



**A50A5CB**  
**CHRISTOPHER MOORE NOVEMBER 9, 2011**

1  
2                    **APPEARANCES:**  
3 **For the Plaintiff:**  
4            **LAVELY & SINGER**  
5            **BY: ANDREW B. BRETTLER, ESQ.**  
6            **2049 Century Park East, #2400**  
7            **Los Angeles, CA 90067**  
8            **310.556.3501**  
9  
10 **Defendant IN PRO PER:**  
11            **CHRISTOPHER E. MOORE**  
12  
13            **503.724.3341**  
14  
15 **Also Present:**  
16            **Dane Peterson - Videographer**  
17  
18  
19  
20  
21  
22  
23  
24  
25

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1                    \* \* \*  
2            **VIDEOGRAPHER:** I'm Dane Peterson, your  
3 videographer. I represent Atkinson-Baker, Inc., in  
4 Glendale, California. I am not financially            10:01:00  
5 interested in this action, nor am I a relative or       10:01:00  
6 employee of any attorney or of any of the parties.   10:01:02  
7            The date is November 9, 2011. The time is   10:01:05  
8 10:01 a.m. This deposition is taking place at The    10:01:12  
9 Hampton Inn at 8633 Northeast Airport Way in       10:01:17  
10 Portland, Oregon. Case number is SC 113069         10:01:20  
11 entitled OTOY, Inc. vs Christopher Moore, et al.     10:01:26  
12 The deponent is Christopher Moore.                 10:01:30  
13            The deposition is being taken on behalf of   10:01:31  
14 the plaintiff. The Court Reporter is Gwen Dickson   10:01:34  
15 from Atkinson-Baker, Inc.                           10:01:36  
16            Counsel will now please introduce         10:01:39  
17 themselves.   10:01:41  
18            **MR. BRETTLER:** Good morning. This is     10:01:41  
19 Andrew Brettler of Lavelly & Singer for Plaintiff,   10:01:45  
20 OTOY Incorporated.  
21                    ///  
22            **CHRISTOPHER MOORE,**  
23 called as a witness in behalf of the Plaintiff,  
24 having first been sworn by the Notary,  
25 testifies as follows:

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2 Christopher Moore  
3 **EXAMINATION BY:**                    **PAGE**  
4  
5 Mr. Brettler                            4  
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8 **EXHIBITS**  
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1                    **DIRECT EXAMINATION**  
2 **BY MR. BRETTLER:**                    10:02:03  
3 **Q. Good morning, Christopher.**       10:02:03  
4 A. Good morning.                       10:02:04  
5 **Q. Could you please state and spell your full**  
6 **name for the record.**                   10:02:08  
7 A. Christopher Emory Moore,  
8 C-h-r-i-s-t-o-p-h-e-r E-m-o-r-y M-o-o-r-e.       10:02:18  
9 **Q. Thank you. Christopher, what did you do to**  
10 **prepare for today's deposition?**       10:02:22  
11 A. I brought the documents you requested.       10:02:24  
12 **Q. Anything else?**                     10:02:29  
13 A. No.                                     10:02:30  
14 **Q. Did you review those documents before**  
15 **arriving for the deposition this morning?**   10:02:35  
16 A. Yes.                                   10:02:37  
17 **Q. Did you review them today?**         10:02:37  
18 A. Yes.                                   10:02:40  
19 **Q. Did you review them prior to today?**   10:02:40  
20 A. Yesterday. Probably the day before also.     10:02:43  
21 **MR. BRETTLER:** I'll let the reflect that     10:02:51  
22 this morning Christopher handed me about a       10:02:53  
23 half-inch stack of documents and a CD.           10:02:55  
24 **Q. Could you tell me what's on the CD,**  
25 **Christopher?**                           10:03:01

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1	A. All of the computer media documents that	10:03:02	1	living there.	10:05:29
2	you requested.	10:03:09	2	<b>Q. Could you give me your aunt and uncle's</b>	10:05:29
3	<b>Q. For example?</b>	10:03:10	3	<b>names?</b>	10:05:31
4	A. Social networking posts, e-mails.	10:03:11	4	A. Sure. Mark Gardner.	10:05:32
5	Anything that was in your requests.	10:03:21	5	<b>Q. Spell that. Is it a K or C?</b>	10:05:35
6	<b>Q. Thank you.</b>	10:03:24	6	A. K. Gardner, G-a-r-d-n-e-r.	10:05:38
7	A. For further clarity, if it had been on the	10:03:26	7	<b>Q. And his wife, your aunt?</b>	10:05:42
8	computer I just burned it to the CD but any	10:03:32	8	A. Janet Gardner.	10:05:44
9	physical paper documents I'd made copies and gave	10:03:35	9	<b>Q. And where do they live?</b>	10:05:46
10	them to you.	10:03:38	10	A. Do you want an	10:05:49
11	<b>Q. I appreciate that. Thank you. I'll go</b>	10:03:38	11	address?	10:05:57
12	<b>through those documents and hopefully have a chance</b>	10:03:40	12	<b>Q. If you have it.</b>	10:05:58
13	<b>during our lunch break to review some of them.</b>	10:03:44	13	A.	10:05:59
14	<b>Did you consult with an attorney before</b>	10:03:47	14	<b>Q. And that's in Portland?</b>	10:06:06
15	<b>today's deposition?</b>	10:03:50	15	A. Yeah, Portland, Oregon.	10:06:07
16	A. Not in regard to the deposition. I have	10:03:52	16	<b>Q. And you said that they have children, you</b>	10:06:08
17	only consulted with an attorney for the - starting	10:03:54	17	<b>have cousins?</b>	10:06:13
18	about two weeks before the initial due date of the	10:04:01	18	A. Yeah.	10:06:14
19	answers to two months after that I had retained an	10:04:06	19	<b>Q. What are their names?</b>	10:06:14
20	attorney and the retainer fee ran out.	10:04:12	20	A. Andrea Gardner.	10:06:15
21	<b>Q. And you're referring to Jeffrey Frazier?</b>	10:04:15	21	<b>Q. How old is Andrea?</b>	10:06:18
22	A. Yeah.	10:04:19	22	A. 29.	10:06:21
23	<b>Q. And you're no longer represented by</b>	10:04:19	23	<b>Q. Does she have siblings?</b>	10:06:22
24	<b>Mr. Frazier?</b>	10:04:21	24	A. One that lives there, Lynnea Gardner.	10:06:24
25	A. No.	10:04:23	25	<b>Q. Could you spell that?</b>	10:06:29
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1	<b>Q. Are you represented by any attorney at this</b>	10:04:23	1	A. L-y-n-n-e-a.	10:06:33
2	<b>time?</b>	10:04:25	2	<b>Q. And how old is Lynnea?</b>	10:06:33
3	A. No.	10:04:25	3	A. I'm going to get in trouble. I forgot.	10:06:34
4	<b>Q. Did you speak with anyone about this</b>	10:04:26	4	<b>Q. To the best that you can recall.</b>	10:06:39
5	<b>deposition, the fact that you would be appearing</b>	10:04:33	5	A. I hope she doesn't see this.	10:06:40
6	<b>here today for your deposition?</b>	10:04:36	6	<b>Q. She's younger than Andrea?</b>	10:06:50
7	A. I might have mentioned it in one of the	10:04:37	7	A. Yeah. 25. I think maybe 26.	10:06:51
8	conversations on that CD on Facebook or something	10:04:42	8	<b>Q. So what did you tell your aunt and uncle</b>	10:06:54
9	like that. I didn't give a date and a time if that	10:04:45	9	<b>and cousins about this deposition or this lawsuit?</b>	10:06:56
10	matters. I just said I was being deposed.	10:04:49	10	A. About the lawsuit? I told them OTOY was	10:07:00
11	<b>Q. Who did you say that to?</b>	10:04:52	11	suing me for quitting my job. I told them that	10:07:02
12	A. Post it on Facebook.	10:04:53	12	they were requesting documents of all of the other	10:07:05
13	<b>Q. Did you speak to any family members or any</b>	10:04:56	13	places I had sought employment since working for	10:07:08
14	<b>friends about the fact that you were going to be</b>	10:04:59	14	OTOY so that you mentioned that they might want to	10:07:12
15	<b>deposed today?</b>	10:05:00	15	threaten those companies with lawsuits and as a	10:07:15
16	A. Oh, yeah; my family whom I'm living with	10:05:01	16	result I have no means to income, especially to	10:07:18
17	right now, mom and dad and brother. Two brothers.	10:05:04	17	defend myself.	10:07:21
18	<b>Q. You're living with two brothers and your</b>	10:05:07	18	MR. BRETTLER: Move to strike as	10:07:23
19	<b>parents?</b>	10:05:09	19	non-responsive.	10:07:24
20	A. Oh, no. One of them is at home. The	10:05:09	20	<b>Q. What did you mention to your aunt and uncle</b>	10:07:26
21	other one visited last weekend.	10:05:12	21	<b>and your cousins about today's deposition?</b>	10:07:30
22	I also stayed, to get here to Portland to	10:05:15	22	A. Just that it was taking place. I probably	10:07:31
23	get to this deposition, to stay with my aunt and	10:05:17	23	also told them how two weeks ago you served me with	10:07:36
24	uncle who live a mile away so I explained it to	10:05:20	24	a - not served. You gave me a notice to appear in	10:07:43
25	them, my aunt and uncle and two cousins who were	10:05:23	25	California a thousand miles away with a weeks'	10:07:45
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1	notice and that I had to call you and explain the	10:07:49	1	<b>If I ask a question and you don't say</b>	10:09:53
2	law to you and convince you to come up here.	10:07:52	2	<b>anything I will assume that you understand the</b>	10:09:55
3	MR. BRETTLER: Again, move to strike.	10:07:54	3	<b>question.</b>	10:09:57
4	<b>Q. What did you tell your parents or your</b>	10:08:02	4	<b>Do you understand that you're testifying</b>	10:10:01
5	<b>brothers about the deposition?</b>	10:08:05	5	<b>today under oath?</b>	10:10:03
6	A. Same things.	10:08:06	6	A. Yes.	10:10:03
7	<b>Q. Or this lawsuit.</b>	10:08:07	7	<b>Q. And you understand that that has the same</b>	10:10:04
8	A. The same things as far as I know.	10:08:08	8	<b>solemnity as if you were testifying in a court of</b>	10:10:07
9	<b>Q. The same things as you told your aunt and</b>	10:08:12	9	<b>law?</b>	10:10:10
10	<b>uncle?</b>	10:08:14	10	A. Yes.	10:10:10
11	A. Yeah. I can't think of any other details	10:08:15	11	<b>Q. And you're testifying under the laws of the</b>	10:10:10
12	in particular I might have said different to them.	10:08:20	12	<b>State of California for penalty of perjury?</b>	10:10:13
13	My parents and my brothers, yeah, I can't think of	10:08:23	13	A. Yes.	10:10:16
14	anything in particular different that's coming to	10:08:34	14	<b>Q. It's important that all of your responses -</b>	10:10:17
15	my mind.	10:08:36	15	<b>and you've been doing this well so far - be audible</b>	10:10:20
16	<b>Q. Different from what you told your aunt and</b>	10:08:37	16	<b>and verbal so that the Court Reporter can take them</b>	10:10:24
17	<b>uncle?</b>	10:08:40	17	<b>down as she's making the official record of these</b>	10:10:27
18	A. Yeah.	10:08:40	18	<b>proceedings. You should use words like yes or no</b>	10:10:30
19	<b>Q. You had previously mentioned to me that you</b>	10:08:41	19	<b>rather than shaking your head or nodding your head</b>	10:10:34
20	<b>were calling around to try to find other attorneys.</b>	10:08:47	20	<b>or saying uh-huh or um-hum because that's very</b>	10:10:36
21	A. Um-hum.	10:08:49	21	<b>difficult for the Court Reporter to transcribe and</b>	10:10:40
22	<b>Q. Are you continuing to do that?</b>	10:08:50	22	<b>we want to make sure that we have a clear record.</b>	10:10:42
23	A. Yes.	10:08:51	23	<b>Do you understand that?</b>	10:10:46
24	<b>Q. And have you spoken to any attorneys about</b>	10:08:52	24	A. Yes.	10:10:46
25	<b>this deposition?</b>	10:08:54	25	<b>Q. And I don't want you to guess or speculate</b>	10:10:46
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1	A. No.	10:08:55	1	<b>today. I'm not interested in your guessing. I</b>	10:10:51
2	<b>Q. You still have not retained an attorney to</b>	10:08:59	2	<b>want to know what you know or what you can recall.</b>	10:10:54
3	<b>represent you?</b>	10:09:01	3	<b>I want to know even if your recollection may be</b>	10:10:58
4	A. Nope.	10:09:02	4	<b>vague, I'd rather hear what you can recall yourself</b>	10:11:02
5	<b>Q. Have you ever been deposed before?</b>	10:09:03	5	<b>rather than speculating on what might have happened</b>	10:11:05
6	A. No.	10:09:06	6	<b>or what might be the case. Do you understand that?</b>	10:11:07
7	<b>Q. Have you ever testified at a trial before?</b>	10:09:06	7	A. Yes.	10:11:09
8	A. No.	10:09:09	8	<b>Q. At the end of the deposition the Court</b>	10:11:09
9	<b>Q. Have you ever testified in an arbitration</b>	10:09:12	9	<b>Reporter, in a weeks' time or so, will prepare a</b>	10:11:17
10	<b>before?</b>	10:09:15	10	<b>transcript which you'll have the opportunity to</b>	10:11:19
11	A. No.	10:09:15	11	<b>review and to make corrections if necessary but you</b>	10:11:21
12	<b>Q. Have you ever been sued before?</b>	10:09:15	12	<b>should understand that if you do make corrections</b>	10:11:26
13	A. No.	10:09:18	13	<b>or change your testimony at all, that could affect</b>	10:11:28
14	<b>Q. Have you ever sued anyone else before?</b>	10:09:19	14	<b>your credibility in a trial. So it's important</b>	10:11:30
15	A. No.	10:09:21	15	<b>therefore that you give your best testimony today.</b>	10:11:35
16	<b>Q. So this procedure is completely new to you?</b>	10:09:22	16	<b>Do you understand that?</b>	10:11:38
17	A. Yeah.	10:09:26	17	A. Yes.	10:11:38
18	<b>Q. So I'd like to then just take a couple</b>	10:09:30	18	<b>Q. Is there any reason why your deposition</b>	10:11:38
19	<b>minutes and explain some of the rules of the</b>	10:09:32	19	<b>should not proceed this morning?</b>	10:11:43
20	<b>deposition. And as you can see, so far I'm going</b>	10:09:35	20	A. Oh, you mean like take place? Or sorry.	10:11:46
21	<b>to be asking you questions and it's your job to</b>	10:09:40	21	What do you mean by proceed?	10:11:55
22	<b>respond to those questions, to answer those</b>	10:09:42	22	<b>Q. Is there any reason why we shouldn't go</b>	10:11:56
23	<b>questions if you understand them. If you don't</b>	10:09:46	23	<b>forward with your deposition right now?</b>	10:11:58
24	<b>understand any of my questions you should say so,</b>	10:09:46	24	A. Oh, no. No reason.	10:11:59
25	<b>ask me to clarify it and I will be glad to do so.</b>	10:09:51	25	<b>Q. Are you feeling well today?</b>	10:12:00
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Atkinson-Baker, Inc.

1-800-288-3376

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**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	A. Yes.	10:12:01	1	A. Manages. I forget her exact title.	10:14:19
2	<b>Q. Are you taking any medications that might</b>	10:12:02	2	<b>Q. What does your dad do at the credit union?</b>	10:14:24
3	<b>affect your memory or your thought process?</b>	10:12:04	3	A. I think he's a loan officer. I forget his	10:14:26
4	A. No.	10:12:06	4	exact title.	10:14:33
5	<b>Q. Let's proceed then.</b>	10:12:06	5	<b>Q. When did you move to your parent's address,</b>	10:14:34
6	<b>You'll be able to take breaks if you need</b>	10:12:09	6	<b>your parent's house?</b>	10:14:43
7	<b>to stop to use the restroom or to get a drink of</b>	10:12:13	7	A. May 31, 2011.	10:14:44
8	<b>water and to get a cup of coffee. Please just</b>	10:12:17	8	<b>Q. Prior to living there you were living in</b>	10:14:54
9	<b>speak up. We can take a break at whatever time you</b>	10:12:20	9	<b>Los Angeles?</b>	10:14:56
10	<b>want so long as there's not a question pending.</b>	10:12:22	10	A. Yes.	10:14:58
11	<b>You know, if you have any concerns at all</b>	10:12:28	11	<b>Q. What address?</b>	10:14:58
12	<b>that we need to speak about off the record just say</b>	10:12:31	12	A. Let's see. Pegasus apartments, 1023 South	10:14:59
13	<b>so and we can go off the record briefly.</b>	10:12:33	13	Flower Street.	10:15:10
14	<b>Christopher, so you mentioned to the Court</b>	10:12:36	14	<b>Q. Was it 612 South --</b>	10:15:11
15	<b>Reporter earlier that you're living in Oregon. You</b>	10:12:41	15	A. 612 South Flower Street, apartment number	10:15:14
16	<b>gave her your address. If you could just state</b>	10:12:45	16	or room number 1023, Los Angeles, California, 90017	10:15:17
17	<b>your address for the record.</b>	10:12:47	17	to the best of my memory.	10:15:24
18	A.	10:12:49	18	<b>Q. Thank you. And that's where you lived when</b>	10:15:25
19		10:12:55	19	<b>you were working at OTOY?</b>	10:15:31
20	<b>Q. And that's your parent's address?</b>	10:12:55	20	A. Yes.	10:15:32
21	A. Yes.	10:12:57	21	<b>Q. Were you renting the apartment there?</b>	10:15:33
22	<b>Q. And you live with your parents and your</b>	10:12:58	22	A. Yes.	10:15:36
23	<b>brother?</b>	10:13:01	23	<b>Q. Do you remember how much you were paying in</b>	10:15:36
24	A. Yes.	10:13:01	24	<b>rent?</b>	10:15:38
25	<b>Q. Could you give me their names, please?</b>	10:13:02	25	A. I think it was 1328 a month.	10:15:38
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1	A. Timothy Moore, Barbara Moore, and my	10:13:04	1	<b>Q. Was that subsidized in any way by OTOY?</b>	10:15:41
2	brother is Sean Moore.	10:13:12	2	A. No.	10:15:46
3	<b>Q. And how old is Sean?</b>	10:13:14	3	<b>Q. So you had a special rate?</b>	10:15:48
4	A. Bad with ages. 25.	10:13:20	4	A. If I did I'm not aware of it.	10:15:50
5	<b>Q. And you said you had another brother as</b>	10:13:29	5	<b>Q. Did you also live on Wilshire Boulevard in</b>	10:15:52
6	<b>well?</b>	10:13:32	6	<b>Los Angeles?</b>	10:15:59
7	A. Yeah. Jon Moore.	10:13:32	7	A. Yes. Before living at Pegasus I lived at	10:16:00
8	<b>Q. Is that J-o-h-n?</b>	10:13:34	8	the office at 10th and Wilshire.	10:16:05
9	A. Just J-o-n.	10:13:36	9	<b>Q. When was that?</b>	10:16:10
10	<b>Q. And how old is Jon?</b>	10:13:38	10	A. I moved to Los Angeles I think it was	10:16:11
11	A. 30.	10:13:39	11	November, early November. I forget the exact date,	10:16:18
12	<b>Q. He does not live with your parents?</b>	10:13:40	12	somewhere between like the 5th and 10th.	10:16:22
13	A. No.	10:13:42	13	<b>Q. November 2010?</b>	10:16:24
14	<b>Q. What does Jon do?</b>	10:13:42	14	A. Yeah, 2010. And I lived at the office --	10:16:26
15	A. Nothing right now.	10:13:43	15	no. I lived at a different apartment in the	10:16:30
16	<b>Q. What about Sean?</b>	10:13:45	16	building for the first few weeks and then they	10:16:32
17	A. Nothing as well.	10:13:47	17	moved me into the office and I lived there for, I	10:16:37
18	<b>Q. And your father, Tim?</b>	10:13:49	18	think, two months until the end of December 2010.	10:16:42
19	A. He works at the credit union, TLC Credit	10:13:56	19	<b>Q. Why did they move you to the office from</b>	10:16:54
20	Union.	10:14:02	20	<b>that other apartment?</b>	10:16:56
21	<b>Q. In Portland?</b>	10:14:03	21	A. Because I had no money for living and	10:16:57
22	A. In Tillamook.	10:14:04	22	because they needed the other apartment for someone	10:17:01
23	<b>Q. Does your mother work?</b>	10:14:06	23	else who was going to stay there and they had	10:17:05
24	A. Yes. At the state forestry in Tillamook.	10:14:10	24	nowhere else to put me and they didn't like the	10:17:07
25	<b>Q. What does she do there?</b>	10:14:18	25	idea of me living in a hostel like I had suggested.	10:17:09
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**Atkinson-Baker, Inc.**

**1-800-288-3376**

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1	So they moved a bed into the office.	10:17:13	1	<b>taking classes at college level?</b>	10:19:42
2	<b>Q. So you were living in an apartment</b>	10:17:17	2	A. I took some community college classes my	10:19:44
3	<b>building -- in an apartment in the same building as</b>	10:17:21	3	last year there.	10:19:49
4	<b>the office for two weeks.</b>	10:17:24	4	<b>Q. At which community college?</b>	10:19:52
5	A. Yes.	10:17:25	5	A. Tillamook Bay Community College.	10:19:53
6	<b>Q. You were paying rent?</b>	10:17:26	6	<b>Q. What classes did you take there?</b>	10:19:56
7	A. No.	10:17:27	7	A. Calculus. Three calculus classes, the	10:20:00
8	<b>Q. How did you wind up at that apartment?</b>	10:17:28	8	first three in the series, I think 251, 252, 253.	10:20:05
9	A. OTOY let me. OTOY either rented or owned	10:17:30	9	<b>Q. Those are the only classes you took at</b>	10:20:10
10	the apartment. I'm not clear. They had the	10:17:34	10	<b>Tillamook Community?</b>	10:20:15
11	apartment and they let me use it for the first few	10:17:36	11	A. Yes.	10:20:17
12	weeks.	10:17:39	12	<b>Q. You didn't take any computer courses there?</b>	10:20:21
13	<b>Q. And then they wanted to charge you rent but</b>	10:17:39	13	A. No.	10:20:24
14	<b>you couldn't afford the rent?</b>	10:17:44	14	<b>Q. How did you do in those calculus classes?</b>	10:20:25
15	A. No, they never asked me to pay the rent.	10:17:46	15	A. I think I got A's.	10:20:30
16	I simply had no money to get a place of my own and	10:17:48	16	<b>Q. So you graduated from high school in 2000,</b>	10:20:31
17	they didn't provide any - what's the word for	10:17:56	17	<b>you had three college courses under your belt at</b>	10:20:39
18	moving from one place to another for sake of	10:18:00	18	<b>that time. Did those college credits transfer to</b>	10:20:42
19	employment?	10:18:03	19	<b>wherever you went next?</b>	10:20:44
20	<b>Q. Relocation.</b>	10:18:04	20	A. Yes.	10:20:45
21	A. Yeah. No relocation expenses. So they	10:18:05	21	<b>Q. And where was that?</b>	10:20:46
22	put a bed in their office and let me stay there.	10:18:08	22	A. Oregon State University.	10:20:47
23	<b>Q. And you stayed in the office through</b>	10:18:10	23	<b>Q. You enrolled in Oregon State in 2000?</b>	10:20:48
24	<b>December of 2010?</b>	10:18:14	24	A. Yes.	10:20:53
25	A. Yes.	10:18:15	25	<b>Q. Did you declare a major?</b>	10:20:53
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1	<b>Q. So for approximately two weeks or, I'm</b>	10:18:16	1	A. Computer science.	10:20:57
2	<b>sorry, for approximately four weeks?</b>	10:18:19	2	<b>Q. When did you declare that as your major?</b>	10:20:58
3	A. Yes. I'm not very good at adding and	10:18:21	3	A. Immediately.	10:21:02
4	subtracting so I'll trust your math.	10:18:27	4	<b>Q. Did you declare a second major?</b>	10:21:12
5	<b>Q. Weren't you a math major?</b>	10:18:30	5	A. Yes. But it was several years, I think it	10:21:14
6	A. It's more symbolic things. I still have	10:18:31	6	was two or three years later, I declared	10:21:18
7	trouble adding and subtracting numbers.	10:18:35	7	mathematics as a second major.	10:21:21
8	<b>Q. Interesting. So then at the end of</b>	10:18:37	8	<b>Q. Did you also have a minor?</b>	10:21:23
9	<b>December you moved to the Pegasus apartments?</b>	10:18:43	9	A. No.	10:21:26
10	A. Yes. Possibly the first week of January.	10:18:48	10	<b>Q. How did you do in your computer science</b>	10:21:28
11	I forget. I think it was the very end of December.	10:18:51	11	<b>classes?</b>	10:21:32
12	<b>Q. By then you had money to pay rent?</b>	10:18:55	12	A. Good for the most part, A's and B's.	10:21:32
13	A. Yes.	10:18:57	13	<b>Q. And in your math courses?</b>	10:21:36
14	<b>Q. Okay. So let me just go through some of</b>	10:19:02	14	A. Good. A's and B's.	10:21:38
15	<b>your educational background. Why don't you start</b>	10:19:07	15	<b>Q. And when did you graduate from Oregon</b>	10:21:45
16	<b>with high school and kind of take me forward.</b>	10:19:12	16	<b>State?</b>	10:21:49
17	A. I went to Nestucca High School in	10:19:15	17	A. Undergraduate I graduated in 2006.	10:21:49
18	Tillamook County.	10:19:20	18	<b>Q. So it took six years to get your bachelors</b>	10:21:55
19	<b>Q. When did you graduate?</b>	10:19:25	19	<b>degree?</b>	10:21:58
20	A. 2000.	10:19:24	20	A. Both of them.	10:21:58
21	<b>Q. Did you graduate with honors?</b>	10:19:28	21	<b>Q. And what was your final GPA?</b>	10:21:59
22	A. No.	10:19:30	22	A. 3.14, I think, or 3.16. 3.1 something, I	10:22:05
23	<b>Q. Did you graduate with any designations?</b>	10:19:32	23	think.	10:22:11
24	A. No.	10:19:34	24	<b>Q. Did you graduate with honors?</b>	10:22:11
25	<b>Q. And while you were in high school were you</b>	10:19:34	25	A. No.	10:22:17
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. Did you graduate with any distinctions?</b>	10:22:17	1	A. What's the difference between thinking and	10:24:53
2	A. No.	10:22:20	2	speculating?	10:24:56
3	<b>Q. Were you in any honor societies?</b>	10:22:20	3	<b>Q. Speculating is guessing. I don't want you</b>	10:24:56
4	A. No.	10:22:24	4	<b>to guess. I want you to tell me why you think you</b>	10:24:59
5	<b>Q. Dean's list?</b>	10:22:24	5	<b>didn't do as well in Australia as you did in</b>	10:25:01
6	A. Is that for people who -- what is that?	10:22:25	6	<b>Oregon.</b>	10:25:04
7	<b>Q. I don't know what it is at Oregon State but</b>	10:22:28	7	A. I still don't see the difference. I'll	10:25:11
8	<b>it's typically for having a high GPA you're named</b>	10:22:31	8	answer to the best that I can.	10:25:17
9	<b>to the dean's list.</b>	10:22:34	9	<b>Q. That's all I can ask.</b>	10:25:18
10	A. Oh, okay. Is it for maintained GPA?	10:22:36	10	A. Okay. I was out of the country or not	10:25:19
11	<b>Q. I don't know how it works at Oregon State?</b>	10:22:40	11	just the country but the continent.	10:25:23
12	A. Probably not but I don't know.	10:22:42	12	Sorry. I had been out of the country in	10:25:25
13	<b>Q. Why did it take six years to graduate with</b>	10:22:43	13	Canada but I was out of the continent for the first	10:25:28
14	<b>those two majors? Is that typical?</b>	10:22:51	14	time ever, and I was involved in a lot of	10:25:30
15	A. Yeah, it usually takes, most people, I	10:22:53	15	extra-curricular organizations and the teaching	10:25:34
16	think five years for an engineering major so I did	10:22:57	16	style between Australia and the U.S. is very	10:25:40
17	mine in about three and did math in about three	10:23:00	17	different.	10:25:43
18	years, which is another four-year major.	10:23:02	18	<b>Q. What extra-curricular activities did you</b>	10:25:43
19	<b>Q. So the computer science is considered an</b>	10:23:04	19	<b>participate in?</b>	10:25:46
20	<b>engineering degree?</b>	10:23:06	20	A. Two Christian groups.	10:25:47
21	A. Yeah. And math is a science degree.	10:23:07	21	<b>Q. Were they affiliated with LaTrobe</b>	10:25:50
22	I also - in addition to the reason why	10:23:13	22	<b>University?</b>	10:25:58
23	taking -- completing two majors took six years, I	10:23:16	23	A. I don't know.	10:25:58
24	also studied abroad for six months.	10:23:20	24	<b>Q. What were the names of the two groups?</b>	10:26:03
25	<b>Q. That was in Australia?</b>	10:23:22	25	A. Overseas Christian Fellowship and the	10:26:05
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1	A. Yeah. Yes.	10:23:24	1	other I think was Universe.	10:26:12
2	<b>Q. When was that? Or what year during your</b>	10:23:26	2	<b>Q. How did you become aware of those two</b>	10:26:17
3	<b>schooling, I guess?</b>	10:23:36	3	<b>groups?</b>	10:26:19
4	A. I think it was my fourth year.	10:23:36	4	A. They had -- during orientation week or	10:26:19
5	<b>Q. So 2004?</b>	10:23:40	5	within the first few weeks they had at least one	10:26:24
6	A. I had just turned 21 so...	10:23:42	6	day I remember when all the different clubs and	10:26:28
7	<b>Q. And where did you study in Australia?</b>	10:23:48	7	what not had booths lining the -- one of the common	10:26:30
8	A. At LaTrobe University in Melbourne.	10:23:50	8	areas. And I trolled it and found ones that looked	10:26:36
9	<b>Q. What did you study there?</b>	10:23:54	9	interesting.	10:26:42
10	A. I studied for one term. I just picked	10:23:59	10	<b>Q. Did you hold an officership in any of these</b>	10:26:44
11	courses that interested me.	10:24:04	11	<b>groups or were you just a member?</b>	10:26:47
12	<b>Q. What were those courses?</b>	10:24:05	12	A. Just a member.	10:26:48
13	A. Intro to political science, intro to	10:24:06	13	<b>Q. So you spent that semester in Australia,</b>	10:26:49
14	sociology, fluid mechanics and quantum mechanics.	10:24:09	14	<b>you came back to Oregon State to finish your</b>	10:26:55
15	<b>Q. How did you do in those courses?</b>	10:24:15	15	<b>degree. Do I have that right so far?</b>	10:26:57
16	A. I failed the political science and	10:24:22	16	A. Yes.	10:27:02
17	sociology and got C's in the two mechanics classes.	10:24:25	17	<b>Q. And then at some point you enrolled in a</b>	10:27:02
18	<b>Q. Is there a reason why your performance</b>	10:24:30	18	<b>master's program?</b>	10:27:06
19	<b>there wasn't as good as your performance at Oregon</b>	10:24:34	19	A. Yes.	10:27:07
20	<b>State?</b>	10:24:37	20	<b>Q. When was that?</b>	10:27:07
21	A. There's a number of things I could	10:24:37	21	A. It was right after I graduated in 2006.	10:27:08
22	speculate if you want me to.	10:24:44	22	<b>Q. And where did you enroll?</b>	10:27:14
23	<b>Q. I don't want you to speculate. Just</b>	10:24:45	23	A. At Oregon State University.	10:27:16
24	<b>curious to see what you think the reason for the</b>	10:24:47	24	<b>Q. What master's program did you enroll in?</b>	10:27:17
25	<b>lower performance.</b>	10:24:51	25	A. Computer science specializing in computer	10:27:24
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**A50A5CB**  
**CHRISTOPHER MOORE NOVEMBER 9, 2011**

