. He made the decision to settle? Was it based  
25 on conversations with Jim?

1 Q. Yes, or was it based on a combination of  
2 conversations with Mr. Walker and a document you  
3 reviewed?

4 A. Document from --

5 MR. KELLY: Could we go off the record a  
6 minute?

7 (Off the record discussion.)

8 Q. When you made the decision to settle your  
9 potential claims, was it based on any written document  
10 or just conversations with your counsel?

11 A. It was not based on any written document at  
12 that time.

13 Q. When was the first time you saw a written  
14 document after you had made the decision to settle?

15 MR. WALKER: Want to go off the record  
16 again?

17 MR. KELLY: Let me ask another question,  
18 see if it helps.

19 Q. Was it after the one-year time period had  
20 expired that you first saw the written settlement  
21 proposal?

22 A. I don't remember the specific date when all  
23 the details were ironed out and hammered out.

24 MR. KELLY: Off the record for a minute.

25 (Off the record discussion.)

1 Q. Did there come a time prior to the one-year  
2 date of George's disappearance that you saw proposed  
3 written terms of a settlement?

4 A. Yes, an e-mail that Jim Walker had prepared  
5 roughly outlining the terms of the agreement, which he  
6 had sent to attorney Rivkind.

7 Q. And those rough terms that you saw in that  
8 June 29th e-mail, did they ultimately end up in some  
9 form in the full settlement agreement you later signed?

10 A. Yes.

11 Q. And is it your understanding that Mr. Rivkind  
12 received those same rough terms on June 29th of 2006?

13 A. Yes.

14 Q. Did you ever -- you personally ever discuss  
15 potentially settling your claims as personal  
16 representative and wife of George Smith with any member  
17 of the Smith family before entering into that agreement?

18 A. Personally?

19 Q. Yes.

20 A. At this time they had already been refusing to  
21 communicate with me.

22 Q. That is a "no"?

23 A. That is a "no."

24 Q. Do you know or was there some time that you  
25 heard, either through media reports or someone else or

1 whatever, that the Smiths had been made aware of the  
2 basic terms of the settlement that you had reached with  
3 Royal Caribbean?

4 A. Yes. I believe Bree Smith and members of the  
5 Smith family -- or at least Bree was on TV, and I think  
6 she was discussing the settlement agreement, and might  
7 have been on Nancy Grace, and was basically undermining  
8 the settlement agreement by calling it a sellout and  
9 that it was all about money, and basically more or less  
10 of the same, that it was a very shameful thing that I  
11 had done. And for whatever reason, they seemed  
12 displeased with the settlement agreement, and I believe  
13 before they had even seen the settlement agreement or  
14 specifically had time to go over the terms, had already  
15 decided that it wasn't good enough.

16 Q. Do you know whether this show, the Nancy Grace  
17 Show, was prior to the one-year period elapsing?

18 A. Yes.

19 Q. And earlier -- I am not sure if it was during  
20 my questioning or not -- there was mention of a very  
21 hurtful Nancy Grace show that had been on the air. Was  
22 this the show that was being referred to?

23 A. There were many hurtful Nancy Grace shows, so  
24 I do not know which one you are referring to.

25 Q. It was referenced earlier. You don't know?

1           A.     There is literally a number of Nancy Grace  
2 shows that were extremely outrageous and hurtful, so I  
3 am not sure which one. No, I don't think I referenced  
4 this particular show yet. This was after. The ones  
5 prior I think I mentioned in this deposition were all on  
6 different dates and were negative in other ways.

7                   MR. KELLY: Off the record.

8                           (Off the record discussion.)

9           Q.     The number of Nancy Grace shows you just  
10 referenced as being hurtful, do you know who was on  
11 those shows at different times?

12           A.     I know Bree was on. I know Mr. Smith had been  
13 on, saying things that -- I have no morals or values and  
14 things with regard to this settlement. Understandably,  
15 they are grieving and have been grieving, and many of  
16 the negative things that were said I understand maybe  
17 have been said out of grief.

