



Milwaukee, Wisconsin 53202-4497

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Attorney for the Defendant.

21

22 ALSO PRESENT: Ms. Cathy Roller, mother

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1 INDEX OF EXAMINATIONS

2 By Mr. Roller: Page 4

3 By Ms. Williams: Page 10

4 INDEX OF EXHIBITS

5 NUMBER DESCRIPTION MARKED

6 (No exhibits marked.)

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1           The deposition of Robert Moore was taken at this  
2           time and place, that is, at the office of Dakotah  
3           Reporting Agency, 300 North Dakota Avenue, Suite 316,  
4           Sioux Falls, South Dakota, on the 10th day of July,  
5           2006, commencing at the hour of 3:15 p.m.; and said  
6           deposition taken before Maxine J. Risty, RPR, a Notary  
7           Public within and for the State of South Dakota.

8                           \* \* \* \* \*

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10                           ROBERT MOORE,  
11           called as a witness, having been first duly sworn, testified  
12           as follows:

13                           EXAMINATION

14           BY MR. ROLLER:

15           Q   Bob Moore. So you don't recall going to Sioux Valley

16           Hospital when I was admitted there --

17           A   No, I don't.

18           Q   -- and visiting me?

19           A   No, I don't.

20           Q   That's weird because I know you were there. And you've

21 admitted to everything else. I mean in the documents  
22 I've got, admitted to pretty much everything else.  
23 It's just -- I'm not even sure it's something I want to  
24 be forthcoming about because I don't know if I even  
25 care anymore. It's just kind of weird that you

1       wouldn't recall that. I figure it takes a little bit  
2       of time out of your day to come and visit me; that you  
3       wouldn't want to admit that. Is that right? You  
4       didn't go there?

5    A   No, I didn't.

6    Q   Okay. Sorry about that. Who were the -- you mentioned  
7       there was two employees that approached you with  
8       concerns for their family's safety because of me last  
9       being last -- past Friday. Who are these two employees  
10      you're talking about?

11           MS. WILLIAMS: If you're showing -- or referencing  
12      a document, I would prefer that you show it to him so  
13      he knows what you're talking about.

14           MR. ROLLER: Oh, okay. All right.

15    Q   Right there (indicating).

16           MS. WILLIAMS: Let the record reflect that  
17      Mr. Roller is showing to Mr. Moore a document that's  
18      been Bates stamped GEMS IT 0008 in response to answers  
19      to request for documents.

20           Is that accurate, Mr. Roller?

21 MR. ROLLER: Yes, ma'am.

22 A (Witness reviewing document.) Okay.

23 MS. WILLIAMS: I think the question, Mr. Roller,

24 was --

25

1 Q Which two employees were you referring to?

2 A Kristi Hensley and Kevin Impehoven.

3 Q Kristi Hensley. And what day was this? It says the

4 past Friday. I mean what -- the dates on here are

5 vague, so is this just before I was released or...

6 A I believe that's correct, yes. I don't recall the

7 exact dates. It was four or five years ago.

8 Q Well, when was this argument that occurred? The same

9 day?

10 A I'm sorry, can I see that again? Which argument?

11 Q Well, this isn't referencing -- there's an argument

12 that occurred before. I'm not referencing a certain

13 item on there. There was a certain argument that I had

14 with Impehoven. Is that referring to the same day or

15 what?

16 A That's referring to that argument, yup.

17 Q Okay. Well, the argument occurred the previous Monday

18 according to -- according to the doctor records. You

19 can reference this document, too. They say in here

20 that I had an argument the previous Friday. Well, it

21 was a whole week before that, you know. In other  
22 words, the argument occurred an entire week before I  
23 was dismissed, you know. That's what got me so  
24 confused about the whole situation in the first place  
25 was that I was dismissed over nothing, and they said,

1 oh, it was from the argument a week ago.

2 MS. WILLIAMS: Objection. Vague and foundation.

3 Q To me, the argument occurred one week before the Monday

4 I was released. I was released on the 18th of

5 February. That's a Monday. The argument occurred,

6 with Impehoven, occurred in a conference meeting a

7 complete week before that.

8 MS. WILLIAMS: Is there a question?

9 Q Do you agree?

10 A I don't know. I'm not sure what the question is.

11 Q Well, there was a miscommunication here between Friday,

12 one day -- like an argument occurred one day, and I'm

13 saying it's an entire week -- or three day -- Friday to

14 a Monday is three days, but that's actually seven days.

15 A I'm not sure what the question is, Chris.

16 Q Well, it's sort of important whether it's seven days or

17 one workday. Five workdays versus one workday. To me,

18 it's important. I don't know. Maybe it's not

19 important, but at least for now, it's important to me.