1	graphics.	10:27:32	1	mean, whether or not I had to pertain to the	10:30:26
2	<b>Q. Is that a very intensive program?</b>	10:27:32	2	decision of my advising professor and I don't know	10:30:32
3	A. Depends.	10:27:37	3	whether he would have let me graduate had I not	10:30:35
4	<b>Q. On?</b>	10:27:39	4	designed one but I did design one regardless.	10:30:39
5	A. On your predisposition to the subject or	10:27:41	5	<b>Q. And how long did that take you?</b>	10:30:42
6	aptitude upon it. Probably several other things.	10:27:45	6	A. Probably a year. Maybe a half year to get	10:30:44
7	<b>Q. How long is the program for a typical</b>	10:27:48	7	it initially running and then another half to test	10:30:51
8	<b>student?</b>	10:27:51	8	it.	10:30:55
9	A. I want to say typically two years. I	10:27:51	9	<b>Q. And how did you do on your thesis? Did you</b>	10:30:56
10	can't speak on averages. I think among people, my	10:27:59	10	<b>receive a grade on that? Every university works a</b>	10:31:01
11	personal friends, I think three years. And the	10:28:09	11	<b>little differently. Were you published? Did you</b>	10:31:06
12	maximum time is seven or nine. I forget which.	10:28:12	12	<b>receive any commendations for it? How did it work</b>	10:31:08
13	<b>Q. You said typically it's two years but the</b>	10:28:14	13	<b>at Oregon State?</b>	10:31:12
14	<b>average is three years?</b>	10:28:16	14	A. I passed my thesis defense. I don't think	10:31:12
15	A. The initial -- let me refrain or restate.	10:28:18	15	I received a grade. I wasn't published. I don't	10:31:15
16	Typically is two years but among my close	10:28:25	16	know of any other -- anything else that I got for	10:31:19
17	friends it was three years.	10:28:31	17	it.	10:31:24
18	<b>Q. And how about for you personally?</b>	10:28:33	18	<b>Q. Did you self-publish your thesis?</b>	10:31:24
19	A. Three years.	10:28:34	19	A. No. Wait. Wait. Sorry. Sorry. I	10:31:27
20	<b>Q. And it does take some students up to seven</b>	10:28:35	20	apologize. I should ask you to clarify. What do	10:31:29
21	<b>years is what you're saying?</b>	10:28:42	21	you mean by --	10:31:33
22	A. No. Let me clarify that also.	10:28:43	22	<b>Q. Did you post copies of your thesis on the</b>	10:31:33
23	The maximum that they will allow you to	10:28:46	23	<b>Internet?</b>	10:31:37
24	stay is I believe seven or nine years before they	10:28:48	24	A. Okay. I did post copies on the Internet,	10:31:37
25	don't let you get a degree or kick you out or	10:28:52	25	yes. I didn't distribute it via a publishing	10:31:44
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1	whatever their procedure is.	10:28:56	1	organization but I did post copies on the Internet.	10:31:49
2	<b>Q. That wasn't an issue for you?</b>	10:28:57	2	<b>Q. And where did you post those copies?</b>	10:31:52
3	A. No.	10:28:58	3	A. On my website.	10:31:54
4	<b>Q. So you got your degree in 2009 or 2010?</b>	10:28:59	4	<b>Q. Which is?</b>	10:31:55
5	A. 2009.	10:29:01	5	A. ChristopherEMoore.net.	10:31:56
6	<b>Q. And is that a master's of science at that</b>	10:29:02	6	<b>Q. Do you still maintain that website today?</b>	10:32:00
7	<b>point?</b>	10:29:06	7	A. Yes.	10:32:07
8	A. Yes.	10:29:06	8	<b>Q. Do you still post to that website today?</b>	10:32:07
9	<b>Q. Did you have to write a thesis?</b>	10:29:07	9	A. I haven't in a while but I could if I	10:32:11
10	A. Yes.	10:29:13	10	wanted.	10:32:16
11	<b>Q. What was the subject of your thesis?</b>	10:29:14	11	<b>Q. You own the URL, control the URL?</b>	10:32:16
12	A. To the best of my memory a recurrence	10:29:17	12	A. Yes.	10:32:20
13	neuro network implementation on the GPU,	10:29:31	13	<b>Q. And after you successfully defended your</b>	10:32:20
14	<b>Q. And in laymen's terms, if that's possible,</b>	10:29:31	14	<b>thesis, you were awarded a masters degree,</b>	10:32:29
15	<b>could you summarize what that would be about?</b>	10:29:37	15	<b>graduated from Oregon State, did you enroll in any</b>	10:32:33
16	A. Sure. So we use our brains to think, a	10:29:39	16	<b>other universities or scholarship programs?</b>	10:32:36
17	neuro network is a digital analogy of a brain used	10:29:49	17	A. What do you mean by enroll? The fact that	10:32:40
18	for problems like pattern recognition and voice	10:29:53	18	would applying constitute as enrolling? Or would	10:32:46
19	recognition. A recurrent neural network is a	10:29:59	19	only being accepted constitute as enrolling?	10:32:49
20	specific type of neural network and a GPU version	10:30:02	20	<b>Q. What do you think? I want to know where</b>	10:32:52
21	of a neuro network is one that is designed to run	10:30:07	21	<b>you went to school. Just because you applied to a</b>	10:32:55
22	much faster courtesy of graphics hardware.	10:30:11	22	<b>school doesn't mean that you went there.</b>	10:32:58
23	<b>Q. Did you have to design a GPU neuro network</b>	10:30:16	23	A. Okay. The definition of enroll escaped my	10:32:59
24	<b>as part of this thesis?</b>	10:30:22	24	mind, that's why I was asking for clarification.	10:33:03
25	A. I did. I didn't have to but I did. I	10:30:27	25	<b>Q. Okay. That's fine.</b>	10:33:05
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**A50A5CB**  
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1	A. No, I didn't go to school anywhere else	10:33:06	1	<b>Q. Did you also tutor math 80?</b>	10:35:46
2	after that.	10:33:09	2	A. Probably. If you got that from my resume,	10:35:51
3	<b>Q. But you applied to other universities?</b>	10:33:09	3	then I had more wisdom over the exact numbers of	10:35:56
4	A. Yes.	10:33:11	4	the class at the time that --	10:36:01
5	<b>Q. And where did you apply?</b>	10:33:11	5	<b>Q. Well, I mean a remedial level math class.</b>	10:36:02
6	A. I applied to Swinburne Institute of	10:33:13	6	A. Yes.	10:36:05
7	Technology.	10:33:17	7	<b>Q. I'm not interested in the specific numbers</b>	10:36:05
8	<b>Q. Where is that?</b>	10:33:21	8	<b>and I didn't mean to suggest that I was holding you</b>	10:36:07
9	A. In Melbourne.	10:33:22	9	<b>to that.</b>	10:36:10
10	<b>Q. And when did you apply?</b>	10:33:24	10	<b>So you were a math tutor. What's the next</b>	10:36:11
11	A. I applied the summer of 2009 and then	10:33:25	11	<b>job you can remember after tutoring math?</b>	10:36:14
12	again in the summer of 2010.	10:33:37	12	A. Working for the organization NACSE,	10:36:16
13	<b>Q. Were you accepted?</b>	10:33:45	13	N-A-C-S-E, on a virtual reality walk-through of the	10:36:24
14	A. For the first time I wasn't -- sorry. For	10:33:46	14	Hinsdale Wave Research lab.	10:36:28
15	the first time I was turned down and the second	10:33:52	15	<b>Q. And when was that?</b>	10:36:29
16	time I was told by the professor I would be	10:33:56	16	A. 2002.	10:36:30
17	accepted; however, my transcripts didn't arrive on	10:34:01	17	<b>Q. Tell me a little bit about that job. What</b>	10:36:31
18	time and I was encouraged to reapply in six months.	10:34:06	18	<b>were your responsibilities?</b>	10:36:42
19	<b>Q. And you chose not to reapply?</b>	10:34:12	19	A. I designed -- well, I designed the	10:36:43
20	A. Yeah, I chose not to.	10:34:14	20	rendering aspect and the interaction aspect of the	10:36:53
21	<b>Q. Why didn't your transcripts arrive on time?</b>	10:34:15	21	virtual reality walk-through. Another employee of	10:36:57
22	A. Because I requested them from OSU but	10:34:21	22	NACSE had already designed an initial version of	10:37:03
23	didn't clarify in the request that they needed to	10:34:25	23	the 3d model of the wave lab and so --	10:37:07
24	be sent some other postage method other than	10:34:28	24	<b>Q. When you say NACSE - I'm sorry to interrupt</b>	10:37:11
25	ordinary mail so they took a month to cross the	10:34:32	25	<b>you - do you mean Northwest Alliance for</b>	10:37:13
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1	ocean.	10:34:35	1	<b>Computational Science and Engineering?</b>	10:37:14
2	<b>Q. An error on your part?</b>	10:34:36	2	A. Yes.	10:37:16
3	A. Yes.	10:34:37	3	<b>Q. And that's in Corvallis?</b>	10:37:17
4	<b>Q. Did you apply to any other universities or</b>	10:34:37	4	A. Yes.	10:37:19
5	<b>scholarship programs?</b>	10:34:40	5	<b>Q. Okay. Continue. I'm sorry.</b>	10:37:19
6	A. No.	10:34:41	6	A. Someone else had made an initial version	10:37:22
7	<b>Q. Let's talk about some of the jobs you held</b>	10:34:41	7	of a 3d model. I took that, added to it and	10:37:27
8	<b>or places you worked at while you were in school.</b>	10:34:50	8	modified it, designed the means of interacting with	10:37:30
9	<b>We can start with college, I don't care about your</b>	10:34:54	9	it and added various features to it.	10:37:37
10	<b>high school employment. But in college what was</b>	10:34:59	10	<b>Q. And these were skills that you learned as</b>	10:37:41
11	<b>the first job - what is the first job you can</b>	10:35:01	11	<b>an undergraduate at Oregon State or things that you</b>	10:37:44
12	<b>recall?</b>	10:35:04	12	<b>learned on your own?</b>	10:37:48
13	A. I worked as a math tutor my sophomore year	10:35:04	13	A. A cross between I used Java 3D to design	10:37:48
14	at college.	10:35:08	14	this and I didn't have very strong Java skills	10:37:54
15	<b>Q. At Oregon State?</b>	10:35:08	15	before Oregon State University but I had lots of 3D	10:38:00
16	A. Yes.	10:35:11	16	experience from my own free time.	10:38:05
17	<b>Q. What subjects or what level math did you</b>	10:35:13	17	<b>Q. And what do you mean by from your own free</b>	10:38:15
18	<b>tutor?</b>	10:35:19	18	<b>time?</b>	10:38:18
19	A. For the most part 200 level and 100.	10:35:20	19	A. My hobby time when I wasn't at school or	10:38:18
20	Sorry. Sorry. Sorry. Let me give a disclaimer	10:35:25	20	doing anything else I would teach myself to program	10:38:24
21	that this is ten years ago so my memory is very	10:35:31	21	3D graphics.	10:38:29
22	fuzzy about it. But the most common classes were	10:35:35	22	<b>Q. Is that something that you teach yourself</b>	10:38:39
23	from 100 level, the next most common were 200	10:35:40	23	<b>by reading books?</b>	10:38:46
24	level, but occasionally I would get three and four	10:35:43	24	A. People could use books. I went to the	10:38:50
25	hundred level classes.	10:35:46	25	Internet for most of my tutorials and examples and	10:38:57
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	everything else.	10:39:04	1	A. Okay.	10:42:13
2	<b>Q. You didn't read books to learn the</b>	10:39:05	2	<b>Q. Would you -- not all computer graduate</b>	10:42:13
3	<b>language?</b>	10:39:08	3	<b>majors are fluent in ten languages. Correct?</b>	10:42:19
4	A. I wasn't that - what's the word? I didn't	10:39:08	4	A. Some of those languages that I mentioned	10:42:22
5	have that much money to spend on books.	10:39:12	5	I'm not as fluent in any more because I haven't	10:42:28
6	<b>Q. So you mentioned Java as one commuter</b>	10:39:15	6	used them for several years.	10:42:31
7	<b>language that you learned as an undergrad. Are</b>	10:39:20	7	<b>Q. But you represented to me that at some</b>	10:42:33
8	<b>you - I'm not sure if this is the right word -</b>	10:39:24	8	<b>time, at some point you were fluent in ten</b>	10:42:35
9	<b>fluent in any other computer languages?</b>	10:39:27	9	<b>languages and there may be more.</b>	10:42:38
10	A. Yes.	10:39:29	10	A. Yeah. And likewise, back to the class	10:42:39
11	<b>Q. Which languages are those?</b>	10:39:29	11	that taught a diverse number of languages, other	10:42:42
12	A. C and C++; JavaScript; Lua, L-u-a; Lisp,	10:39:30	12	students who graduated OSU who had to complete that	10:42:45
13	L-I-S-P. I was fluent in Lisp but I haven't used	10:39:45	13	class had to be fluent in those languages.	10:42:49
14	it in several years so I'm not as. ML, Basic,	10:39:50	14	<b>Q. But I'm not interested in the other</b>	10:42:51
15	Python. A little bit of Haskell.	10:40:00	15	<b>students, I'm interested in you and your abilities.</b>	10:42:54
16	<b>Q. Could you spell that for me?</b>	10:40:13	16	<b>You would agree that not every student is</b>	10:42:56
17	A. H-a-s-k-e-H. C Sharp. There could be	10:40:14	17	<b>fluent in the languages that you were fluent in?</b>	10:42:59
18	others that I'm forgetting.	10:40:28	18	A. I don't know whether to agree or disagree	10:43:05
19	<b>Q. That's ten computer languages that you said</b>	10:40:32	19	because...	10:43:07
20	<b>you're fluent in, or at least at one time were</b>	10:40:34	20	<b>Q. You just don't know?</b>	10:43:10
21	<b>fluent in.</b>	10:40:37	21	A. Yeah, I just don't know.	10:43:11
22	A. Yes.	10:40:38	22	<b>Q. Would you say that you're a pretty smart</b>	10:43:16
23	<b>Q. Would you say that's a fairly impressive</b>	10:40:38	23	<b>guy?</b>	10:43:20
24	<b>list?</b>	10:40:44	24	A. That's another subjective statement.	10:43:20
25	A. Well, once you understand fundamental	10:40:45	25	<b>Q. Of course it's subjective.</b>	10:43:23
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1	aspects of computer languages there's only subtle	10:40:50	1	A. Like I told you, I forget if it was before	10:43:25
2	differences between them for the most part, so it's	10:40:54	2	or after the camera was turned on, while I'm good	10:43:28
3	probably not surprising. In fact, especially at	10:40:58	3	with symbolic mathematics, I struggle with numbers	10:43:31
4	least two of the languages I can think of I learned	10:41:03	4	and I have my strengths and I have my weaknesses.	10:43:34
5	from like a course at OSU that taught a diverse	10:41:07	5	<b>Q. Computer languages is one of your</b>	10:43:38
6	range of languages and compared and contrasted	10:41:13	6	<b>strengths?</b>	10:43:41
7	them, so I think it's safe to say anyone with an	10:41:16	7	A. Yes.	10:43:41
8	undergraduate degree at Oregon State University has	10:41:19	8	<b>Q. Have you ever taken an IQ test?</b>	10:43:41
9	been exposed to at least five or six or seven.	10:41:22	9	A. Yes.	10:43:46
10	<b>Q. Exposure, though, would be different from</b>	10:41:26	10	<b>Q. Do you know what your IQ was the last time</b>	10:43:47
11	<b>fluency, wouldn't you agree?</b>	10:41:31	11	<b>you were tested?</b>	10:43:50
12	A. I guess I should ask you to clarify what	10:41:31	12	A. Last time was 134.	10:43:51
13	do you mean by fluent?	10:41:35	13	<b>Q. That's very high. Would you agree?</b>	10:43:53
14	<b>Q. Can you program in those ten languages that</b>	10:41:36	14	A. It's subjective. IQ tests - back to my	10:44:05
15	<b>you rattled off to me?</b>	10:41:41	15	sociology class in Australia, IQ tests are designed	10:44:09
16	A. And back to the, yes, I can. And back to	10:41:42	16	to measure a specific aspect of the human mind.	10:44:12
17	my statement about the class, the prerequisite for	10:41:45	17	<b>Q. So you wouldn't agree that 134 is a high</b>	10:44:17
18	passing the class is be able to program in the five	10:41:49	18	<b>IQ?</b>	10:44:20
19	or six languages you're exposed to.	10:41:51	19	A. Oh, I would agree it's a high number but I	10:44:20
20	<b>Q. Would you say that all computer science</b>	10:41:53	20	don't know if I would agree that it's --	10:44:24
21	<b>majors at the undergraduate level are fluent in</b>	10:41:59	21	<b>Q. We don't need to splice words here. Just</b>	10:44:27
22	<b>these ten languages?</b>	10:42:02	22	<b>asking you is a 134 IQ a high IQ?</b>	10:44:30
23	A. Only if they -- well, I can see this	10:42:03	23	A. Yes. I believe the average is 100. Does	10:44:32
24	turning into a semantic war very quickly.	10:42:09	24	that sound right?	10:44:36
25	<b>Q. I don't want to go there.</b>	10:42:12	25	<b>Q. It does to me.</b>	10:44:36
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	A. Okay.	10:44:38	1	<b>Q. Sure.</b>	10:47:46
2	<b>Q. And I don't remember where the cutoff is</b>	10:44:38	2	A. In a game or a movie when you have an	10:47:46
3	<b>but would you say that 134 is approaching if not in</b>	10:44:47	3	articulated figure that has animation to its	10:47:55
4	<b>the quote/unquote genius category?</b>	10:44:50	4	different joints, arms and legs and fingers and	10:48:01
5	A. I don't know the genius.	10:44:53	5	neck, the BVH file format will describe the	10:48:03
6	<b>Q. Have you been told that you were a genius?</b>	10:44:55	6	orientations of the different limbs and how they	10:48:11
7	A. I don't think I have -- wait. Wait. Let	10:44:57	7	change throughout a sequence of animation, like	10:48:13
8	me finish the statement before you take this up. I	10:44:59	8	when a character walks or jumps or performs some of	10:48:18
9	don't think I have by anyone who was qualified to	10:45:02	9	their action. So the BVH viewer would be something	10:48:22
10	make that call but I'm sure plenty of people have	10:45:04	10	that displays the skeleton as it performs an	10:48:26
11	told me I'm a genius just by their personal	10:45:07	11	action.	10:48:30
12	opinion.	10:45:11	12	<b>Q. Sounds complicated. Would you agree that</b>	10:48:30
13	<b>Q. Okay. So we were back in 2002 when you</b>	10:45:11	13	<b>it's complicated?</b>	10:48:36
14	<b>were working at NACSE.</b>	10:45:30	14	A. To someone who didn't do computer graphics	10:48:38
15	A. Um-hum. NACSE.	10:45:34	15	probably.	10:48:40
16	<b>Q. NACSE. After that job what is the next</b>	10:45:39	16	<b>Q. It was simple for you?</b>	10:48:41
17	<b>position that you can remember?</b>	10:45:47	17	A. I don't know how to answer that. I don't	10:48:43
18	A. After that I left NACSE when I did my	10:45:49	18	even know if it was easy for me.	10:48:53
19	study in Australia. I came back and worked for	10:45:54	19	<b>Q. Computer programming comes relatively easy</b>	10:48:57
20	NACSE and actually -- actually, I believe I worked	10:46:01	20	<b>to you?</b>	10:49:01
21	in NACSE for several years and then split my hours	10:46:07	21	A. Yes.	10:49:02
22	between NACSE and a graphics professor for possibly	10:46:10	22	<b>Q. Would you say you are an excellent computer</b>	10:49:02
23	a year, possibly a few months. Then I left to	10:46:16	23	<b>programmer?</b>	10:49:15
24	Australia. Then I came back and worked for NACSE	10:46:19	24	A. I don't know how to stratify that.	10:49:17
25	for a bit and for the same graphics professor for a	10:46:23	25	<b>Q. I'm not asking you to stratify it. I'm</b>	10:49:21
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1	bit with the two work dates overlapping for a	10:46:28	1	<b>just asking you to tell me if you think that you</b>	10:49:23
2	little bit of time.	10:46:32	2	<b>are an excellent computer programmer.</b>	10:49:25
3	<b>Q. Could you tell me who that professor was?</b>	10:46:33	3	A. With respect to the skill that I know	10:49:28
4	A. Ronald Metoyer.	10:46:35	4	exists in programmers in the world, I would not say	10:49:37
5	<b>Q. Could you spell that last name?</b>	10:46:38	5	I'm an excellent one. Wait. Wait. Sorry. Sorry.	10:49:41
6	A. M-e-t-o-y-e-r.	10:46:39	6	In fact, let me -- would you define	10:49:44
7	<b>Q. And that's at OSU?</b>	10:46:42	7	excellent to be among the best in the world, among	10:49:47
8	A. Yes.	10:46:44	8	the population?	10:49:53
9	<b>Q. And what was he a professor of?</b>	10:46:44	9	<b>Q. Why don't you define excellent for me and</b>	10:49:54
10	A. Computer graphics as best as I can recall.	10:46:46	10	<b>then you tell me if you meet that.</b>	10:49:56
11	<b>Q. What did you do for him?</b>	10:46:50	11	A. Well, then that's my definition and no, I	10:49:58
12	A. He was the professor who came to NACSE	10:46:52	12	don't meet that.	10:50:01
13	with the idea for the Virtual Wave Lab so I was	10:47:00	13	<b>Q. How would you quantify your computer</b>	10:50:01
14	working with him on the Wave Lab project and then	10:47:04	14	<b>skills, your computer programming skills?</b>	10:50:06
15	when I worked independently for him I did some	10:47:06	15	A. They are above average.	10:50:08
16	miscellaneous tasks for him.	10:47:15	16	<b>Q. How would you quantify those skills with</b>	10:50:10
17	Do you want me to describe them in detail?	10:47:18	17	<b>respect to other computer programmers in the United</b>	10:50:21
18	<b>Q. Let's start with generalities and I'll ask</b>	10:47:20	18	<b>States?</b>	10:50:25
19	<b>you if I need more detail.</b>	10:47:22	19	A. They are above average again. They are	10:50:25
20	A. Okay. I made a BVH file format.	10:47:24	20	especially above average in the area of graphics.	10:50:29
21	<b>Q. Say that again.</b>	10:47:34	21	There are other computer programming topics that I	10:50:33
22	A. B as in beaver, V as in V, H.	10:47:34	22	know very little about and I struggle with.	10:50:36
23	<b>Q. And what does that stand for?</b>	10:47:40	23	<b>Q. Would you say they are excellent with</b>	10:50:39
24	A. I don't know. I can tell you what it	10:47:42	24	<b>respect to graphics?</b>	10:50:41
25	pertains to.	10:47:45	25	A. I'm not -- back to my own definition of	10:50:43
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	excellent I'm not among the best.	10:50:48	1	<b>with Frank Diaz?</b>	10:53:29
2	<b>Q. In the world.</b>	10:50:49	2	A. I had one while - I think it was within	10:53:29
3	A. In the world, in the country. And to	10:50:49	3	the first month after I was served the summons.	10:53:37
4	farther add detail to my definition, I would	10:50:53	4	<b>Q. Was Frank still working at OTOY at the</b>	10:53:42
5	consider excellent to be someone who regularly	10:50:57	5	<b>time?</b>	10:53:46
6	published papers and was continually leading the	10:51:01	6	A. I think so.	10:53:46
7	medium and discovering new things and sharing them	10:51:05	7	<b>Q. Do you remember what you talked about on</b>	10:53:47
8	with others. I don't think I've made any	10:51:09	8	<b>that phone call?</b>	10:53:53
9	discoveries of my own.	10:51:11	9	A. We talked about the lawsuit.	10:53:54
10	Oh, let me amend that. Recurrent network	10:51:17	10	<b>Q. Anything more specific than that?</b>	10:54:01
11	on GPU; there is a discovery of my own. So at the	10:51:22	11	A. He told me that OTOY that -- I think he	10:54:03
12	time I published it there were several other GPU	10:51:25	12	said, I forget who he said was talking about it but	10:54:09
13	neural network papers, not necessarily recurrent	10:51:29	13	he was telling me that some of the managers,	10:54:13
14	neural networks.	10:51:32	14	probably Jules or Alissa were telling other	10:54:16
15	<b>Q. Well, now you said you did publish it.</b>	10:51:32	15	employees at OTOY that they were suing me because I	10:54:20
16	A. Sorry. Sorry. I didn't publish it. I'm	10:51:34	16	left.	10:54:23
17	sorry. I apologize for using that term.	10:51:37	17	<b>Q. What did Frank tell you that they said?</b>	10:54:25
18	At the time that I wrote the thesis and	10:51:40	18	A. He told me that. What more did you want	10:54:27
19	presented it to my professor.	10:51:42	19	to know?	10:54:35
20	<b>Q. So you discovered the network but as far as</b>	10:51:45	20	<b>Q. I want to know what Frank told you.</b>	10:54:36
21	<b>you know that was the only discovery you've made in</b>	10:51:52	21	A. That's what he told me.	10:54:38
22	<b>the area of computer graphics programming?</b>	10:51:55	22	<b>Q. Just that some OTOY managers were talking</b>	10:54:39
23	A. Yes.	10:51:58	23	<b>about the lawsuit?</b>	10:54:42
24	<b>Q. Let me back up a minute. When you're</b>	10:51:59	24	A. He probably told me which managers and he	10:54:43
25	<b>preparing for your deposition today did you talk to</b>	10:52:06	25	probably told me which employee.	10:54:45
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1	<b>Frank Diaz about this case?</b>	10:52:09	1	<b>Q. I don't want you to speculate. I want you</b>	10:54:47
2	A. Not -- well, I did talk to Frank but it	10:52:10	2	<b>to tell me what you recall him telling you.</b>	10:54:49
3	was -- I forget the last time I talked to him. It	10:52:15	3	A. I don't recall which managers or which	10:54:51
4	was weeks ago, possibly only weeks at the earliest.	10:52:20	4	employee.	10:54:53
5	But I didn't talk about -- to my memory I didn't	10:52:29	5	<b>Q. And you don't recall what he told you they</b>	10:54:55
6	talk about the deposition.	10:52:33	6	<b>said about the lawsuit?</b>	10:54:55
7	<b>Q. But you talked about the lawsuit?</b>	10:52:34	7	A. That they were suing me for quitting.	10:54:57
8	A. Yeah.	10:52:36	8	<b>Q. And what did you say in response?</b>	10:55:04
9	<b>Q. What did you tell him?</b>	10:52:37	9	A. I don't remember.	10:55:06
10	A. I can't remember except how unfair it was	10:52:37	10	<b>Q. Did you have any reaction?</b>	10:55:11
11	that OTOY is suing me and... I can't remember what	10:52:41	11	A. Yes, I was angry. I don't remember -- I	10:55:13
12	we talked about.	10:52:51	12	remember we were both aware of the lawsuit. I	10:55:21
13	<b>Q. You talked to him on the telephone? Did</b>	10:52:51	13	don't remember who brought it up first.	10:55:29
14	<b>you talk to him in person?</b>	10:52:52	14	It sounded like you thought that he	10:55:32
15	A. I believe we chatted on Facebook.	10:52:54	15	initiated the topic to me but I don't remember	10:55:37
16	<b>Q. Using the Facebook chat feature?</b>	10:53:02	16	who --	10:55:38
17	A. Yes.	10:53:07	17	<b>Q. It's you telling me. You're testifying.</b>	10:55:39
18	<b>Q. Do you have a record of those chats?</b>	10:53:07	18	A. Yeah. But this is -- my memory is very	10:55:41
19	A. Yup.	10:53:13	19	hazy at the time.	10:55:44
20	<b>Q. And are those chats part of this disk that</b>	10:53:14	20	<b>Q. When was this conversation?</b>	10:55:45
21	<b>you produced to me?</b>	10:53:18	21	A. It was, like I said, within the first	10:55:48
22	A. Yup.	10:53:19	22	month after I got served the summons.	10:55:51
23	<b>Q. They are saved on there?</b>	10:53:19	23	<b>Q. So approximately June or July of 2011?</b>	10:55:53
24	A. Yes.	10:53:20	24	A. Yeah.	10:55:56
25	<b>Q. Did you have any telephone conversations</b>	10:53:21	25	<b>Q. And he called you or you called him?</b>	10:55:57
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**Atkinson-Baker, Inc.**

**1-800-288-3376**

**A50A5CB**  
**CHRISTOPHER MOORE NOVEMBER 9, 2011**

1	A. He called me.	10:56:00	1	<b>wall regarding the lawsuit?</b>	10:58:12
2	<b>Q. And he called you to tell you that people</b>	10:56:01	2	A. I don't remember -- in fact, I don't think	10:58:18
3	<b>at the office were talking about the lawsuit?</b>	10:56:03	3	he posted on my wall regarding the lawsuit but I'm	10:58:22
4	A. I don't remember what his intention of	10:56:08	4	pretty confident that we had -- that I would make a	10:58:25
5	calling me was but that came up during the	10:56:11	5	post about the lawsuit and that he would comment	10:58:28
6	conversation. I think it was the predominant topic	10:56:14	6	and we would exchange a comment or two.	10:58:30
7	of the conversation.	10:56:17	7	<b>Q. So you would post about the lawsuit and</b>	10:58:33
8	<b>Q. But you don't remember the details of what</b>	10:56:17	8	<b>Frank would comment about something completely</b>	10:58:36
9	<b>you said to him?</b>	10:56:20	9	<b>irrelevant?</b>	10:58:38
10	A. No.	10:56:20	10	A. No. He would comment about the lawsuit.	10:58:38
11	<b>Q. And you don't remember what you said to</b>	10:56:20	11	<b>Q. So Frank did comment about the lawsuit on</b>	10:58:40
12	<b>him?</b>	10:56:22	12	<b>your Facebook wall?</b>	10:58:42
13	A. No.	10:56:22	13	A. Well, to dissect the dynamics of Facebook,	10:58:43
14	<b>Q. Did you try to -- did you tell him that he</b>	10:56:23	14	to clarify terms here, one can initiate a post on	10:58:48
15	<b>should leave OTOY?</b>	10:56:26	15	another person's wall and one can add a comment to	10:58:52
16	A. Did I tell him that he should leave OTOY?	10:56:27	16	a post.	10:58:54
17	I don't know if I told him to leave OTOY. I	10:56:37	17	<b>Q. Let's back up. You initiated a post on</b>	10:58:56
18	believe I -- you know, I probably did but I don't	10:56:41	18	<b>your Facebook wall -- let me finish the question</b>	10:59:01
19	remember if I did or not.	10:56:48	19	<b>before you answer.</b>	10:59:04
20	<b>Q. You told Frank to leave OTOY during that</b>	10:56:50	20	A. I'm not answering.	10:59:04
21	<b>phone conversation?</b>	10:56:53	21	<b>Q. You initiated a post on your Facebook wall</b>	10:59:05
22	A. Like I said, I don't remember.	10:56:54	22	<b>about the lawsuit. Correct?</b>	10:59:08
23	<b>Q. You said you probably told him to leave.</b>	10:56:56	23	A. Yes.	10:59:09
24	A. Yeah. I probably did but I cannot say for	10:56:58	24	<b>Q. In response to that post about the lawsuit,</b>	10:59:09
25	certain that I did.	10:57:02	25	<b>Frank posted a comment on your Facebook wall</b>	10:59:15
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1	<b>Q. But you probably told Frank that he should</b>	10:57:03	1	<b>regarding the lawsuit. Is that also correct?</b>	10:59:18
2	<b>leave OTOY during that phone conversation?</b>	10:57:05	2	A. Back to the clarification. He posted the	10:59:20
3	A. Sure.	10:57:07	3	comment on the post that I posted to my wall.	10:59:25
4	<b>Q. That's yes.</b>	10:57:08	4	<b>Q. Frank commented on your Facebook wall.</b>	10:59:32
5	A. Yes.	10:57:10	5	<b>Correct?</b>	10:59:37
6	<b>Q. Did you have any subsequent phone</b>	10:57:10	6	A. This goes back to the semantic dissection.	10:59:37
7	<b>conversations with Frank Diaz?</b>	10:57:25	7	<b>Q. I'm not going to argue that.</b>	10:59:50
8	A. Not that I recall.	10:57:27	8	A. Put a comment that did get on the wall.	10:59:52
9	<b>Q. Did you have any subsequent online</b>	10:57:30	9	<b>Q. Let me back up. Let me break this down for</b>	10:59:57
10	<b>communications with Frank Diaz after that phone</b>	10:57:35	10	<b>you.</b>	10:59:58
11	<b>call?</b>	10:57:37	11	A. Okay.	10:59:59
12	A. The one that I told you about that's on	10:57:37	12	<b>Q. You testified that you, Christopher Moore,</b>	10:59:59
13	there.	10:57:39	13	<b>posted a comment, initiated a post on your own</b>	11:00:05
14	<b>Q. Just one?</b>	10:57:40	14	<b>Facebook wall regarding the lawsuit that OTOY filed</b>	11:00:10
15	A. That I can recall, yes.	10:57:41	15	<b>against you. Correct?</b>	11:00:13
16	<b>Q. Did you ever post messages to Frank's</b>	10:57:42	16	A. Yes.	11:00:13
17	<b>Facebook wall?</b>	10:57:46	17	<b>Q. That post is available for anyone who has</b>	11:00:14
18	A. I don't think I posted to Frank's wall. I	10:57:48	18	<b>access to your profile page to read. Correct?</b>	11:00:22
19	don't think I posted to anyone else's wall in	10:57:52	19	A. Yes.	11:00:25
20	regards to the trial. I only posted to my own.	10:57:55	20	<b>Q. Frank Diaz is one of the users of Facebook</b>	11:00:25
21	Frank probably commented on them. In fact, we	10:57:57	21	<b>that had access to your profile page. Correct?</b>	11:00:31
22	might have exchanged comments in regards to posts	10:58:00	22	A. Yes.	11:00:34
23	and you probably consider that a conversation so	10:58:04	23	<b>Q. Frank Diaz had the ability to read that</b>	11:00:34
24	there you go.	10:58:07	24	<b>post that you initiated on your Facebook wall.</b>	11:00:37
25	<b>Q. So Frank posted a comment on your Facebook</b>	10:58:07	25	<b>Correct?</b>	11:00:40
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1	A. Yes.	11:00:40	1	<b>also include some of the summer jobs you had.</b>	11:03:12
2	<b>Q. Frank Diaz posted his own comment within</b>	11:00:41	2	A. Oh, sorry. NASA internship, yeah.	11:03:15
3	<b>the post that you initiated on your Facebook wall.</b>	11:00:46	3	<b>Q. And even prior to NASA, do you recall</b>	11:03:18
4	<b>Correct?</b>	11:00:49	4	<b>working at Trout Creek Bible Camp?</b>	11:03:21
5	A. Yes. That's the semantic clarification.	11:00:49	5	A. Oh, yeah.	11:03:24
6	<b>Q. And Frank's post within your post that you</b>	11:00:52	6	<b>Q. That was one of your favorite jobs ever,</b>	11:03:31
7	<b>initiated had to do with the OTOY lawsuit.</b>	11:00:55	7	<b>wasn't it?</b>	11:03:34
8	<b>Correct?</b>	11:00:59	8	A. If I do recall, yup.	11:03:34
9	A. Yes.	11:00:59	9	<b>Q. And you took photographs of the campers?</b>	11:03:39
10	<b>Q. What did Frank write on your Facebook wall?</b>	11:00:59	10	A. Um-hum.	11:03:44
11	A. I don't remember that. It probably	11:01:04	11	<b>Q. Is that a yes?</b>	11:03:45
12	pertained to how unfair my situation was, how he	11:01:07	12	A. Yes.	11:03:45
13	couldn't believe that OTOY was doing this to me.	11:01:10	13	<b>Q. And what would you do with those</b>	11:03:46
14	Yeah, I can't remember what else.	11:01:13	14	<b>photographs?</b>	11:03:51
15	<b>Q. And would that post and comment be included</b>	11:01:14	15	A. Process them, crop them and adjust the	11:03:51
16	<b>on the disk that you provided to me this morning?</b>	11:01:19	16	lighting, post them to the website for the parents	11:03:57
17	A. Yes.	11:01:21	17	to see.	11:04:01
18	<b>Q. Thank you. Do you recall if in response to</b>	11:01:21	18	<b>Q. Did you manage the Bible Creek's website?</b>	11:04:01
19	<b>the comment that Frank posted within your initial</b>	11:01:30	19	A. I didn't.	11:04:04
20	<b>post if you then commented on Frank's comment?</b>	11:01:33	20	Let me explain the computer aspect of what	11:04:06
21	A. I believe I did.	11:01:38	21	I did there. A friend of mine managed the website.	11:04:09
22	<b>Q. And what did you write in response to</b>	11:01:39	22	<b>Q. Who was that?</b>	11:04:14
23	<b>Frank's comment?</b>	11:01:43	23	A. Jeremy Michaelson. And he asked me to	11:04:14
24	A. I don't remember but it was probably	11:01:43	24	contribute to it so I developed some things for him	11:04:23
25	affirming whatever he wrote.	11:01:45	25	but I do not -- oh, wait. One, possibly two,	11:04:26
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1	<b>Q. Did you tell Frank via Facebook that he</b>	11:01:47	1	things that I can remember developing were added to	11:04:31
2	<b>should leave OTOY?</b>	11:01:51	2	it but nothing significant.	11:04:35
3	A. I don't remember doing that.	11:01:52	3	<b>Q. So you're saying you added, you contributed</b>	11:04:40
4	<b>Q. Would it surprise you to learn that in fact</b>	11:01:55	4	<b>two things to the website. What do you mean by</b>	11:04:44
5	<b>you did write on your Facebook wall: Frank, you</b>	11:02:00	5	<b>things?</b>	11:04:46
6	<b>should leave OTOY? Or words to that affect.</b>	11:02:04	6	A. Well, like - and it's probably since been	11:04:46
7	A. Wouldn't surprise me at all.	11:02:06	7	changed because I'm not the best web programmer --	11:04:50
8	<b>Q. In fact, that's exactly what you told</b>	11:02:08	8	in fact, I just remember another language you can	11:04:55
9	<b>Frank, isn't it?</b>	11:02:17	9	add to the list.	11:04:58
10	A. If you're saying so, I don't --	11:02:18	10	<b>Q. Please.</b>	11:04:59
11	<b>Q. I need you to testify, Christopher.</b>	11:02:21	11	A. PHP.	11:04:59
12	A. But I don't remember.	11:02:22	12	<b>Q. So that's 11 languages that you were fluent</b>	11:05:05
13	<b>Q. You previously testified that you</b>	11:02:28	13	<b>with, were fluent in and possibly still are</b>	11:05:09
14	<b>communicated to Frank over the telephone that he</b>	11:02:30	14	<b>proficient in. I want to take out the word</b>	11:05:13
15	<b>should leave OTOY, I'm asking now if you also told</b>	11:02:32	15	<b>possibly. Let me restate that.</b>	11:05:16
16	<b>him that over Facebook?</b>	11:02:35	16	<b>You're proficient in computer languages.</b>	11:05:19
17	A. Like I said, I don't remember the details.	11:02:36	17	<b>Correct?</b>	11:05:22
18	<b>Q. Okay. We can come back to that.</b>	11:02:39	18	A. Are or have been?	11:05:22
19	<b>Let's go back to your employment history.</b>	11:02:42	19	<b>Q. Are.</b>	11:05:23
20	<b>After splitting your time between the professor and</b>	11:02:47	20	A. Well, we've already talked about this.	11:05:24
21	<b>that institute, the Northwest Alliance Institute,</b>	11:02:55	21	<b>Q. Proficient, not fluent. Proficient in 11</b>	11:05:26
22	<b>what is the next position that you can remember?</b>	11:02:58	22	<b>computer languages. Correct?</b>	11:05:30
23	A. After splitting with them I got a full	11:03:02	23	A. I don't think we clarified this.	11:05:31
24	time job at Rogue Wave Software.	11:03:06	24	Proficient and fluent are different. Some of those	11:05:33
25	<b>Q. Let's back up a little bit. I want you to</b>	11:03:09	25	languages I haven't used in so long I probably	11:05:36
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	could not program in them with this pen and paper	11:05:39	1	fourth grade.	11:08:12
2	without any access to outside resources.	11:05:44	2	<b>Q. All boys?</b>	11:08:13
3	<b>Q. Are you proficient in a half-dozen computer</b>	11:05:49	3	A. Yup.	11:08:19
4	<b>languages?</b>	11:05:54	4	<b>Q. And were there other young adults similar</b>	11:08:23
5	A. Probably a half-dozen I could write code	11:05:56	5	<b>age to you that worked as camp counselors alongside</b>	11:08:28
6	without any reference. I don't -- honestly, I	11:06:00	6	<b>you?</b>	11:08:32
7	don't know that I very often program without	11:06:04	7	A. Yes. I was a little on the older side.	11:08:33
8	manuals or references.	11:06:09	8	There were some older than me, for the most part	11:08:38
9	<b>Q. My understanding is that most programmers</b>	11:06:11	9	younger than me. Most of the older staff took up I	11:08:42
10	<b>program with reference to manuals. Isn't that</b>	11:06:14	10	want to say auxiliary or utility jobs like the	11:08:52
11	<b>correct?</b>	11:06:16	11	media or photography or video or what not.	11:08:55
12	A. Yes.	11:06:16	12	Website.	11:08:57
13	<b>Q. So you can still be proficient in a</b>	11:06:17	13	<b>Q. And there were both male and female</b>	11:08:58
14	<b>computer language if you use a reference material.</b>	11:06:19	14	<b>counselors?</b>	11:09:02
15	<b>Correct?</b>	11:06:21	15	A. Yes.	11:09:03
16	A. Yes.	11:06:21	16	<b>Q. Is it fair to say that there was a lot of</b>	11:09:03
17	<b>Q. Back to your Trout Creek Bible Camp; you</b>	11:06:25	17	<b>drama that summer among the camp counselors?</b>	11:09:09
18	<b>were you saying you contributed two things and you</b>	11:06:28	18	A. I only worked one summer so I can't tell	11:09:15
19	<b>were in the middle of telling me what those things</b>	11:06:30	19	you --	11:09:17
20	<b>were.</b>	11:06:32	20	<b>Q. That summer that you worked, is it fair to</b>	11:09:17
21	A. Okay. One was the website had a main	11:06:32	21	<b>say that there was a lot of drama among the</b>	11:09:20
22	column, it had a menu on one side and had an image	11:06:38	22	<b>counselors?</b>	11:09:23
23	on the other, and I added the feature that allowed	11:06:42	23	A. Relative to?	11:09:23
24	the image to fade between different images as you	11:06:48	24	<b>Q. I'm asking you is that a fair statement?</b>	11:09:28
25	were viewing the site.	11:06:52	25	A. From what I've gathered from other	11:09:30
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1	<b>Q. Okay.</b>	11:06:53	1	counselors it's -- drama is a typical thing.	11:09:33
2	A. That was one. The other feature was I	11:06:54	2	<b>Q. You enjoyed the drama, did you not?</b>	11:09:38
3	believe I added the feature to make the menus	11:06:58	3	A. What drama are you talking about?	11:09:41
4	expand and contract on the side.	11:07:02	4	<b>Q. The drama between the camp counselors.</b>	11:09:43
5	<b>Q. Okay.</b>	11:07:04	5	A. No. Whatever drama -- sorry. Sorry.	11:09:46
6	A. This was all - I want to say it was six	11:07:05	6	What do you mean by drama?	11:09:50
7	years ago.	11:07:08	7	<b>Q. Were there a lot of relationships between</b>	11:09:52
8	<b>Q. 2005?</b>	11:07:08	8	<b>the male counselors and the female counselors?</b>	11:09:56
9	A. Yes, I think.	11:07:09	9	<b>Were there arguments and controversies and drama in</b>	11:10:01
10	<b>Q. So at that time you were 22?</b>	11:07:13	10	<b>the colloquial sense? I think it's a word that</b>	11:10:08
11	A. Sounds right.	11:07:22	11	<b>you've used before.</b>	11:10:10
12	<b>Q. What's your birthday?</b>	11:07:22	12	A. Probably. Looking back I don't think I	11:10:11
13	A. January 18.	11:07:26	13	enjoyed it.	11:10:17
14	<b>Q. And what year?</b>	11:07:27	14	<b>Q. No? You don't recall telling people at</b>	11:10:18
15	A. 1983.	11:07:29	15	<b>OTOY that you loved the drama?</b>	11:10:21
16	<b>Q. Where were you born?</b>	11:07:30	16	A. If I used that phrase I might have been	11:10:25
17	A. Excuse me?	11:07:36	17	joking. I don't recall using the phrase.	11:10:28
18	<b>Q. Where?</b>	11:07:37	18	<b>Q. Is it fair to say that you did enjoy the</b>	11:10:34
19	A. The hospital was in Portland, Oregon.	11:07:38	19	<b>drama?</b>	11:10:37
20	<b>Q. Were you also a camp counselor at Trout</b>	11:07:50	20	A. No.	11:10:39
21	<b>Creek Bible Camp?</b>	11:07:55	21	<b>Q. No?</b>	11:10:41
22	A. Over the last either one or two weeks.	11:07:57	22	A. It was stressful.	11:10:42
23	<b>Q. And how old were your campers that you were</b>	11:08:02	23	<b>Q. Stressful? A camp counselor job is</b>	11:10:43
24	<b>in charge of as their counselor?</b>	11:08:04	24	<b>stressful?</b>	11:10:46
25	A. I don't remember but I'm guessing third or	11:08:06	25	A. No. The photography isn't a fun job, but	11:10:47
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**A50A5CB**  
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1	drama is stressful.	11:10:51	1	<b>So far all I have is she invited you to a church</b>	11:13:17
2	<b>Q. And were you in the middle of the</b>	11:10:52	2	<b>and gave you rides to your aunt and uncle's house.</b>	11:13:20
3	<b>quote/unquote drama that summer?</b>	11:10:54	3	A. Um-hum.	11:13:22
4	A. I had a little bit of drama.	11:10:57	4	<b>Q. So then where does the incident come into</b>	11:13:23
5	<b>Q. Why don't you tell me about that little bit</b>	11:10:58	5	<b>play?</b>	11:13:25
6	<b>of drama.</b>	11:11:00	6	A. After the second time I showed up she	11:13:27
7	A. One of the girls there invited me to	11:11:00	7	wasn't interested in associating with me there.	11:13:30
8	church. Ended up she would give me a ride, once or	11:11:06	8	<b>Q. Second time you showed up at this church?</b>	11:13:34
9	twice gave me rides to the weekend here to my Aunt	11:11:13	9	A. Yes.	11:13:36
10	Janet's. The Trout Creek Bible Camp is a few miles	11:11:19	10	<b>Q. That you don't recall the name of.</b>	11:13:37
11	down I-84 so it's not too far away. And --	11:11:22	11	A. Yes.	11:13:38
12	<b>Q. This girl that invited you to church and</b>	11:11:27	12	<b>Q. And it's in Portland?</b>	11:13:39
13	<b>would give you rides, she was another counselor of</b>	11:11:30	13	A. Yes.	11:13:40
14	<b>yours?</b>	11:11:32	14	<b>Q. So you showed up two times. You thought</b>	11:13:40
15	A. Yes.	11:11:33	15	<b>that this girl was interested in you?</b>	11:13:47
16	<b>Q. What was her name?</b>	11:11:33	16	A. Yes.	11:13:48
17	A. I don't remember. Marlene, I think.	11:11:34	17	<b>Q. Meaning that she liked you and she maybe</b>	11:13:49
18	<b>Q. Marlene what?</b>	11:11:42	18	<b>wanted to be your girlfriend?</b>	11:13:51
19	A. I don't remember.	11:11:43	19	A. Yes.	11:13:52
20	<b>Q. You don't remember her last name?</b>	11:11:48	20	<b>Q. And you felt that she presented herself as</b>	11:13:53
21	A. It began with a W. William or Wilson.	11:11:50	21	<b>being interested in you to the point where she's</b>	11:13:58
22	Something like that.	11:11:59	22	<b>inviting you to social functions at her church.</b>	11:14:03
23	<b>Q. How old was she?</b>	11:12:04	23	<b>Correct?</b>	11:14:06
24	A. I don't know.	11:12:06	24	A. Yes.	11:14:06
25	<b>Q. You don't remember how old she was when you</b>	11:12:08	25	<b>Q. And you showed up at the church the first</b>	11:14:06
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1	<b>were working with her?</b>	11:12:10	1	<b>time, she was receptive to you?</b>	11:14:09
2	A. I probably knew at the time.	11:12:11	2	A. I don't even remember that. She might not	11:14:11
3	<b>Q. Was she older than you or younger than you?</b>	11:12:13	3	have been. I might have been a little thick.	11:14:13
4	A. I think she was older than me.	11:12:17	4	<b>Q. And what do you mean by being a little</b>	11:14:17
5	<b>Q. You think she was older?</b>	11:12:18	5	<b>thick?</b>	11:14:19
6	A. But I don't remember.	11:12:20	6	A. I mean if -- I remember, I remember	11:14:19
7	<b>Q. But you said older, you think?</b>	11:12:20	7	greeting her the first time. She might have been	11:14:24
8	A. I think.	11:12:23	8	not nearly associating with me the first time. We	11:14:30
9	<b>Q. And Marlene William or Wilson, you said she</b>	11:12:23	9	might not have had a conversation and I might not	11:14:35
10	<b>invited you to church. Was there a church</b>	11:12:33	10	have been socially aware enough to realize that	11:14:40
11	<b>affiliated with the bible camp?</b>	11:12:36	11	even though she was giving me rides into Portland	11:14:44
12	A. I don't know. It wasn't that church.	11:12:38	12	she didn't want to be around me.	11:14:47
13	<b>Q. So tell me why she invited you.</b>	11:12:40	13	<b>Q. So maybe - you're saying you may have</b>	11:14:49
14	A. I don't remember.	11:12:43	14	<b>misinterpreted her signals or --</b>	11:14:52
15	<b>Q. You don't remember?</b>	11:12:44	15	A. In part. She invited me to begin with and	11:14:55
16	A. It was seven years ago. Six. I'm sorry.	11:12:45	16	I --	11:14:59
17	<b>Q. You don't remember even telling your</b>	11:12:51	17	<b>Q. You may have seen that for something that</b>	11:15:00
18	<b>co-workers at OTOY about Marlene inviting you to a</b>	11:12:53	18	<b>it wasn't.</b>	11:15:03
19	<b>church? And that was only six months ago.</b>	11:12:58	19	A. Possibly.	11:15:05
20	A. I probably don't remember.	11:13:01	20	<b>Q. So you thought she was interested in you</b>	11:15:08
21	<b>Q. Probably don't remember?</b>	11:13:04	21	<b>and it turns out that she was not interested in</b>	11:15:11
22	A. Sorry. Sorry. I don't remember telling	11:13:05	22	<b>you. Is that correct?</b>	11:15:13
23	them about this incident. I probably didn't tell	11:13:10	23	A. Sure. Yes.	11:15:14
24	them about this incident.	11:13:14	24	<b>Q. And what happened at the second time that</b>	11:15:17
25	<b>Q. Well, let's go back to the incident then.</b>	11:13:15	25	<b>you showed up at the church?</b>	11:15:20
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**A50A5CB**  
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1	A. Nothing. She didn't associate with me so	11:15:21	1	A. I don't talk with him that much.	11:17:38
2	I left and then walked out.	11:15:24	2	<b>Q. Is he one of your Facebook friends?</b>	11:17:40
3	<b>Q. She ignored you?</b>	11:15:25	3	A. I think so. He might not have a Facebook	11:17:43
4	A. I can't tell you if she ignored me or if	11:15:26	4	page, but I think he does and if he does I'm sure	11:17:46
5	she didn't notice me there.	11:15:30	5	we're friends.	11:17:49
6	<b>Q. You didn't speak with her?</b>	11:15:31	6	<b>Q. Are you Facebook friends with Marlene?</b>	11:17:49
7	A. I didn't speak with her.	11:15:33	7	A. No.	11:17:51
8	<b>Q. Did you try to speak with her?</b>	11:15:34	8	<b>Q. Have you spoken to Marlene since that</b>	11:17:51
9	A. I don't remember that. I might not have.	11:15:35	9	<b>summer in 2005?</b>	11:17:53
10	I don't remember.	11:15:38	10	A. No.	11:17:54
11	<b>Q. So you left. And did you speak to her</b>	11:15:38	11	<b>Q. Have you had any contact with her either</b>	11:17:54
12	<b>after that and say hey, Marlene. Right?</b>	11:15:42	12	<b>verbal or written communication with Marlene?</b>	11:17:59
13	A. Yeah.	11:15:46	13	A. No.	11:18:01
14	<b>Q. Marlene, what's going on, you invited me to</b>	11:15:46	14	<b>Q. So that was the Bible camp.</b>	11:18:02
15	<b>your church and then you don't even talk to me?</b>	11:15:51	15	MR. BRETTLER: How are we on time with the	11:18:10
16	A. I don't remember confronting her about it.	11:15:54	16	video tape?	11:18:12
17	I believe I realized that it was potentially	11:15:55	17	I'd like to take a short five-minute break	11:18:17
18	getting in the way with our work which was our	11:16:01	18	if we can go off the record.	11:18:20
19	priority and I do remember avoiding her a lot after	11:16:04	19	(Recess is taken, 11:18 to 11:25 a.m.)	11:18:22
20	that.	11:16:09	20	BY MR. BRETTLER:	11:18:22
21	<b>Q. Was she a member of this church?</b>	11:16:16	21	<b>Q. We left off back in the summer of 2005 when</b>	11:25:20
22	A. Yes.	11:16:22	22	<b>you were working at the Bible camp. After that</b>	11:25:24
23	<b>Q. Was her family a member of the church?</b>	11:16:22	23	<b>position what is the next job that you can</b>	11:25:32
24	A. As far as I remember.	11:16:26	24	<b>remember?</b>	11:25:35
25	<b>Q. You were not a member of the church?</b>	11:16:28	25	A. Well, the summer jobs were, I believe they	11:25:35
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1	A. No.	11:16:30	1	were intermediate between working at NACSE and with	11:25:40
2	<b>Q. Did you ever try to become a member of the</b>	11:16:32	2	Dr. Metoyer. I believe I would work with them,	11:25:46
3	<b>church?</b>	11:16:34	3	NACSE and Dr. Metoyer, during the three-month or	11:25:50
4	A. How would one become a member of a church?	11:16:35	4	three semesters of the regular school year and then	11:25:53
5	<b>Q. I don't know. You pay money?</b>	11:16:38	5	during the summer semester I would do the work with	11:25:57
6	A. I didn't pay any money to the church. I	11:16:40	6	Trout Creek Bible Camp and then I did the work with	11:26:01
7	don't remember paying money. It was a single two	11:16:43	7	NASA.	11:26:06
8	weekends of six years ago so my memory is very	11:16:47	8	<b>Q. That one summer of 2005 was the only time</b>	11:26:06
9	fuzzy.	11:16:47	9	<b>you worked at Trout Creek Bible Camp?</b>	11:26:08
10	<b>Q. So after that, after she spurned your</b>	11:16:52	10	A. Yes.	11:26:11
11	<b>advances or showed you that she wasn't interested,</b>	11:16:56	11	<b>Q. How did you find that camp? How did you</b>	11:26:12
12	<b>you avoided her after that?</b>	11:16:59	12	<b>wind up working there?</b>	11:26:14
13	A. Yes.	11:17:00	13	A. Jeremy Michaelson, who told me about it,	11:26:15
14	<b>Q. And did people at the camp, other</b>	11:17:01	14	suggested I apply. He had worked there before and	11:26:19
15	<b>counselors, talk about the fact that, you know,</b>	11:17:04	15	I was old high school friends with him or even	11:26:22
16	<b>there was maybe some relationship between the two</b>	11:17:07	16	grade school friends with him.	11:26:26
17	<b>of you and things were getting weird?</b>	11:17:09	17	<b>Q. You're a fairly religious person?</b>	11:26:27
18	A. Oh, I went to my friend Jeremy for advice	11:17:11	18	A. That's another semantic word I guess you	11:26:29
19	throughout the matter before and after we ever went	11:17:14	19	could say.	11:26:32
20	to church together.	11:17:19	20	<b>Q. Are you a religious person?</b>	11:26:32
21	<b>Q. What did Jeremy advise you?</b>	11:17:20	21	A. What do you mean by religious?	11:26:34
22	A. I don't remember all the advice he gave.	11:17:22	22	<b>Q. Do you believe in religion?</b>	11:26:35
23	I honestly don't remember any of the advice he	11:17:32	23	A. What do you mean by religion? If you mean	11:26:37
24	gave.	11:17:34	24	like... This really enters into semantics, but I	11:26:40
25	<b>Q. Are you still friends with Jeremy?</b>	11:17:36	25	believe that interacting with God is more on the	11:26:51
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**A50A5CB**  
**CHRISTOPHER MOORE NOVEMBER 9, 2011**