18           Q.     I am not going to mark this as an exhibit.  
19 This is the December 2nd --

20           A.     Okay, I have a copy.

21           Q.     You can keep yours.

22           A.     Yes.

23           Q.     That is an e-mail from Maureen Smith; is that  
24 correct?

25           A.     Yes. I had called -- are we on the record?

1 Q. Yes.

2 A. I had called their house.

3 MR. BROWN: Let him --

4 MR. KELLY: I was just going to ask her  
5 the genesis to the content to all that.

6 Q. First of all, before you do that, is this  
7 basically the breaking point of the relationship between  
8 you and the Smiths, around this time period?

9 A. No. I mean, the first time I had knowledge  
10 that, you know, Bree Smith may have had something  
11 against me was when I know that she had called the FBI  
12 on me way back in October, October -- somewhere around  
13 the 9th or 10th. This was the first time we were  
14 discussing what would be likely to come out if I was  
15 deposed, if we had sued Royal Caribbean, and it was  
16 regarding the prescription drugs. And she thought it  
17 odd that I didn't want to be deposed.

18 She had formed her own conclusions with regard  
19 to why and was missing the bigger picture, was mainly  
20 about like America and everybody else seeing that this  
21 was a piece of it, and at that time, all of the news  
22 with regard to the drinking and possible accident, so we  
23 just didn't want to tarnish his name any further. So at  
24 that time she called Sean O'Malley and said, "I spoke  
25 with Jennifer, her father," whoever, "that day, and she

1 doesn't want to be deposed. I find that very odd," or  
2 something of that sort.

3           The reason I know that is because every step  
4 of the way I was always in contact with the FBI. And I  
5 had called Sean and said, "Just to let you know, this is  
6 what is going on." I said, "I know they don't know  
7 about the polygraph test and everything else, but Bree  
8 said to my father, you know, 'I find it quite odd that  
9 Jennifer doesn't want to be deposed,' so if she calls or  
10 somebody calls" -- and said, "I am just giving you the  
11 background what has been going on."

12           And he goes, "Jennifer, I already know." He  
13 was letting me know he had already received that call.

14           Q. Did you yourself ever tell any member of the  
15 Smith family that you had ever taken a polygraph exam?

16           A. No, and I was told specifically not to tell  
17 anybody about that from the FBI, specifically Sean  
18 O'Malley, and the reason being is because, you know,  
19 things that were sensitive to this case could not be  
20 aired on nightly news or television shows. And there  
21 were times when Mr. Smith had already at this point  
22 called a show. He had a few drinks and was -- basically  
23 had said some things or called a news show. And Bree  
24 was trying to keep everything controlled over there, but  
25 there was no guarantee that things that went into --

1 things that they learned would stay private or  
2 confidential.

3 Q. As you sit here today, do you know whether or  
4 not the Smiths know that you have taken a polygraph  
5 examination?

6 A. Well, I have come out publicly with that  
7 information, so now they should know.

8 Q. Was that at the time of the press release on  
9 the settlement?

10 A. No. That was a long time ago. After I had  
11 received those e-mails, the ones specifically on  
12 December 24th from Maureen, I had started getting some  
13 nasty e-mails from her. I forwarded them to the FBI.

14 One specific e-mail, which I don't believe is  
15 even in there, I had asked Sean O'Malley for help,  
16 because I said it was seemingly unfair that I was trying  
17 to help them, and this was causing a huge problem  
18 between our families. Why can't they know at this point  
19 not only about the polygraph test, because now they  
20 were -- not only were they undermining the case with  
21 their, you know, brewing animosity towards me, because  
22 there we are blaming the cruise line for everything, but  
23 it was like a perfect storm was happening, and now they  
24 are sort of shifting blame around. So the lawsuit  
25 itself at this point and everything else that we had



1 been working towards with regard to safety and security  
2 changes on cruise ships, all of that was sort of being  
3 undermined by the fact that the families seemed  
4 adversarial towards one another.