20 Anyways, there's a lot of dates, mishaps, on -- in

21 these documents here. I mean I could tell there's -- I  
22 mean it would be nice in this summary of stuff you  
23 mentioned here, I hope you want to see this picture. I  
24 hope it -- it would be nice if you had mentioned some  
25 dates. It's very vague as far as the comments, as far

1 as Chris being a troublemaker.

2 I have something here in one of these comments  
3 that you have Rod Kent -- I accused him of sabotaging  
4 his work -- it's the same document, same place as  
5 before, same reference -- and backed him up against the  
6 wall. That's pretty serious stuff, backing him up  
7 against a wall. Do you agree with that?

8 A Do I agree it's serious? Yes.

9 Q Do you agree it happened?

10 A Can I see that again? (Witness reviewing document.) I  
11 agree that's an accurate statement.

12 Q Well, I would disagree. If that did occur, I would  
13 assume there would be something written up about that,  
14 that little incident. There's nothing written up. In  
15 fact, most of your statements you've got -- your  
16 testimony in these documents here, just you and Rich  
17 and a few others signed their name without my name as a  
18 signature on the page, except for one that was with  
19 sexual harassment with Jennifer DeJong. That's the  
20 only one that's got me signing a signature that I've

21 done anything wrong. You guys got everything else  
22 saying I've done everything else wrong. This is all  
23 according to after the fact. Nothing -- nothing with  
24 my signature after you scolded me. You say you scolded  
25 me about the iVote.com, the pranks that I've done.

1 Say -- you know, had written: We talked to him with  
2 Rich and I. You say that Rich and Bob Moore have  
3 talked with Chris about this. My name's not on the  
4 bottom of those. I'm going to have -- you know, sorry,  
5 but it seems very false to me, making this stuff up  
6 afterwards, especially when I go back to the dates that  
7 these are happening and I'm finding errors in the  
8 dates.

9 So everything you submitted here was -- is --  
10 you -- I guess you signed it in the first place a long  
11 time ago, but you stand by every statement that's in  
12 here?

13 MS. WILLIAMS: Can he look at it?

14 MR. ROLLER: Every statement? This is the entire  
15 document.

16 MS. WILLIAMS: Yes. If you're asking him to stand  
17 by every statement, you need to show him the entire  
18 document.

19 A You want me to read this whole document?

20 Q No. I'll take back that last question.

21 A Okay.

22 Q I mean I've got a little bit -- I've got to do a little

23 catch-up here, but I didn't get that much catch-up.

24 Bob, are you a little mad that I'm suing GE for

25 this?

1 MS. WILLIAMS: Objection. Relevancy.

2 Q You've got on the bottom of this document: I hope  
3 you're happy to see the picture I painted. Hope this  
4 paints the picture you need to see. Sounds like an  
5 aggressive -- aggressive nature, like you're pissed  
6 off. I mean we were pretty good friends for quite a  
7 while there when we first started GE. Do you have some  
8 kind of hatred toward me now or what?

9 MS. WILLIAMS: Objection --

10 A No, I don't.

11 MS. WILLIAMS: -- vague and relevancy.

12 MR. ROLLER: Well, most people you sue are going  
13 to be unhappy about it, so it's relevant to that.

14 MS. WILLIAMS: It's completely irrelevant to your  
15 allegations of discrimination. But he answered no, he  
16 doesn't.

17 Q Bob, have you ever felt threatened by me and, if so,  
18 when?

19 A Threatened? I feel somewhat concerned with your  
20 thought process at times.

21 Q Is that any reason to joke around at work saying if you  
22 ever bring a shotgun to work, then make sure I inform  
23 you so you can stay home? Is that appropriate behavior  
24 or what?

25 A No, it's not.

1 Q But you were just joking around? We joked around?

2 A I was joking, yes.

3 Q Yes, I knew that. But I also had a job at the time,  
4 too. You think I'm dangerous because I'm mentally ill  
5 with bipolar?

6 A I don't know what your condition is, but I am concerned  
7 about your thought patterns, your thought process.

8 Q Isn't that why you let me go?

9 MS. WILLIAMS: Objection. Assumes facts not in  
10 evidence.

11 MR. ROLLER: My thought process is unstable and  
12 that's -- I'm asking if that's the reason why he let me  
13 go. It seems relevant to me.

14 MS. WILLIAMS: You're making an assumption that he  
15 was involved in the decision to let you go, and there's  
16 been no evidence that he was involved in any decision  
17 regarding the ending of your employment.

18 Q Who was involved in the decision?

19 MS. WILLIAMS: Objection. Speculation. Answer if  
20 you know who was involved.

21 A I had no part in the decision to let you go.

22 Q And you don't even know who's involved? You're a

23 manager.