1	issue of relationship than on the issue of a	11:26:59	1	<b>Q. So that would have been April of 2011?</b>	11:29:28
2	personal level rather than through daily or yearly	11:27:02	2	A. Yeah, I guess.	11:29:33
3	routines.	11:27:06	3	<b>Q. I don't know when Easter was this past</b>	11:29:36
4	<b>Q. Are you affiliated with any formal</b>	11:27:07	4	<b>year.</b>	11:29:38
5	<b>religion?</b>	11:27:11	5	A. I don't remember either.	11:29:38
6	A. I think I would best be classified as a	11:27:12	6	<b>Q. Was that the only time you went to Agape</b>	11:29:38
7	nondenominational Christian.	11:27:16	7	<b>church?</b>	11:29:46
8	<b>Q. Were you raised any one religion?</b>	11:27:18	8	A. Yes.	11:29:48
9	A. Catholic.	11:27:25	9	<b>Q. Did you have any preconceived notions about</b>	11:29:48
10	<b>Q. Are your parents practicing Catholics?</b>	11:27:26	10	<b>Agape church before you went there?</b>	11:30:04
11	A. Yes, my mom is. My dad might not be. I	11:27:33	11	A. Well, I visited my cousins for	11:30:06
12	just remembered, he was raised Episcopal.	11:27:45	12	Thanksgiving and her partner was telling me about	11:30:13
13	<b>Q. Did you go to church regularly as a youth?</b>	11:27:52	13	Agape and that I should check it out.	11:30:18
14	A. Yes.	11:27:56	14	<b>Q. Are these the same cousins that you stayed</b>	11:30:20
15	<b>Q. Weekly?</b>	11:27:57	15	<b>with last night?</b>	11:30:23
16	A. Yup.	11:27:58	16	A. No.	11:30:24
17	<b>Q. More than weekly?</b>	11:27:59	17	<b>Q. Who are these people?</b>	11:30:24
18	A. No.	11:28:00	18	A. This is my cousin Courtney Moore in San	11:30:25
19	<b>Q. Just every Sunday?</b>	11:28:01	19	Francisco.	11:30:34
20	A. Yes.	11:28:03	20	<b>Q. And her partner?</b>	11:30:34
21	<b>Q. Do you still go to church?</b>	11:28:03	21	A. Is Candice Coombs.	11:30:35
22	A. No. Haven't in a few months or years	11:28:05	22	<b>Q. By "partner" do you mean girlfriend?</b>	11:30:42
23	actually. Yeah, I haven't since I was back in	11:28:10	23	A. Yes.	11:30:44
24	Australia a year and a half ago.	11:28:18	24	<b>Q. And Candice Coombs suggested that you</b>	11:30:44
25	<b>Q. You haven't been to any churches since</b>	11:28:22	25	<b>should check out Agape church in Los Angeles?</b>	11:30:50

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1	<b>Australia?</b>	11:28:25	1	A. Yes.	11:30:53
2	A. I did go to - I think I visited some	11:28:25	2	<b>Q. And did you have any preconceived notions</b>	11:30:53
3	friends in Walla Walla and I went to church -- I	11:28:31	3	<b>about Agape church before you went there?</b>	11:30:58
4	went to church with those friends.	11:28:35	4	A. No.	11:31:00
5	<b>Q. Did you ever go to a church service while</b>	11:28:39	5	<b>Q. So what did Candice tell you about Agape</b>	11:31:01
6	<b>you were living in Los Angeles?</b>	11:28:44	6	<b>church?</b>	11:31:04
7	A. No.	11:28:47	7	A. That it was on Oprah and that the choir	11:31:04
8	<b>Q. Did you ever go to any religious services</b>	11:28:53	8	was famous.	11:31:07
9	<b>while you were living in Los Angeles?</b>	11:28:55	9	<b>Q. Do you like choir music?</b>	11:31:08
10	A. Oh, sorry. In fact -- sorry. Sorry.	11:28:57	10	A. Not necessarily.	11:31:10
11	Sorry. I went to Agape church which I don't think	11:28:59	11	<b>Q. Why did you decide to go?</b>	11:31:11
12	would be classified as a Christian church and	11:29:03	12	A. Alissa asked me a few times and I had	11:31:13
13	that's why I didn't answer it --	11:29:06	13	nothing to do Easter Sunday so I accepted.	11:31:18
14	<b>Q. I didn't ask you Christian church. I asked</b>	11:29:07	14	<b>Q. Let's go back in time a little bit. Why</b>	11:31:20
15	<b>you any church.</b>	11:29:10	15	<b>don't you tell me after -- let put to bed the</b>	11:31:33
16	A. I'm sorry. My mind blanked out for a	11:29:10	16	<b>Northwest Alliance and your work for the professor.</b>	11:31:38
17	moment.	11:29:14	17	<b>And then the summer after working at Northwest</b>	11:31:41
18	<b>Q. So you went to Agape church in Los Angeles?</b>	11:29:14	18	<b>Alliance in 2006 I assume you went back to work for</b>	11:31:45
19	A. Yes.	11:29:16	19	<b>the professor during the school year; is that</b>	11:31:50
20	<b>Q. When was that?</b>	11:29:17	20	<b>correct?</b>	11:31:52
21	A. Easter Sunday.	11:29:18	21	A. Sorry. Could you ask that again?	11:31:52
22	<b>Q. Who did you go with?</b>	11:29:18	22	<b>Q. After you worked for Northwest Alliance --</b>	11:31:59
23	A. Alissa Grainger.	11:29:22	23	<b>sorry, I think the dates are a little bit messed</b>	11:32:08
24	<b>Q. Anyone else?</b>	11:29:25	24	<b>up here.</b>	11:32:12
25	A. No.	11:29:27	25	A. Overlapping.	11:32:12

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**A50A5CB**  
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1	<b>Q. They are overlapping a bit.</b>	11:32:13	1	<b>your resume.</b>	11:34:49
2	<b>Is it correct that you worked for Northwest</b>	11:32:14	2	A. I did not work for one year before I	11:34:50
3	<b>Alliance from January 2005 through June 2006 and</b>	11:32:17	3	worked at Rogue Wave if there's a one-year gap	11:34:55
4	<b>there may have been some gaps in between?</b>	11:32:20	4	there. No? Is there two missing years then?	11:34:59
5	A. That sounds right. I don't think there	11:32:22	5	<b>Q. You also listed on your LinkedIn profile</b>	11:35:02
6	were gaps while working for Northwest Alliance; I	11:32:24	6	<b>that you worked at 3d visualization programmer</b>	11:35:05
7	think it was continuous.	11:32:26	7	<b>slash web developer for OSU and that was, it looks</b>	11:35:09
8	<b>Q. But there was some overlap with the time</b>	11:32:28	8	<b>like, continuously five years beginning in June</b>	11:35:14
9	<b>that you worked for the professor?</b>	11:32:30	9	<b>2002 through June of 2007 which is when you began</b>	11:35:17
10	A. Yes.	11:32:31	10	<b>working at NASA according to your resume.</b>	11:35:20
11	<b>Q. Understood. So after June of 2006 what is</b>	11:32:32	11	A. That would be for Dr. Metoyer, yes.	11:35:24
12	<b>the next job that you can remember?</b>	11:32:35	12	<b>Q. Okay. So --</b>	11:35:26
13	A. I took an internship with NASA that	11:32:38	13	A. Wait. Does it say -- I remember doing web	11:35:29
14	summer. Sorry. My mind is subject to stress.	11:32:41	14	page work for NACSE and NACSE is at least owned by	11:35:32
15	It's failing me. I think it was that summer, 2006.	11:32:47	15	a professor but I don't know if it's affiliated	11:35:40
16	No. No. No. I think I worked for NASA 2007 and	11:32:51	16	with OSU.	11:35:42
17	therefore I -- honestly I can't recall.	11:32:58	17	<b>Q. So are you testifying that there may have</b>	11:35:43
18	<b>Q. Well, I'll represent to you that according</b>	11:33:02	18	<b>been a one-year gap in your employment between June</b>	11:35:46
19	<b>to your resume --</b>	11:33:04	19	<b>of 2006 and June of 2007?</b>	11:35:49
20	A. Okay.	11:33:05	20	A. Sorry. Give me one second. Let me try to	11:35:54
21	<b>Q. -- you stopped working at Northwest</b>	11:33:06	21	sort this out. Mind if I...? Okay. Thanks.	11:35:57
22	<b>Alliance in June 2006 and you don't have any other</b>	11:33:08	22	So I think, and tell me if this is what	11:36:03
23	<b>employment listed until June of 2007. So I'd like</b>	11:33:12	23	you got there, I worked for NACSE and Ron from June	11:36:58
24	<b>to find out what you did for that year.</b>	11:33:16	24	2006 through 2007. Does that sound right? Sorry.	11:37:02
25	A. I did -- I did nothing. I did college	11:33:18	25	It would have also -- sorry. Sorry. Sorry. This	11:37:07
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1	full time.	11:33:23	1	is -- let me clarify what I'm telling you.	11:37:09
2	<b>Q. Through the summers and...</b>	11:33:24	2	During my masters education from 2006 to	11:37:12
3	A. Let me ponder this for a second. Because	11:33:28	3	2009 I worked NASCE and Ron for the first year,	11:37:15
4	I don't fully remember.	11:33:37	4	2006 through 2007. I probably worked - I think you	11:37:19
5	Sorry. Could you read me the dates you	11:33:48	5	have this information - I worked with them before	11:37:22
6	have for when I was at NASA and when I stopped	11:33:51	6	that also but then -- okay. Then in June 2007 I	11:37:25
7	working at Northwest Alliance?	11:33:53	7	worked at NASA. Then for the next three semesters	11:37:28
8	<b>Q. You stopped working at Northwest Alliance</b>	11:33:54	8	I --	11:37:32
9	<b>according to your resume in June of 2006.</b>	11:33:58	9	<b>Q. What I want to know is what happened</b>	11:37:33
10	A. Okay.	11:34:00	10	<b>between June 2006 until June 2007? I have a</b>	11:37:35
11	<b>Q. You did not begin your NASA internship,</b>	11:34:00	11	<b>one-year gap that I'm trying to account for.</b>	11:37:38
12	<b>according to your resume, until June of 2007, one</b>	11:34:04	12	A. Okay. I believe I was working then but I	11:37:41
13	<b>year later.</b>	11:34:07	13	may not have -- I might have wrote the years wrong	11:37:46
14	A. I might have a typo on the resume then	11:34:12	14	on that.	11:37:50
15	because -- and my memory might also be failing me.	11:34:15	15	<b>Q. Okay. So you don't recall what you did for</b>	11:37:56
16	I can't tell for certain. I'd have to go back	11:34:19	16	<b>that year?</b>	11:37:58
17	and...	11:34:23	17	A. To the best of my memory I believe I was	11:38:01
18	<b>Q. Do you maintain a LinkedIn profile?</b>	11:34:26	18	working.	11:38:11
19	A. Yes.	11:34:29	19	<b>Q. Where?</b>	11:38:12
20	<b>Q. Do you post a resume to your LinkedIn</b>	11:34:30	20	A. At NACSE and with Ron. Wait. Wait.	11:38:13
21	<b>profile?</b>	11:34:32	21	Wait. Sorry. Sorry. At one of those two.	11:38:15
22	A. Yes. But it might have been derived from	11:34:33	22	<b>Q. It's your employment history. I can't tell</b>	11:38:20
23	whatever documents -- for some strange reason I	11:34:35	23	<b>you.</b>	11:38:22
24	think I worked at NASA immediately after NACSE.	11:34:38	24	A. Yeah.	11:38:23
25	<b>Q. Well, there appears to be a one-year gap in</b>	11:34:46	25	<b>Q. Well, let's -- do you agree that you worked</b>	11:38:25
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>at NASA beginning in June of 2007?</b>	11:38:31	1	where you are represented by a 3D character and you	11:41:06
2	A. Yes.	11:38:34	2	can control it to walk around and explore the	11:41:10
3	<b>Q. It wasn't before then?</b>	11:38:35	3	environment and NASA was looking into - I think	11:41:12
4	A. No.	11:38:37	4	they already have a 3D environment within this	11:41:16
5	<b>Q. So tell me what you did at NASA?</b>	11:38:38	5	over-arching --	11:41:23
6	A. I worked on their SALT simulation and	11:38:41	6	<b>Q. Do you play Second Life?</b>	11:41:24
7	analysis of launch testing.	11:38:48	7	A. No.	11:41:26
8	<b>Q. SALT, S-A-L-T? Is that an acronym?</b>	11:38:52	8	<b>Q. Did you ever play Second Life?</b>	11:41:26
9	A. Yes.	11:38:52	9	A. While I worked there.	11:41:28
10	<b>Q. What does that stands for?</b>	11:38:53	10	<b>Q. Do you ever recall posting on Facebook</b>	11:41:29
11	A. Simulation and Analysis of Launch - and I	11:38:55	11	<b>about the game Second Life?</b>	11:41:31
12	said testing before but I think it's launch teams.	11:38:58	12	A. No. But a friend of mine years ago posted	11:41:33
13	<b>Q. Okay. And what does that mean, you worked</b>	11:39:01	13	a clip of the office where Dwayne thought his first	11:41:39
14	<b>on SALT?</b>	11:39:05	14	life was so impressive that he needed a second life	11:41:46
15	A. It was a software that simulated the	11:39:05	15	and therefore joined Second Life and said it made	11:41:50
16	launch process.	11:39:14	16	me think of you.	11:41:53
17	<b>Q. So you were a programmer?</b>	11:39:14	17	<b>Q. Do you recall posting an article from a</b>	11:41:54
18	A. Yes.	11:39:16	18	<b>newspaper about the makers of that game?</b>	11:41:58
19	<b>Q. You programmed in C++?</b>	11:39:16	19	A. No, but I could have.	11:42:00
20	A. C++ and C Sharp and I also did some	11:39:20	20	<b>Q. So you worked at NASA just for that summer,</b>	11:42:04
21	testing of working with the game engine Second Life	11:39:25	21	<b>so about a three-month period?</b>	11:42:08
22	which involved some PHP, Javascript, C++ and the	11:39:29	22	A. Yes.	11:42:09
23	game zone Linden Script.	11:39:37	23	<b>Q. I mean, was your job title intern? What</b>	11:42:10
24	<b>Q. Is that a separate language, Linden Script?</b>	11:39:39	24	<b>was your job title there?</b>	11:42:17
25	A. Yes.	11:39:43	25	A. I was an intern. I don't know that I had	11:42:18
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1	<b>Q. Is that another one that we should add to</b>	11:39:44	1	a technical title.	11:42:21
2	<b>our list? Did you give me that before?</b>	11:39:46	2	<b>Q. Rocket scientist for lack of a better term?</b>	11:42:22
3	A. That's one that I only used for a few	11:39:48	3	A. I didn't work on rockets.	11:42:27
4	weeks while I was working in that job so I wouldn't	11:39:51	4	<b>Q. But at this point you had an engineering</b>	11:42:29
5	say I'm proficient in it.	11:39:53	5	<b>degree?</b>	11:42:31
6	<b>Q. So but it's now 12 languages?</b>	11:39:55	6	A. No. Well, sorry. Sorry. Sorry. When I	11:42:32
7	A. Probably plenty of languages that I've	11:39:57	7	say no I meant no to my masters. Yes, I had my	11:42:36
8	used. A lot of those languages, most have	11:39:59	8	undergraduate degrees, math and computer science;	11:42:40
9	components in common, have little differences so...	11:40:01	9	no, I didn't have my master's yet.	11:42:43
10	<b>Q. And you said the game engine Second Life,</b>	11:40:06	10	<b>Q. I didn't ask if you had your master's. You</b>	11:42:44
11	<b>what is that?</b>	11:40:10	11	<b>had your engineering degree. Correct?</b>	11:42:47
12	A. It's a video game that is an online	11:40:11	12	A. I had my computer science and engineering	11:42:48
13	multi-player game that NASA was looking in to using	11:40:16	13	degree, yes.	11:42:50
14	as an outreach means.	11:40:20	14	<b>Q. After working at NASA in 2007 what did you</b>	11:42:51
15	<b>Q. What do you mean outreach means?</b>	11:40:23	15	<b>do?</b>	11:42:57
16	A. Companies have their second life	11:40:24	16	A. I -- that is where I recall, and this	11:42:57
17	environment where people can digitally go to and	11:40:31	17	seems the different dates than you have, I recall	11:43:06
18	explore information about the company and NASA was	11:40:39	18	doing nothing the next year until June of 2008 when	11:43:10
19	looking to doing something like that.	11:40:42	19	I got a job with Rogue Wave.	11:43:14
20	<b>Q. I don't really follow what that means. So</b>	11:40:44	20	Oh, sorry. Sorry. Sorry. This is	11:43:18
21	<b>NASA would play a video game in the hopes of</b>	11:40:47	21	starting to clarify in my mind.	11:43:20
22	<b>getting other people interested in NASA?</b>	11:40:50	22	No, that's correct. That's correct.	11:43:26
23	A. Actually, so to clarify the people even	11:40:52	23	That's correct.	11:43:31
24	have, they will have classes and meetings and	11:40:56	24	<b>Q. So you had a one-year gap in your</b>	11:43:34
25	conferences in these 3D virtual reality worlds	11:41:01	25	<b>employment after working at NASA before starting</b>	11:43:36
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>working at Rogue Wave; is that correct?</b>	11:43:39	1	A. Brook is a, I think, it's a GPU language	11:46:41
2	A. Yes. Before I started working at Rogue	11:43:43	2	by ATI or AMD.	11:46:51
3	Wave after I worked at NASA there was a year gap.	11:43:49	3	<b>Q. Is that another language that you're</b>	11:46:54
4	<b>Q. What did you do during that year?</b>	11:43:51	4	<b>familiar with?</b>	11:46:57
5	A. And that I focused only on college.	11:43:53	5	A. I wouldn't say I'm familiar with Brook. I	11:46:57
6	<b>Q. Does that help you recall what you may have</b>	11:43:56	6	don't recall - I remember it being involved in	11:47:02
7	<b>done the year before you worked at NASA?</b>	11:44:01	7	Gazelle. I may have used it. I don't recall using	11:47:05
8	A. And I said this before, that I believe I	11:44:03	8	it much.	11:47:08
9	was working with NACSE and Ron and I believe that I	11:44:05	9	<b>Q. You wouldn't have put it on your resume if</b>	11:47:09
10	may have mixed up the dates on the document that	11:44:09	10	<b>you didn't use it; isn't that right?</b>	11:47:12
11	you have which you got that from.	11:44:12	11	A. That's a good point. I probably - well,	11:47:14
12	<b>Q. So you believe that maybe your resume is</b>	11:44:13	12	we supported a number of different languages.	11:47:19
13	<b>inaccurate.</b>	11:44:15	13	Brook was one of those...	11:47:27
14	A. Yes. I'm very confident that I was	11:44:16	14	<b>Q. Let me interrupt you for a second. Aside</b>	11:47:31
15	working for NACSE when I applied for NASA and up to	11:44:20	15	<b>from maybe the one mix-up of the dates, you</b>	11:47:33
16	the point that I left for working at NASA, but I	11:44:23	16	<b>wouldn't have misrepresented any of your work</b>	11:47:36
17	did not works for NACSE or Ron after I came back	11:44:27	17	<b>experience on your resume, would you?</b>	11:47:38
18	and for the next year I did nothing.	11:44:30	18	A. No.	11:47:40
19	<b>Q. Okay. So then you started working at Rogue</b>	11:44:32	19	<b>Q. Everything on your resume aside from that</b>	11:47:40
20	<b>Wave software in June of 2008; is that correct?</b>	11:44:39	20	<b>one possible date mix-up is true. Correct?</b>	11:47:43
21	A. Yes, that's correct.	11:44:42	21	A. Yes.	11:47:46
22	<b>Q. What is Rogue Wave software?</b>	11:44:49	22	<b>Q. And you performed all the work that you</b>	11:47:46
23	A. Rogue Wave, they make -- when you asked	11:44:51	23	<b>said you performed as you indicated on your resume.</b>	11:47:49
24	what is Rogue Wave did you mean what do they make?	11:45:01	24	<b>Correct?</b>	11:47:52
25	It's a software company.	11:45:05	25	A. Yes.	11:47:52

1	<b>Q. Based in Oregon?</b>	11:45:08	1	<b>Q. And you wouldn't have listed anything on</b>	11:47:52
2	A. Yes.	11:45:09	2	<b>here if you didn't do it; is that correct?</b>	11:47:54
3	<b>Q. What kind of software do they make?</b>	11:45:09	3	A. Yes.	11:47:56
4	A. They make... I had a hard time	11:45:12	4	<b>Q. And if you listed a computer language on</b>	11:47:58
5	understanding what software they made myself. But	11:45:19	5	<b>here that you said you coded in or worked in, then</b>	11:48:00
6	the project I worked on was initially a GP GPU	11:45:23	6	<b>you did code in or work in that language. Correct?</b>	11:48:02
7	project which stands for general purpose graphics	11:45:33	7	A. Yes.	11:48:04
8	processing unit called Gazelle which was never	11:45:36	8	<b>Q. And that would include Brook?</b>	11:48:05
9	released.	11:45:41	9	A. I probably coded in Brook if I have it on	11:48:07
10	And then after that I worked --	11:45:42	10	my resume as you're saying.	11:48:13
11	<b>Q. Wait. Slow down for a second. You said</b>	11:45:44	11	<b>Q. Would that include Cuda, C-U-D-A?</b>	11:48:15
12	<b>Gazelle was never released?</b>	11:45:47	12	A. Yes.	11:48:18
13	A. Yes.	11:45:48	13	<b>Q. Would that include Java?</b>	11:48:18
14	<b>Q. What is Gazelle?</b>	11:45:49	14	A. Yes.	11:48:20
15	A. It's GP GPU project at Rogue Wave.	11:45:50	15	<b>Q. Would that include C++?</b>	11:48:20
16	<b>Q. What was its purpose?</b>	11:45:52	16	A. Yes.	11:48:23
17	A. To auto parallelize via the GPU code.	11:45:54	17	<b>Q. When did you stop working at Rogue Wave</b>	11:48:23
18	<b>Q. Auto parallelize code?</b>	11:46:03	18	<b>software?</b>	11:48:31
19	A. Yes.	11:46:08	19	A. I believe it was either June or July of	11:48:31
20	<b>Q. What does that mean?</b>	11:46:08	20	2009.	11:48:38
21	A. It means it would take code that was	11:46:09	21	<b>Q. And then what did you do?</b>	11:48:43
22	written to be sequentially executed by one	11:46:13	22	A. And then I moved to Florida.	11:48:44
23	processor and it would redesign it to be executed	11:46:19	23	<b>Q. Where in Florida?</b>	11:48:52
24	concurrently by multiple.	11:46:23	24	A. Orlando.	11:48:53
25	<b>Q. What is Brook?</b>	11:46:37	25	<b>Q. For what?</b>	11:48:56