5 Q. Anytime between June 29th, 2006, when the  
6 rough terms of the settlement were agreed to, and  
7 July 5th, 2006, do you know if Mr. Rivkind indicated any  
8 sort of displeasure or not accepting of the terms of  
9 your settlement to either you or Mr. Walker?

10 A. I do recall him saying that this was a  
11 sellout. I am not sure what day he said -- that was in  
12 and around the time that this case was settled, and he  
13 had been --

14 Q. Do you know if that was in an interview or an  
15 e-mail?

16 A. I believe that was in newspaper articles, so I  
17 think it was written. In and around when this case was  
18 settled, he called it a sellout. I think at this time  
19 too, the Smiths had filed their own lawsuit, and he had  
20 already made some negative remarks about me in the media  
21 as well. And he just seemed to be maybe a negative  
22 character at this point.

23 Q. Do you know if he put any written objectives  
24 in an e-mail or correspondence or anything to your  
25 counsel prior to July 5th, 2006 with regard to the

1 settlement?

2 A. With regard to this particular settlement that  
3 we keep --

4 Q. Yes, the rough terms. The rough terms came  
5 out June 29th. I am asking between June 29th and  
6 July 5th, did Mr. Rivkind put in writing any objections  
7 or displeasure with the settlement terms?

8 A. I do not recall at this time.

9 Q. Did you and George own any real property after  
10 you are married or before you got married?

11 A. Yes.

12 Q. At the time of his disappearance, I guess?

13 A. Yes.

14 Q. What was that?

15 A. We owned Newport, Rhode Island, the place we  
16 were going -- we were trying to at one point move there,  
17 and --

18 Q. Is it a house?

19 A. It is a house. It is a small house.

20 Q. Did you and George purchase it together?

21 A. We purchased it together.

22 Q. And what was that purchase price?

23 A. Three forty-nine.

24 Q. And --

25 A. And we also purchased -- my parents helped us

1 purchase something in Cromwell, Connecticut prior to  
2 that to help us like just financially. We purchased a  
3 home here. My dad is a builder. He fixed it up for us  
4 so we could sell that and make some money on it so that  
5 we could -- you know, my parents just wanted us to sort  
6 of have some money for future, so just investing-wise,  
7 so we could buy a home some day.

8 Q. What happened with the property in Rhode  
9 Island?

10 A. The property in Rhode Island was rented. We  
11 were never able to move into it because we couldn't get  
12 jobs. We ended up renting it. It certainly --

13 Q. Have you ever sold it or is it still --

14 A. It has been sold.

15 Q. When was it sold?

16 A. It was sold this past fall.

17 Q. Did you as personal representative participate  
18 in the closing?

19 A. It actually has nothing to do with the estate.

20 Q. It was in your --

21 A. It was in my name solely, so it is kind of  
22 irrelevant, but it really just -- I guess it is kind of  
23 irrelevant. It doesn't really have much to do with the  
24 estate.

25 Q. How much was that house sold for?

1           A.     It was sold for 399.  In the meantime, I  
2 was -- obviously, it wasn't rented the whole time, so  
3 there was, of course, mortgages and fixing it up and  
4 whatever.  So obviously, I didn't -- it was sold for  
5 399, but that is not what was --

6           Q.     What about the Cromwell property?  Was that  
7 sold?

8           A.     That was sold.

9           Q.     When was that sold?

10          A.     That was sold -- the address was I think  
11 Shelley Place.  I think it was sold sometime the year  
12 before.  My dad sort of just fixed it up for us so that  
13 we could buy it and then like flip it.

14          Q.     Was that sold prior to George's disappearance  
15 or after?

16          A.     Well before.

17          Q.     Well before?

18          A.     It was kind of a project.  It was fun to do.  
19 It is something that my parents liked to do.  It was  
20 kind of exciting for George and I.  We were right in  
21 there, or I was painting and doing everything, so it was  
22 something we probably would have done in the future with  
23 my family.