24 A I know who told me that you were being let go.

25

1 Q Who?

2 A That's all I know.

3 Q Who?

4 A That was Rich Adcock.

5 Q Do you remember that -- you got this down here in the

6 notes this little joke concerning kiddieporn.com. Do

7 you recall where I got the word kiddieporn.com? I

8 usually get my material from other people, you know.

9 MS. WILLIAMS: Objection. Calls for speculation.

10 Q Well, I usually get my -- anyways, I got my -- this

11 kiddieporn.com, that phrase, from you. Do you agree?

12 A I don't recall that.

13 Q You were just kidding, though. I knew that when you

14 said it. We were kidding all the time, though. When I

15 sent that e-mail, that wasn't good. That was not a

16 good move; I agree. But you seem to have a thing for

17 this kiddieporn.com. You had told me that this other

18 Bob Moore was getting e-mail from -- meant to you so I

19 figured -- you know, it wasn't a good move; I agree.

20 But I sent it off thinking it was going to be funny,

21 but it wasn't. So it was a bad move. But I get my  
22 material from other people. You told me -- you know.

23 Anyways, whose signature is that? Is that yours  
24 or Bob's -- I mean Rich Adcock's or yours?

25 MS. WILLIAMS: Let the record reflect that

1 Mr. Roller is asking a question about GEMS IT 0016.

2 A That's not my signature, Chris.

3 Q Okay. It's Bob's -- or Rich's then. Okay. I'm not  
4 sure which document I'm looking for here. The last  
5 time I saw you was at David Copperfield, correct? The  
6 David Copperfield show?

7 MS. WILLIAMS: Objection. Relevancy.

8 A I'm thinking.

9 Q Let me rephrase. We saw each other -- within the last  
10 couple of times or so, we saw each other at the David  
11 Copperfield show, right?

12 A I saw you there, yes.

13 Q We questioned how he did his stuff. You said it's all  
14 got to be rigged?

15 MS. WILLIAMS: Objection. Relevancy.

16 Q Correct?

17 A I believe I said something like that, yes.

18 MR. ROLLER: Relevancy is Godly powers. This case  
19 deals with Godly powers. It deals with my web site.  
20 It deals with the fact that I've got -- I'm going to be

21 presenting Godly powers in the courtroom.

22 MS. WILLIAMS: Mr. Roller, I would disagree with  
23 your assertion as to what the lawsuit is about. It's  
24 about whether or not your separation of your employment  
25 from GEMS IT was because of your mental condition or

1 your alleged disability.

2 MR. ROLLER: All right.

3 MS. WILLIAMS: But he's answered the question I  
4 believe.

5 Q All right. So do you know whether they were going  
6 to -- if I didn't sign a severance package with GE,  
7 whether they were going to fire me or not?

8 MS. WILLIAMS: Objection. Calls for speculation.  
9 Answer if you know.

10 A I don't know for a fact. That was my impression. I  
11 don't believe I was told.

12 Q There was a problem here with an e-mail I sent. You  
13 got in an uproar about it. You maybe wanted to file  
14 harassment against me.

15 The sheriff shot me and now we need to investigate  
16 why I nearly died. Day of reckoning is approaching,  
17 dumb convict.

18 This is just after I've told you that I know how  
19 to sue now.

20 Where exactly do you figure out that I'm going to

21 hurt you?

22 I now know how to sue. The day of reckoning is

23 approaching. This is the day of -- this is part of the

24 day of reckoning.

25 Do you want to see this? It's documented. How

1 exactly do you infer that I'm going to hurt you because  
2 of that document?

3 MS. WILLIAMS: First of all, Mr. Roller is  
4 referring to a document that's been Bate stamped GEMS  
5 IT 0005. I'm going to object on the grounds that it's  
6 argumentative and irrelevant.

7 You can go ahead.

8 A I received this e-mail about a year and a half ago. I  
9 forwarded it to an attorney stating that I interpreted  
10 this as a potential threat. The attorney responded  
11 that they agreed and recommended I seek a restraining  
12 order, which I did.

13 Q Do you believe I am dangerous because I say I'm The  
14 Second Coming, false prophet?

15 A No.

16 Q What were you raised, what religious background?

17 MS. WILLIAMS: Objection. Relevancy. Go ahead.

18 A Independent Baptist.

19 Q In the documents, they -- people were afraid of me in  
20 this document here. It's all over the place. They

21 were scared of me when I first got to GEMS IT -- or to  
22 Micro Medical. Excuse me. And they say everything in  
23 here except for the fact that -- they got everything  
24 perfect except they forgot to mention in here that I  
25 say that I'm Jesus, The Second Coming. I get all those

1 words down.