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1	A. For some friends.	11:48:57	1	A. I don't know that she would use that word.	11:51:34
2	<b>Q. Can you be more specific?</b>	11:49:01	2	She's not a Christian.	11:51:36
3	A. Some friends invited me. Some friends	11:49:02	3	<b>Q. What religion would she identify with?</b>	11:51:38
4	that I knew in Florida invited me so I moved back	11:49:07	4	A. You'd have to ask her.	11:51:41
5	and looked for work there.	11:49:09	5	<b>Q. I'm asking you.</b>	11:51:43
6	<b>Q. So friends called you up and said Chris,</b>	11:49:11	6	A. I don't know.	11:51:44
7	<b>come to Florida?</b>	11:49:13	7	<b>Q. So you spoke to her about spiritual stuff</b>	11:51:45
8	A. They called, texted, yeah.	11:49:15	8	<b>and what does that mean?</b>	11:51:52
9	<b>Q. Who are these friends?</b>	11:49:17	9	A. Honestly I can't recall what we talked	11:51:54
10	A. Heather Fritz, F-r-i-t-z and Kristin - I	11:49:18	10	about ten years ago but it seems like throughout	11:52:03
11	forget if it was an i or an e, Angel A-n-g-e and I	11:49:28	11	our conversations over the ten years the most	11:52:06
12	think it's two L's.	11:49:34	12	prevalent conversation is What is God doing in our	11:52:09
13	<b>Q. Kristin a C or K?</b>	11:49:35	13	lives.	11:52:14
14	A. K.	11:49:37	14	<b>Q. And what did you determine the answer to</b>	11:52:19
15	<b>Q. K-r-i-s-t-e-n?</b>	11:49:38	15	<b>that was?</b>	11:52:21
16	A. Yes. Or I-N. I forget.	11:49:43	16	A. It's a progressively changing question -	11:52:21
17	<b>Q. And how did you know Heather and Kristin?</b>	11:49:46	17	or answer, I should say. Question is constant.	11:52:25
18	A. I had been chatting with them online for	11:49:49	18	<b>Q. Did you come to a conclusion?</b>	11:52:28
19	-- well, I had been chatting online with Heather	11:49:58	19	A. I mean, like I just said, God's doing	11:52:30
20	for about ten years. I had met them in person	11:50:00	20	different things at different times in your life.	11:52:35
21	whenever I went to NASA, and I believe it was two	11:50:09	21	<b>Q. What is God doing in your life today?</b>	11:52:38
22	years before that also.	11:50:13	22	A. He's compulsorily by - mandatorily by the	11:52:40
23	<b>Q. So when you were working at NASA you were</b>	11:50:15	23	state laws of California forcing me to sit down and	11:52:50
24	<b>working in - at Cape Canaveral, I imagine. Right?</b>	11:50:17	24	have this deposition with you.	11:52:54
25	A. Yes. Well, I was living in Cape Canaveral	11:50:21	25	<b>Q. God's forcing you to be here today?</b>	11:52:55
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1	and working, I don't know that the base -- yes.	11:50:24	1	A. Well, that gets into some deep	11:52:57
2	Yes. I'll say yes to that.	11:50:26	2	philosophical - what do they say - predestination	11:53:01
3	<b>Q. So you met Heather and Kristin while you</b>	11:50:27	3	versus freedom of will and, you know, whether God	11:53:05
4	<b>were working at NASA for the first time in</b>	11:50:30	4	is the author of every event as it occurs or	11:53:13
5	<b>person --</b>	11:50:32	5	whether -- whether he sort of passively observes.	11:53:16
6	A. No. No. No. I just said two years	11:50:32	6	I lean more to the side that he is the	11:53:24
7	before that also was when I met them for the first	11:50:36	7	orchestrator of such things and most people would	11:53:27
8	time in person.	11:50:41	8	simply say happenstance and that he might be there	11:53:28
9	<b>Q. Let me back up. So you developed an online</b>	11:50:41	9	to intervene.	11:53:32
10	<b>relationship with Heather about ten years ago?</b>	11:50:44	10	<b>Q. So to answer my question, God is the reason</b>	11:53:34
11	A. Depends what you mean by relationship.	11:50:46	11	<b>that you're sitting here today at your deposition?</b>	11:53:39
12	<b>Q. Tell me about how you met Heather.</b>	11:50:49	12	A. It's a big question.	11:53:45
13	A. I think it was random chats on ICQ from	11:50:53	13	<b>Q. It's just a question.</b>	11:53:46
14	ten years ago.	11:50:57	14	A. It's a question with a big answer. He	11:53:50
15	<b>Q. And ICQ is a chat room?</b>	11:50:59	15	has, you know, assuming God is omnipotent and	11:53:56
16	A. It's one of the first chat clients similar	11:51:03	16	omnipresent, then he has allowed these constraints	11:54:04
17	to AOL instant messenger and all the others.	11:51:08	17	to occur within my life such that impressed with	11:54:06
18	<b>Q. And how did you start talking to Heather?</b>	11:51:11	18	the choice of either attending here or breaking	11:54:11
19	A. Just talking.	11:51:14	19	California law and with that choice imposed upon	11:54:18
20	<b>Q. About?</b>	11:51:16	20	me, I chose to appear here.	11:54:23
21	A. About anything.	11:51:18	21	<b>Q. You refer to God as he, you believe that</b>	11:54:24
22	<b>Q. Sex?</b>	11:51:20	22	<b>God is a male figure?</b>	11:54:27
23	A. No. Spiritual stuff. We both had that	11:51:21	23	A. Yes.	11:54:28
24	aspect to our life.	11:51:26	24	<b>Q. Do you have a personal relationship with</b>	11:54:34
25	<b>Q. So she's religious?</b>	11:51:27	25	<b>God?</b>	11:54:37
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1	A. Yes.	11:54:37	1	<b>was it only one experience when you've heard the</b>	11:56:56
2	<b>Q. Talk to God?</b>	11:54:37	2	<b>deep booming voice?</b>	11:56:59
3	A. Yes.	11:54:44	3	A. In terms of deep booming voices I	11:57:00
4	<b>Q. Does he talk back?</b>	11:54:44	4	honestly -- well, see, back to spiritual	11:57:07
5	A. Depends what you mean.	11:54:48	5	experiences --	11:57:11
6	<b>Q. But you tell me what you mean when you say</b>	11:54:53	6	<b>Q. Well, let's stick with this deep booming</b>	11:57:12
7	<b>you talk with him.</b>	11:54:56	7	<b>voice first.</b>	11:57:15
8	A. I don't think I've answered that question.	11:54:57	8	<b>So God spoke to you in a deep booming voice</b>	11:57:15
9	You said I talked to him and asked if he talked	11:55:00	9	<b>on one occasion or multiple occasions?</b>	11:57:18
10	back.	11:55:02	10	A. Probably multiple. But on all of those	11:57:20
11	<b>Q. I asked you Do you talk to God, and you</b>	11:55:02	11	that I can recall there wasn't -- so I mean there's	11:57:23
12	<b>said yes. What do you mean by that fact that you</b>	11:55:05	12	a grand spectrum of these things, of these events,	11:57:29
13	<b>talk to God?</b>	11:55:08	13	of these interaction that people have with God,	11:57:31
14	A. Well, you know, sometimes I will do it	11:55:08	14	that I've had with God. And in terms of deep	11:57:34
15	audibly despite, you know, what insanity it might	11:55:12	15	booming voices it's not always a verbal	11:57:39
16	appear to others. Sometimes it will simply be with	11:55:15	16	interaction. Like sometimes it will be a voice	11:57:42
17	thoughts in my own mind between the two. You know,	11:55:18	17	heard but nothing interpreted from it.	11:57:44
18	I mean, praying is the act of talking to God and	11:55:20	18	<b>Q. But I want to focus on the deep booming</b>	11:57:47
19	you can do so. I mean I believe you can do so,	11:55:23	19	<b>voice you have heard.</b>	11:57:50
20	everyone has a different opinion. I'm sure that	11:55:26	20	A. Okay.	11:57:51
21	you can do so audibly or internally.	11:55:28	21	<b>Q. What did God say to you in a deep booming</b>	11:57:51
22	<b>Q. How often do you talk with God?</b>	11:55:31	22	<b>voice?</b>	11:57:54
23	A. The objective of a Christian is to pray	11:55:33	23	A. That's what I was just referring to; that	11:57:54
24	without ceasing, as Paul puts it, and I strive for	11:55:39	24	with most, if not all that I can recall, deep	11:57:56
25	that but I, you know, I couldn't tell you when the	11:55:43	25	booming voice interactions with God I don't	11:57:59
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1	down times were, whenever the off times were.	11:55:48	1	remember him saying anything audible.	11:58:03
2	<b>Q. Okay. And you say that -- well, does God</b>	11:55:50	2	<b>Q. So when you said to me that he has spoken</b>	11:58:07
3	<b>answer you when you talked with him?</b>	11:55:56	3	<b>to you verbally in a deep booming voice, what do</b>	11:58:10
4	A. Yes.	11:55:56	4	<b>you mean by that?</b>	11:58:13
5	<b>Q. How does he do that?</b>	11:55:56	5	A. I heard something deep and booming and	11:58:13
6	A. Sometimes -- you know, I will say most	11:56:00	6	felt the sensation of his presence and --	11:58:17
7	often than not through coincidences, through	11:56:05	7	<b>Q. But did you hear words? I mean you said</b>	11:58:20
8	utterly undeniable coincidences at times. And	11:56:12	8	<b>verbally, I didn't say it.</b>	11:58:22
9	sometimes verbally, sometimes, you know, with an	11:56:15	9	A. You can be verbal without forming words or	11:58:23
10	experience, a vision or a dream.	11:56:19	10	without forming words that your audience can	11:58:26
11	<b>Q. So when you say verbally, God's actually</b>	11:56:22	11	interpret.	11:58:29
12	<b>spoken to you?</b>	11:56:24	12	<b>Q. So you didn't understand him when he spoke</b>	11:58:30
13	A. With a voice?	11:56:24	13	<b>to you?</b>	11:58:31
14	<b>Q. With a voice. You said verbally.</b>	11:56:26	14	A. In that time, yeah.	11:58:32
15	A. Yes.	11:56:26	15	<b>Q. And there were other occasions when he</b>	11:58:33
16	<b>Q. What does he sound like?</b>	11:56:29	16	<b>spoke to you that you did understand him?</b>	11:58:34
17	A. It's hard to describe. Sometimes it will	11:56:30	17	A. Yes.	11:58:36
18	be a... Sometimes it will be as if it's a memory	11:56:35	18	<b>Q. Verbally. I'm talking just verbally,</b>	11:58:36
19	of a voice sort of fading into my mind. Sometimes	11:56:40	19	<b>not --</b>	11:58:39
20	it will ring audibly.	11:56:42	20	A. Yes.	11:58:39
21	<b>Q. Is it a deep booming voice like you would</b>	11:56:45	21	<b>Q. So tell me about some of the things that</b>	11:58:40
22	<b>have in the movies when God is speaking to a</b>	11:56:48	22	<b>God said to you that you did understand.</b>	11:58:42
23	<b>character in a movie?</b>	11:56:50	23	A. Let's see. When I became a Christian ten	11:58:44
24	A. I might have had that experience before.	11:56:52	24	years ago I had a vivid dream that I heard a voice	11:58:46
25	<b>Q. Let's talk about that one experience. Or</b>	11:56:55	25	I presumed to be God's who said: To he who does	11:58:51
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1 good, he will do more good; but to he who does	11:58:56	1 verbally in an audible sense more than - like I	12:00:55
2 evil, like chaff, he will be thrown into eternal	11:59:00	2 said there's also and this is sort of a more often	12:00:57
3 fire.	11:59:03	3 occurrence, like it's as if the memory of certain	12:01:01
4 <b>Q. So God told you in so many words, or not so</b>	11:59:03	4 phrases will be in my mind.	12:01:04
5 <b>many words, but God told you if you do bad things</b>	11:59:06	5 And but the last time that I can verbally	12:01:05
6 <b>you're going to go to hell?</b>	11:59:08	6 remember was --	12:01:08
7 <b>And if you do good things you're going to</b>	11:59:14	7 <b>Q. The last time you can remember him speaking</b>	12:01:11
8 <b>go to heaven. Is that accurate?</b>	11:59:15	8 verbally you mean?	12:01:13
9 A. Uhm, I would have to dissect that a little	11:59:17	9 A. Yeah.	12:01:14
10 farther.	11:59:22	10 <b>Q. Was?</b>	12:01:15
11 <b>Q. But you specifically remember - say the</b>	11:59:25	11 A. Was right about three months before I went	12:01:15
12 <b>quote to me again.</b>	11:59:27	12 to my Australian intern -- not internship, study	12:01:19
13 A. To who he does good, he will do more good;	11:59:28	13 abroad, he asked -- he came to me in a dream and	12:01:24
14 but to he who does evil, like chaff, he will be	11:59:30	14 asked me if I took all your friends from you would	12:01:30
15 thrown into eternal fire.	11:59:33	15 you still follow me? And I said yes.	12:01:33
16 <b>Q. Like who?</b>	11:59:35	16 <b>Q. So you had a conversation with him at that</b>	12:01:36
17 A. Like chaff. Wheat. Separating wheat from	11:59:35	17 <b>time?</b>	12:01:38
18 chaff. Have you ever heard that phrase before?	11:59:40	18 A. Yeah.	12:01:38
19 <b>Q. I haven't. Is that a phrase that you have</b>	11:59:41	19 <b>Q. And did he take all your friends from you?</b>	12:01:40
20 <b>heard before God told you it?</b>	11:59:42	20 A. Well, my family is still with me.	12:01:47
21 A. Probably. It's from the Bible.	11:59:43	21 <b>Q. No. Your friends.</b>	12:01:50
22 <b>Q. Is that entire quote from the Bible?</b>	11:59:45	22 A. I have other friends who were friends	12:01:52
23 A. No.	11:59:47	23 before that and have been after. There was	12:01:55
24 <b>Q. So that's God being original. Christopher,</b>	11:59:48	24 definitely some periods within the last seven years	12:01:59
25 <b>I have a message for you, this hasn't been written</b>	11:59:52	25 where I might have felt there wasn't anyone to	12:02:02
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1 down anywhere else but I'm telling you - and he	11:59:54	1 confide in but I mean there have been people who	12:02:05
2 recited that quote?	11:59:57	2 have been in my life throughout that time who might	12:02:08
3 A. It's basically the same as a few of the	11:59:58	3 not have simply been available.	12:02:09
4 New Testament phrases.	12:00:04	4 <b>Q. Did that bother you?</b>	12:02:11
5 <b>Q. Um-hum. So it's -- he was paraphrasing the</b>	12:00:06	5 A. It's pretty distressing, yeah.	12:02:16
6 <b>Bible to you?</b>	12:00:09	6 <b>Q. But you still would follow God when he told</b>	12:02:18
7 A. Yes.	12:00:09	7 <b>you that?</b>	12:02:21
8 <b>Q. Okay. Do you read the Bible?</b>	12:00:10	8 A. Yes.	12:02:21
9 A. Yes.	12:00:12	9 <b>Q. Does he always speak to you in dreams or</b>	12:02:22
10 <b>Q. Do you read the Bible every day?</b>	12:00:12	10 <b>does he ever speak to you as you're walking down</b>	12:02:26
11 A. I try to. I haven't been lately.	12:00:14	11 <b>the street?</b>	12:02:28
12 <b>Q. Did you read it -- you haven't lately?</b>	12:00:16	12 A. Both.	12:02:28
13 A. No.	12:00:19	13 <b>Q. When was the last time you can recall him</b>	12:02:29
14 <b>Q. When would you say the last time you read a</b>	12:00:19	14 <b>speaking to you not in a dream? Verbally.</b>	12:02:32
15 <b>passage from the Bible was?</b>	12:00:21	15 A. Sorry. Verbally. Yeah. Verbally I don't	12:02:35
16 A. Two or three days ago. Last weekend.	12:00:22	16 know that I can recall him necessarily speaking to	12:02:41
17 <b>Q. That's fairly recently. No?</b>	12:00:26	17 me outside of dreams.	12:02:44
18 <b>When was the last time God spoke to you</b>	12:00:27	18 <b>Q. Because no one else has ever heard him</b>	12:02:45
19 <b>verbally?</b>	12:00:33	19 <b>speak to you. Is that correct?</b>	12:02:47
20 A. I don't remember.	12:00:33	20 A. Yes.	12:02:47
21 <b>Q. Let me ask you this, when God speaks to you</b>	12:00:37	21 <b>Q. As far as you know has anyone ever heard</b>	12:02:48
22 <b>verbally it's a big deal? No?</b>	12:00:40	22 <b>your conversations?</b>	12:02:50
23 A. Well, like I was saying there was sort of	12:00:42	23 A. No.	12:02:51
24 a large sort of spectrum of ways and variation of	12:00:45	24 <b>Q. So it's been a while. That Australia trip</b>	12:02:57
25 interactions. To the best of my memory in terms of	12:00:49	25 <b>was 2004 when you studied in Melbourne, summer of</b>	12:03:02
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1	<b>2004. So God hasn't spoken to you in seven or</b>	12:03:06	1	<b>Q. And then how did you wind up chatting with</b>	12:05:28
2	<b>eight years now.</b>	12:03:11	2	<b>Kristin Angel?</b>	12:05:35
3	A. Yeah.	12:03:12	3	A. I don't think I had chatted with her until	12:05:35
4	<b>Q. Is that right?</b>	12:03:13	4	after I visited Heather for the first time.	12:05:40
5	A. Once again --	12:03:15	5	<b>Q. Are they friends?</b>	12:05:43
6	<b>Q. In the verbal sense.</b>	12:03:17	6	A. Yes.	12:05:44
7	A. In the verbal sense.	12:03:18	7	<b>Q. Are they lovers? Are they together?</b>	12:05:44
8	<b>Q. Are you a little distressed by that? He</b>	12:03:19	8	A. No, they are friends.	12:05:49
9	<b>used to talk to you more frequently and now it's</b>	12:03:22	9	<b>Q. And how old are they?</b>	12:05:50
10	<b>been seven or eight years since you heard his</b>	12:03:24	10	A. About my age.	12:05:53
11	<b>voice?</b>	12:03:27	11	<b>Q. Are they -- are Heather and Kristin the</b>	12:05:57
12	A. Like I said, the interactions span such a	12:03:27	12	<b>same age as each other?</b>	12:06:01
13	larger scope and I feel like there are still	12:03:30	13	A. As far as I know. I believe Heather was	12:06:03
14	interactions there, they just aren't as - what's	12:03:33	14	born in the same year as me. I don't know.	12:06:05
15	the word? Tangible.	12:03:38	15	<b>Q. And did either of them at any time ever</b>	12:06:07
16	<b>Q. Do you ever write to God?</b>	12:03:40	16	<b>become your girlfriend?</b>	12:06:12
17	A. Probably. Yes. I know what you mean.	12:03:44	17	A. No.	12:06:15
18	Yeah, Deviant Art. Right?	12:03:48	18	<b>Q. Did you ever have a physical relationship</b>	12:06:15
19	<b>Q. I don't know. I don't know what you're</b>	12:03:50	19	<b>with either of them?</b>	12:06:17
20	<b>talking about.</b>	12:03:53	20	A. No.	12:06:18
21	A. In fact, of course not. I used to journal	12:03:53	21	<b>Q. You never kissed either of them?</b>	12:06:18
22	a lot to God, but stopped almost completely and	12:03:58	22	A. No.	12:06:21
23	strive to do from time to time now.	12:04:09	23	<b>Q. Did you ever have cyber sex with either of</b>	12:06:21
24	<b>Q. And when you say journal to God, you write</b>	12:04:11	24	<b>them?</b>	12:06:25
25	<b>him letters or passages? What do you mean?</b>	12:04:14	25	A. No.	12:06:25
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1	A. Write whatever is on my mind.	12:04:17	1	<b>Q. So for the most part your online</b>	12:06:25
2	<b>Q. Is it like Dear God, and then you would</b>	12:04:19	2	<b>discussions were about spiritual things. And would</b>	12:06:31
3	<b>write whatever you're thinking?</b>	12:04:22	3	<b>that go for both Heather and Kristin?</b>	12:06:34
4	A. Sometimes. Sometimes it will just be a	12:04:23	4	A. Yes. Could be social things, yeah.	12:06:37
5	journal entry and intermittently I will make a	12:04:26	5	<b>Q. So at some point they asked you to move to</b>	12:06:42
6	sentence to be addressed to God, you know, whereas	12:04:29	6	<b>Florida - or Heather asked you to move to Florida?</b>	12:06:44
7	the majority of the piece will just be my own	12:04:34	7	A. You're right, they both did.	12:06:47
8	personal thoughts.	12:04:36	8	<b>Q. How is that possible if you didn't meet</b>	12:06:49
9	<b>Q. Understand. Does he ever write back?</b>	12:04:37	9	<b>Kristin until after you visited Heather?</b>	12:06:52
10	A. No.	12:04:40	10	A. Because I didn't plan to move to Florida	12:06:54
11	<b>Q. Why do you laugh?</b>	12:04:40	11	until after I visited the first time.	12:06:58
12	A. No reason.	12:04:43	12	<b>Q. Got it. So you visited Florida to meet --</b>	12:06:59
13	<b>Q. I mean, it's no more outrageous to say just</b>	12:04:45	13	<b>and you met Heather?</b>	12:07:02
14	<b>if he would write back than speak back, is it?</b>	12:04:50	14	A. Um-hum.	12:07:03
15	A. That's true. I mean, if you read through	12:04:52	15	<b>Q. And Heather introduced you to Kristin?</b>	12:07:04
16	the Bible you come across occasions where God has	12:04:54	16	A. Yes.	12:07:08
17	written back to those people.	12:04:59	17	<b>Q. You started -- you went back to Oregon.</b>	12:07:08
18	<b>Q. Is there something funny about the</b>	12:05:00	18	A. Um-hum.	12:07:11
19	<b>question?</b>	12:05:03	19	<b>Q. Continued your online relationship or</b>	12:07:12
20	A. No. It's... I couldn't articulate why I	12:05:02	20	<b>chatting.</b>	12:07:15
21	snickered but I did, yeah.	12:05:13	21	A. Friendship.	12:07:15
22	<b>Q. Okay. So let's go back after you're</b>	12:05:14	22	<b>Q. Friendship. With Heather. And started an</b>	12:07:16
23	<b>chatting with Heather on ICQ and this is about ten</b>	12:05:22	23	<b>online friendship with Kristin?</b>	12:07:20
24	<b>years ago. Correct?</b>	12:05:27	24	A. Yes. Yeah, online text messages for the	12:07:23
25	A. Yes.	12:05:28	25	most part.	12:07:26
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<p>1    <b>Q. Sure. And they both asked you separately</b>  2    <b>or together to move to Florida?</b>  3    A. I'd say -- what do you mean by together?  4    <b>Q. Was it a joint effort? Did they ask you on</b>  5    <b>a phone call? Was it separate chats that they are</b>  6    <b>asking you to move to Florida?</b>  7    A. Separate chats, yeah.  8    <b>Q. And what did they suggest that you go to</b>  9    <b>Florida for?</b>  10    A. Let me give an example. This doesn't  11    pertain to when I moved after working at Rogue Wave  12    but rather before I worked at NASA. Before I  13    believe I was aware I was getting the job at NASA  14    I had a vivid dream that -- so this takes place  15    after I had visited Heather for the first time.  16    And I had a vivid dream that I was in Florida again  17    and I was rushing to get my stuff together and my  18    plane ticket to back to the airport because my  19    flight was going to leave. And it was so vivid a  20    dream I woke up with all intention to record this  21    online and I go online only to find that Kristin  22    had left a comment on my My Space page explaining  23    how she had the most vivid dream that I was there  24    in Florida. Coincidence.  25    <b>Q. So that coincidence, do you attribute that</b></p>	<p>12:07:26 12:07:30 12:07:31 12:07:37 12:07:42 12:07:44 12:07:45 12:07:47 12:07:50 12:07:50 12:07:56 12:08:00 12:08:04 12:08:08 12:08:12 12:08:16 12:08:22 12:08:25 12:08:27 12:08:29 12:08:32 12:08:37 12:08:40 12:08:42 12:08:44</p>	<p>1    A. She -- we hung out for one day. And we,  2    you know, the two of them showed me around the mall  3    and whatever other sites, hang out at friend's  4    places. And that was pretty much it. Sorry. This  5    is beginning to when I moved there in 2009.  6    <b>Q. So you moved all the way across country to</b>  7    <b>be with Heather and Kristin and they spent one day</b>  8    <b>with you at the mall and that was it?</b>  9    A. Give or take. I mean, this goes back to  10    the whole interacting with God thing, I had felt  11    like I was supposed to be there. I wasn't sure if  12    it was for their sake or not.  13    <b>Q. But I'm having I'm trouble by this because</b>  14    <b>you gave up everything in Oregon, picked up and</b>  15    <b>went to Florida with no job. Correct?</b>  16    A. Um-hum.  17    <b>Q. Because Heather, Kristin and God told you</b>  18    <b>to.</b>  19    A. Um-hum.  20    <b>Q. And you got there and Heather and Kristin</b>  21    <b>virtually ignored you. Correct?</b>  22    A. They, you know, entertained me for a day.  23    <b>Q. For a day.</b>  24    A. We probably texted sporadically.  25    <b>Q. And then you were on your own in Florida.</b></p>	<p>12:10:11 12:10:17 12:10:20 12:10:25 12:10:33 12:10:35 12:10:39 12:10:41 12:10:43 12:10:46 12:10:50 12:10:54 12:10:57 12:11:01 12:11:04 12:11:06 12:11:06 12:11:10 12:11:11 12:11:12 12:11:16 12:11:18 12:11:21 12:11:21 12:11:24</p>
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<p>1    <b>to God?</b>  2    A. Yes.  3    <b>Q. Did you -- similar to the experience that</b>  4    <b>you had with Marlene when you thought that she may</b>  5    <b>have been interested in you that summer that she</b>  6    <b>invited you to the church, did you ever think that</b>  7    <b>Heather or Kristin may have been interested in you</b>  8    <b>by asking you to come to Florida?</b>  9    A. I suspected that they could be.  10    <b>Q. Both of them?</b>  11    A. Oh, no. No. See, Kristin had a boyfriend  12    the whole time. And still does probably.  13    <b>Q. What is her boyfriend's name?</b>  14    A. I don't remember that.  15    <b>Q. Heather did not?</b>  16    A. I don't -- when they were inviting me  17    there, which was after I left Rogue Wave, she  18    didn't for a time and then she got a boyfriend for  19    a time.  20    <b>Q. Did you think that Heather may have been</b>  21    <b>interested in you when she asked you to move to</b>  22    <b>Florida?</b>  23    A. I suspected she could be.  24    <b>Q. And then when you got to Florida how did</b>  25    <b>she treat you?</b></p>	<p>12:08:48 12:08:49 12:08:49 12:09:02 12:09:12 12:09:14 12:09:17 12:09:19 12:09:20 12:09:25 12:09:25 12:09:30 12:09:33 12:09:35 12:09:38 12:09:40 12:09:46 12:09:55 12:09:58 12:09:59 12:10:02 12:10:04 12:10:04 12:10:08 12:10:10</p>	<p>1    <b>Correct?</b>  2    A. Yup.  3    <b>Q. Did you resent Heather and Kristin for the</b>  4    <b>way that they treated you when you got there?</b>  5    A. I probably harbored a bit of bad feelings.  6    Probably unjustly. But, you know, we're friends.  7    <b>Q. You're friends now?</b>  8    A. Yes.  9    <b>Q. Are you Facebook friends with her?</b>  10    A. Yes.  11    <b>Q. And are you telephone friends with her?</b>  12    A. No. I think the last time I held a phone  13    conversation with her was while I was working at  14    Rogue Wave.  15    <b>Q. Okay. So what did you do in Florida for</b>  16    <b>work?</b>  17    A. I sent out applications to a number of  18    companies and got accepted at Electronic Arts.  19    <b>Q. And did you accept that position?</b>  20    A. It was a contract to hire position, yes.  21    I accepted it.  22    <b>Q. How come you don't have that job on your</b>  23    <b>resume?</b>  24    A. I'm not too proud of it. I worked there  25    for six weeks. The person I worked under didn't</p>	<p>12:11:26 12:11:26 12:11:30 12:11:34 12:11:36 12:11:39 12:11:43 12:11:44 12:11:45 12:11:47 12:11:47 12:11:50 12:11:54 12:11:58 12:11:58 12:12:02 12:12:02 12:12:05 12:12:09 12:12:11 12:12:16 12:12:16 12:12:19 12:12:19 12:12:23</p>
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1	treat me very well and after three weeks of working	12:12:27	1	with had little or no insight as to what I would	12:15:01
2	there I told -- so I made a friend among the	12:12:30	2	have been talking about.	12:15:06
3	co-workers there and after three weeks of working	12:12:36	3	<b>Q. Let's put some names to this. Who was the</b>	12:15:06
4	there, after being kind of treated poorly by this	12:12:39	4	<b>person that you were working under?</b>	12:15:09
5	boss, I told my co-worker friend I'm pretty sure	12:12:42	5	A. Sulab Patel.	12:15:13
6	I'm going to be fired. My boss is forgetting	12:12:48	6	<b>Q. S-u-l-a-b?</b>	12:15:19
7	things and yelling at me for them, forgetting what	12:12:51	7	A. Yeah.	12:15:25
8	he tells me, you know. There's not many ways that	12:12:55	8	<b>Q. And who was the person who was managing</b>	12:15:25
9	you can win this situation. And so sure enough	12:12:58	9	<b>you?</b>	12:15:29
10	when three weeks later when I got fired it was no	12:13:01	10	A. I don't remember that because I rarely	12:15:29
11	surprise.	12:13:04	11	interacted with him.	12:15:31
12	<b>Q. So you were fired? You said you worked</b>	12:13:04	12	<b>Q. Who was the -- was this manager Sulab's</b>	12:15:32
13	<b>there for six weeks.</b>	12:13:05	13	<b>boss?</b>	12:15:37
14	A. Yeah.	12:13:06	14	A. I think so, yes.	12:15:37
15	<b>Q. So three weeks later from what? From the</b>	12:13:07	15	<b>Q. Who was the person that fired you?</b>	12:15:38
16	<b>time that you told your friend?</b>	12:13:09	16	A. The manager did.	12:15:44
17	A. Sorry. From when I started working to	12:13:10	17	<b>Q. But you don't remember that person's name?</b>	12:15:45
18	three weeks into my job I realized I would	12:13:13	18	A. No.	12:15:48
19	inevitably be fired for what was going on. And	12:13:16	19	<b>Q. Male or female?</b>	12:15:48
20	three weeks after that, so after a total of six	12:13:19	20	A. Male.	12:15:50
21	weeks, I was fired.	12:13:22	21	<b>Q. Which Electronics Arts office is this?</b>	12:15:51
22	<b>Q. So you were fired after six weeks. And</b>	12:13:22	22	A. Tiburon.	12:15:55
23	<b>what was the excuse given to you for firing you?</b>	12:13:25	23	<b>Q. And that's in Florida?</b>	12:16:00
24	A. I don't know what that one was. I don't	12:13:27	24	A. Yeah.	12:16:01
25	know that one was needed. Yeah, I don't know. I	12:13:30	25	<b>Q. So this manager told you it's not working</b>	12:16:02
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1	was told that despite my good work history and	12:13:36	1	<b>out, no other real reason given, and you were</b>	12:16:10
2	education that sometimes these things didn't work	12:13:42	2	<b>terminated after six weeks?</b>	12:16:14
3	out, that I wasn't a good fit or something like	12:13:47	3	A. Um-hum. Honestly, I didn't mind because	12:16:15
4	that.	12:13:50	4	stress from interacting with my boss was so high	12:16:21
5	<b>Q. What kind of work were you doing for them?</b>	12:13:54	5	that I was grateful to be rid of it.	12:16:24
6	A. I was supposed to be in a graphics	12:13:56	6	<b>Q. You were ready to quit anyway.</b>	12:16:27
7	programmer for them.	12:14:00	7	A. No, I would have stuck it out with the	12:16:29
8	<b>Q. You say you're supposed to be but you were</b>	12:14:01	8	hope of contributing to the product, eventually	12:16:31
9	<b>not a graphics programmer for them?</b>	12:14:05	9	working in something that I would have enjoyed.	12:16:34
10	A. I don't think I quite made it to anything	12:14:07	10	But to be free of the stress was something I	12:16:36
11	related. I think near the end of the three weeks	12:14:09	11	certainly enjoyed.	12:16:41
12	or six weeks, sorry, the last three of the six	12:14:11	12	<b>Q. Now, this job was more or less stressful</b>	12:16:42
13	weeks I might have been doing tasks that pertained	12:14:14	13	<b>than your job at the camp, which you also said was</b>	12:16:48
14	to graphics. But the first thing that I did for	12:14:17	14	<b>stressful.</b>	12:16:53
15	them was make the utility that trimmed out excess	12:14:21	15	A. This was more.	12:16:53
16	space from certain file formats. So it had nothing	12:14:29	16	<b>Q. This was more?</b>	12:16:54
17	to do with graphics.	12:14:32	17	A. Yeah.	12:16:55
18	<b>Q. Did you express the fact that you thought</b>	12:14:34	18	<b>Q. Working for Sulab was worse?</b>	12:16:55
19	<b>you were supposed to be a graphics programmer but</b>	12:14:42	19	A. Well, let me clarify this as well, that	12:16:58
20	<b>they were having you make utilities that had</b>	12:14:45	20	there's a sort of -- there's stress that you endure	12:17:04
21	<b>nothing to do with graphics?</b>	12:14:47	21	for something that you enjoy, you know, and then	12:17:12
22	A. Well, because the person I was working	12:14:48	22	there's stress that you can't always quantify and	12:17:14
23	under was separate than the person that was	12:14:51	23	therefore don't see the purpose in and don't enjoy	12:17:19
24	managing me, it turned out that when I was fired	12:14:53	24	so much; and whereas the camp, working there was	12:17:22
25	the person who I would have had the conversation	12:14:58	25	very intense, however, I saw a purpose to it all.	12:17:25
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**A50A5CB**  
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<p>1 Yet working for EA seemed kind of -- 12:17:29</p> <p>2 <b>Q. Did God tell you to work for EA?</b> 12:17:33</p> <p>3 A. You know, if you want to get into 12:17:35</p> <p>4 specifics of conversations with God, then EA was 12:17:38</p> <p>5 never mentioned. 12:17:41</p> <p>6 <b>Q. He never mentioned EA?</b> 12:17:42</p> <p>7 A. No. But it happened, so I -- 12:17:43</p> <p>8 <b>Q. He had a hand in it but he didn't tell you</b> 12:17:46</p> <p>9 <b>you should work for EA, Christopher.</b> 12:17:49</p> <p>10 A. Yeah. I just went to Florida and applied 12:17:51</p> <p>11 to jobs and EA got back. 12:17:54</p> <p>12 <b>Q. Did god tell you that you should work at</b> 12:17:56</p> <p>13 <b>the camp?</b> 12:17:59</p> <p>14 A. No. My friend Jeremy suggested it. 12:17:59</p> <p>15 <b>Q. That's not as powerful of a suggestion as</b> 12:18:01</p> <p>16 <b>one from God, I would imagine.</b> 12:18:03</p> <p>17 A. I don't -- let's see. Well, when you 12:18:05</p> <p>18 consider all things, I mean Jeremy suggesting I 12:18:09</p> <p>19 worked at the camp could have been God suggesting 12:18:13</p> <p>20 it. But was there a third audible voice glowing 12:18:15</p> <p>21 figure or from nothing at all, you know, that one 12:18:23</p> <p>22 would perceive to be the voice of God? No, there 12:18:26</p> <p>23 wasn't. It was just Jeremy speaking. 12:18:28</p> <p>24 <b>Q. I'm sorry to backtrack. You mentioned a</b> 12:18:31</p> <p>25 <b>glowing figure. Have you seen God also?</b> 12:18:34</p>	<p>1 A. Sorry. 12:19:22</p> <p>2 <b>Q. I wanted to know where he was.</b> 12:19:24</p> <p>3 A. Three figures standing on the side of my 12:19:26</p> <p>4 bed in cooling light. 12:19:29</p> <p>5 <b>Q. Three figures?</b> 12:19:30</p> <p>6 A. Yeah. If you read Genesis 18, whenever 12:19:31</p> <p>7 Abraham is walking with God, in one sentence it 12:19:36</p> <p>8 says Abraham is walking with God; and the next 12:19:38</p> <p>9 sentence it explains he was walking with three 12:19:41</p> <p>10 figures and then, yeah. 12:19:44</p> <p>11 <b>Q. So that he appeared to you the same way he</b> 12:19:44</p> <p>12 <b>appeared to Abraham?</b> 12:19:47</p> <p>13 A. I don't know that. I don't know Abraham. 12:19:49</p> <p>14 <b>Q. Abraham's never spoken to you.</b> 12:19:51</p> <p>15 A. No. 12:19:53</p> <p>16 <b>Q. So God appeared as three figures - and I'm</b> 12:19:53</p> <p>17 <b>sorry to keep going back to this but it's</b> 12:19:56</p> <p>18 <b>fascinating and it will tie into your experience at</b> 12:19:59</p> <p>19 <b>OTOY, I assure you. He appeared to you as three</b> 12:20:02</p> <p>20 <b>figures standing next to your bed?</b> 12:20:06</p> <p>21 A. Um-hum. 12:20:08</p> <p>22 <b>Q. And what did the figures look like?</b> 12:20:09</p> <p>23 A. Glowing white. Other than that I couldn't 12:20:11</p> <p>24 make out any details. 12:20:14</p> <p>25 <b>Q. Tall? Short? Fat? Skinny?</b> 12:20:16</p>
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<p>1 A. Yes. 12:18:36</p> <p>2 <b>Q. And he appears to you as a glowing figure?</b> 12:18:36</p> <p>3 A. Yeah. 12:18:40</p> <p>4 <b>Q. Where have you seen him?</b> 12:18:40</p> <p>5 A. Dream or just waking up from sleep which 12:18:42</p> <p>6 is probably just influenced by the dream state of 12:18:48</p> <p>7 the mind. 12:18:53</p> <p>8 <b>Q. So you haven't actually seen him, you've</b> 12:18:53</p> <p>9 <b>dreamt him, about him?</b> 12:18:56</p> <p>10 A. Yes. 12:18:57</p> <p>11 <b>Q. Had you ever seen God while you were awake?</b> 12:18:57</p> <p>12 A. No. 12:19:01</p> <p>13 <b>Q. So the glowing figure that you described is</b> 12:19:02</p> <p>14 <b>from your dream?</b> 12:19:05</p> <p>15 A. Yes. Or, like I said, I was just waking 12:19:06</p> <p>16 up. 12:19:09</p> <p>17 <b>Q. Where was it? In your room?</b> 12:19:09</p> <p>18 A. Yeah. 12:19:11</p> <p>19 <b>Q. Sitting on a chair?</b> 12:19:11</p> <p>20 A. No. Sleeping in my bed waking up in the 12:19:13</p> <p>21 morning. 12:19:16</p> <p>22 <b>Q. God was sleeping in your bed?</b> 12:19:16</p> <p>23 A. No, I was. God was standing on the side 12:19:18</p> <p>24 of the bed. 12:19:21</p> <p>25 <b>Q. That was my question.</b> 12:19:21</p>	<p>1 A. I can't tell you. 12:20:18</p> <p>2 <b>Q. Just glowing white balls?</b> 12:20:21</p> <p>3 A. No. Figures of people. 12:20:21</p> <p>4 <b>Q. Men?</b> 12:20:23</p> <p>5 A. Silhouettes, though, of light rather than 12:20:25</p> <p>6 a shadow. 12:20:28</p> <p>7 <b>Q. So you saw three glowing male silhouettes</b> 12:20:29</p> <p>8 <b>standing next to your bed.</b> 12:20:34</p> <p>9 A. I couldn't determine gender. 12:20:35</p> <p>10 <b>Q. But you told me God was male?</b> 12:20:37</p> <p>11 A. That's true. But I didn't infer God being 12:20:39</p> <p>12 a male from that vision. I inferred it from 12:20:41</p> <p>13 reading the Bible. 12:20:44</p> <p>14 <b>Q. Got it. So you saw these three figures.</b> 12:20:44</p> <p>15 <b>Did each of them have their own separate voice or</b> 12:20:48</p> <p>16 <b>is it one voice coming from all three figures?</b> 12:20:52</p> <p>17 A. I don't remember that they spoke to me. 12:20:54</p> <p>18 <b>Q. Okay. They just stood there.</b> 12:20:56</p> <p>19 A. Yeah. As far as I remember. 12:20:59</p> <p>20 <b>Q. You looked over - you're sleeping, you wake</b> 12:21:01</p> <p>21 <b>up, you look over and God is standing next to you?</b> 12:21:04</p> <p>22 A. Yeah. And close my eyes and, you know, 12:21:06</p> <p>23 it's a frightening experience. 12:21:11</p> <p>24 <b>Q. You were scared?</b> 12:21:13</p> <p>25 A. Yes, I was scared. 12:21:14</p>
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**A50A5CB**  
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1	<b>Q. When did that happen?</b>	12:21:15	1	on going to Australia and I left for Oregon for a	12:23:36
2	A. That was while I was in college, 2000 or	12:21:16	2	month before leaving to Australia.	12:23:39
3	2001 or 2002. Some time around then.	12:21:22	3	<b>Q. So you didn't go to Australia until</b>	12:23:42
4	<b>Q. Did you have a roommate at the time?</b>	12:21:24	4	<b>February of 2010. Correct?</b>	12:23:47
5	A. Yes, but I don't think he was in the room.	12:21:26	5	A. January 2010.	12:23:48
6	<b>Q. Did you tell him like --</b>	12:21:30	6	<b>Q. January.</b>	12:23:49
7	A. Sorry. Sorry. Mixing up apartments.	12:21:33	7	A. Yeah.	12:23:51
8	This would have taken place in the roommate -- the	12:21:36	8	<b>Q. And you were in Oregon in December of 2009.</b>	12:23:51
9	room I lived at prior to working at NASCE. So that	12:21:43	9	<b>Correct?</b>	12:23:54
10	would have been 2006 year or 2005. 2005-2006.	12:21:48	10	A. Yes.	12:23:54
11	<b>Q. Um-hum.</b>	12:21:52	11	<b>Q. And you were fired in late October 2009.</b>	12:23:54
12	A. And so I didn't have -- sorry. Let me	12:21:53	12	A. Yes.	12:23:58
13	get...	12:22:00	13	<b>Q. So you stayed in Florida for approximately</b>	12:23:59
14	<b>Q. It's okay.</b>	12:22:00	14	<b>another month?</b>	12:24:01
15	A. I don't remember exactly where it was.	12:22:01	15	A. Okay. Yeah.	12:24:01
16	<b>Q. You don't remember if your roommate was</b>	12:22:02	16	<b>Q. And then went back to Oregon?</b>	12:24:02
17	<b>there or not?</b>	12:22:04	17	A. Yeah.	12:24:03
18	A. There was no roommate there.	12:22:04	18	<b>Q. And during that month you were sending out</b>	12:24:04
19	<b>Q. No roommate?</b>	12:22:06	19	<b>resumes and looking for a job in Florida.</b>	12:24:06
20	A. No.	12:22:07	20	A. Um-hum.	12:24:08
21	<b>Q. Did you tell anyone? Wake up and like call</b>	12:22:07	21	<b>Q. When you didn't find a job you moved back</b>	12:24:09
22	<b>911, there are three people in my room?</b>	12:22:11	22	<b>to Oregon.</b>	12:24:11
23	A. No. I told someone at the church group I	12:22:12	23	A. Yes.	12:24:11
24	was going to.	12:22:15	24	<b>Q. Did you move to your parents house in</b>	12:24:11
25	<b>Q. Right. But I mean you said you were scared</b>	12:22:15	25	<b>Oregon?</b>	12:24:13
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1	<b>and alarmed.</b>	12:22:18	1	A. Yes.	12:24:13
2	A. Oh, yeah.	12:22:18	2	<b>Q. The same house that you're staying at now?</b>	12:24:14
3	<b>Q. But you did nothing about it?</b>	12:22:19	3	A. Yes.	12:24:16
4	A. No. I mean I -- I presumed from what	12:22:21	4	<b>Q. Okay. And then you decided to go to</b>	12:24:16
5	impression my mind got that it was God so, you	12:22:27	5	<b>Australia. Correct?</b>	12:24:21
6	know, I just accepted the fact.	12:22:31	6	A. Um-hum.	12:24:22
7	<b>Q. Okay. So you're fired from EA after six</b>	12:22:33	7	<b>Q. What prompted that decision?</b>	12:24:22
8	<b>weeks. Did you ever complain to anyone there that</b>	12:22:40	8	A. That was another I felt God was telling me	12:24:24
9	<b>you weren't given the work that you were allegedly</b>	12:22:42	9	to.	12:24:27
10	<b>promised?</b>	12:22:46	10	<b>Q. God told you to go to Australia?</b>	12:24:27
11	A. Not directly. I called -- who did I call?	12:22:46	11	A. Yeah.	12:24:29
12	Unemployment, described the case, and I don't	12:22:52	12	<b>Q. There was no girl in Australia that asked</b>	12:24:29
13	remember if they complained back to EA or got a --	12:22:56	13	<b>you to move to Australia?</b>	12:24:38
14	held conversations from that.	12:23:01	14	A. No. But after I set my mind to it I	12:24:39
15	<b>Q. You just wanted to go back to Oregon at</b>	12:23:02	15	regained contact with a few friends and they seemed	12:24:46
16	<b>that point.</b>	12:23:05	16	induced to see me.	12:24:51
17	A. No. No.	12:23:05	17	<b>Q. So the friends told you to come back, come</b>	12:24:52
18	<b>Q. So you stayed in Florida after you were</b>	12:23:08	18	<b>back to Melbourne?</b>	12:24:55
19	<b>fired?</b>	12:23:09	19	A. Yeah. They wanted me to be there.	12:24:55
20	A. Yes. I stayed there and kept looking for	12:23:10	20	<b>Q. What did your parents say about the fact</b>	12:24:57
21	jobs.	12:23:12	21	<b>that you were about to go move to the other side of</b>	12:25:01
22	<b>Q. For how long?</b>	12:23:12	22	<b>the world?</b>	12:25:04
23	A. Well, I was fired I think it was around	12:23:13	23	A. I had done it before. They -- my mom had	12:25:04
24	October 23, and I kept looking for jobs until the	12:23:18	24	been there before, so they didn't mind.	12:25:06
25	beginning of December when I -- then I was planning	12:23:32	25	<b>Q. They encouraged it?</b>	12:25:10
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1	A. To be honest they were probably – I think	12:25:12	1	<b>Q. Is Open CV a computer language?</b>	12:27:34
2	they were, I think they were accepting of my	12:25:14	2	A. Open Computer Vision. No. Oh, that's	12:27:37
3	decision but they wouldn't mind me being closer.	12:25:18	3	probably why I described it as an API. It could be	12:27:39
4	<b>Q. Um-hum. Did you have a job lined up in</b>	12:25:22	4	seen as a collection of a library and then files,	12:27:43
5	<b>Australia before you left?</b>	12:25:25	5	header files, which describe how to interact with	12:27:49
6	A. No.	12:25:26	6	the library. And the API is -- don't take this to	12:27:52
7	<b>Q. So you went there without a job. Where did</b>	12:25:26	7	be, you know, as I said before, I wouldn't consider	12:27:57
8	<b>you plan to stay when you went there?</b>	12:25:30	8	myself an expert in programming. Don't take this	12:27:59
9	A. Well, typical of my behavior, I knew I was	12:25:31	9	to be an expert statement, but API, to me, meant	12:28:02
10	supposed to go but I didn't really do anything	12:25:40	10	the entirety of the headers of the library.	12:28:08
11	about it. I just assumed the pieces would fall	12:25:42	11	<b>Q. You described open CV as an API and you say</b>	12:28:14
12	into place. And then an old friend from, as I	12:25:45	12	<b>it's not a language, but you also told me that Lua,</b>	12:28:19
13	mentioned before, Overseas Christian Fellowship	12:25:48	13	<b>L-U-A, was a language and you described that as an</b>	12:28:22
14	where I had attended, looked me up and started	12:25:50	14	<b>API also.</b>	12:28:25
15	chatting with me again and I told him I was	12:25:55	15	A. Lua has an API to it. It is a language.	12:28:25
16	thinking of going and they told me that they knew	12:25:58	16	It is a distinct syntax of its own, but it also has	12:28:28
17	someone who needed a place to stay and	12:26:02	17	an API - excuse me - by which other languages can	12:28:33
18	coincidentally this person was getting a new house	12:26:05	18	interact with it such as C++.	12:28:35
19	who needed a roommate for it within three days of	12:26:08	19	<b>Q. And when did you begin working at Victoria</b>	12:28:37
20	whenever I ended up -- one day ended up	12:26:11	20	<b>Machine Vision?</b>	12:28:43
21	orchestrated that I arrived in the country.	12:26:14	21	A. Sometime in February 2010.	12:28:44
22	<b>Q. That's God. Right?</b>	12:26:16	22	<b>Q. For how long did you work there?</b>	12:28:47
23	A. It all fell into place.	12:26:18	23	A. I want to say as close as I could exactly	12:28:49
24	<b>Q. That was God?</b>	12:26:19	24	six months because that's as long as my visa	12:28:53
25	A. I assumed so.	12:26:20	25	allowed me.	12:28:55