24          Q.     Did George have any life insurance policies?

25          A.     No.

1 Q. Other than this lawsuit potentially being  
2 resolved for the estate, were there any other assets of  
3 the estate of George Smith?

4 A. No. We were pretty much two young kids just  
5 starting out, and we really didn't have very many  
6 assets.

7 MR. BROWN: The question was, were there  
8 any other assets, not was there any other significant  
9 assets.

10 A. He had an old car that was sold for maybe 7,  
11 8, 9,000, that after this had happened, we had gone  
12 through the probate and it is now sitting in the estate.

13 Q. Is there an estate checking account?

14 A. Yes, there is.

15 Q. Is there any money in that?

16 A. Yes. There is the money from the sold car and  
17 there is probably -- the estate itself right now holds  
18 anywhere between \$15 and 19,000. It is not a  
19 significant estate. There is not any real value to it.

20 MR. KELLY: Why don't we take a 5-minute  
21 break.

22 (Recess: 2:19 to 2:24 p.m.)

23 Q. With your understanding of the Brilliance of  
24 the Seas, the cruise ship you were on, you have an  
25 understanding of where the blood stains were on the 7th

1 level canopy; is that correct?

2 A. I have seen pictures of them.

3 Q. Do you have any understanding as to whether  
4 there is any pitch or tilt to that canopy one way or  
5 another, either in toward the boat or away from the  
6 boat?

7 A. I do not recall at this time. I believe there  
8 are some slight rounding or something that goes on  
9 towards the -- towards the end. I know there is  
10 something that almost looks something like a gutteral  
11 looking thing. You will have to see the pictures. I  
12 believe they are all included in that December 13th  
13 package.

14 Q. I am asking you your understanding of the  
15 shape of the canopy?

16 A. I don't recall specifics at this time. It  
17 looks mostly flat. The edges may have some -- a little  
18 bit, you know, of roundedness to them.

19 Q. Do you have any understanding as to whether  
20 there is any access out to the 7th level canopy?

21 A. I do not know. I know that Dr. Lee was able  
22 to get down on it, so there is certainly access, and  
23 they -- obviously, the crew can probably figure out how  
24 to get to it to clean it, but it is not something that  
25 regular passengers would know how to get to.

1 Q. You have no knowledge of a door there or  
2 something on the 7th level?

3 A. No.

4 Q. And as you sit here today, Jen, based on all  
5 your conversations with counsel, the FBI, Dr. Lee,  
6 anybody else you dealt with, have you yourself formed  
7 any opinion as to what happened to George in terms of  
8 disappearance?

9 A. I mean, it could be -- 50/50. It could be, I  
10 mean, accident, foul play, murder. It could be any of  
11 those things. You can't rule out any of those things.  
12 I think it would be unfair to rule out any of them one  
13 way or another.

14 Q. Would it be fair to say, just based on what  
15 you have said, "50/50," that it is as likely that his  
16 disappearance was related to foul play as it was an  
17 accident?

18 A. I think that is a fair assessment.

19 MR. KELLY: I have no further questions.

20 MR. BROWN: Okay.

21 (Deposition concluded: 2:27 p.m.)

22  
23  
24  
25

1 I, Jennifer Hagel Smith, have read the  
 2 foregoing transcript of the testimony given at my  
 3 deposition on April 17, 2007, and it is true and  
 4 accurate to the best of my knowledge and belief as  
 5 originally transcribed and/or with the changes as noted  
 6 on the attached Correction Sheet.

7  
 8 -----  
 9 JENNIFER HAGEL SMITH

10  
 11 Subscribed and sworn to before me this \_\_\_\_  
 12 day of \_\_\_\_\_, 2007.