2 So figuring this got around, spread around the  
3 employment scene, it would be important, wouldn't you  
4 think, that people are probably afraid for their lives,  
5 that this guy's a false prophet? I mean the guy's  
6 mentally here -- mentally ill. Then they find out I'm  
7 -- they also hear that I'm -- say that I'm Jesus, The  
8 Second Coming. That's going to be a problem for most  
9 people, right?

10 MS. WILLIAMS: Objection. Form. Argumentative.

11 Vague.

12 A I'm not sure what the question is, Chris.

13 Q Well, I'm sure you probably found this out, too, but  
14 didn't you feel at all threatened in the fact that I  
15 say I'm Jesus, The Second Coming?

16 MS. WILLIAMS: Objection. Relevancy.

17 A No, I don't feel threatened by that.

18 Q Just for the fact that I'm mentally ill?

19 MS. WILLIAMS: Objection. Form. Argumentative.

20 THE WITNESS: Can I answer?

21 MS. WILLIAMS: Yes, go ahead and answer.

22 A I do believe that you have the potential to be

23 dangerous because you seem to be not lucid at times.

24 Q Do you recall my pay rate since I was hired at Micro

25 Medical?

1 A I actually don't know what you made at Micro Medical.

2 I was only there like three months before GE acquired  
3 the company. I know what you made when GE put you on  
4 salary.

5 Q What was that?

6 A I don't recall exactly, but I think it was in the  
7 neighborhood of like seventy, 73,000, somewhere in that  
8 neighborhood.

9 Q Yeah, that's when you first got there, then I had  
10 another raise about a year later.

11 A I believe that's correct.

12 Q After the -- after they initially acquired, I was  
13 seventy-three or seventy-three something, six hundred  
14 something. Then there was another raise about a year  
15 later.

16 A There was another raise, yes. I don't recall exactly  
17 what it was, but there was.

18 Q You've got -- received a rating of four on one of my  
19 e-mails. I disagree with that. So I'm going to ask  
20 for an interrogatory. Hopefully coming soon here as

21 far as my evaluations.

22 MS. WILLIAMS: Uh-huh. The responses are due next  
23 week.

24 MR. ROLLER: Somewhere. A couple weeks. I don't  
25 know. Instead of talking about it now, I'm just going

1 to wait for that.

2 MS. WILLIAMS: Well, if you are going to ask him a  
3 question, you should ask it now. We're not going to  
4 make him available for a deposition again.

5 MR. ROLLER: No, no. No. I just want to see the  
6 e-mails.

7 MS. WILLIAMS: Okay.

8 Q Do you recall when I first got to Micro Medical, GE, in  
9 that time frame, and there was this e-mail of my  
10 business, my -- I was checking my business account, and  
11 we had this customer of mine and then she had a whole  
12 bunch of -- a list of all the files she downloaded?

13 Remember this? It was all porn stuff?

14 A I remember that.

15 Q I'm attempting to prove how good we got along, how  
16 funny we were. And this was a funny time, right?

17 A Yeah, it was kind of funny.

18 Q Okay. So if you lost your job at GE, how would you  
19 feel about that, as far as your family?

20 MS. WILLIAMS: Objection. Relevancy.

21 MR. ROLLER: Well, it's important to understand  
22 the kind of turmoil that GE put me through.

23 MS. WILLIAMS: His feelings are completely  
24 irrelevant to your feelings, but he can go ahead and  
25 answer.

1 MR. ROLLER: All right.

2 A Yeah, I wouldn't like it very much.

3 MR. ROLLER: I believe that's it.

4 MS. WILLIAMS: Okay. I'll just make sure... I  
5 don't have any further questions, so we will read the  
6 transcript.

7 (Deposition concluded at 3:45 p.m.)

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STATE OF SOUTH DAKOTA )

: ss

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COUNTY OF MINNEHAHA )

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I, MAXINE J. RISTY, Court Reporter and Notary

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Public, do hereby certify that the witness was first duly

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sworn by me to testify to the truth, the whole truth and

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nothing but the truth relative to the matter under

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consideration; that the reading and signing of the

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deposition was reserved by the witness for reasons as herein

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before stated; the foregoing pages 1-18, inclusive, are a

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true and correct transcript of my stenotype notes.

14

In testimony whereof, I have hereto set my hand

15

and official seal this day of , 2006.

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MAXINE J. RISTY, RPR

Court Reporter and Notary Public  
My Commission Expires: October 14, 2011

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CORRECTION SHEET

Pursuant to the Rules of Civil Procedure, I have read the foregoing pages 1-18, inclusive, and have noted any and all changes in form or substance desired in my testimony, and have signed below on the \_\_\_\_\_ day of \_\_\_\_\_, 2006.

PAGE & LINE	CHANGE IN ANSWER	REASON FOR CHANGE
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MR. ROBERT MOORE

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