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1	<b>Q. So then did you find a job in Australia?</b>	12:26:21	1	<b>Q. So your visa expired and you had to move</b>	12:28:57
2	A. Yes.	12:26:27	2	<b>back to the U.S.?</b>	12:28:59
3	<b>Q. Where?</b>	12:26:27	3	A. I didn't have to move back. I didn't move	12:29:00
4	A. Victoria Machine Vision.	12:26:29	4	back immediately.	12:29:05
5	<b>Q. What is that?</b>	12:26:31	5	<b>Q. What did you do after your visa expired?</b>	12:29:06
6	A. It does a computer vision quality control.	12:26:32	6	A. First I visited a friend in Malaysia for a	12:29:08
7	They'll put cameras hooked up to the computers on	12:26:37	7	week. Maybe it was ten days. I forget.	12:29:12
8	assembly lines for products and assess whether -	12:26:42	8	<b>Q. Male or female?</b>	12:29:14
9	quality control questions - whether the product is	12:26:48	9	A. Female.	12:29:16
10	defective or not.	12:26:51	10	<b>Q. How did you meet this female in Malaysia?</b>	12:29:16
11	<b>Q. And what did you do for them?</b>	12:26:52	11	A. She looked me up on Facebook when I first	12:29:21
12	A. I helped them design implementations of	12:26:53	12	moved to Australia.	12:29:23
13	their software.	12:26:56	13	<b>Q. Just randomly?</b>	12:29:24
14	<b>Q. What is an API?</b>	12:26:57	14	A. Just randomly.	12:29:25
15	A. Applications programmer interface, I	12:26:59	15	<b>Q. What's her name?</b>	12:29:26
16	believe.	12:27:02	16	A. I honestly forgot. On Facebook it's	12:29:27
17	<b>Q. You wrote it on your resume. What -- I</b>	12:27:02	17	Heidi.	12:29:27
18	<b>don't know. What do you mean believe?</b>	12:27:09	18	<b>Q. Heidi.</b>	12:29:27
19	A. It's a common programming term and it has	12:27:09	19	A. But that's an English name.	12:29:34
20	to do with the way that a piece of software is	12:27:12	20	<b>Q. Did Heidi ask you to come to Malaysia and</b>	12:29:37
21	interacted with.	12:27:16	21	<b>visit her?</b>	12:29:42
22	<b>Q. Okay. When you wrote that you made use of</b>	12:27:18	22	A. No. I -- I was planning on traveling	12:29:42
23	<b>APIs such as Open CV, what does that mean?</b>	12:27:23	23	around southeast Asia after I left Australia but an	12:29:47
24	A. That means that -- I made use of Open CVs	12:27:26	24	old high school friend who was planning to move to	12:29:51
25	means it interacts with itself. Open CV has a --	12:27:30	25	Lebanon learned that I was in Australia and asked	12:29:54

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1	me to come see her. I agreed to it but they didn't	12:29:55	1	crush on her in grade school and if that's the sole	12:32:09
2	get back to me until even after my job at Victoria	12:30:01	2	premise that you're going to base an invitation on,	12:32:12
3	Machine Vision had ended and --	12:30:07	3	then that might be your motive.	12:32:14
4	<b>Q. Who didn't get back to you?</b>	12:30:09	4	<b>Q. It's true that whenever a girl speaks to</b>	12:32:18
5	A. My friend who was planning on going to	12:30:11	5	<b>you or shows any interest, you think that that girl</b>	12:32:21
6	Lebanon. And because they left me hanging I	12:30:13	6	<b>likes you. Is that right?</b>	12:32:23
7	decided to strike out with my original plan and I	12:30:17	7	A. Not necessarily. That it wasn't the case	12:32:24
8	had a number of friends who were from Malaysia and	12:30:20	8	with Heidi there. It wasn't the case with my	12:32:26
9	so I initially stayed where one of them suggested	12:30:24	9	friend in Australia.	12:32:28
10	was a good place to stay and then I planned to see	12:30:28	10	<b>Q. Happens often with you?</b>	12:32:29
11	a few others while I was there and Heidi was the	12:30:30	11	A. Does it happen often? I would say to	12:32:31
12	only one who had free time.	12:30:33	12	somewhat degree.	12:32:44
13	<b>Q. Did you think that Heidi may have been</b>	12:30:34	13	To be honest, I wouldn't say that I assume	12:32:45
14	<b>interested in you in a relationship sense?</b>	12:30:38	14	they like me as much as I would say that I'm single	12:32:50
15	A. I didn't speculate. I didn't entertain it	12:30:42	15	and looking myself and, you know, for certain	12:32:53
16	either. We just did things friends would do.	12:30:45	16	people occasionally explore the option. I wouldn't	12:32:59
17	<b>Q. How about this girl that was going to</b>	12:30:47	17	assume that people like me and especially in the	12:33:04
18	<b>Lebanon, did you think at first she might be</b>	12:30:49	18	case of this girl who I prefaced might not like me	12:33:07
19	<b>interested in you?</b>	12:30:51	19	just by what she was thinking.	12:33:13
20	A. You know, I thought there was a chance she	12:30:52	20	<b>Q. What was this girl's name, the one that was</b>	12:33:15
21	was so I warned her that I probably wasn't the	12:30:55	21	<b>going to Lebanon?</b>	12:33:17
22	person she remembered me from ten years ago to be	12:30:57	22	A. Nicole Chatterly.	12:33:18
23	from high school.	12:31:00	23	<b>Q. You tend to get your hopes up when girls</b>	12:33:21
24	<b>Q. Um-hum. How were you different?</b>	12:31:01	24	<b>speak to you or talk to you online, that they might</b>	12:33:28
25	A. From ten years ago?	12:31:03	25	<b>like you. Isn't that correct?</b>	12:33:30
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1	<b>Q. Yeah.</b>	12:31:05	1	A. By this time I think I had figured out --	12:33:31
2	A. I probably changed a lot. As quiet as my	12:31:05	2	<b>Q. Just in general.</b>	12:33:35
3	voice is I probably speak a lot, speak little	12:31:12	3	A. No.	12:33:36
4	more --	12:31:14	4	<b>Q. That's not correct?</b>	12:33:36
5	<b>Q. I mean, it was obviously significant enough</b>	12:31:15	5	A. It might have been correct years ago, but	12:33:37
6	<b>that you wanted to tell your friend that you're a</b>	12:31:17	6	no.	12:33:40
7	<b>different person than you were back in high school.</b>	12:31:20	7	<b>Q. And it's not correct today?</b>	12:33:41
8	<b>How so?</b>	12:31:23	8	A. No.	12:33:42
9	A. Well, it's common for people to sort of	12:31:23	9	<b>Q. Have you ever had a serious relationship</b>	12:33:42
10	build false perceptions of others when they haven't	12:31:27	10	<b>with a girl?</b>	12:33:48
11	been around them for a while to fill in the gaps of	12:31:29	11	A. Yes.	12:33:48
12	their memories with what conveniences them.	12:31:32	12	<b>Q. When?</b>	12:33:50
13	<b>Q. What was significant in your mind that you</b>	12:31:36	13	A. Ten years ago was the last one.	12:33:51
14	<b>needed to raise to this friend who was going to be</b>	12:31:38	14	<b>Q. Ten years ago.</b>	12:33:54
15	<b>in Lebanon that you needed to point out to her and</b>	12:31:40	15	A. Yeah.	12:33:55
16	<b>say, hey, I'm different than I used to be, just so</b>	12:31:43	16	<b>Q. With who?</b>	12:33:55
17	<b>you know?</b>	12:31:46	17	A. Melissa Hill.	12:33:57
18	A. Well, so another assumption you made is	12:31:47	18	<b>Q. College?</b>	12:34:01
19	that we really didn't know each other very well in	12:31:48	19	A. Yup.	12:34:03
20	high school. She just knew that I was overseas.	12:31:52	20	<b>Q. And how long did you and Melissa date?</b>	12:34:04
21	<b>Q. Why would -- why would it be then that you</b>	12:31:56	21	A. I don't even remember that. I don't even	12:34:11
22	<b>thought she ma be interested in you?</b>	12:31:58	22	remember when we dated. I thought it was in the	12:34:14
23	A. Because whenever I got to Lebanon she	12:32:00	23	fall of my sophomore year but she told me later	12:34:16
24	explained that the only thing she remembered of me	12:32:03	24	that it was in the spring of it, so. Spring, yeah.	12:34:20
25	from grade school and high school was that I had a	12:32:06	25	I don't know how long it was. Few months.	12:34:23
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. Few months. Was she your first girlfriend?</b>	12:34:25	1	<b>year and a half later if you were already a</b>	12:36:58
2	A. No.	12:34:34	2	<b>Christian?</b>	12:37:00
3	<b>Q. Who was your girlfriend before her?</b>	12:34:34	3	A. Because I hadn't established -- it took me	12:37:00
4	A. Before her was... Gosh, this was so long	12:34:36	4	probably another two or three years to really	12:37:05
5	ago.	12:34:45	5	establish that in my own life I didn't want to date	12:37:07
6	<b>Q. That's okay. High school or another</b>	12:34:46	6	people, I didn't want to build a relationship with	12:37:12
7	<b>college girlfriend?</b>	12:34:48	7	people of different faiths because - as sort of	12:37:15
8	A. Another college girlfriend.	12:34:49	8	I've described as you've asked me about all my	12:37:21
9	<b>Q. Okay. But since Melissa Hill you have not</b>	12:34:51	9	friendships throughout this deposition, I have no	12:37:24
10	<b>had any other girlfriends?</b>	12:34:56	10	problem with people of other faiths, but for the	12:37:28
11	A. Yeah.	12:34:58	11	sake of building something personal for myself such	12:37:31
12	<b>Q. "Yeah" what does that mean?</b>	12:34:59	12	as a relationship I reserve that for people of the	12:37:34
13	A. Well, I was explaining the process to you.	12:35:00	13	same faith.	12:37:37
14	I stopped dating Melissa when I became a Christian	12:35:06	14	<b>Q. And in the past ten years you haven't found</b>	12:37:37
15	and it was at that point in time I started valuing	12:35:09	15	<b>anyone that you could share your faith with in that</b>	12:37:40
16	other things in an individual like spirituality and	12:35:11	16	<b>way?</b>	12:37:42
17	that's one of the reasons I've been a little more	12:35:16	17	A. In a relationship, no.	12:37:42
18	picky with my dating and therefore single person.	12:35:19	18	<b>Q. Have you been celibate for the last ten</b>	12:37:44
19	<b>Q. Did God tell you to stop dating Melissa?</b>	12:35:23	19	<b>years?</b>	12:37:49
20	A. Yeah.	12:35:26	20	A. Yup.	12:37:49
21	<b>Q. She was not a Christian?</b>	12:35:28	21	<b>Q. And is that because you're not looking for</b>	12:37:50
22	A. No, she wasn't.	12:35:30	22	<b>a relationship or because you choose not to be in a</b>	12:37:56
23	<b>Q. What was she?</b>	12:35:32	23	<b>relationship?</b>	12:38:00
24	A. She was still finding her way, I guess you	12:35:32	24	A. I am looking.	12:38:00
25	would say.	12:35:36	25	<b>Q. You are looking. And you're just striking</b>	12:38:01
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1	<b>Q. When you say that you became a Christian, I</b>	12:35:36	1	<b>out, for lack of a better word?</b>	12:38:05
2	<b>mean you told me earlier that you were raised</b>	12:35:39	2	A. Probably too picky. Yeah, striking out.	12:38:07
3	<b>Catholic. What do you mean by becoming a</b>	12:35:41	3	<b>Q. Do you ask girls out on dates?</b>	12:38:10
4	<b>Christian?</b>	12:35:44	4	A. Depends what you mean by a date.	12:38:13
5	A. This sort of gets into what I was	12:35:45	5	<b>Q. Do you try to go out with girls?</b>	12:38:15
6	explaining at the beginning about when you asked if	12:35:49	6	A. Depends what you mean by trying to go out.	12:38:22
7	I was religious; that I believe that a person's	12:35:50	7	What do you mean?	12:38:25
8	faith isn't -- or I believe that faith is not what	12:35:54	8	<b>Q. Are you interested in men?</b>	12:38:25
9	you're born into and what you do because you're	12:35:59	9	A. No.	12:38:27
10	told to do but rather what you willingly submit	12:36:03	10	<b>Q. Are you interested only in women?</b>	12:38:27
11	yourself to.	12:36:09	11	A. Yes.	12:38:29
12	<b>Q. Was there a date that you became a</b>	12:36:09	12	<b>Q. And are you looking for a girlfriend?</b>	12:38:30
13	<b>Christian?</b>	12:36:11	13	A. When you say are you interested, you're	12:38:33
14	A. I couldn't tell you the dates.	12:36:11	14	talking about sex. Right? Or a relationship.	12:38:35
15	<b>Q. Was there an event?</b>	12:36:13	15	Right?	12:38:37
16	A. Yeah. Yeah. It was about a year before,	12:36:16	16	<b>Q. In a relationship way. There doesn't</b>	12:38:37
17	a year and a half, I guess, before I was with	12:36:24	17	<b>necessarily have to be sex but in a relationship,</b>	12:38:40
18	Melissa even. I was with another girl -- I was	12:36:26	18	<b>to be a companion.</b>	12:38:42
19	dating another girl, in a relationship with another	12:36:30	19	A. Yes. Okay.	12:38:43
20	girl, and her mom was a devoted Christian and took	12:36:32	20	<b>Q. Right. You're looking for a relationship</b>	12:38:44
21	me aside and asked Would you like to accept Jesus?	12:36:38	21	<b>with a woman rather than with a man?</b>	12:38:46
22	<b>Q. And you said yes and that was the turning</b>	12:36:42	22	A. Yes.	12:38:48
23	<b>point?</b>	12:36:43	23	<b>Q. And you're pretty involved with Facebook,</b>	12:38:48
24	A. Yeah.	12:36:43	24	<b>are you not?</b>	12:38:54
25	<b>Q. So then why did you start dating Melissa a</b>	12:36:44	25	A. Um-hum.	12:38:54
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. Do you look to meet girls on Facebook?</b>	12:38:55	1	<b>Q. With who?</b>	12:41:05
2	A. No.	12:38:57	2	A. Myself.	12:41:05
3	<b>Q. How do you try to meet women?</b>	12:38:58	3	<b>Q. You went on a cruise by yourself?</b>	12:41:06
4	A. Honestly, I haven't really been looking	12:39:01	4	A. Yeah.	12:41:08
5	for the last few years.	12:39:05	5	<b>Q. To the Caribbean?</b>	12:41:08
6	<b>Q. So let's go back to Malaysia. You were</b>	12:39:07	6	A. Yeah.	12:41:09
7	<b>there for how long?</b>	12:39:15	7	<b>Q. For how long?</b>	12:41:10
8	A. I think seven to ten days.	12:39:15	8	A. I think it was about a week.	12:41:10
9	<b>Q. And then what did you do?</b>	12:39:18	9	<b>Q. And what did you do after the Caribbean?</b>	12:41:12
10	A. Then that was around the time that Nicole,	12:39:20	10	A. I went back home.	12:41:13
11	the girl in Lebanon, got back to me and said sure,	12:39:23	11	<b>Q. Home being Oregon?</b>	12:41:15
12	you can come see me.	12:39:26	12	A. Yes.	12:41:16
13	<b>Q. Did you think at that time that she wanted</b>	12:39:27	13	<b>Q. And when you went back to Oregon you had no</b>	12:41:16
14	<b>to be with you in a --</b>	12:39:32	14	<b>job lined up?</b>	12:41:21
15	A. No. I thought that I -- several months	12:39:34	15	A. No.	12:41:22
16	earlier when she first looked me up and acted	12:39:37	16	Oh, wait. Wait. Let me think. No, I	12:41:23
17	interested in seeing me, I thought then she might	12:39:40	17	didn't. I had no job lined up.	12:41:27
18	be, but after she spent so long to get back I	12:39:42	18	<b>Q. So when did you get back to Oregon after</b>	12:41:29
19	realized she probably wasn't.	12:39:45	19	<b>this cruise?</b>	12:41:31
20	<b>Q. Did you then go to Lebanon to visit her?</b>	12:39:46	20	A. I think that was around the beginning of	12:41:32
21	A. Yes.	12:39:48	21	September of 2010. I think it was like September 5	12:41:42
22	<b>Q. And how long did you stay in Lebanon?</b>	12:39:49	22	or six or so.	12:41:47
23	A. I think about a week.	12:39:50	23	<b>Q. No job and you moved back to your parents</b>	12:41:47
24	<b>Q. You didn't work while you were there?</b>	12:39:52	24	<b>house?</b>	12:41:51
25	A. No.	12:39:54	25	A. Yeah.	12:41:52

1	<b>Q. And what did you do after Lebanon?</b>	12:39:54	1	<b>Q. You start then looking for a job?</b>	12:41:52
2	A. I went to the Caribbean and spent a week	12:39:57	2	A. Yup. Well, actually I think... I don't	12:41:55
3	there.	12:40:04	3	think I was looking for a job.	12:42:04
4	<b>Q. Why did you go to the Caribbean?</b>	12:40:04	4	Oh, okay. Now I remember. While I was on	12:42:05
5	A. Because we planned to -- so we had been	12:40:06	5	the cruise I had a vivid dream that a friend told	12:42:09
6	planning to travel --	12:40:11	6	me you should go back to college or something like	12:42:12
7	<b>Q. Who is "we"?</b>	12:40:12	7	that. Something to that extent. And so I started	12:42:14
8	A. Me and Nicole. We had been planning to	12:40:13	8	looking into returning to college. So I don't	12:42:17
9	travel from the very start of it. We established	12:40:16	9	think I was looking for a job now that I think	12:42:22
10	that both of us enjoyed traveling and we both	12:40:18	10	about it.	12:42:26
11	traveled a lot before and that maybe we should	12:40:21	11	<b>Q. Okay. So did you apply to school?</b>	12:42:26
12	travel together, and so our plans of traveling	12:40:23	12	A. I don't think I applied immediately. I	12:42:30
13	began with traveling around the Middle East and	12:40:26	13	returned to Australia for a while and that's where	12:42:35
14	kept getting construed to traveling to Turkey and	12:40:30	14	I spoke to professors and put an application in.	12:42:38
15	then to cruise the Mediterranean. She wanted to	12:40:32	15	<b>Q. So let me take a step back. So in</b>	12:42:41
16	do -- she had never been on a cruise and then she	12:40:36	16	<b>September 2010 you moved to Oregon?</b>	12:42:43
17	wanted to do a cruise around the Caribbean because	12:40:38	17	A. Um-hum.	12:42:45
18	she would do the cruise halfway to home to get to	12:40:41	18	<b>Q. You had a vivid dream.</b>	12:42:45
19	home and be with her family. I sort of agreed to	12:40:46	19	A. Before that I had the dream.	12:42:47
20	it all and then didn't think much beyond that.	12:40:49	20	<b>Q. But the dream on the ship. Right?</b>	12:42:48
21	<b>Q. Okay.</b>	12:40:53	21	A. Yeah.	12:42:50
22	A. So by the end of it we had reserved a	12:40:53	22	<b>Q. Dream on the cruise ship. Go back to</b>	12:42:51
23	cruise on the Mediterranean and she had decided she	12:40:56	23	<b>college. So you move back to Oregon in September</b>	12:42:52
24	didn't want to be around me any more so I was left	12:40:59	24	<b>2010 with the intent of going back to college or at</b>	12:42:55
25	with two cruise tickets, so I used them.	12:41:03	25	<b>least pursuing it. Correct?</b>	12:42:58

**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	A. Yeah.	12:42:56	1	<b>Q. Okay. And this is Charlie Wallace that you're talking about?</b>	12:44:55
2	<b>Q. And then did you have another dream that told you to go back to Australia?</b>	12:42:59	2	A. Yeah.	12:44:58
3	A. No. But the whole story there - now that you have my tax info you can see this - is that if you work overseas, if you spend all except for something like four to six weeks overseas, then this country will not tax you 10 to 15 percent on what you earned overseas.	12:43:01	3	<b>Q. How did you know Charlie Wallace?</b>	12:44:59
4	A. No. But the whole story there - now that you have my tax info you can see this - is that if you work overseas, if you spend all except for something like four to six weeks overseas, then this country will not tax you 10 to 15 percent on what you earned overseas.	12:43:02	4	A. I didn't.	12:45:01
5	A. Yeah.	12:43:06	5	<b>Q. So how did Charlie contact you?</b>	12:45:02
6	<b>Q. So you went back to Australia to work?</b>	12:43:11	6	A. He sent me an e-mail saying that OTOY was looking for GPU programmers and asked if I was interested in working for him.	12:45:04
7	A. I was open to work. I was looking for education but I was open to either.	12:43:15	7	<b>Q. How would he know to contact you of all people?</b>	12:45:13
8	<b>Q. This is what, September, October 2010?</b>	12:43:18	8	A. Because I have my website there and it has some of my work and I don't think it had my thesis at the time but most of my work and --	12:45:15
9	A. September. I think it was September, yeah. I think mid September I ended up -- wait. Actually... I don't remember the dates exactly. It was some time around September.	12:43:22	9	<b>Q. How did he find your website?</b>	12:45:22
10	<b>Q. Okay.</b>	12:43:23	10	A. Probably typed GPU into Google. I don't know. I don't know.	12:45:24
11	A. I believe. I'm a little fuzzy. It might have even --	12:43:25	11	<b>Q. Had any other potential employers ever contacted you from your website?</b>	12:45:29
12	<b>Q. When you were in Australia did you have a job?</b>	12:43:28	12	A. I don't know if they had before that. I'm confident they have. They certainly have after that. It's not always - in fact, I don't know if it's ever pertained to GPU work.	12:45:30
13	A. No.	12:43:31	13	<b>Q. Um-hum.</b>	12:45:33
14		12:43:33	14	A. And whenever I say that - I'm sorry, let	12:45:34
15		12:43:36	15		12:45:38
16		12:43:41	16		12:45:42
17		12:43:43	17		12:45:43
18		12:43:45	18		12:45:45
19		12:43:50	19		12:45:47
20		12:43:51	20		
21		12:43:55	21		
22		12:43:56	22		
23		12:43:58	23		
24		12:43:58	24		
25		12:43:58	25		

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1	<b>Q. Were you applying for jobs?</b>	12:43:59	1	me clarify again. Plenty of employers contact me but it might be through temp agencies I'm registered with or even LinkedIn.	12:45:49
2	A. Yes.	12:44:01	2	<b>Q. But do you know that Charlie contacted you based on the work on your website as opposed to any other source that he may have gotten your information from?</b>	12:45:52
3	<b>Q. Where?</b>	12:44:02	3	A. I know he asked or that he said OTOY was looking for GPU programmers. I know that my website demonstrates my GPU skills. I don't know if that's the connection he made. I don't know of any other connection he could have made, so...	12:45:56
4	A. I don't remember that. I remember using their job search websites.	12:44:02	4	<b>Q. He sent you an e-mail and you're reading his e-mail. It says OTOY wants to know if you're interested, you didn't ask How did you get my name?</b>	12:45:58
5	<b>Q. Were you looking for jobs in Australia or looking for jobs elsewhere in the world?</b>	12:44:07	5	A. No.	12:46:00
6	A. At first in Australia and later elsewhere.	12:44:09	6	<b>Q. You didn't think that was relevant?</b>	12:46:05
7	<b>Q. Did you send a resume or a cover letter to OTOY while you were in Australia?</b>	12:44:11	7	A. No.	12:46:07
8	A. I don't think I ever even sent them a resume.	12:44:13	8	<b>Q. Didn't matter to you?</b>	12:46:08
9	<b>Q. Did you contact OTOY while you were in Australia?</b>	12:44:16	9	A. No.	12:46:13
10	A. No. Actually, Charlie first contacted me the day or -- the day of or the day after I returned from the cruise and I told him --	12:44:26	10	<b>Q. You were just happy that this company contacted you and that you could get a job?</b>	12:46:15
11	<b>Q. Take a step back.</b>	12:44:28	11	A. Sort of. I told him that I would check back in with him because, like I told you, I was pursuing educational aspects.	12:46:19
12	A. Yeah.	12:44:31	12		12:46:21
13	<b>Q. You returned from the cruise back in September of 2010 --</b>	12:44:33	13		12:46:23
14	A. Yeah.	12:44:34	14		12:46:25
15	<b>Q. -- to Oregon.</b>	12:44:34	15		12:46:28
16	A. Yeah. It might have been earlier. I don't remember the exact dates.	12:44:37	16		12:46:31
17		12:44:40	17		12:46:33
18		12:44:43	18		12:46:34
19		12:44:45	19		12:46:34
20		12:44:46	20		12:46:35
21		12:44:50	21		12:46:35
22		12:44:51	22		12:46:38
23		12:44:51	23		12:46:40
24		12:44:52	24		12:46:42
25		12:44:54	25		12:46:44