13  
 14 -----  
 15 NOTARY PUBLIC

16  
 17 My Commission Expires: \_\_\_\_\_  
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I N D E X

1					
2	WITNESS	DIRECT	CROSS	REDIRECT	RECROSS
3	JENNIFER HAGEL SMITH	269	--	--	--

PETITIONERS' EXHIBITS

8	NO.	DESCRIPTION	PAGE
9	4	Complaint from C. Hyman reported 7/5/05	301
10	5	Locklink Transfer Lock Events	316
11	6	Diagram of Deck Nine on Brilliance of the Seas	334

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**CERTIFICATE**

I hereby certify that I am a Notary Public, in and for the State of Connecticut, duly commissioned and qualified to administer oaths.

I further certify that the deponent named in the foregoing deposition was by me duly sworn and thereupon testified as appears in the foregoing deposition; that said deposition was taken by me stenographically in the presence of counsel and reduced to print under my direction, and the foregoing is a true and accurate transcript of the testimony.

I further certify that I am neither of counsel nor related to either of the parties to said suit, nor am I interested in the outcome of said cause.

Witness my hand and seal as Notary Public this 19<sup>th</sup> day of April, 20 07

Patricia Saya  
NOTARY PUBLIC  
PATRICIA SAYA

My Commission Expires:

JUNE / 2010

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APRIL 17, 2007

DOUGLAS R. BROWN, ESQ.  
BRODY, WILKINSON AND OBER, P.C.  
2507 POST ROAD  
SOUTHPORT, CT 06890

Dear Attorney Brown,

RE: THE ESTATE OF GEORGE ALLEN SMITH, IV  
DEPOSITION OF: JENNIFER HAGEL SMITH  
DATE: APRIL 13, 2007

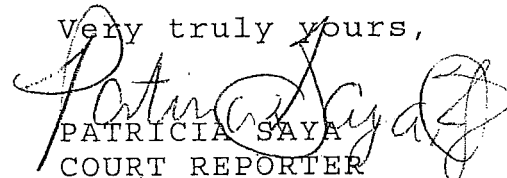
Enclosed please find copy of deposition together with Original Jurat Page and Errata Sheet in connection with the above-captioned action.

We ask that the deponent read and sign the deposition before a Notary Public and return the signed Jurat Page and Errata Sheet within 30 days upon receipt to:

MICHAEL J. JONES, ESQ.  
IVEY, BARNUM & O'MARA, LLC  
170 MASON STREET  
GREENWICH, CT. 06830

Thank you for giving this matter your attention.

Very truly yours,

  
PATRICIA SAYER  
COURT REPORTER

Enc.: COPY OF TRANSCRIPT, ORIGINAL JURAT PAGE &  
ERRATA SHEET

CC: MICHAEL J. JONES, ESQ.

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APRIL 17, 2007

DOUGLAS R. BROWN, ESQ.  
BRODY, WILKINSON AND OBER, P.C.  
2507 POST ROAD  
SOUTHPORT, CT 06890

*received April 19, 2007*  
*[Signature]*

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*[Signature]*  
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COURT REPORTER

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1 minute if you don't mind.

2 (Off the record discussion.)

3 (Deposition adjourned: 4:34 p.m.)

4

5 I, Jennifer Hagel Smith, have read the  
6 foregoing transcript of the testimony given at my  
7 deposition on April 13, 2007, and it is true and  
8 accurate to the best of my knowledge and belief as  
9 originally transcribed and/or with the changes as noted  
10 on the attached Correction Sheet.

11

*Jennifer Hagel Smith*

JENNIFER HAGEL SMITH

12

13

14

15 Subscribed and sworn to before me this 12th

16 day of May, 2007.