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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. Um-hum.</b>	12:46:44	1	<b>expressing interest to see whether a job</b>	13:38:52
2	MR. BRETTLER: All right. I think this is	12:46:48	2	<b>opportunity was still available?</b>	13:38:56
3	a good time to grab lunch. Why don't we go off the	12:46:49	3	A. Yes.	13:38:58
4	record.	12:46:52	4	<b>Q. And do you recall sending that e-mail from</b>	13:38:58
5	(Lunch recess from 12:47 p.m. to	12:46:54	5	<b>wherever you were staying in Australia to Charlie</b>	13:39:06
6	1:37 p.m.)	12:46:54	6	<b>in California. Correct?</b>	13:39:08
7	MR. BRETTLER: Good afternoon, Christopher.	13:36:43	7	A. Yes.	13:39:09
8	I hope that you had a nice lunch.	13:36:44	8	<b>Q. And you asked him whether or not there was</b>	13:39:10
9	I had the opportunity over lunch to begin	13:36:48	9	<b>still an opportunity for you to interview with</b>	13:39:14
10	reviewing some of the documents that you produced	13:36:50	10	<b>OTOY. Correct?</b>	13:39:18
11	to me on the CD. There are quite a few documents	13:36:53	11	A. Yes.	13:39:20
12	on here and you didn't produce them to me in hard	13:36:56	12	<b>Q. And Charlie told you that there was.</b>	13:39:20
13	copy format which makes it difficult for me to	13:36:59	13	A. Yes.	13:39:22
14	review them in this deposition setting, so	13:37:02	14	<b>Q. At that point did you then set up an</b>	13:39:22
15	Plaintiff will reserve its rights to re-notice and	13:37:04	15	<b>interview to meet with Charlie and other executives</b>	13:39:26
16	continue your deposition if we do have additional	13:37:07	16	<b>at OTOY?</b>	13:39:29
17	questions based on these documents. We may need to	13:37:11	17	A. Yes.	13:39:30
18	come back here after today if we don't finish, and	13:37:15	18	<b>Q. You were still living in Australia at the</b>	13:39:30
19	I'm just putting that on the record.	13:37:20	19	<b>time. Correct?</b>	13:39:32
20	<b>Q. We were, before the break, discussing your</b>	13:37:22	20	A. Yes.	13:39:33
21	<b>employment with OTOY and how you became acquainted</b>	13:37:28	21	<b>Q. So did you plan to come back to the United</b>	13:39:33
22	<b>with the company and you had testified that Charlie</b>	13:37:35	22	<b>States for the purpose of meeting with OTOY or had</b>	13:39:39
23	<b>Wallace sent you an e-mail out of the blue asking</b>	13:37:38	23	<b>you already decided that you were coming back to</b>	13:39:41
24	<b>if you were interested in coming to work for the</b>	13:37:41	24	<b>the U.S.?</b>	13:39:43
25	<b>company. Is that correct?</b>	13:37:43	25	A. I had already decided I was coming back to	13:39:44
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1	A. Yes.	13:37:44	1	the U.S. I had interviewed – I was interested and	13:39:46
2	<b>Q. And do you recall that that e-mail that</b>	13:37:44	2	I think I had already interviewed or scheduled	13:39:52
3	<b>Charlie sent you was some time in early September,</b>	13:37:49	3	interviews with several other companies.	13:39:54
4	<b>2010?</b>	13:37:52	4	<b>Q. Had you heard of OTOY prior to Charlie</b>	13:39:56
5	A. I believe so. I just remember it was the	13:37:53	5	<b>contacting you back in early September?</b>	13:39:59
6	day of or the day after I got back from the cruise.	13:37:56	6	A. No.	13:40:01
7	<b>Q. Okay. And do you recall that you did not</b>	13:38:00	7	<b>Q. After Charlie sent you that e-mail, and</b>	13:40:02
8	<b>respond to Mr. Wallace immediately?</b>	13:38:03	8	<b>according to the documents you provided to me it</b>	13:40:06
9	A. Sounds right. I know that when I	13:38:06	9	<b>looks like it was about three weeks before you</b>	13:40:08
10	responded I told him that I would get back to him	13:38:10	10	<b>responded, had you researched the company during</b>	13:40:10
11	later if I was interested; that I wasn't	13:38:14	11	<b>that time?</b>	13:40:12
12	immediately interested.	13:38:16	12	A. Wait. During the three weeks from when	13:40:13
13	<b>Q. And do you recall that it was several</b>	13:38:16	13	Charlie initially contacted me and I initially	13:40:16
14	<b>weeks, three weeks, before you finally responded to</b>	13:38:19	14	responded?	13:40:20
15	<b>Mr. Wallace letting him know that you weren't</b>	13:38:21	15	<b>Q. Correct.</b>	13:40:20
16	<b>immediately interested?</b>	13:38:24	16	A. I don't remember but I probably did.	13:40:21
17	A. Oh, I don't remember that. But I believe	13:38:25	17	<b>Q. And at some point while you were in</b>	13:40:23
18	it.	13:38:28	18	<b>Australia I imagine that you researched the</b>	13:40:26
19	<b>Q. You then went back to Australia. Correct?</b>	13:38:29	19	<b>company. Is that correct?</b>	13:40:29
20	A. Yes.	13:38:35	20	A. I don't remember. I don't think I did but	13:40:31
21	<b>Q. And that was some time in September,</b>	13:38:35	21	I may have.	13:40:34
22	<b>October of 2010. Correct?</b>	13:38:40	22	<b>Q. Well, if you sent Charlie an e-mail asking</b>	13:40:35
23	A. Yes.	13:38:42	23	<b>if the job opportunity was still available, did you</b>	13:40:38
24	<b>Q. And while you were in Australia do you</b>	13:38:42	24	<b>do that without first looking into the company to</b>	13:40:42
25	<b>recall sending an e-mail to Charlie Wallace</b>	13:38:51	25	<b>see what type of work that they did?</b>	13:40:45
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1	A. I guess what I meant to say is if I looked	13:40:47	1	<b>OTOY was doing. Correct?</b>	13:43:13
2	into the company it was probably immediately after	13:40:49	2	A. I knew the work that their website had	13:43:15
3	they sent their first e-mail to me. I don't know	13:40:53	3	said and after I had the interview I knew the work	13:43:18
4	that I would have continued to keep tabs on them	13:40:56	4	that they described to me.	13:43:21
5	but I don't think I did but I could have.	13:40:59	5	<b>Q. And that was interesting to you. Correct?</b>	13:43:23
6	<b>Q. Was that your only job opportunity at that</b>	13:41:00	6	A. Yes.	13:43:25
7	<b>time?</b>	13:41:07	7	<b>Q. And when you -- how long did your interview</b>	13:43:25
8	A. Do you mean the only person that came to	13:41:07	8	<b>last?</b>	13:43:30
9	me or the only -- no.	13:41:09	9	A. I don't remember that.	13:43:31
10	<b>Q. Were there other companies that you were</b>	13:41:12	10	<b>Q. Do you know who you met with?</b>	13:43:32
11	<b>interviewing at at that same time?</b>	13:41:14	11	A. I met with Alissa Grainger, Jules Urbach	13:43:34
12	A. Yes.	13:41:16	12	and Charlie Wallace.	13:43:39
13	<b>Q. In America?</b>	13:41:17	13	<b>Q. And did you meet with them individually or</b>	13:43:40
14	A. Yes.	13:41:18	14	<b>was that a group interview?</b>	13:43:42
15	<b>Q. When you set up your interview with OTOY in</b>	13:41:18	15	A. Group interview.	13:43:43
16	<b>mid to late October 2010 had you already been on</b>	13:41:24	16	<b>Q. And did you meet with them for more than</b>	13:43:44
17	<b>other interviews with other companies in the U.S.?</b>	13:41:28	17	<b>four hours together?</b>	13:43:47
18	A. When I set the interview up I don't know	13:41:31	18	A. Probably not. I think it was just an	13:43:49
19	if I had had phone interviews with other companies.	13:41:35	19	hour, maybe two.	13:43:53
20	I did have those phone interviews before I started	13:41:39	20	<b>Q. Okay.</b>	13:43:55
21	working with OTOY, though.	13:41:43	21	A. But it could have been four. I don't	13:43:56
22	<b>Q. Um-hum. Do you recall that you set up a</b>	13:41:44	22	know.	13:43:57
23	<b>time to meet Charlie and other executives in person</b>	13:41:54	23	<b>Q. Were each of them peppering you with</b>	13:43:57
24	<b>in Los Angeles?</b>	13:41:58	24	<b>questions or was it more of them explaining to you</b>	13:44:00
25	A. Yes.	13:41:59	25	<b>their company and the type of work they did?</b>	13:44:05

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1	<b>Q. And that was prior to any phone interview.</b>	13:42:00	1	A. I think it was a little of both.	13:44:07
2	<b>Correct? With OTOY.</b>	13:42:03	2	<b>Q. They had -- they were already familiar with</b>	13:44:09
3	A. Yes. I don't believe I ever phone	13:42:06	3	<b>your work from your website. Correct?</b>	13:44:13
4	interviewed with OTOY.	13:42:09	4	A. Sounds good, yeah.	13:44:15
5	Sorry. Did you mean phone interviews with	13:42:16	5	<b>Q. What do you mean it sounds good?</b>	13:44:17
6	other companies?	13:42:18	6	A. I wouldn't know what they were familiar	13:44:19
7	<b>Q. No. I meant with OTOY.</b>	13:42:18	7	with.	13:44:20
8	A. No, I don't think I ever talked with	13:42:20	8	<b>Q. Well, didn't they tell you that they had</b>	13:44:20
9	anyone.	13:42:21	9	<b>been on your website and they saw some of the work</b>	13:44:22
10	<b>Q. And had you at that time already had phone</b>	13:42:22	10	<b>you did and they saw your thesis?</b>	13:44:25
11	<b>interviews with other companies?</b>	13:42:24	11	A. They told me that -- well, in the e-mail	13:44:26
12	A. Sorry. What time is this? Whenever I	13:42:25	12	Charlie told me that he was looking for GP	13:44:33
13	arrived?	13:42:28	13	programmers, so he must have -- I'm pretty sure	13:44:36
14	<b>Q. The time you came back to the U.S. It</b>	13:42:29	14	during the interview they said they had been to my	13:44:39
15	<b>looks to me, and correct me if I'm wrong, that you</b>	13:42:32	15	website. I don't think they had seen my thesis	13:44:43
16	<b>interviewed with OTOY the day or two after you came</b>	13:42:33	16	yet. I don't think I had even posted it online at	13:44:46
17	<b>back to the U.S.</b>	13:42:36	17	that time.	13:44:49
18	A. Yeah. My flight to get back home had a	13:42:37	18	<b>Q. No?</b>	13:44:49
19	layover in LAX so I detoured or I delayed the next	13:42:41	19	A. I don't think so. But I don't remember	13:44:50
20	portion of the flight and spent the day	13:42:47	20	exactly. I could have. I don't remember.	13:44:51
21	interviewing OTOY.	13:42:49	21	<b>Q. You had screen savers that you created</b>	13:44:54
22	<b>Q. And did you have high expectations for that</b>	13:42:54	22	<b>posted to your website?</b>	13:44:59
23	<b>interview based on your research about OTOY?</b>	13:42:57	23	A. Yes.	13:45:00
24	A. Yes. I believe I did, yes.	13:42:59	24	<b>Q. And they had reviewed those screen savers</b>	13:45:01
25	<b>Q. By that time you knew the type of work that</b>	13:43:05	25	<b>as part of their diligence process before they</b>	13:45:04

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1 interviewed you?	13:45:06	1 couple of days after you were back in Oregon. Does	13:47:55
2 A. Probably. I mean, I don't know what	13:45:07	2 that comport with your recollection?	13:47:58
3 process they used.	13:45:09	3 A. It sounds right.	13:48:00
4 Q. Well, didn't they mention that to you that	13:45:10	4 Q. And they contacted you to discuss what your	13:48:01
5 they saw some of the screen savers that you	13:45:13	5 salary would be?	13:48:04
6 created?	13:45:15	6 A. Yes.	13:48:04
7 A. They told me that they looked at my	13:45:16	7 Q. And was that discussion with Alissa	13:48:05
8 website. Of the things on my website, screen	13:45:18	8 Grainger?	13:48:14
9 savers are one. I don't know that they mentioned	13:45:21	9 A. It might have been by her but it was	13:48:14
10 screen savers in particular.	13:45:22	10 finalized with Charlie Wallace.	13:48:18
11 Q. And did they offer you a job that day that	13:45:24	11 Q. Did Ronnie Haimes have any role in that	13:48:21
12 you interviewed with them?	13:45:33	12 discussion?	13:48:25
13 A. I think -- I want to say yes, but I think	13:45:34	13 A. I don't remember. I don't believe so, but	13:48:26
14 that what they said was we will negotiate a salary	13:45:37	14 she could have.	13:48:29
15 or once we negotiate a salary you can work here or	13:45:44	15 Q. So during that phone conversation I'll	13:48:30
16 something like that to that extent.	13:45:47	16 represent to you which took place during the first	13:48:41
17 Q. And did you accept the job on the spot?	13:45:48	17 week of November according to the documents you	13:48:43
18 A. Yes.	13:45:51	18 provided to me, does that comport with your	13:48:45
19 Q. Even though your salary hadn't been	13:45:52	19 recollection?	13:48:49
20 finalized yet?	13:45:58	20 A. Sure.	13:48:49
21 A. Now, I don't believe I signed anything so	13:45:59	21 Q. And you settled on a salary with OTOY	13:48:50
22 my acceptance would have been verbal at the time,	13:46:06	22 during that phone conversation?	13:48:54
23 but I want to say yes.	13:46:09	23 A. Yes.	13:48:55
24 Q. You want to say yes to what? That you	13:46:10	24 Q. Was it a negotiation process or did they	13:48:56
25 accepted verbally?	13:46:12	25 tell you what your salary would be and you said	13:48:59
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1 A. That I accepted on the spot even though my	13:46:13	1 okay?	13:49:00
2 salary hadn't been finalized.	13:46:16	2 A. I think they asked me what I thought it	13:49:00
3 Q. Okay. And you still had a plan to go back	13:46:18	3 should be and I gave them a number and they gave me	13:49:04
4 to Oregon before starting to work at OTOY.	13:46:20	4 a counter and I accepted.	13:49:09
5 Correct?	13:46:25	5 Q. What was your opening demand?	13:49:11
6 A. I had no solid plans. I remember asking	13:46:25	6 A. \$80,000 a year.	13:49:14
7 them if they wanted me to start working the next	13:46:30	7 Q. And what was their counter demand?	13:49:17
8 day. They told me no, you better go back to	13:46:32	8 A. 70,000 for the first three months and then	13:49:19
9 Oregon, we'll call you whenever we need you.	13:46:35	9 \$80,000 after that.	13:49:25
10 Q. Um-hum. And they did call you?	13:46:37	10 Q. Did you consider that three-month period	13:49:26
11 A. Yeah.	13:46:39	11 like a probationary period?	13:49:33
12 Q. How long after you got back to Oregon did	13:46:40	12 A. It sounded like it. I mean, from the	13:49:36
13 they call you?	13:46:42	13 notion of stepping up pay scales, I assume so. I	13:49:40
14 A. I don't remember when they called me. I	13:46:43	14 don't know otherwise.	13:49:46
15 don't exactly remember.	13:46:48	15 Q. Well, when you first accepted a position at	13:49:47
16 Q. Maybe I can refresh your memory. Do you	13:46:49	16 OTOY you did not have to sign a written employment	13:49:49
17 recall that you interviewed with OTOY the last week	13:47:24	17 contract. Correct?	13:49:54
18 of October, 2010?	13:47:27	18 A. Prior to working for those first three	13:49:56
19 A. That sounds right. I don't remember	13:47:30	19 months I did have to sign a three-month employment	13:49:59
20 exactly when.	13:47:31	20 contract.	13:50:03
21 Q. And then after that interview you went back	13:47:32	21 Q. You did sign a three-month employment	13:50:03
22 to Oregon?	13:47:35	22 contract?	13:50:05
23 A. Yes.	13:47:36	23 A. Yes.	13:50:05
24 Q. And according to the documents that you	13:47:36	24 Q. And that was for the \$70,000 for the three	13:50:06
25 sent me it looks like they contacted you only a	13:47:51	25 months?	13:50:10
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1	A. Yeah.	13:50:10	1	<b>Q. Also on the disk?</b>	13:52:00
2	<b>Q. And then it ended after three months?</b>	13:50:10	2	A. Yes.	13:52:01
3	A. Yes.	13:50:13	3	<b>Q. Okay.</b>	13:52:01
4	<b>Q. Did you provide me with a copy of that</b>	13:50:13	4	A. And I think you might have a physical	13:52:03
5	<b>contract?</b>	13:50:16	5	copy. I'm not sure of the physical but I'm more	13:52:05
6	A. I believe so. I believe it's in the typed	13:50:16	6	confident on the disk.	13:52:08
7	stack. Actually, it might be but I'm fairly	13:50:18	7	<b>Q. Okay.</b>	13:52:10
8	confident it's in the CD. I'm very confident it's	13:50:23	8	MR. BRETTLER: I'm going to ask that the	13:52:32
9	in the CD. It might not be, but I'm pretty sure	13:50:26	9	Court Reporter mark this document as Exhibit 1 and	13:52:33
10	it's there.	13:50:29	10	when she marks it she will hand you a copy.	13:52:35
11	<b>Q. Well, I haven't seen it yet, which doesn't</b>	13:50:29	11	(Deposition Exhibit No. 1 was marked for	13:52:35
12	<b>mean it's not there. Like I said, I only had a</b>	13:50:32	12	identification.)	13:52:35
13	<b>brief amount of time to go through that. I did not</b>	13:50:35	13	<b>Q. Take a moment and look at that document and</b>	13:52:56
14	<b>see it and I'd like you to double-check when you go</b>	13:50:36	14	<b>let me know if you recognize it.</b>	13:52:58
15	<b>back to your parents house, if you would, and let</b>	13:50:40	15	A. So this I'm fairly confident is the second	13:53:03
16	<b>me know if that contract is in fact on the disk.</b>	13:50:44	16	contract that I signed with them.	13:53:09
17	A. Okay.	13:50:47	17	<b>Q. This is the second employment agreement</b>	13:53:11
18	<b>Q. If it's not, I request that you produce it.</b>	13:50:48	18	<b>that you signed with OTOY?</b>	13:53:13
19	A. Okay.	13:50:50	19	A. Yes.	13:53:14
20	<b>Q. So is it then correct that you signed two</b>	13:50:51	20	<b>Q. And if you could flip to the second to last</b>	13:53:15
21	<b>contracts with OTOY, two employment contracts with</b>	13:50:56	21	<b>page for me, which is number five, page five. Do</b>	13:53:21
22	<b>OTOY?</b>	13:50:59	22	<b>you see that?</b>	13:53:30
23	A. For the duration I was there, yes.	13:50:59	23	A. Okay.	13:53:31
24	<b>Q. For the duration that you were there. And</b>	13:51:01	24	<b>Q. And you'll see two signatures there. The</b>	13:53:31
25	<b>those employment contracts are separate and apart</b>	13:51:04	25	<b>signature on the bottom, is that your signature?</b>	13:53:33
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1	from nondisclosure agreements which we'll cover	13:51:06	1	A. Yes, it is.	13:53:35
2	later, but there's two contracts that covered just	13:51:08	2	<b>Q. Did you sign that?</b>	13:53:36
3	the terms of your employment. Correct?	13:51:11	3	A. Yes.	13:53:38
4	A. Wait. Sorry. What was the question?	13:51:12	4	<b>Q. And do you recognize the signature above</b>	13:53:38
5	<b>Q. Let me take a step back. Maybe it was</b>	13:51:18	5	<b>your signature?</b>	13:53:44
6	<b>unclear.</b>	13:51:21	6	A. Yes.	13:53:44
7	<b>The first contract that you signed with</b>	13:51:21	7	<b>Q. Can you tell me whose signature that is?</b>	13:53:45
8	<b>OTOY was when you started working there in</b>	13:51:23	8	A. Alissa Grainger.	13:53:47
9	<b>approximately November 2010. Correct?</b>	13:51:26	9	<b>Q. And the employment agreement on page one is</b>	13:53:50
10	A. Yes.	13:51:28	10	<b>dated as of March 1, 2011. Would you have signed</b>	13:53:54
11	<b>Q. And that contract covered only a</b>	13:51:30	11	<b>the agreement on or about that date?</b>	13:53:57
12	<b>three-month period?</b>	13:51:32	12	A. Yes.	13:53:59
13	A. Yes.	13:51:33	13	<b>Q. Do you recall if OTOY provided you with a</b>	13:54:00
14	<b>Q. Upon expiration of that contract you signed</b>	13:51:33	14	<b>copy of this agreement before they asked you to</b>	13:54:12
15	<b>another contract with OTOY. Correct?</b>	13:51:39	15	<b>sign it?</b>	13:54:16
16	A. Even when you say "upon" I believe it was	13:51:40	16	A. Yes.	13:54:16
17	even after the contract expired by a week or two or	13:51:45	17	<b>Q. Yes you recall it or yes they did do that?</b>	13:54:16
18	three.	13:51:48	18	A. Yes, they did that. I'm pretty confident	13:54:20
19	<b>Q. Okay. So after your initial contract with</b>	13:51:48	19	they e-mailed me a copy of it.	13:54:23
20	<b>OTOY expired you signed a subsequent employment</b>	13:51:51	20	<b>Q. Now, this second agreement or the initial</b>	13:54:25
21	<b>agreement with OTOY. Correct?</b>	13:51:54	21	<b>agreement that they e-mailed you a copy of?</b>	13:54:27
22	A. Yes.	13:51:55	22	A. I think they did both, the initial and	13:54:30
23	<b>Q. And did you provide me with a copy of that</b>	13:51:55	23	this, which is the second.	13:54:33
24	<b>contract?</b>	13:51:59	24	<b>Q. When they e-mailed you this copy, who is</b>	13:54:34
25	A. I believe so, yes.	13:51:59	25	<b>"they"? Was it one particular person send you a</b>	13:54:49
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

<p>1 <b>copy of the agreement for your review?</b> 13:54:54</p> <p>2 A. I'm pretty confident it was Alissa but I 13:54:55</p> <p>3 don't remember exactly. 13:54:56</p> <p>4 <b>Q. And what was her instruction to you when</b> 13:55:05</p> <p>5 <b>she sent you a copy of the agreement?</b> 13:55:07</p> <p>6 A. Probably to read over it and tell me if I 13:55:09</p> <p>7 agreed with it. 13:55:13</p> <p>8 <b>Q. And did you read over it?</b> 13:55:15</p> <p>9 A. Yes. 13:55:17</p> <p>10 <b>Q. And did you agree with it?</b> 13:55:17</p> <p>11 A. Yes. 13:55:18</p> <p>12 <b>Q. And did you sign this agreement at OTOY's</b> 13:55:27</p> <p>13 <b>office?</b> 13:55:30</p> <p>14 A. Yes. 13:55:30</p> <p>15 <b>Q. Did you negotiate any of its terms?</b> 13:55:31</p> <p>16 A. No. 13:55:33</p> <p>17 <b>Q. I'm going to direct you to paragraph one of</b> 13:55:34</p> <p>18 <b>the agreement where it says Term. And the fourth</b> 13:55:47</p> <p>19 <b>line down could you tell me what the term of this</b> 13:55:55</p> <p>20 <b>employment agreement was?</b> 13:55:59</p> <p>21 A. Term of two years. 13:56:00</p> <p>22 <b>Q. Commencing?</b> 13:56:04</p> <p>23 A. Commencing the date of the agreement. 13:56:05</p> <p>24 <b>Q. Which was March 1, 2011?</b> 13:56:06</p> <p>25 A. Yes. 13:56:08</p> <p style="text-align: right;">Page 150</p>	<p>1 <b>Q. You agreed to a term of two years when you</b> 13:57:04</p> <p>2 <b>signed this agreement. Correct?</b> 13:57:11</p> <p>3 A. And that's where I'll say no, that I 13:57:13</p> <p>4 didn't agree to a term of two years because I 13:57:17</p> <p>5 didn't fully understand. And this gets into the 13:57:20</p> <p>6 subjectivity of I didn't understand the 13:57:23</p> <p>7 implications of a term employment. 13:57:27</p> <p>8 <b>Q. Did you ask them to explain that term to</b> 13:57:28</p> <p>9 <b>you?</b> 13:57:31</p> <p>10 A. No. 13:57:31</p> <p>11 <b>Q. So you told Alissa that you understood the</b> 13:57:32</p> <p>12 <b>agreement. Correct?</b> 13:57:38</p> <p>13 A. Yes. 13:57:39</p> <p>14 <b>Q. And you told Alissa that the agreement</b> 13:57:40</p> <p>15 <b>looked good to you. Correct?</b> 13:57:42</p> <p>16 A. Yes. 13:57:43</p> <p>17 <b>Q. And that wasn't just one portion of the</b> 13:57:43</p> <p>18 <b>agreement that looked good, you told her that the</b> 13:57:46</p> <p>19 <b>entire agreement looked good to you. Correct?</b> 13:57:48</p> <p>20 A. Yes. 13:57:51</p> <p>21 <b>Q. And that would include paragraph one which</b> 13:57:51</p> <p>22 <b>is labeled Term. Correct?</b> 13:57:53</p> <p>23 A. Yes. 13:57:54</p> <p>24 <b>Q. And you understand that paragraph one</b> 13:57:54</p> <p>25 <b>states that the term of the agreement was a</b> 13:58:00</p> <p style="text-align: right;">Page 152</p>
<p>1 <b>Q. And you had read this agreement prior to</b> 13:56:09</p> <p>2 <b>signing it and agreed to that two-year term</b> 13:56:11</p> <p>3 <b>commitment?</b> 13:56:15</p> <p>4 A. And this is where things get subjective. 13:56:18</p> <p>5 <b>Q. It's a simple question. Yes or no, did you</b> 13:56:21</p> <p>6 <b>read this agreement before signing it? Yes or no.</b> 13:56:23</p> <p>7 A. Yes, I read this before signing it. 13:56:27</p> <p>8 <b>Q. Okay. And did you read the provision of</b> 13:56:29</p> <p>9 <b>the agreement that said it was for a term of two</b> 13:56:32</p> <p>10 <b>years? Yes or no.</b> 13:56:34</p> <p>11 A. My eyes passed over it. 13:56:36</p> <p>12 <b>Q. Did you read the agreement before you</b> 13:56:38</p> <p>13 <b>signed it?</b> 13:56:40</p> <p>14 A. I don't know that my mind understood all 13:56:40</p> <p>15 the implications of the term. 13:56:44</p> <p>16 <b>Q. I'm not asking you -- I'm asking you</b> 13:56:46</p> <p>17 <b>first -- you testified that you read the agreement</b> 13:56:48</p> <p>18 <b>prior to signing it. Correct?</b> 13:56:50</p> <p>19 A. Yes. 13:56:51</p> <p>20 <b>Q. Did you read all five pages of the</b> 13:56:52</p> <p>21 <b>agreement?</b> 13:56:57</p> <p>22 A. Yes. 13:56:57</p> <p>23 <b>Q. And that would include paragraph one which</b> 13:56:57</p> <p>24 <b>is labeled Term. Correct?</b> 13:57:02</p> <p>25 A. Yes. 13:57:03</p> <p style="text-align: right;">Page 151</p>	<p>1 <b>two-year term. Correct?</b> 13:58:02</p> <p>2 A. Yes. 13:58:04</p> <p>3 <b>Q. When you accepted this position at OTOY you</b> 13:58:04</p> <p>4 <b>were told by Charlie Wallace and possibly others</b> 13:58:14</p> <p>5 <b>that your responsibilities would be to develop</b> 13:58:19</p> <p>6 <b>software. Correct?</b> 13:58:22</p> <p>7 A. Yes. 13:58:25</p> <p>8 <b>Q. And you were told that another one of your</b> 13:58:25</p> <p>9 <b>responsibilities would be to consult on technical</b> 13:58:28</p> <p>10 <b>matters. Correct?</b> 13:58:31</p> <p>11 A. I don't remember that but I would not be 13:58:32</p> <p>12 surprised. 13:58:34</p> <p>13 <b>Q. Why don't you turn to the last page of the</b> 13:58:36</p> <p>14 <b>agreement which is labeled Exhibit A.</b> 13:58:39</p> <p>15 <b>Now, this Exhibit A was attached to your</b> 13:58:44</p> <p>16 <b>contract when you signed it. Correct?</b> 13:58:47</p> <p>17 A. I don't remember that but I wouldn't be 13:58:49</p> <p>18 surprised. 13:58:52</p> <p>19 <b>Q. Well, let's go and look back. Do you see</b> 13:58:54</p> <p>20 <b>paragraph 2.1 on page one?</b> 13:59:14</p> <p>21 A. Yes. 13:59:16</p> <p>22 <b>Q. And do you see the last sentence of that</b> 13:59:17</p> <p>23 <b>paragraph?</b> 13:59:19</p> <p>24 A. Yes. 13:59:20</p> <p>25 <b>Q. Why don't you read that last sentence</b> 13:59:20</p> <p style="text-align: right;">Page 153</p>

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1	<b>beginning with Employee's service.</b>	13:59:24	1	<b>Q. But you signed this agreement after you had</b>	14:01:44
2	A. Employee's service shall include such	13:59:26	2	<b>read that paragraph. Correct?</b>	14:01:46
3	duties as the company may designate from time to	13:59:28	3	A. After my eyes passed over it.	14:01:47
4	time, and, except as they may be altered by the	13:59:31	4	<b>Q. Well, you keep saying your eyes passed over</b>	14:01:50
5	company, will include the responsibilities set	13:59:34	5	<b>it; what does that mean?</b>	14:01:53
6	forth in Exhibit A hereto.	13:59:37	6	A. It means that I read the words but I	14:01:54
7	<b>Q. And do you have any reason to believe that</b>	13:59:38	7	didn't fully understand their meaning.	14:01:56
8	<b>Exhibit A hereto is not the Exhibit A that's</b>	13:59:41	8	<b>Q. You read the agreement. Correct?</b>	14:01:57
9	<b>attached to the agreement that I put in front of</b>	13:59:44	9	A. I read the agreement.	14:01:58
10	<b>you?</b>	13:59:47	10	<b>Q. Did you ask anybody what the agreement</b>	14:01:59
11	A. At the moment I don't have any reason to	13:59:47	11	<b>meant?</b>	14:02:01
12	believe otherwise.	13:59:49	12	A. I didn't have any reason to suspect. I	14:02:01
13	<b>Q. And Exhibit A states that the description</b>	13:59:50	13	didn't understand aspects of it.	14:02:08
14	<b>of your responsibilities as an employee of OTOY</b>	14:00:02	14	<b>Q. So you had the opportunity to ask</b>	14:02:09
15	<b>would be software development and consultation on</b>	14:00:05	15	<b>questions. Correct?</b>	14:02:11
16	<b>technical matters. Correct?</b>	14:00:08	16	A. Yes.	14:02:11
17	A. Yes.	14:00:10	17	<b>Q. And, in fact, you had the opportunity to</b>	14:02:12
18	<b>Q. And that's exactly what was promised to</b>	14:00:10	18	<b>consult an attorney about the agreement. Correct?</b>	14:02:14
19	<b>you. Correct?</b>	14:00:13	19	A. Yes.	14:02:16
20	A. And that's another thing I disagree on.	14:00:14	20	<b>Q. You chose not to do so. Correct?</b>	14:02:17
21	<b>Q. Is that not here in writing?</b>	14:00:18	21	A. Not at that time, no.	14:02:19
22	A. It is here in writing but it is only here	14:00:20	22	<b>Q. Correct?</b>	14:02:19
23	in writing and throughout the discussions in my	14:00:23	23	A. Correct.	14:02:21
24	role with OTOY during the interview it was agreed	14:00:29	24	<b>Q. So the statement describing the employee's</b>	14:02:21
25	that I would be doing GPU work.	14:00:32	25	<b>responsibilities as set forth in the agreement that</b>	14:02:39
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1	<b>Q. Let me ask you then to look at paragraph</b>	14:00:34	1	<b>you signed which says software development and</b>	14:02:42
2	<b>seven of the agreement on page four. The first</b>	14:00:41	2	<b>consultation on technical matters is exactly what</b>	14:02:46
3	<b>sentence of that paragraph, could you read that to</b>	14:00:53	3	<b>was promised to you in writing. Correct?</b>	14:02:49
4	<b>me?</b>	14:00:56	4	A. In this document, yes.	14:02:51
5	A. The terms of this agreement and the	14:00:56	5	<b>Q. Is there another writing that you're</b>	14:02:52
6	proprietary information agreement are intended by	14:00:59	6	<b>referring to that was promised to you something</b>	14:02:56
7	the parties to be the final expression of their	14:01:02	7	<b>different?</b>	14:02:58
8	agreement with respect to the employment of the	14:01:04	8	A. I was referring to promises other than	14:02:58
9	employee by the company and may not be contradicted	14:01:08	9	those in writing.	14:03:00
10	by evidence of any prior or contemporaneous	14:01:12	10	<b>Q. I asked you about in writing.</b>	14:03:01
11	agreement.	14:01:16	11	A. Okay then. Yes. Here.	14:03:02
12	<b>Q. Okay. Did you read that before you signed</b>	14:01:16	12	<b>Q. This agreement accurately depicts what was</b>	14:03:04
13	<b>this agreement?</b>	14:01:19	13	<b>promised to you in writing?</b>	14:03:08
14	A. My eyes probably passed over it. I didn't	14:01:20	14	A. In writing, yes.	14:03:09
15	remember that sentence in particular when I signed	14:01:23	15	<b>Q. And that's exactly the work that you did</b>	14:03:10
16	it.	14:01:25	16	<b>for OTOY. Is it not?</b>	14:03:12
17	<b>Q. It was included in the agreement that you</b>	14:01:26	17	A. Yes.	14:03:13
18	<b>signed. Correct?</b>	14:01:27	18	<b>Q. You can put that aside for now.</b>	14:03:14
19	A. Probably, yes.	14:01:28	19	MR. BRETTLER: Ask the Court Reporter to	14:03:33
20	<b>Q. And you understand that that means that</b>	14:01:30	20	mark what's labeled the Proprietary Information and	14:03:34
21	<b>this agreement in writing is the entire agreement.</b>	14:01:35	21	Inventions Agreement as the next exhibit in	14:03:39
22	<b>Correct?</b>	14:01:36	22	sequence, Exhibit 2.	14:03:42
23	A. Now I do.	14:01:38	23	(Deposition Exhibit No. 2 was marked for	14:03:42
24	<b>Q. You didn't then?</b>	14:01:39	24	identification.)	14:03:42
25	A. No.	14:01:41	25	<b>Q. If you can take a look at that agreement</b>	14:04:05
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1	<b>and let me know if you recognize it.</b>	14:04:06	1	A. Yes.	14:06:01
2	A. Yes.	14:04:08	2	<b>Q. You have no reason to doubt that it was not</b>	14:06:01
3	<b>Q. Yes, you recognize it?</b>	14:04:08	3	<b>part of the agreement?</b>	14:06:03
4	A. Yes.	14:04:14	4	A. Yes.	14:06:04
5	<b>Q. If you can turn to the second to last page.</b>	14:04:14	5	<b>Q. Correct?</b>	14:06:04
6	A. Um-hum.	14:04:18	6	A. Correct.	14:06:06
7	<b>Q. You see the signatures where it says</b>	14:04:19	7	<b>Q. I'd like you to look at paragraph one of</b>	14:06:06
8	<b>employee; is that your signature underneath the</b>	14:04:21	8	<b>the Proprietary Information and Inventions</b>	14:06:18
9	<b>word employee on page three of the agreement?</b>	14:04:24	9	<b>Agreement. The first sentence, if you could read</b>	14:06:21
10	A. Yes.	14:04:27	10	<b>to me that first sentence.</b>	14:06:25
11	<b>Q. You signed this agreement?</b>	14:04:27	11	A. I have not entered into, and I agree I	14:06:27
12	A. Yes.	14:04:29	12	will not enter into, any agreement either written	14:06:29
13	<b>Q. And the agreement is dated -- actually it's</b>	14:04:30	13	or oral in conflict with this agreement or my	14:06:31
14	<b>not dated, it's referred to in the last agreement.</b>	14:04:39	14	employment with company.	14:06:35
15	<b>Was this agreement signed at or around the same</b>	14:04:42	15	<b>Q. Okay. And you read that sentence when you</b>	14:06:35
16	<b>time as the employment agreement we just looked at,</b>	14:04:45	16	<b>signed this agreement. Correct?</b>	14:06:38
17	<b>Exhibit 1?</b>	14:04:48	17	A. Yes.	14:06:39
18	A. Yes.	14:04:48	18	<b>Q. And you understand that accepting a job</b>	14:06:40
19	<b>Q. Was it signed on the same day?</b>	14:04:49	19	<b>with another company while you're under contract</b>	14:06:46
20	A. I believe so, yes.	14:04:51	20	<b>with OTOY would be in violation of that provision</b>	14:06:49
21	I don't know if it matters, I don't recall	14:04:54	21	<b>of the agreement. Correct?</b>	14:06:53
22	the Exhibit A attachments. Does that sound right?	14:04:57	22	A. Yes.	14:07:01
23	They could have been there. I just don't recall	14:05:01	23	<b>Q. Can you turn to paragraph five for me on</b>	14:07:01
24	them being there.	14:05:03	24	<b>page two. If you could read that sentence, one</b>	14:07:06
25	<b>Q. Exhibit A attachments. What are you</b>	14:05:04	25	<b>sentence in paragraph five aloud.</b>	14:07:13
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1	<b>referring to?</b>	14:05:06	1	A. Until one year after the term of my	14:07:15
2	A. On the back of the first one and the back	14:05:06	2	employment, I will not encourage or solicit any	14:07:17
3	of the second.	14:05:09	3	employee or consultant of company to leave company	14:07:20
4	<b>Q. Well, we just covered the Exhibit A</b>	14:05:09	4	for any reason.	14:07:23
5	<b>attachments with respect to the first agreement.</b>	14:05:12	5	<b>Q. And you've already testified that you have</b>	14:07:24
6	<b>You said -- I pointed you to paragraph 2.1 in</b>	14:05:14	6	<b>violated that provision. Correct?</b>	14:07:27
7	<b>Exhibit 1.</b>	14:05:17	7	A. Yes.	14:07:28
8	A. Um-hum.	14:05:18	8	<b>Q. And that's by reference to you telling</b>	14:07:29
9	<b>Q. You read to me the sentence that concludes</b>	14:05:19	9	<b>Frank Diaz that he should leave OTOY. Correct?</b>	14:07:34
10	<b>at the end of paragraph 2.1 that employee's</b>	14:05:23	10	A. Yes.	14:07:36
11	<b>services will include the responsibilities set</b>	14:05:27	11	<b>Q. Have you violated that provision in any</b>	14:07:36
12	<b>forth in Exhibit A hereto; and then I asked you to</b>	14:05:30	12	<b>other way with respect to any other OTOY employees?</b>	14:07:40
13	<b>look at Exhibit A and you said that you had no</b>	14:05:33	13	A. No.	14:07:42
14	<b>reason to believe that that exhibit was not</b>	14:05:35	14	<b>Q. If you can look at paragraph six of that</b>	14:07:42
15	<b>attached to the agreement.</b>	14:05:37	15	<b>agreement. And it looks like one long sentence.</b>	14:07:59
16	A. And I still don't.	14:05:38	16	<b>Could you read that aloud?</b>	14:08:05
17	<b>Q. Okay. So then that statement was...</b>	14:05:39	17	A. I agree that during the term of my	14:08:06
18	A. I'm saying that it could have been, it	14:05:44	18	employment with company, whether or not during	14:08:08
19	probably was there but I don't remember it	14:05:47	19	business hours, I will not engage in any activity	14:08:11
20	specifically being there.	14:05:49	20	that is in any way competitive with the business or	14:08:13
21	<b>Q. You have no reason to doubt that it was not</b>	14:05:50	21	demonstrably anticipated business of company, and I	14:08:19
22	<b>there?</b>	14:05:52	22	will not assist any other person or organization in	14:08:20
23	A. Exactly.	14:05:53	23	competing or in preparing to compete with any	14:08:23
24	<b>Q. Thank you. And that goes for Appendix A</b>	14:05:54	24	business or demonstrably anticipated business of	14:08:26
25	<b>attached to Exhibit 2. Correct?</b>	14:05:58	25	company.	14:08:29
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**Atkinson-Baker, Inc.**

**1-800-288-3376**

**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. And you had read that provision prior to signing this agreement. Correct?</b>	14:08:29	1	<b>Jules Urbach that you were an excellent programmer?</b>	14:11:12
2	A. Yes.	14:08:33	2	A. We already talked about my definition of excellent. I don't believe that I am so I don't see how I could demonstrate, I don't see how I could believe that I demonstrated to them that I am.	14:11:18
3	<b>Q. And you understand that accepting employment with another company while you're under contract with OTOY is in violation of that provision. Correct?</b>	14:08:34	3	<b>Q. You're a quick learner, are you not, Chris?</b>	14:11:20
4	A. Yes.	14:08:35	4	A. At certain things.	14:11:22
5	<b>Q. Put that aside for now. I want to talk about some of the projects that you worked on while you were at OTOY. You testified that you were hired as a programmer. Correct?</b>	14:08:40	5	<b>Q. We're talking specifically about computer programming and graphics programming.</b>	14:11:25
6	A. Yes.	14:08:44	6	A. Yes.	14:11:27
7	<b>Q. And you were hired specifically to work on scripting and graphics modules for the OTOY service. Correct?</b>	14:08:46	7	<b>Q. You're a quick learner?</b>	14:11:30
8	A. They didn't tell me graphics modules. They told me during the interview that I would be working a GPU-based physics engine. Module could be a word to -- yeah.	14:08:47	8	A. Yes.	14:11:31
9	<b>Q. It's the same thing. Right?</b>	14:08:47	9	<b>Q. And you have, as we've discovered from your resume, you have a strong knowledge of scripting systems. Correct?</b>	14:11:34
10	A. Okay.	14:08:59	10	A. That's another subjective call. There are certain scripting systems like Lua that I have a knowledge in because I've specifically researched them.	14:11:36
11	<b>Q. Yes?</b>	14:09:07	11	<b>Q. You are adept at at least a half-dozen computer programming languages. Correct?</b>	14:11:36
12	A. I'll accept that it is.	14:09:16	12	A. Yes.	14:11:38
13		14:09:18	13	<b>Q. Fluent in at least a half-dozen computer programming languages?</b>	14:11:39
14		14:09:18	14		14:11:44
15		14:09:24	15		14:11:47
16		14:09:26	16		14:11:49
17		14:09:27	17		14:11:57
18		14:09:31	18		14:12:01
19		14:09:34	19		14:12:03
20		14:09:39	20		14:12:03
21		14:09:41	21		14:12:09
22		14:09:42	22		14:12:11
23		14:09:44	23		14:12:11
24		14:09:44	24		14:12:15
25		14:09:44	25		

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1	<b>Q. And within a couple of months of you joining OTOY in November of 2010 you impressed your superiors. Correct?</b>	14:09:47	1	A. Barring the same constraints that I explained before, yes.	14:12:16
2	A. I believe that, yes.	14:09:51	2	<b>Q. And those constraints meaning you're not exactly sure what the word fluent means.</b>	14:12:18
3	<b>Q. And by your superiors I'm referring to Charlie Wallace and Jules Urbach in particular. Is that fair to say?</b>	14:09:56	3	A. Or some of the languages I haven't used in a while and therefore couldn't immediately recall my knowledge.	14:12:19
4	A. Yes.	14:09:58	4	<b>Q. Okay. But with the aid of some reference material you would agree that you are fluent in at least a half-dozen computer programming languages. Correct?</b>	14:12:21
5	<b>Q. They recognized that you were adept at working on other types of technologies. Correct?</b>	14:10:00	5	A. Most likely, yes.	14:12:24
6	A. If you say so. I can't speak for them.	14:10:03	6	<b>Q. You're also adept at engineering APIs. Correct?</b>	14:12:26
7	<b>Q. Well, did you get the impression from them that they recognized that you were adept at working on many types of technologies?</b>	14:10:08	7	A. Yes. Well, actually I don't have much experience with it, I would say. Though, I believe I could do the job well. Or back to what I said when we brought up the term API, I might not have the definitive meaning of the term but to what I believe an API is, I believe I could engineer them well, though other engineers might disagree.	14:12:29
8	A. Not necessarily.	14:10:09	8	<b>Q. But you showed at least with respect to Charlie Wallace and Jules Urbach, you showed them that you could engineer them well. Correct?</b>	14:12:30
9	<b>Q. Did they tell you that?</b>	14:10:09	9	A. If they believe that I could then --	14:12:32
10	A. I don't necessarily remember them telling me that.	14:10:16	10		14:12:35
11	<b>Q. Did they broaden your responsibilities after a couple of months at the company?</b>	14:10:19	11		14:12:37
12	A. They changed them. I don't know that they were broadened.	14:10:23	12		14:12:37
13	<b>Q. Did they not ask you to work on more... strike that.</b>	14:10:26	13		14:12:41
14	<b>Did you demonstrate to Charlie Wallace and</b>	14:10:30	14		14:12:58
15		14:10:33	15		14:12:59
16		14:10:33	16		14:13:04
17		14:10:35	17		14:13:07
18		14:10:40	18		14:13:12
19		14:10:40	19		14:13:15
20		14:10:44	20		14:13:18
21		14:10:45	21		14:13:21
22		14:10:48	22		14:13:24
23		14:10:49	23		14:13:27
24		14:10:59	24		14:13:31
25		14:10:59	25		14:13:33

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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. Was it your impression that they believed that you could engineer APIs as well?</b>	14:13:35	1	<b>Q. Correct.</b>	14:16:13
2		14:13:37	2	A. I did the programming of the scripting to the login to the Amazon whatever you said. I believe I was told it was for Autodesk but at the time it was only being used with -- we were preparing it for use with certain individuals. I don't remember if they were with Autodesk or not. But, yeah, I did believe there was one time we tried to do it with Autodesk, so yes.	14:16:14 14:16:17 14:16:25 14:16:32 14:16:37 14:16:41 14:16:45 14:16:48
3	A. Possibly, yes.	14:13:42	3		
4	<b>Q. At some point you became responsible for working on the login system and Amazon web services framework that OTOY was working on. Correct?</b>	14:13:44 14:13:48	4		
5		14:13:54	5		
6	A. Yes.	14:13:56	6		
7	<b>Q. During your work on -- are those two separate things, the login system and the Amazon web services framework?</b>	14:13:57 14:14:00	7		
8		14:14:04	8		
9	A. I don't know. When I worked on them they were the same thing, I believe, but I don't know if OTOY consideration them separate.	14:14:06 14:14:09 14:14:14	9	<b>Q. And you understood that this Autodesk initiative was a big deal for OTOY. Correct?</b>	14:16:51 14:16:53 14:16:56
10		14:14:16	10		
11	<b>Q. Well, let's refer to them just for ease of reference, let's refer to them as one thing for now. The login system and the Amazon web services framework as one and the same. And we'll call it the Amazon service.</b>	14:14:21 14:14:24 14:14:28 14:14:30	11	<b>Q. You understood that your work on that process was very important to OTOY. Correct?</b>	14:17:00 14:17:07
12		14:14:32	12	A. Yes.	14:17:07
13	<b>When you were working on the Amazon service you gained knowledge about how that system worked. Correct?</b>	14:14:35 14:14:38	13	<b>Q. And the information that you had access to was very sensitive to OTOY. Correct?</b>	14:17:12 14:17:15
14		14:14:38	14	A. That's subjective as well because it would only be sensitive if they continued to use the work that I had, if they didn't replace it, which I suspected that they would eventually do.	14:17:20 14:17:22 14:17:26
15	A. Correct.	14:14:38	15	<b>Q. You had no reason to believe when you accepted this job and when you were working on Autodesk that you were going to leave the company, did you?</b>	14:17:28 14:17:29 14:17:32 14:17:34
16	<b>Q. And you understood that the Amazon web service was critical to OTOY's continued operations. Correct?</b>	14:14:46 14:14:49	16		
17			17		
18			18		
19			19		
20			20		
21			21		
22			22		
23			23		
24			24		
25			25		
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1	A. I won't say that I acknowledge that. If it is, I won't doubt it. I'll believe you if you say that they felt so.	14:14:51 14:14:56 14:15:01	1	A. Well, I had no reason to think that when I accepted the job that I would be programming web pages.	14:17:34 14:17:38 14:17:41
2			2		
3			3		
4	<b>Q. You didn't feel so?</b>	14:15:02	4	MR. BRETTLER: That wasn't my question. Move to strike.	14:17:42 14:17:43
5		14:15:03	5		
6	A. I didn't -- I didn't fully understand the scope of any of the projects that Jules had asked me to do until after several months of working for them. It surprised them when I told them I didn't see the big picture or how the thing is put together.	14:15:08 14:15:10 14:15:14 14:15:17 14:15:21	6	<b>Q. When you accepted the position at OTOY did you plan to leave six months later?</b>	14:17:44 14:17:49
7			7		
8			8	A. No.	14:17:51
9			9	<b>Q. So you would have no reason to believe that they were going to scrap the work that you did. Correct?</b>	14:17:51 14:17:54 14:17:56
10			10		
11	<b>Q. You scripted the login system for the OTOY network. Correct?</b>	14:15:21	11	A. Exactly, yes.	14:17:57
12		14:15:32	12		
13	A. Yes.	14:15:33	13	<b>Q. So to back up to my earlier question, you understood that the work that you were doing and the information that you had access to was highly sensitive to OTOY. Correct?</b>	14:17:58 14:18:03 14:18:05 14:18:07
14		14:15:33	14		
15	<b>Q. And you created the web-based compiler tools for the OTOY SDK?</b>	14:15:40	15	A. And that's not -- wait. Wait. In the context of the web page of the Amazon login system, that's not specifically true because I do not feel I'm skilled at making web pages and therefore saw no reason for them to keep the work that I was doing.	14:18:09 14:18:12 14:18:15 14:18:17 14:18:20 14:18:22
16		14:15:42	16		
17	A. And that's another subjectivity. No, I didn't create any compiler tools. Yes, I gathered the third-party free compiler and I put a web interface on it. Whether OTOY calls that their OTOY SDK, that's up to them. But that's what I did.	14:15:46 14:15:52 14:15:56 14:15:59 14:16:03	17		
18			18		
19			19		
20			20		
21			21		
22	<b>Q. Did you script the Amazon web services framework for Autodesk?</b>	14:16:03	22		
23		14:16:06	23	MR. BRETTLER: Again, I move to strike as non-responsive.	14:18:24 14:18:26
24		14:16:06	24		
25	A. When you say Amazon web service, you're talking about the login.	14:16:12	25	<b>Q. My question to you is, and you've answered</b>	14:18:28
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>this already, but to recap, you did not believe --</b>	14:18:30	1	<b>read the contract.</b>	14:20:15
2	<b>you had no intention of leave OTOY six months after</b>	14:18:34	2	A. Yes.	14:20:16
3	<b>starting there. Correct?</b>	14:18:37	3	<b>Q. If you were having trouble understanding</b>	14:20:16
4	A. Wait. Six months after?	14:18:38	4	<b>them, wouldn't you have asked the question What</b>	14:20:19
5	<b>Q. When you first accepted your job at OTOY</b>	14:18:41	5	<b>does this mean?</b>	14:20:21
6	<b>you didn't plan on leaving in six months. Correct?</b>	14:18:44	6	A. Like I said, I had small dialogue with	14:20:22
7	A. Yeah. Exactly. I did not plan on leaving	14:18:46	7	Alissa to what I thought at the time clarified the	14:20:25
8	in six months.	14:18:49	8	terms to me.	14:20:28
9	<b>Q. In fact, you signed a contract that</b>	14:18:49	9	<b>Q. And you told Alissa, oh, I understand.</b>	14:20:29
10	<b>committed you to working there for two years.</b>	14:18:52	10	A. And I told her that I understood that	14:20:31
11	<b>Correct?</b>	14:18:54	11	there was a two-year nondisclosure clause. I never	14:20:33
12	A. I honestly did not know I was giving	14:18:54	12	knew -- I never understood that there was a	14:20:37
13	myself to two years when I signed the contract.	14:18:56	13	two-year term employment.	14:20:39
14	<b>Q. Well, we went through the contract and we</b>	14:18:58	14	<b>Q. But you read the contract before you signed</b>	14:20:41
15	<b>can go look at it again. Exhibit 1 if you want to</b>	14:19:01	15	<b>it?</b>	14:20:43
16	<b>reference it. You said you read the contract prior</b>	14:19:03	16	A. Yes.	14:20:43
17	<b>to signing it.</b>	14:19:06	17	<b>Q. And you had the opportunity to seek counsel</b>	14:20:44
18	A. Yes.	14:19:07	18	<b>to discuss the terms of contract. Correct?</b>	14:20:46
19	<b>Q. And you didn't ask anybody what it meant.</b>	14:19:07	19	A. Yes.	14:20:48
20	<b>You had no questions about what it meant. Correct?</b>	14:19:10	20	<b>Q. And decided not to do that. Correct?</b>	14:20:48
21	A. Correct.	14:19:12	21	A. Yes.	14:20:51
22	<b>Q. So --</b>	14:19:17	22	<b>Q. And you signed the contract after telling</b>	14:20:51
23	A. I had a conversation with Alissa whenever	14:19:18	23	<b>Alissa that everything looked good. Correct?</b>	14:20:53
24	I signed it.	14:19:19	24	A. Yes.	14:20:54
25	<b>Q. In fact, you told Alissa that everything</b>	14:19:20	25	<b>Q. Okay. Another one of the projects you</b>	14:20:54

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1	<b>looked good to you. Correct?</b>	14:19:23	1	<b>worked on at OTOY was scripting for PC Windows game</b>	14:21:00
2	A. Yeah. She said two years, and I said	14:19:24	2	<b>loaders for Linux. Correct?</b>	14:21:08
3	nondisclosure clause, and I explained that I was	14:19:27	3	A. Do you have a description of what that is?	14:21:10
4	familiar to signing two-year nondisclosure clauses	14:19:30	4	I wasn't familiar with -- they've got their list of	14:21:12
5	with places that I worked before. And she affirmed	14:19:34	5	seven or eight different things. I wasn't familiar	14:21:15
6	that, yes, there's a two-year nondisclosure clause	14:19:37	6	because they never gave me titles when I worked on	14:21:17
7	in it and that was around the point that I signed	14:19:40	7	them so I wasn't familiar with what they were.	14:21:20
8	it. I might have asked them another question	14:19:45	8	<b>Q. Did you work on game loaders for Linux?</b>	14:21:22
9	afterwards.	14:19:47	9	A. See, there is a piece of software I worked	14:21:26
10	<b>Q. Okay. But -- and you've already testified</b>	14:19:47	10	on for them that could constitute that.	14:21:30
11	<b>that you read the agreement prior to signing it.</b>	14:19:49	11	<b>Q. Okay.</b>	14:21:30
12	<b>Correct?</b>	14:19:52	12	A. And throughout our conversation maybe it	14:21:34
13	A. Yes.	14:19:52	13	will sort of emerge whether I'm talking about the	14:21:35
14	<b>Q. And you didn't raise any red flags to</b>	14:19:52	14	same thing that I think you're talking about.	14:21:38
15	<b>Alissa or to anybody else about what any of the</b>	14:19:56	15	<b>Q. You also worked on HTML front end user</b>	14:21:40
16	<b>provisions meant. Correct?</b>	14:19:58	16	<b>interface for login systems. Correct?</b>	14:21:46
17	A. Correct.	14:19:59	17	A. And I believe that's the same thing as the	14:21:48
18	<b>Q. And in fact, you didn't try to negotiate</b>	14:19:59	18	-- you explained earlier that the Amazon system and	14:21:52
19	<b>away any of the terms. Isn't that correct?</b>	14:20:01	19	the login system are the same.	14:21:55
20	A. Correct.	14:20:03	20	<b>Q. I don't know. I'm just saying for ease of</b>	14:21:56
21	<b>Q. And you accepted the terms as they were</b>	14:20:04	21	<b>reference we'll call them the same. They are</b>	14:21:57
22	<b>stated in the contract after you reviewed the</b>	14:20:07	22	<b>similar?</b>	14:22:00
23	<b>contract. Correct?</b>	14:20:09	23	A. Yes.	14:22:01
24	A. As best as I understood them.	14:20:10	24	<b>Q. And they are related. That I know.</b>	14:22:01
25	<b>Q. I'm having trouble understanding that. You</b>	14:20:11	25	A. As far as I know they are the same, yes.	14:22:02

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**Atkinson-Baker, Inc.**

**1-800-288-3376**

**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. Okay. You also developed software while you were at OTOY. Correct?</b>	14:22:04	1	A. The software I wrote?	14:24:37
2		14:22:11	2	<b>Q. The software you wrote.</b>	14:24:39
3	A. Correct.	14:22:12	3	A. Yes.	14:24:40
4	<b>Q. And you developed web services Linux machine images. Correct?</b>	14:22:12	4	<b>Q. And you understood that it was proprietary software. Correct?</b>	14:24:40
5		14:22:16	5		14:24:43
6	A. I don't remember developing Linux machine images. I don't -- when you say machine image do you mean like a formatted system? Like formatting a system starting from scratch?	14:22:17	6	A. Yes.	14:24:44
7		14:22:23	7	<b>Q. You also developed software for the Amazon launcher system. Isn't that correct?</b>	14:24:44
8		14:22:27	8		14:24:49
9		14:22:31	9	A. And I think this is another component of the same thing that we were just mentioning.	14:24:51
10	<b>Q. You tell me. You developed it.</b>	14:22:33	10		14:24:54
11	A. To my knowledge image is the state like a snapshot of a hard drive and if it's in regards to the images used on Amazon, I believe we started with previously prepared supplied by Amazon, Amazon Images, I believe. I don't remember ever preparing one myself.	14:22:35	11	<b>Q. Well, did -- this is for Linux.</b>	14:24:56
12		14:22:40	12	A. Okay. I think I know what this is.	14:24:59
13		14:22:45	13	Amazon launcher system. This could be referring to -- it's something between the login and launching video games running on Linux which Amazon was running on Linux and so we would launch video games on the Amazon servers. I believe that's what you're referring to.	14:25:04
14		14:22:49	14		14:25:10
15		14:22:58	15		14:25:17
16		14:23:00	16		14:25:23
17	There was another local computer that we were doing Linux work testing development with; I believe Charlie prepared that one's initial setup. So this is another -- I'm not certain what OTOY means by their terms.	14:23:02	17		14:25:26
18		14:23:05	18		14:25:29
19		14:23:08	19	<b>Q. Did you also develop software, web-based software for what's known as the binary module loader for OTOY client?</b>	14:25:30
20		14:23:11	20		14:25:35
21		14:23:17	21	A. And those another -- I wish they had a description with these terms, I could agree a lot easier if they did.	14:25:41
22	<b>Q. These are my terms, not OTOY's terms.</b>	14:23:19	22		14:25:47
23	A. I'm not sure what you mean.	14:23:22	23		14:25:49
24	<b>Q. Other software that you developed was game PHP. Correct?</b>	14:23:24	24		14:25:49
25		14:23:28	25	<b>Q. Explain it to me then what you did.</b>	14:25:50
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1	A. I don't know what that means.	14:23:29	1	A. Well, in terms of binary module loading, I did develop an app-let that would launch executables which are binary modules from a browser.	14:25:52
2	<b>Q. Do you know what PHP is?</b>	14:23:31	2		14:25:55
3	A. PHP is a language.	14:23:33	3		14:26:01
4	<b>Q. And did you develop software using PHP?</b>	14:23:34	4		14:26:05
5	A. Yes.	14:23:40	5	<b>Q. And that app-let that you developed was proprietary to OTOY's business. Correct?</b>	14:26:05
6		14:23:40	6		14:26:08
7	<b>Q. And did you develop that software using PHP in connection with the OTOY login system?</b>	14:23:44	7	A. Yes.	14:26:10
8		14:23:47	8	<b>Q. And you understood that at the time you were developing it. Correct?</b>	14:26:11
9	A. The OTOY login system is composed of PHP and JavaScript.	14:23:50	9		14:26:12
10		14:23:56	10	A. Yes.	14:26:13
11	<b>Q. And so the answer is yes, you did develop software based on PHP for the OTOY login system?</b>	14:24:00	11	<b>Q. You also developed Java utilities for the OTOY login system. Correct?</b>	14:26:14
12		14:24:03	12		14:26:20
13	A. But the question was whether I had made game PHP, wasn't it?	14:24:06	13	A. Yes.	14:26:22
14	<b>Q. The question is did you use PHP to develop software for the OTOY login system?</b>	14:24:08	14	<b>Q. And what about the Firefox-based OTOY client launcher, you developed software for that, too. Correct?</b>	14:26:23
15		14:24:11	15		14:26:29
16	A. Yes.	14:24:14	16		14:26:32
17	<b>Q. And did you also use JavaScript to develop software for the OTOY login system?</b>	14:24:14	17	A. Yes.	14:26:33
18		14:24:17	18	<b>Q. And you understand that all of this software that you developed was proprietary to OTOY's business. Correct?</b>	14:26:33
19	A. Yes.	14:24:20	19		14:26:34
20	<b>Q. And you understood that both of those -- softwares using both of those languages were important to OTOY for the login system. Correct?</b>	14:24:20	20		14:26:38
21		14:24:25	21	A. Yes.	14:26:39
22		14:24:28	22	<b>Q. And you understood that at the time you were developing it. Correct?</b>	14:26:39
23	A. Yes.	14:24:31	23		14:26:40
24	<b>Q. And that was proprietary software, correct, for OTOY?</b>	14:24:31	24	A. Yes.	14:26:41
25		14:24:36	25	<b>Q. Specifically referring to the JavaScript</b>	14:26:41
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>binary loading system. Do you know what I'm referring to?</b>	14:26:49	1	you mean meetings as in -- I think we had two or three meetings that incorporated more than just him and I or more than just him and I and Charlie, so yes.	14:28:57
2		14:26:51	2		14:28:59
3	A. I believe I do but it would be helpful if you had definitions.	14:26:51	3		14:29:02
4		14:26:55	4		14:29:07
5	<b>Q. This is the loading system that was patented by OTOY in 2011. Are you familiar with that?</b>	14:26:56	5	<b>Q. But he is one of the people who you strategized with. Correct?</b>	14:29:07
6		14:26:58	6		14:29:09
7		14:27:03	7	A. Yes.	14:29:10
8	A. I believe I've seen that patent application.	14:27:03	8	<b>Q. And he shared ideas with you. Correct?</b>	14:29:10
9		14:27:04	9	A. Pertaining to -- he shared requests of features he wanted in the software.	14:29:12
10	<b>Q. And you implemented that binary JavaScript -- that JavaScript binary loading system. Correct?</b>	14:27:05	10		14:29:15
11		14:27:12	11	<b>Q. Did he share ideas with you? Correct?</b>	14:29:17
12	A. Well, I haven't read over the patent application very closely and -- sorry, you said JavaScript binary. Is this the same as the Firefox script?	14:27:13	12	A. What do you mean by ideas?	14:29:20
13		14:27:16	13	<b>Q. Did he tell you what his vision was for the program that you were supposed to engineer?</b>	14:29:21
14		14:27:20	14		14:29:24
15	<b>Q. No.</b>	14:27:25	15	A. And this gets back to me being -- or him being surprised that I didn't even know how all the pieces fit together. Eventually he told me about his desires for the mesh client to -- he told me about the features that he planned to use with the mesh client as they became features which I could implement. So like the Firefox launcher launching from memory, he told me about that as he requested the feature.	14:29:31
16		14:27:25	16		14:29:33
17	A. No? Okay. Because I was under the assumption that the patent was covering the Firefox-based launcher, but if you say otherwise, it's OTOY's call.	14:27:26	17		14:29:38
18		14:27:28	18		14:29:46
19	<b>Q. I'm not saying that the patent covers one or the other. Frankly, I don't know what the patent covers.</b>	14:27:30	19		14:29:51
20		14:27:36	20		14:29:56
21		14:27:36	21		14:30:02
22	<b>I'm asking you specifically related to the JavaScript binary loading system that was patented</b>	14:27:39	22	<b>Q. And you understood that when he was telling you about that, for instance that Firefox client,</b>	14:30:06
23		14:27:41	23		14:30:07
24		14:27:42	24		14:30:10
25		14:27:46	25		

1	<b>by OTOY in 2011.</b>	14:27:51	1	<b>that that was a proprietary idea that Jules and OTOY came up with. Correct?</b>	14:30:12
2	A. Okay.	14:27:53	2		14:30:15
3	<b>Q. Are you aware of that?</b>	14:27:53	3	A. Yes.	14:30:17
4	A. I am aware that they patented their technology, and I couldn't correlate which applications in that list you're giving me were included in the patent.	14:27:55	4	<b>Q. And you understood that that was sensitive information. Correct? Covered by your nondisclosure agreement. Correct?</b>	14:30:17
5		14:28:01	5		14:30:19
6		14:28:06	6	A. Let me clarify.	14:30:21
7	<b>Q. Okay. But you said you reviewed the patent application. Correct?</b>	14:28:08	7		14:30:22
8		14:28:09	8	<b>Q. That's yes or no. Then you can clarify.</b>	14:30:24
9	A. Yeah. Briefly.	14:28:12	9	A. Okay. Yes, it was sensitive information.	14:30:26
10	<b>Q. And you worked on the technology that was patented. Correct?</b>	14:28:12	10	But to clarify, I was also aware that he - and he told me this - that he -- I don't remember if he said he based it or if he simply took it from the memory modules on C file which you can find freely on the Internet. So it was clearly not his original. That aspect of it individually was not his original idea, and that was something he pulled off the Internet.	14:30:28
11		14:28:14	11		14:30:31
12	A. I believe so.	14:28:19	12		14:30:34
13	<b>Q. In fact, you were the primary engineer on the OTOY login system that was designed for the OTOY customers. Isn't that correct?</b>	14:28:20	13		14:30:37
14		14:28:21	14		14:30:40
15	A. I believe so, yes.	14:28:27	15		14:30:43
16	<b>Q. And you participated in strategy sessions with Jules Urbach. Correct?</b>	14:28:31	16		14:30:46
17		14:28:32	17		14:30:49
18	A. What do you mean by strategy sessions?	14:28:34	18	MR. BRETTLER: Move to strike as non-responsive.	14:30:50
19	<b>Q. Did you participate in meetings with Jules Urbach where you discussed this proprietary technology and how it was going to be used in the future?</b>	14:28:39	19		14:30:52
20		14:28:41	20	<b>Q. I don't even understand how that fits into what Jules told you.</b>	14:30:53
21		14:28:44	21	A. I can clarify.	14:30:55
22		14:28:46	22	<b>Q. We'll move on. No, we'll move on. Jules discussed with you -- Jules and/or Charlie Wallace discussed with you technology</b>	14:30:57
23		14:28:46	23		14:31:01
24	A. I spoke with Jules one-on-one. Depends if	14:28:51	24		14:31:01
25		14:28:51	25		14:31:10

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1	<b>directions for the Autodesk service. Correct?</b>	14:31:12	1	information they are releasing to the press.	14:33:22
2	A. What do you mean by technology directions?	14:31:15	2	<b>Q. Are you keeping tabs on the individuals that work at OTOY?</b>	14:33:25
3	<b>Q. Where they envisioned the technology, how they envisioned the technology to be used and what they envisioned it to do.</b>	14:31:17	3		14:33:28
4		14:31:21	4	A. Not necessarily.	14:33:29
5		14:31:24	5	<b>Q. Are you Googling Jules Urbach?</b>	14:33:31
6	A. Certain aspects of it, yes.	14:31:25	6	A. I think I Googled Jules Urbach patent when	14:33:33
7	<b>Q. They discussed specific aspects of it with you. Correct?</b>	14:31:27	7	I – because before I had left, a few days before I	14:33:37
8		14:31:32	8	left, he told me that he was planning on patenting	14:33:42
9	A. They did discuss specific, but, I don't	14:31:32	9	what I was doing. So I Googled Jules Urbach patent	14:33:45
10	know, like back to what I said about Jules being	14:31:34	10	to see if he had made the patent.	14:33:49
11	surprised. I don't know that I ever had or even	14:31:36	11	<b>Q. So you understood before you left that you were working on something for OTOY that was going to be the subject of a patent. Correct?</b>	14:33:52
12	still have a clear overarching picture of what they	14:31:39	12		14:33:53
13	are developing.	14:31:44	13		14:33:55
14	<b>Q. Do you know that within the last month OTOY issued a press release regarding Autodesk?</b>	14:31:46	14	A. Yes.	14:33:57
15		14:31:53	15	<b>Q. Did you Google any other employees of OTOY or officer of OTOY?</b>	14:33:58
16	A. Yes.	14:31:56	16		14:34:12
17	<b>Q. Are you familiar with the contents of the press release?</b>	14:31:57	17	A. Not that I can remember.	14:34:13
18		14:31:59	18	<b>Q. Google Alissa?</b>	14:34:15
19	A. No. I saw the title of it. I didn't read	14:31:59	19	A. Not that I recall.	14:34:16
20	it.	14:32:03	20	<b>Q. Are you Googling Charlie Wallace?</b>	14:34:17
21	<b>Q. Is that something that your eyes just passed over?</b>	14:32:03	21	A. No. I think I might have Googled both of	14:34:20
22		14:32:05	22	them when I started working, though, just to see	14:34:24
23	A. No. I think I was Googling OTOY and I saw	14:32:06	23	when I was researching the company.	14:34:28
24	that they had released their information about	14:32:12	24	<b>Q. Um-hum. So then when you said to me before that you were Googling them so you can keep tabs on</b>	14:34:30
25	Autodesk.	14:32:14	25		14:34:33

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1	<b>Q. You had been Googling OTOY since OTOY filed its lawsuit against you?</b>	14:32:14	1	them...	14:34:37
2		14:32:18	2	A. I just said that in regards to OTOY and	14:34:37
3	A. Yup.	14:32:19	3	then Jules Urbach patent.	14:34:40
4	<b>Q. And why?</b>	14:32:19	4	<b>Q. Okay. Do you recall ever telling anyone at OTOY about your fascination with Samurai warriors?</b>	14:34:41
5	A. To keep tabs on what they were doing	14:32:20	5		14:34:48
6	because... I don't know. I'm concerned about, you	14:32:23	6	A. It wasn't a fascination. It was a dream I	14:34:55
7	know, they are suing me for quitting my job, I'm	14:32:31	7	had.	14:35:01
8	concerned about what else they might do to me.	14:32:34	8	<b>Q. Why don't you tell me about the dream.</b>	14:35:01
9	<b>Q. So you feel like you need to keep tabs on OTOY?</b>	14:32:36	9	A. I dreamed that there was a whole bunch of	14:35:03
10		14:32:39	10	people in Los Angeles who were armed with guns and	14:35:08
11	A. No.	14:32:39	11	I had a Samurai sword and I had to fight through	14:35:11
12	<b>Q. You said you were Googling them so you could keep tabs on what they were doing.</b>	14:32:41	12	all of them to be free of Los Angeles.	14:35:16
13		14:32:43	13	It happened on the last night of a weekend	14:35:18
14	A. Yes.	14:32:45	14	in which I ended up having conversations with Clay	14:35:23
15	<b>Q. What do you mean by that?</b>	14:32:46	15	Sparks and then Alissa Grainger and then the two	14:35:29
16	A. I mean that until this lawsuit is over	14:32:47	16	latest hires before, or maybe second or third	14:35:34
17	with and I can get on with my life I unfortunately	14:32:53	17	latest hires before I left, where I explained the	14:35:37
18	am burdened with OTOY being a part of it.	14:32:59	18	same story to each of them. It was a story about	14:35:39
19	<b>Q. That doesn't answer my question.</b>	14:33:01	19	how moral subjectivity is not always applicable and	14:35:42
20	A. To clarify. As long as I'm burdened with	14:33:03	20	the - I forget the somewhat famous short article	14:35:47
21	OTOY, I'm going to pay at least some attention to	14:33:07	21	but it cites this notion of feudal Japan Tsujigiri,	14:35:51
22	it.	14:33:11	22	which means cross-roads cut and it's an example of	14:35:57
23	<b>Q. What did you mean by the fact that you said that you need to keep tabs on OTOY?</b>	14:33:11	23	what moral subjectivity should be objectively	14:36:00
24		14:33:14	24	considered wrong.	14:36:03
25	A. That I want to see what sort of	14:33:16	25	<b>Q. Do you recall telling your co-workers at</b>	14:36:04

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<p>1 <b>OTOY that samurai warriors would have to kill</b> 14:36:09</p> <p>2 <b>people in order to test the strength or the</b> 14:36:18</p> <p>3 <b>integrity of their swords?</b> 14:36:22</p> <p>4 A. And that is what the article is about. 14:36:24</p> <p>5 That's what the Tsujigiri is, the cross-roads cut 14:36:26</p> <p>6 is how the samurai would test their sword. The 14:36:30</p> <p>7 article explains that despite moral subjectivity 14:36:33</p> <p>8 being so popular in our culture, that certain 14:36:35</p> <p>9 things are wrong regardless. Like they are always 14:36:37</p> <p>10 wrong. And to test the strength of one's sword on 14:36:40</p> <p>11 any happening wayfarer is something that everyone 14:36:45</p> <p>12 should consider wrong. 14:36:48</p> <p>13 <b>Q. You think that that's appropriate</b> 14:36:51</p> <p>14 <b>conversation for work?</b> 14:36:53</p> <p>15 A. If it's to illustrate moral subjectivity 14:36:53</p> <p>16 versus objectivity, yeah, I think it's -- 14:37:01</p> <p>17 <b>Q. You think moral subjectivity is an</b> 14:37:03</p> <p>18 <b>appropriate topic for an office setting?</b> 14:37:05</p> <p>19 A. I had the conversation with Clay Sparks 14:37:07</p> <p>20 outside the office, with Alissa outside the office 14:37:09</p> <p>21 and with the other two workers, all three of the 14:37:12</p> <p>22 conversations were outside the office. I think the 14:37:14</p> <p>23 employee who I explained the dream to I had the 14:37:17</p> <p>24 conversation with was outside the office. So none 14:37:21</p> <p>25 of these took place at the office during work. 14:37:22</p>	<p>1 A. I had heard of certain companies. I don't 14:38:41</p> <p>2 know that I could -- I know I couldn't give you a 14:38:45</p> <p>3 complete list. I don't think I was ever exposed to 14:38:48</p> <p>4 everyone. 14:38:51</p> <p>5 <b>Q. Well, you knew who OTOY's clients were.</b> 14:38:51</p> <p>6 <b>Correct?</b> 14:38:53</p> <p>7 A. Some of them. 14:38:53</p> <p>8 <b>Q. And you knew what software was being used</b> 14:38:54</p> <p>9 <b>to power OTOY's servers. Correct?</b> 14:38:58</p> <p>10 A. And once again some of them only the 14:39:00</p> <p>11 aspects I was working on. 14:39:01</p> <p>12 <b>Q. That's a yes?</b> 14:39:02</p> <p>13 A. Not necessarily, because there were other 14:39:03</p> <p>14 programmers working on different things at OTOY. 14:39:06</p> <p>15 <b>Q. Well, I'm talking about what you were</b> 14:39:08</p> <p>16 <b>working on. You were aware of what software was</b> 14:39:10</p> <p>17 <b>being used to power OTOY's servers with respect to</b> 14:39:12</p> <p>18 <b>the projects that you were working on. Correct?</b> 14:39:15</p> <p>19 A. Yes. 14:39:17</p> <p>20 <b>Q. And you were aware with respect to the</b> 14:39:17</p> <p>21 <b>projects that you were working on, you were aware</b> 14:39:20</p> <p>22 <b>of nearly every business and client relationship</b> 14:39:23</p> <p>23 <b>that OTOY had. Correct?</b> 14:39:26</p> <p>24 A. Repeat that. 14:39:27</p> <p>25 <b>Q. You were aware of nearly every business and</b> 14:39:29</p>
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<p>1 <b>Q. And how did these people react to you</b> 14:37:24</p> <p>2 <b>explaining the dream and you talking about the</b> 14:37:26</p> <p>3 <b>Samurai warriors?</b> 14:37:29</p> <p>4 A. I don't think they really -- I didn't 14:37:31</p> <p>5 notice a reaction. I certainly don't think they -- 14:37:34</p> <p>6 as a result of having the conversation, I don't 14:37:37</p> <p>7 think they were very interested in notions like 14:37:39</p> <p>8 moral subjectivity versus objectivity. 14:37:42</p> <p>9 <b>Q. Had you talked about such things at other</b> 14:37:44</p> <p>10 <b>employers or with other employers outside of OTOY?</b> 14:37:50</p> <p>11 A. Do you mean philosophy or samurais? 14:37:53</p> <p>12 <b>Q. Samurais.</b> 14:37:56</p> <p>13 A. I don't think so. 14:37:56</p> <p>14 <b>Q. And how about philosophy?</b> 14:37:57</p> <p>15 A. Yes. 14:38:00</p> <p>16 <b>Q. People ever tell you that they thought you</b> 14:38:00</p> <p>17 <b>were strange or weird for bringing those things up?</b> 14:38:03</p> <p>18 A. No. Usually they chip in. 14:38:06</p> <p>19 <b>Q. And people at OTOY chip in?</b> 14:38:08</p> <p>20 A. Not necessarily. 14:38:10</p> <p>21 <b>Q. Back to some of the work that you did.</b> 14:38:12</p> <p>22 <b>Before you left OTOY you were aware that --</b> 14:38:16</p> <p>23 <b>you were aware of who OTOY's launch partners were</b> 14:38:29</p> <p>24 <b>or who their planned launch partners were for</b> 14:38:35</p> <p>25 <b>2011-2012. Correct?</b> 14:38:39</p>	<p>1 <b>client relationship that OTOY had. Correct?</b> 14:39:31</p> <p>2 A. I know those that I know. I don't know 14:39:34</p> <p>3 the company list so I couldn't tell you if it was 14:39:37</p> <p>4 nearly every or if it was hardly any. 14:39:40</p> <p>5 <b>Q. You were aware of who OTOY's business</b> 14:39:42</p> <p>6 <b>partners were. Correct?</b> 14:39:47</p> <p>7 A. Some of them. 14:39:48</p> <p>8 <b>Q. And you were aware of who OTOY's clients</b> 14:39:49</p> <p>9 <b>were. Correct?</b> 14:39:52</p> <p>10 A. Some of them. 14:39:52</p> <p>11 <b>Q. You were aware of OTOY's software features</b> 14:39:54</p> <p>12 <b>in the mesh client encoder. Correct?</b> 14:40:10</p> <p>13 A. Which features? 14:40:13</p> <p>14 <b>Q. Asking you.</b> 14:40:15</p> <p>15 A. I'm sure Jules told me some features. I 14:40:16</p> <p>16 can't recall any specifically. 14:40:22</p> <p>17 <b>Q. And the ones that Jules told you about you</b> 14:40:23</p> <p>18 <b>understood was proprietary sensitive information.</b> 14:40:25</p> <p>19 <b>Correct?</b> 14:40:28</p> <p>20 A. Yes. 14:40:28</p> <p>21 <b>Q. And you understood that that information</b> 14:40:28</p> <p>22 <b>was not revealed publicly. Correct?</b> 14:40:31</p> <p>23 A. Yes. 14:40:33</p> <p>24 <b>Q. And you understood that the agreement that</b> 14:40:34</p> <p>25 <b>you signed with OTOY would prevent you from</b> 14:40:37</p>
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1	revealing that information publicly. Correct?	14:40:39	1	Q. You understood that OTOY found it	14:43:08
2	A. Yes.	14:40:42	2	confidential.	14:43:11
3	Q. And that was necessary -- that agreement,	14:40:43	3	A. Yes.	14:43:12
4	the nondisclosure agreement preventing you from	14:40:48	4	Q. And you understand that OTOY took a patent	14:43:12
5	disclosing that information publicly was necessary	14:40:53	5	out on that process just before revealing the	14:43:14
6	to prevent OTOY's competitors from responding with	14:40:56	6	method to you. Correct?	14:43:17
7	similar features. Correct?	14:40:59	7	A. Now I do, yes.	14:43:18
8	A. Yes.	14:41:01	8	Q. You didn't then?	14:43:20
9	Q. And you understood that that was the	14:41:01	9	A. Well, I didn't - like I said, they told me	14:43:21
10	purpose of you signing the nondisclosure agreement.	14:41:03	10	that they were going to patent it when I left and	14:43:24
11	Correct?	14:41:06	11	now I know that they have.	14:43:28
12	A. Yes.	14:41:07	12	Q. But you understood that they were going to	14:43:29
13	Q. You understood that OTOY had an interest in	14:41:07	13	do that.	14:43:31
14	ensuring that it was -- that its competitors would	14:41:14	14	A. Yes.	14:43:32
15	not be able to launch a product to compete with	14:41:18	15	Q. And they wouldn't patent it unless it were	14:43:32
16	their Autodesk launch. Correct?	14:41:22	16	extremely sensitive for them. Correct?	14:43:35
17	A. Yes.	14:41:24	17	A. No.	14:43:37
18	Q. Let's talk a little bit more about the	14:41:24	18	Q. It's not correct?	14:43:37
19	patent that you said that Jules made you aware of	14:41:51	19	A. People patent things all the time. I have	14:43:38
20	and he was patenting the work that you were doing	14:41:55	20	a friend who used to work in the patent office,	14:43:41
21	for OTOY. Correct?	14:41:58	21	from what I've heard from what this friend told me,	14:43:43
22	Is that a yes?	14:42:00	22	their prerogative is to agree to get the patent fee	14:43:47
23	A. Was it a question?	14:42:01	23	and then wait until a dispute arises for it to be	14:43:50
24	Q. Yes.	14:42:02	24	contested.	14:43:55
25	A. What was the question?	14:42:03	25	Q. You understand that OTOY's competitors	14:43:57
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1	Q. That Jules made you aware that he was	14:42:03	1	would like to come up with a product to compete	14:44:03
2	patenting the work that you were doing for OTOY.	14:42:05	2	with that product that was patented. Correct?	14:44:06
3	Correct?	14:42:08	3	A. Do you mind if I ask to clarify who OTOY's	14:44:08
4	A. Yes.	14:42:08	4	competitors are?	14:44:11
5	Q. And you had access to software and	14:42:09	5	Q. We'll get there.	14:44:12
6	information on implementing the software regarding	14:42:16	6	A. Okay.	14:44:13
7	bootstrapping the OTOY client in Firefox using	14:42:20	7	Q. Generally speaking, OTOY's competitors, you	14:44:14
8	JavaScript. Correct?	14:42:23	8	understand that they would like to come up with a	14:44:16
9	A. I believe I had been told that there was	14:42:26	9	product or build a work-around that would compete	14:44:18
10	multiple phases of the launching process and I was	14:42:29	10	with OTOY's product which was patented?	14:44:22
11	in charge of developing one of those phases, either	14:42:33	11	A. I can't fully answer that without knowing	14:44:25
12	the buyer launcher or the Firefox launcher or both.	14:42:38	12	what companies you're referring to.	14:44:28
13	Q. You implemented that launcher based on	14:42:42	13	Q. Well, let's then jump right there if you	14:44:29
14	Jules' instructions. Correct?	14:42:44	14	can't answer the question yet.	14:44:32
15	A. Those projects based on his instructions,	14:42:45	15	Are you familiar with the company called	14:44:34
16	yes.	14:42:48	16	OnLife?	14:44:46
17	Q. And you understood that that was an	14:42:48	17	A. Yes.	14:44:46
18	incredibly sensitive method for OTOY. Correct?	14:42:50	18	Q. What does OnLife do?	14:44:47
19	A. Yes.	14:42:54	19	A. I think it does streaming video games.	14:44:49
20	Q. And you understand that --	14:42:55	20	Q. Would you consider OnLife a competitor of	14:44:57
21	A. Actually, can I clarify? I understand	14:42:57	21	OTOY's?	14:45:00
22	that OTOY found it sensitive, but like I said	14:42:58	22	A. Yes.	14:45:00
23	before, like I told you before about my programming	14:43:00	23	Q. Are you familiar with a company called	14:45:01
24	notions for memory module tests, see this is all	14:43:04	24	Gaikai? G-a-i-k-a-i.	14:45:12
25	publidy --	14:43:08	25	A. Yes.	14:45:12
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**Atkinson-Baker, Inc.**