17

18

*Mary Ellen Harrington*

NOTARY PUBLIC

19

20

MARY ELLEN HARRINGTON

NOTARY PUBLIC

21 My Commission Expires:

MY COMMISSION EXPIRES SEPT. 30, 2009

22

23

24

25

## ERRATA SHEET

**CAPTION: THE MATTER OF THE ESTATE OF GEORGE ALLEN SMITH, IV**  
**DEPOSITION OF: JENNIFER HAGEL SMITH**  
**DATE OF DEPOSITION: APRIL 13, 2007**

In order to make this deposition more clearly conform to the testimony,  
the deponent wishes to make the following changes:

<u>PAGE#</u>	<u>LINE#</u>	<u>NOW READS</u>	<u>SHOULD READ</u>
<u>9</u>	<u>10</u>	<u>was -- the</u>	<u>were</u>
<u>9</u>	<u>11</u>	<u>there is</u>	<u>if there are other</u>
<u>10</u>	<u>2</u>	<u>immediately</u>	<u>immediately after I came home</u>
<u>10</u>	<u>8</u>	<u>don't remember</u>	<u>remember</u>
<u>13</u>	<u>17</u>	<u>I don't</u>	<u>I</u>
<u>15</u>	<u>16</u>	<u>in a</u>	<u>and a</u>
<u>16</u>	<u>19</u>	<u>To JFKI</u>	<u>A Kusadasi</u>
<u>17</u>	<u>1</u>	<u>No</u>	<u>No. I did not sleep.</u>
<u>26</u>	<u>22</u>	<u>my mother</u>	<u>my father</u>
<u>29</u>	<u>18</u>	<u>father wasn't</u>	<u>brother wasn't present during</u> <u>the FBI interview</u>
<u>31</u>	<u>15</u>	<u>nuts to bolts</u>	<u>soup to nuts</u>
<u>47</u>	<u>10</u>	<u>of that</u>	<u>a list of that</u>
<u>47</u>	<u>19</u>	<u>Keep when I get</u>	<u>Keep</u>
<u>48</u>	<u>7</u>	<u>in that room</u>	<u>relevant to the investigation</u>
<u>48</u>	<u>11</u>	<u>such things such as that</u>	<u>financial documents + estate</u> <u>documentation.</u>
<u>57</u>	<u>21</u>	<u>see</u>	<u>see you guys</u>

ERRATA SHEET

**CAPTION: THE MATTER OF THE ESTATE OF GEORGE ALLEN SMITH, IV  
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<u>PAGE#</u>	<u>LINE#</u>	<u>NOW READS</u>	<u>SHOULD READ</u>
<u>4</u>	<u>17</u>	<u>I sat for</u>	<u>I sat as a witness for the</u>
<u>7</u>	<u>11</u>	<u>two</u>	<u>two different</u>
<u>45</u>	<u>7</u>	<u>staff</u>	<u>stuff</u>
<u>47</u>	<u>20</u>	<u>I keep --</u>	<u>I keep a box of TV transcripts, vide interviews, newspaper articles, a copy of most case sensitive material that Jim Walker has. He keeps a master copy of just about everything.</u>
<u>48</u>	<u>6</u>	<u>Keeps</u>	<u>Keeps a copy of</u>
<u>50</u>	<u>25</u>	<u>question very quick</u>	<u>quick question</u>
<u>54</u>	<u>15-21</u>	<u>* We were</u>	<u>all just being sarcastic here.</u>
<u>57</u>	<u>19</u>	<u>and"</u>	<u>and George said,"</u>
<u>57</u>	<u>19.</u>	<u>anymore.</u>	<u>anymore. You never call your sister.</u>
<u>57</u>	<u>21</u>	<u>here.</u>	<u>here after work.</u>
<u>82</u>	<u>12</u>	<u>she had</u>	<u>we had been</u>
<u>82</u>	<u>12/13</u>	<u>she sent for her</u>	<u>(REL?) they sent to our</u>
<u>82</u>	<u>17</u>	<u>accurate</u>	<u>100% accurate</u>
<u>82</u>	<u>22</u>	<u>not.</u>	<u>not. My written statement was a shortened and choppy version of what I said. The Captain may have talked to me and the Turkish interviewer and probably did not understand 100% of everything or he wouldn't have thought that George slept in other rooms during the honeymoon.</u>

## ERRATA SHEET

**CAPTION: THE MATTER OF THE ESTATE OF GEORGE ALLEN SMITH, IV**  
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<u>PAGE#</u>	<u>LINE#</u>	<u>NOW READS</u>	<u>SHOULD READ</u>
<u>57</u>	<u>22</u>	<u>Like he</u>	<u>Like she</u>
<u>58</u>	<u>1</u>	<u>Last result</u>	<u>Last straw</u>
<u>59</u>	<u>12</u>	<u>check the safe</u>	<u>check the door</u>
<u>59</u>	<u>13</u>	<u>five times</u>	<u>a few times</u>
<u>82</u>	<u>8</u>	<u>Bree</u>	<u>our families?</u>
<u>91</u>	<u>23</u>	<u>we</u>	<u>that he</u>
<u>99</u>	<u>24</u>	<u>owned</u>	<u>owns</u>
<u>103</u>	<u>18</u>	<u>whatever</u>	<u>rude or whatever</u>
<u>103</u>	<u>18</u>	<u>that country</u>	<u>back country</u>
<u>104</u>	<u>14</u>	<u>Poor Sally's</u>	<u>Porecellis</u>
<u>121</u>	<u>1</u>	<u>don't remember</u>	<u>do now remember (oprah)</u>
<u>127</u>	<u>15</u>	<u>enough, enough</u>	<u>enough is enough</u>
<u>127</u>	<u>15</u>	<u>needed to call</u>	<u>need to call the Smiths</u>
<u>129</u>	<u>3</u>	<u>building</u>	<u>building blocks</u>
<u>134</u>	<u>14</u>	<u>He told</u>	<u>That basically told</u>
<u>134</u>	<u>17</u>	<u>odd.</u>	<u>odd.<sup>1)</sup></u>



### ERRATA SHEET

**CAPTION: THE MATTER OF THE ESTATE OF GEORGE ALLEN SMITH, IV**  
**DEPOSITION OF: JENNIFER HAGEL SMITH**  
**DATE OF DEPOSITION: APRIL 13, 2007**

In order to make this deposition more clearly conform to the testimony,  
the deponent wishes to make the following changes:

<u>PAGE#</u>	<u>LINE#</u>	<u>NOW READS</u>	<u>SHOULD READ</u>
<u>136</u>	<u>6</u>	<u>through.</u>	<u>through can do this to families</u>
<u>142</u>	<u>24</u>	<u>spoofs</u>	<u>SPOOKS</u>
<u>148</u>	<u>5</u>	<u>he just</u>	<u>I just</u>
<u>148</u>	<u>7</u>	<u>he didn't</u>	<u>I didn't</u>
<u>148</u>	<u>8</u>	<u>and the</u>	<u>as the</u>
<u>150</u>	<u>12</u>	<u>I did not.</u>	<u>I did not, but Mr. Walker did.</u>
<u>151</u>	<u>15</u>	<u>hoping</u>	<u>we are hoping</u>
<u>151</u>	<u>24</u>	<u>yes.</u>	<u>Yes, and with help from my</u>
<u>158</u>	<u>21</u>	<u>seen them</u>	<u>seen some of <sup>Counsel (reviews +</sup> them <sup>suggestion</sup></u>
<u>211</u>	<u>6</u>	<u>Mich. Gold</u>	<u>Michelob Ultra</u>
<u>121</u>	<u>2</u>	<u>that.</u>	<u>that. I did have a difference of opinion</u> <u>with RCh President, Adam Goldstein, however, on</u>
<u>127</u>	<u>18</u>	<u>can,?</u>	<u>can, but at what cost</u> <u>Op</u>
<u>162</u>	<u>4</u>	<u>were added</u>	<u>added</u>
<u>260</u>	<u>5</u>	<u>yes.</u>	<u>I had the camera memory chips.</u>
<u>261</u>	<u>4</u>	<u>itself.</u>	<u>memory chips</u>
<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>

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APRIL 19, 2007

DOUGLAS R. BROWN, ESQ.  
BRODY, WILKINSON & OBER, P.C.  
2507 POST ROAD  
SOUTHPORT, CT 06890

*received April 26, 2007*  
*DRS*

Dear Attorney Brown,

RE: ESTATE OF GEORGE ALLEN SMITH, IV  
DEPOSITION OF: JENNIFER HAGEL SMITH  
DATE: APRIL 17, 2007

Enclosed please find copy of deposition together with Original Jurat Page and Errata Sheet in connection with the above-captioned action.

We ask that the deponent read and sign the deposition before a Notary Public and return the signed Jurat Page and Errata Sheet within 30 days upon receipt to:

MICHAEL JONES, ESQ.  
IVEY, BARNUM & O'MARA, LLC  
170 MASON STREET  
GREENWICH, CT. 06830

Thank you for giving this matter your attention.

Very truly yours,

*Patricia Sayer*  
PATRICIA SAYA  
COURT REPORTER

Enc.: COPY OF TRANSCRIPT, ORIGINAL JURAT PAGE &  
ERRATA SHEET

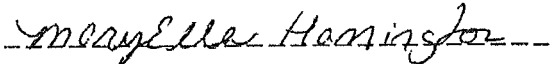
CC: MICHAEL JONES, ESQ.

P.S. PLEASE FAX A COPY OF THE ERRATA SHEET  
ALONG WITH A COPY OF THIS LETTER TO:  
SANDERS, GALE & RUSSELL (203) 624-4462  
PLEASE RETURN ORIGINALS TO ABOVE MENTIONED ATTORNEY

1 I, Jennifer Hagel Smith, have read the  
 2 foregoing transcript of the testimony given at my  
 3 deposition on April 17, 2007, and it is true and  
 4 accurate to the best of my knowledge and belief as  
 5 originally transcribed and/or with the changes as noted  
 6 on the attached Correction Sheet.

7  
 8   
 9 JENNIFER HAGEL SMITH

10  
 11 Subscribed and sworn to before me this 12th  
 12 day of May, 2007.

13  
 14   
 15 NOTARY PUBLIC  
 16 MARY ELLEN HARRINGTON  
 17 NOTARY PUBLIC  
 18 MY COMMISSION EXPIRES SEPT. 30, 2009  
 19  
 20  
 21  
 22  
 23  
 24  
 25

My Commission Expires:



\* \* \* COMMUNICATION RESULT REPORT ( MAY.17.2007 4:02PM ) \* \* \*

TTI BRODY WILKINSON AND OBER

FILE MODE	OPTION	ADDRESS (GROUP)	RESULT	PAGE
024	MEMORY TX	12036619462	OK	P. 10/10

REASON FOR ERROR

E-1) HANG UP OR LINE FAIL  
E-3) NO ANSWER

E-2) BUSY  
E-4) NO FACSIMILE CONNECTION

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**DATE: May 17, 2007**

**TO:** Sanders, Gale & Russell  
**FAX #:** 203-624-4462

Michael J. Jones, Esq.  
203-661-9462

**FROM:** Douglas R. Brown

George Allen Smith, IV

\* \* \* COMMUNICATION RESULT REPORT ( MAY.17.2007 3:59PM ) \* \* \*

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FILE MODE	OPTION	ADDRESS (GROUP)	RESULT	PAGE
023	MEMORY TX	12036244462	OK	P. 10/10

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**TO:** Sanders, Gale & Russell  
**FAX #:** 203-624-4462

**DATE:** May 17, 2007

Michael J. Jones, Esq.  
 203-661-9462

**FROM:** Douglas R. Brown

Re: Estate of George Allen Smith, IV