**1-800-288-3376**

**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. What does Gaikai do?</b>	14:45:12	1	<b>in your opinion, would want to create a product</b>	14:48:16
2	A. The same thing as far as I have been told.	14:45:15	2	<b>that would directly compete with OTOY's products.</b>	14:48:18
3	<b>Q. Same thing as?</b>	14:45:18	3	<b>And I'll run down some companies and tell me if you</b>	14:48:22
4	A. As OnLife. Once again, as far as I've	14:45:19	4	<b>agree that they would want to come up with a</b>	14:48:25
5	been told. I haven't done any research on Gaikai.	14:45:24	5	<b>product that would compete with OTOY's. Okay?</b>	14:48:29
6	<b>Q. Would you consider Gaikai a competitor of</b>	14:45:26	6	A. Okay.	14:48:31
7	<b>OTOY's?</b>	14:45:30	7	<b>Q. Sun Microsystems.</b>	14:48:31
8	A. Considering what I've been told, yes.	14:45:30	8	A. Sun's a company that seems like it has a	14:48:34
9	<b>Q. What other companies are you aware of that</b>	14:45:32	9	lot of different aspects and I don't fully	14:48:37
10	<b>work on server-side rendering of streaming audio</b>	14:45:55	10	understand any of them beyond Java. So to what	14:48:40
11	<b>and video similar to that that OTOY does?</b>	14:45:59	11	limited knowledge I have of Sun, no; but if you	14:48:45
12	A. None off the top of my head.	14:46:03	12	said yes, I wouldn't be price surprised.	14:48:47
13	<b>Q. None?</b>	14:46:05	13	<b>Q. Orade?</b>	14:48:51
14	A. None. I mean - sorry. Sorry. In	14:46:05	14	A. That's the company that's even more	14:48:53
15	addition to those two, none. I couldn't tell you	14:46:09	15	ambiguous than Sun. I would not say so. But if	14:48:56
16	any others. It's a bit of a subjective - in fact,	14:46:12	16	you said yes, I wouldn't being surprised.	14:48:59
17	do you mean audio and video combined? Because if	14:46:17	17	<b>Q. So then are there any other companies aside</b>	14:49:02
18	you're talking about streaming audio alone, then	14:46:19	18	<b>from Google, Microsoft, Gaikai and OnLife who you</b>	14:49:04
19	like MySpace has been doing that for years and	14:46:22	19	<b>would consider competitors of OTOY?</b>	14:49:09
20	Amazon and probably countless others.	14:46:25	20	A. No.	14:49:10
21	<b>Q. Would you consider MySpace a competitor of</b>	14:46:29	21	<b>Q. None?</b>	14:49:12
22	<b>OTOY?</b>	14:46:32	22	A. None. Yeah. Like we had the conversation	14:49:13
23	A. No.	14:46:33	23	about Google and Microsoft, if you told me a	14:49:16
24	<b>Q. Would you consider Amazon a competitor of</b>	14:46:33	24	certain company was interested in the field,	14:49:20
25	<b>OTOY?</b>	14:46:36	25	there's plenty that are ambiguous enough that might	14:49:22

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1	A. No.	14:46:36	1	be researching the area, but there's none that I am	14:49:26
2	<b>Q. Would you consider Google a competitor of</b>	14:46:36	2	aware of. And like I said, I'm not even aware that	14:49:28
3	<b>OTOY?</b>	14:46:39	3	Google or Microsoft are necessarily interested in	14:49:31
4	A. No.	14:46:39	4	that immediately, but...	14:49:34
5	<b>Q. Would you consider Microsoft a competitor</b>	14:46:39	5	<b>Q. But you testified that you can see that</b>	14:49:34
6	<b>of OTOY?</b>	14:46:42	6	<b>Google and Microsoft both would want to create a</b>	14:49:37
7	A. This seems like - in fact, back to Google	14:46:42	7	<b>product that would compete with OTOY's product.</b>	14:49:40
8	and Microsoft - this seems like something they	14:46:47	8	<b>Correct?</b>	14:49:42
9	might eventually want to develop in. At the time I	14:46:50	9	A. It seems beneficial to them, sure.	14:49:42
10	don't think they have any software in the realm, so	14:46:53	10	<b>Q. The Firefox client using JavaScript which</b>	14:49:45
11	no.	14:46:55	11	<b>you worked on which was patented by OTOY, you're</b>	14:50:05
12	<b>Q. You recognize that Google and Microsoft</b>	14:46:55	12	<b>aware that other companies would want to create</b>	14:50:15
13	<b>would like to develop products that would compete</b>	14:46:58	13	<b>similar products that would compete with that tool.</b>	14:50:18
14	<b>with OTOY's products. Correct?</b>	14:47:00	14	<b>Correct?</b>	14:50:22
15	A. Most likely, yes.	14:47:01	15	A. I'm not aware of that. It depends on what	14:50:22
16	<b>Q. And you recognize that Intel would want to</b>	14:47:03	16	grounds you mean competing. I honestly don't know	14:50:26
17	<b>compete - would want to create products that would</b>	14:47:16	17	anyone that would want to develop specifically for	14:50:29
18	<b>compete with OTOY's products. Correct?</b>	14:47:19	18	the niche of Firefox other than OTOY.	14:50:35
19	A. That's something that I don't - if you	14:47:20	19	<b>Q. You had complete knowledge over how that</b>	14:50:41
20	told me that, I would not be surprised. I would	14:47:24	20	<b>Firefox tool worked. Correct?</b>	14:50:44
21	acknowledge it completely, but I'm not aware of	14:47:26	21	A. Yes.	14:50:46
22	Intel's developments in that area. They seem like	14:47:28	22	<b>Q. You had complete knowledge of how OTOY</b>	14:50:46
23	they are a hardware company more than software.	14:47:32	23	<b>secured the launch process of the client. Correct?</b>	14:50:52
24	<b>Q. So in addition to Google and Microsoft I'd</b>	14:47:34	24	A. Yes.	14:50:54
25	<b>like to talk about some other companies that would,</b>	14:48:11	25	<b>Q. And you had complete knowledge of how OTOY</b>	14:50:55

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1	<b>obscured its code from being tampered with.</b>	14:50:58	1	seems like that's the mechanism by which things	14:54:06
2	<b>Correct?</b>	14:51:01	2	becoming encrypted or unencrypted. But you're	14:54:09
3	A. What do you mean by obscured code?	14:51:02	3	talking about whether a decoder was unencrypted or	14:54:12
4	<b>Q. Protected its code from being reverse</b>	14:51:04	4	encrypted itself seems --	14:54:16
5	<b>engineered.</b>	14:51:10	5	<b>Q. What I'm talking about is you had access to</b>	14:54:17
6	A. I believe I know what you're talking	14:51:11	6	<b>the unencrypted code. Correct?</b>	14:54:21
7	about. In regards to the mesh client, is it?	14:51:13	7	A. Yes. Like I said before, code being the	14:54:22
8	<b>Q. You tell me.</b>	14:51:17	8	human readable format that programmers write in.	14:54:26
9	A. If that is what -- when you say code, it	14:51:18	9	<b>Q. And you understand that OTOY would not</b>	14:54:31
10	could be -- in fact, the common term is before	14:51:20	10	<b>allow a short-term employee access to unencrypted</b>	14:54:36
11	compilations of the readable format and in that	14:51:28	11	<b>code under normal circumstances. Correct?</b>	14:54:41
12	sense I don't -- I can't recall at the moment any	14:51:32	12	A. I don't understand that. I don't -- I	14:54:44
13	particular code prevention methods unless - there's	14:51:37	13	don't know --	14:54:51
14	an exception to this - obfuscating JavaScript is a	14:51:46	14	<b>Q. Would it surprise you to know that OTOY has</b>	14:54:51
15	popular technique because JavaScript must be public	14:51:51	15	<b>a protocol where they would not allow a short-term</b>	14:54:53
16	and therefore that's -- if readable code is what	14:51:57	16	<b>employee access to unencrypted data, unencrypted</b>	14:54:59
17	you're referring to, then I'm aware of obfuscating	14:52:04	17	<b>code?</b>	14:55:03
18	JavaScript.	14:52:04	18	A. In fact, if a short-term employee was a	14:55:03
19	<b>Q. You are aware of obfuscating JavaScript.</b>	14:52:10	19	programmer, I don't see how they could develop code	14:55:07
20	<b>Correct?</b>	14:52:12	20	for OTOY unless it was unencrypted.	14:55:10
21	A. Yes.	14:52:12	21	<b>Q. Well, do you think that -- do you</b>	14:55:12
22	<b>Q. And you're aware of the safety and legal</b>	14:52:13	22	<b>understand that OTOY would not want to hire a</b>	14:55:13
23	<b>mechanisms OTOY used to protect its intellectual</b>	14:52:18	23	<b>short-term employee?</b>	14:55:16
24	<b>property. Correct?</b>	14:52:22	24	A. What's the question?	14:55:20
25	A. Probably not all of them but I'm aware of	14:52:23	25	<b>Q. Do you understand that OTOY would not</b>	14:55:21
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1	certain ones.	14:52:28	1	<b>typically hire a short-term employee?</b>	14:55:23
2	<b>Q. You're aware that OTOY certainly would not</b>	14:52:29	2	A. I don't understand that.	14:55:28
3	<b>want its intellectual property to be passed along</b>	14:52:31	3	<b>Q. No?</b>	14:55:29
4	<b>to any outside entity. Correct?</b>	14:52:36	4	A. No.	14:55:30
5	A. Yes.	14:52:38	5	<b>Q. You think it's common for a company working</b>	14:55:30
6	<b>Q. And OTOY shouldn't have to worry about</b>	14:52:40	6	<b>on sensitive technologies to hire someone for three</b>	14:55:33
7	<b>whether or not there's going to be a breach of that</b>	14:52:49	7	<b>or four months at a time?</b>	14:55:39
8	<b>information. Correct?</b>	14:52:52	8	A. Well, I witnessed them all through my	14:55:41
9	A. They -- they shouldn't.	14:52:53	9	three-month contract. I didn't witness them	14:55:44
10	<b>Q. Correct. When you were working at OTOY you</b>	14:52:57	10	authored but I was there when Frank Diaz was	14:55:47
11	<b>had complete access to the decoder and encoder</b>	14:53:09	11	working and he only worked there for six months.	14:55:49
12	<b>binary. Correct?</b>	14:53:13	12	<b>Q. And you think that that was ideal for OTOY?</b>	14:55:52
13	A. Yes. I think I know what you're talking	14:53:14	13	A. I don't know.	14:55:54
14	about and if it is, then yes.	14:53:17	14	<b>Q. You submitted code onto OTOY's shared</b>	14:56:05
15	<b>Q. And you had access to that decoder and</b>	14:53:19	15	<b>drive. Correct?</b>	14:56:25
16	<b>encoder binary in unencrypted form. Correct?</b>	14:53:41	16	A. I remember OTOY allowing me to access the	14:56:30
17	A. What exactly do you mean by encrypted	14:53:45	17	shared drive and I remember... Okay. Yes, I	14:56:36
18	form?	14:53:48	18	remember that, yes.	14:56:41
19	<b>Q. I said unencrypted form.</b>	14:53:48	19	<b>Q. You submitted code onto OTOY's shared</b>	14:56:42
20	A. Unencrypted. What do you mean by that?	14:53:51	20	<b>drive. Correct?</b>	14:56:45
21	<b>Q. You're the computer science expert; do you</b>	14:53:54	21	A. Yes.	14:56:46
22	<b>know the difference between unencrypted and</b>	14:53:56	22	<b>Q. You had access to OTOY's shared drive.</b>	14:56:47
23	<b>rypted?</b>	14:54:00	23	<b>Correct?</b>	14:56:48
24	A. Yes. It seems like a separate topic. If	14:54:00	24	A. Yes.	14:56:48
25	you're talking about a decoder or an encoder, it	14:54:03	25	<b>Q. And you realized that if OTOY knew you were</b>	14:56:49
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<p>1 going to be leaving the company and resigning prior  2 to you fulfilling your contractual commitment, OTOY  3 would not have given you access to the shared  4 drive?  5 A. I don't know that because I don't know  6 what was on that shared drive versus other shared  7 drives. I don't even remember if they gave me  8 access to that shared drive before or after I  9 signed on the second employment contract.  10 <b>Q. Well, you acknowledge submitting code to</b>  11 <b>the shared drive.</b>  12 A. Yes.  13 <b>Q. And you clearly had access to the shared</b>  14 <b>drive --</b>  15 A. Yes.  16 <b>Q. -- if you're submitting code to it.</b>  17 <b>Correct?</b>  18 A. Yes.  19 <b>Q. And my question is is do you realize that</b>  20 <b>OTOY wouldn't have given you access to the drive if</b>  21 <b>they knew you were about to leave the company?</b>  22 A. And that's what I don't acknowledge  23 because I do not remember clearly enough whether  24 they gave me that access before or after my second  25 employment contract.</p>	<p>14:56:56    1 drive if they thought you were going to leave in    14:58:44  14:57:01    2 three months?    14:58:45  14:57:04    3 A. Like I said, I still don't know. I do    14:58:50  14:57:07    4 know that during those three months I was working    14:58:54  14:57:08    5 there, there was software they explained to me I    14:58:56  14:57:09    6 couldn't access because I was only there for three    14:58:58  14:57:12    7 months. That's the perfect circumstance under    14:59:00  14:57:14    8 which they prevented me from accessing things    14:59:03  14:57:17    9 regardless of how long I was going to be there.    14:59:06  14:57:19    10 <b>Q. And then ultimately they gave you access to</b>    14:59:08  14:57:23    11 <b>this highly confidential data. Correct?</b>    14:59:11  14:57:23    12 A. I don't remember that. And --    14:59:14  14:57:24    13 <b>Q. Did you not just testify that you submitted</b>    14:59:16  14:57:29    14 <b>code onto their shared drive?</b>    14:59:19  14:57:29    15 A. I did just say that.    14:59:20  14:57:30    16 <b>Q. Okay. And that was true. Correct?</b>    14:59:22  14:57:32    17 A. That was true.    14:59:24  14:57:32    18 <b>Q. Okay. So you had access to their shared</b>    14:59:25  14:57:32    19 <b>drive which was proprietary. Correct?</b>    14:59:28  14:57:36    20 A. Yes.    14:59:30  14:57:39    21 <b>Q. Now, my question to you for the third time</b>    14:59:30  14:57:42    22 <b>is do you recognize that OTOY would not have given</b>    14:59:34  14:57:44    23 <b>you access to their proprietary shared drive if</b>    14:59:37  14:57:48    24 <b>they suspected that you were going to leave the</b>    14:59:42  14:57:52    25 <b>company after three months?</b>    14:59:44</p>
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<p>1 If they had given me the access before the  2 second employment contract, then they would have  3 been in the circumstance where they had given me  4 access not knowing if I would stay there longer  5 than three months.  6 <b>Q. When you accepted your position with OTOY</b>  7 <b>did you intend to leave after three months or did</b>  8 <b>you intend to stay so your salary would increase to</b>  9 <b>\$80,000?</b>  10 A. I intended to stay.  11 <b>Q. Okay. And you made that clear to OTOY when</b>  12 <b>you accepted your employment with them in November</b>  13 <b>of 2010. Correct?</b>  14 A. Yes.  15 <b>Q. So they had no reason to suspect that you</b>  16 <b>were going to leave after your three-month term</b>  17 <b>ended. Correct?</b>  18 A. Yes.  19 <b>Q. And, in fact, they had every reason to</b>  20 <b>believe you were going to stay because you were</b>  21 <b>about to get a \$10,000 raise if you continued to</b>  22 <b>stay. Correct?</b>  23 A. Yes.  24 <b>Q. So my question is do you acknowledge that</b>  25 <b>OTOY would not have given you access to the shared</b></p>	<p>14:57:52    1 A. And like I told you, there was software    14:59:46  14:57:55    2 that they didn't give me access to during the three    14:59:48  14:57:58    3 months so how was I know to what degree of privacy    14:59:51  14:58:00    4 they would allow different pieces of information?    14:59:55  14:58:04    5 <b>Q. You understand that the shared drive that</b>    14:59:58  14:58:05    6 <b>you had access to was highly confidential.</b>    15:00:02  14:58:06    7 <b>Correct?</b>    15:00:05  14:58:09    8 A. Yes.    15:00:05  14:58:12    9 <b>Q. And take a step away from OTOY for a</b>    15:00:05  14:58:13    10 <b>second. Using common sense, does it make sense</b>    15:00:10  14:58:14    11 <b>that a company would give a short-term employee</b>    15:00:13  14:58:17    12 <b>access to highly confidential information?</b>    15:00:15  14:58:18    13 A. Depending on how confidential it was,    15:00:18  14:58:19    14 whether it was necessary --    15:00:21  14:58:20    15 <b>Q. I said highly confidential.</b>    15:00:22  14:58:22    16 A. If it's within the short-term contract    15:00:24  14:58:26    17 they assigned to not disclose it, yes, they would.    15:00:27  14:58:27    18 <b>Q. When you accepted your employment at OTOY</b>    15:00:31  14:58:27    19 <b>in November 2010 it was not intended to be a</b>    15:00:36  14:58:30    20 <b>short-term employment. Correct?</b>    15:00:39  14:58:31    21 A. Correct.    15:00:41  14:58:34    22 <b>Q. Because it was not intended to be a</b>    15:00:42  14:58:35    23 <b>short-term employment, do you recognize that OTOY</b>    15:00:46  14:58:35    24 <b>gave you access to data that they otherwise would</b>    15:00:50  14:58:41    25 <b>not have given you access to had your employment to</b>    15:00:54</p>
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<p>1 <b>been short-term?</b> 15:00:57</p> <p>2 A. And this is what I don't recall because I 15:00:58</p> <p>3 recall them telling me there were things I could 15:01:02</p> <p>4 not access. I recall them giving me access to a 15:01:04</p> <p>5 shared drive and I don't recall whether or not that 15:01:08</p> <p>6 access was given before or after I signed the 15:01:10</p> <p>7 second employment contract. 15:01:13</p> <p>8 <b>Q. That shouldn't matter if it was before or</b> 15:01:14</p> <p>9 <b>after your employment contract because you just</b> 15:01:18</p> <p>10 <b>testified that OTOY never expected you to leave</b> 15:01:19</p> <p>11 <b>after the first contract expired. Correct?</b> 15:01:22</p> <p>12 A. Yes. 15:01:25</p> <p>13 <b>Q. So as far as OTOY is concerned they</b> 15:01:25</p> <p>14 <b>expected you to be working there for years.</b> 15:01:29</p> <p>15 <b>Correct?</b> 15:01:31</p> <p>16 A. Correct. 15:01:31</p> <p>17 <b>Q. Okay. So let's not worry about when you</b> 15:01:31</p> <p>18 <b>were given access, before or after you signed the</b> 15:01:35</p> <p>19 <b>second employment contract.</b> 15:01:37</p> <p>20 <b>I'm asking you to tell me whether you</b> 15:01:38</p> <p>21 <b>recognize that OTOY would not have given you access</b> 15:01:43</p> <p>22 <b>had they thought you were only a short-term</b> 15:01:46</p> <p>23 <b>employee?</b> 15:01:48</p> <p>24 A. And like I keep saying, I don't 15:01:50</p> <p>25 necessarily recognize. I don't know what context 15:01:53</p>	<p>1 A. With employees they trusted that 15:03:40</p> <p>2 information to, yes. 15:03:54</p> <p>3 <b>Q. Okay. Thank you.</b> 15:03:55</p> <p>4 A. Depending on the context of what you mean 15:03:57</p> <p>5 by trusted. 15:04:00</p> <p>6 <b>Q. I got my answer. Thank you.</b> 15:04:01</p> <p>7 <b>You were aware of OTOY's plans to launch</b> 15:04:04</p> <p>8 <b>and implement a PC game streaming solution on AWS</b> 15:04:12</p> <p>9 <b>GPU EC2. Correct?</b> 15:04:18</p> <p>10 A. Yes. 15:04:20</p> <p>11 <b>Q. And you understand - can I call that AWS</b> 15:04:21</p> <p>12 <b>and you'll know what I'm talking about?</b> 15:04:26</p> <p>13 A. Yes. 15:04:28</p> <p>14 <b>Q. Should I call it something else?</b> 15:04:28</p> <p>15 A. That's fine. 15:04:30</p> <p>16 <b>Q. So you understand that the AWS project was</b> 15:04:30</p> <p>17 <b>a secret project or a project that they weren't</b> 15:04:34</p> <p>18 <b>discussing publicly. Correct?</b> 15:04:37</p> <p>19 A. Yes. 15:04:38</p> <p>20 <b>Q. And you understand that they would not</b> 15:04:39</p> <p>21 <b>discuss anything regarding AWS with anyone that was</b> 15:04:41</p> <p>22 <b>not under a nondisclosure agreement. Correct?</b> 15:04:45</p> <p>23 A. Sorry. Could you repeat that? 15:04:49</p> <p>24 <b>Q. Do you understand that OTOY and its</b> 15:04:50</p> <p>25 <b>executives would not discuss the PC game streaming</b> 15:04:53</p>
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<p>1 they give what different objects access to which 15:01:56</p> <p>2 individuals. That's up to them. 15:02:01</p> <p>3 <b>Q. Okay. So OTOY or -- OTOY would give access</b> 15:02:02</p> <p>4 <b>to highly confidential information to a temp</b> 15:02:07</p> <p>5 <b>employee. Is that your testimony?</b> 15:02:11</p> <p>6 A. Let me think. I think it would depend on 15:02:12</p> <p>7 the information and how it pertained to the 15:02:19</p> <p>8 employee. 15:02:21</p> <p>9 <b>Q. You're making this difficult, Christopher.</b> 15:02:22</p> <p>10 <b>I think you're trying to be argumentative and we</b> 15:02:27</p> <p>11 <b>can sit here till it gets dark out and come back</b> 15:02:30</p> <p>12 <b>tomorrow. I'm asking a pretty straightforward</b> 15:02:33</p> <p>13 <b>question and --</b> 15:02:35</p> <p>14 A. Ask the question again. 15:02:37</p> <p>15 <b>Q. Okay. Is it your testimony that OTOY just</b> 15:02:38</p> <p>16 <b>shares its highly confidential proprietary shared</b> 15:02:45</p> <p>17 <b>drive with just anyone? Is that your testimony?</b> 15:02:50</p> <p>18 A. I would say they wouldn't share their 15:03:14</p> <p>19 shared drive with just anyone. 15:03:17</p> <p>20 <b>Q. They would only share their shared drive</b> 15:03:21</p> <p>21 <b>with trusted long-term employees. Correct?</b> 15:03:23</p> <p>22 A. I don't believe they would only share it 15:03:25</p> <p>23 with trusted long-term employees. 15:03:30</p> <p>24 <b>Q. Okay. They would only share their shared</b> 15:03:32</p> <p>25 <b>drive with trusted employees?</b> 15:03:36</p>	<p>1 <b>solution on AWS with anyone who was not governed</b> 15:04:57</p> <p>2 <b>under a nondisclosure agreement?</b> 15:05:01</p> <p>3 A. Yes. 15:05:03</p> <p>4 <b>Q. And you were tasked with building most of</b> 15:05:04</p> <p>5 <b>the framework for AWS. Correct?</b> 15:05:08</p> <p>6 A. I know what I was tasked with building, I 15:05:10</p> <p>7 don't know if there was any additional components. 15:05:15</p> <p>8 <b>Q. Well, you developed the virtual fire</b> 15:05:17</p> <p>9 <b>system -- file system for AWS. Correct?</b> 15:05:19</p> <p>10 A. There was a virtual file system that 15:05:22</p> <p>11 Malcolm was working on. I made a rough attempt at 15:05:27</p> <p>12 it. I made the login system. The virtual file 15:05:30</p> <p>13 system in particular is something I don't think 15:05:35</p> <p>14 that they will use because Malcolm plans to make 15:05:37</p> <p>15 one himself. 15:05:41</p> <p>16 MR. BRETTLER: That wasn't my question. 15:05:42</p> <p>17 Move to strike. 15:05:44</p> <p>18 <b>Q. Did you work on developing a virtual file</b> 15:05:45</p> <p>19 <b>system for AWS? Yes or no.</b> 15:05:47</p> <p>20 A. Yes. 15:05:49</p> <p>21 <b>Q. Did you also work on developing a game</b> 15:05:49</p> <p>22 <b>launcher for AWS? Yes or no.</b> 15:05:53</p> <p>23 A. Yes. 15:05:55</p> <p>24 <b>Q. And during that process of developing the</b> 15:05:55</p> <p>25 <b>virtual file system and the game launcher you came</b> 15:05:59</p>
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1	<b>to learn very critical information about the AWS</b>	15:06:03	1	or do you mean that they were specific knowledge	15:08:12
2	<b>process. Correct?</b>	15:06:06	2	for OTOY alone?	15:08:15
3	A. And that's subjective. Like I said, I'm	15:06:07	3	<b>Q. I mean both.</b>	15:08:16
4	back to the launchers and whether that -- sorry.	15:06:12	4	A. Okay. Because the WINE tricks were public	15:08:17
5	If you're speaking in regards to -- or when you say	15:06:18	5	knowledge as well as the AWS throughput.	15:08:21
6	critical, sorry, I'll ask you to define what you	15:06:22	6	<b>Q. And you're telling me that OTOY's</b>	15:08:23
7	mean.	15:06:25	7	<b>competitors were aware of these WINE tricks?</b>	15:08:25
8	<b>Q. Okay. Did you come to learn information</b>	15:06:25	8	A. There's entire servers dedicated to WINE	15:08:28
9	<b>regarding concurrency rates per the server?</b>	15:06:31	9	tricks that OTOY's competitors have access to as	15:08:34
10	A. What's a concurrency rate?	15:06:35	10	well as OTOY.	15:08:36
11	<b>Q. As a computer science major you don't know</b>	15:06:38	11	<b>Q. Specifically with respect to the AWS</b>	15:08:37
12	<b>what a concurrency rate is?</b>	15:06:40	12	<b>project, OTOY's competitors were aware of the WINE</b>	15:08:39
13	A. If you mean like a throughput rate, like	15:06:43	13	<b>tricks?</b>	15:08:42
14	data transfer rate.	15:06:44	14	A. OTOY's competitors were not aware of the	15:08:42
15	<b>Q. Yes.</b>	15:06:45	15	WINE tricks we used --	15:08:45
16	A. Okay. Yes.	15:06:46	16	<b>Q. Thank you.</b>	15:08:47
17	<b>Q. So did you come to learn about the</b>	15:06:46	17	A. -- on the AWS.	15:08:47
18	<b>concurrency rates per server in connection with the</b>	15:06:49	18	<b>Q. Thank you.</b>	15:08:47
19	<b>AWS process?</b>	15:06:52	19	<b>You were aware of OTOY's plans to release</b>	15:08:57
20	A. Yes.	15:06:52	20	<b>the encoder as a product. Correct?</b>	15:08:59
21	<b>Q. And you would consider that to be critical</b>	15:06:52	21	A. The encoder. What do you mean by the	15:09:02
22	<b>information about the project. Correct?</b>	15:06:55	22	encoder?	15:09:08
23	A. That is information I know the project is	15:06:56	23	<b>Q. The encoder that we discussed earlier. You</b>	15:09:08
24	aware of; however, I can deduce that the	15:07:02	24	<b>were aware of OTOY's plan to release the encoder as</b>	15:09:11
25	through-put rates of Amazon are just as public a	15:07:07	25	<b>a product. Correct?</b>	15:09:15
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1	knowledge to any of Amazon's other customers.	15:07:10	1	A. Oh. Oh. Oh. When you said encode or --	15:09:16
2	MR. BRETTLER: That wasn't my question.	15:07:13	2	encode or decode earlier I thought you were	15:09:19
3	Move to strike.	15:07:15	3	referring to a utility that encoded and decoded	15:09:20
4	<b>Q. You just testified that you were privy to</b>	15:07:16	4	binary that I developed for them.	15:09:25
5	<b>the concurrency rates per server in connection with</b>	15:07:18	5	If you're talking about the mesh client	15:09:26
6	<b>the AWS project; would you agree that that is</b>	15:07:24	6	coder, I had no part in the development of that.	15:09:28
7	<b>critical information pertaining to that project?</b>	15:07:26	7	<b>Q. No. No. Now I'm talking about the mesh</b>	15:09:30
8	A. Yes.	15:07:28	8	<b>client encoder.</b>	15:09:32
9	<b>Q. And you also came to learn workarounds and</b>	15:07:29	9	A. Okay. But before --	15:09:33
10	<b>methods for launching Windows games on AWS.</b>	15:07:34	10	<b>Q. Before I was talking about encoding</b>	15:09:33
11	<b>Correct?</b>	15:07:39	11	<b>binaries. I'm sorry if there was confusion.</b>	15:09:43
12	A. Yes.	15:07:39	12	<b>Before I was talking about the</b>	15:09:44
13	<b>Q. And would you agree that that's critical</b>	15:07:39	13	<b>encoder/decoder binaries. I think we were on the</b>	15:09:45
14	<b>information pertaining to the AWS project?</b>	15:07:41	14	<b>same page.</b>	15:09:49
15	A. Yes.	15:07:42	15	A. Okay. Good.	15:09:50
16	<b>Q. And you also came to learn WINE tricks or</b>	15:07:42	16	<b>Q. Now I'm talking about the mesh encoder that</b>	15:09:51
17	<b>W-I-N-E tricks pertaining to the project. Correct?</b>	15:07:47	17	<b>we had also previously discussed.</b>	15:09:53
18	A. Yes.	15:07:51	18	A. Okay.	15:09:55
19	<b>Q. And you would agree that those WINE tricks</b>	15:07:53	19	<b>Q. You know what I'm referring to when I say</b>	15:09:56
20	<b>are critical information pertaining to the project.</b>	15:07:57	20	<b>the mesh encoder?</b>	15:09:59
21	<b>Correct?</b>	15:08:00	21	A. Yes. But do you mind if I asked when we	15:10:00
22	A. Sorry. I don't remember what you're	15:08:00	22	previously discussed it?	15:10:03
23	definition of critical was. Sorry. Let me give	15:08:03	23	<b>Q. We can find it in the transcript afterwards</b>	15:10:04
24	you a framework. When you say critical do you mean	15:08:06	24	<b>but I know that it was mentioned.</b>	15:10:06
25	that they were essential to the product's existence	15:08:08	25	A. Okay.	15:10:08
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. You were aware of OTOY's plans to release</b>	15:10:08	1	<b>the decoder source pertaining to the Native Client</b>	15:12:51
2	<b>the mesh encoder as a product. Correct?</b>	15:10:13	2	<b>build.</b>	15:12:54
3	A. I was aware that they were going to	15:10:15	3	A. Native Client, is that pertaining to	15:12:56
4	release... I wasn't aware of the context which	15:10:22	4	Google Chrome Native Client?	15:12:58
5	they were going to release it as but I knew they	15:10:27	5	<b>Q. I don't know.</b>	15:13:00
6	were going to release it, yes.	15:10:30	6	A. I don't think so. I familiarized myself	15:13:05
7	<b>Q. The answer is yes?</b>	15:10:32	7	with Google Chrome's Native Client API but I don't	15:13:13
8	A. Yes.	15:10:33	8	remember working on any projects with it	15:13:19
9	<b>Q. And you understood that it was going to</b>	15:10:33	9	particularly.	15:13:22
10	<b>be -- that it would work through a client stub</b>	15:10:38	10	<b>Q. This would be shortly before you left the</b>	15:13:22
11	<b>launcher. That's a term of art, I imagine.</b>	15:10:42	11	<b>company. You were supposed to be working on the</b>	15:13:24
12	A. Yes.	15:10:44	12	<b>Native Client build of the decoder. Do you recall</b>	15:13:27
13	<b>Q. You added the host button for that stub</b>	15:10:44	13	<b>that?</b>	15:13:29
14	<b>launcher. Correct?</b>	15:10:53	14	A. I don't remember having that project. No,	15:13:32
15	<b>As part of your work at OTOY you were</b>	15:10:57	15	I don't recall that.	15:13:35
16	<b>responsible for adding the host button for the</b>	15:11:00	16	<b>Q. We will move on.</b>	15:13:36
17	<b>client stub launcher on the mesh encoder. Correct?</b>	15:11:04	17	<b>Do you recall working on the LLVM tool</b>	15:13:50
18	A. Let me clarify some terms here. I believe	15:11:07	18	<b>chain?</b>	15:13:53
19	I added the host button to the login page and I	15:11:09	19	A. Yes.	15:13:53
20	believe the host button launched the client stub.	15:11:21	20	<b>Q. Do you recall working on the JavaScript</b>	15:13:54
21	But I believe the host button was a component of	15:11:26	21	<b>compiler framework?</b>	15:13:59
22	the client page and not a component of the client	15:11:29	22	A. Yes.	15:14:00
23	stub.	15:11:32	23	<b>Q. And you will agree that both the LLVM tool</b>	15:14:01
24	<b>Q. Okay. Wait for the airplanes to pass.</b>	15:11:32	24	<b>chain and the JavaScript compiler framework reveal</b>	15:14:07
25	<b>And the host button that you added tracked</b>	15:11:47	25	<b>proprietary features of OTOY's SDK. Correct?</b>	15:14:10
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1	<b>each login IP to enable P2P connections. Correct?</b>	15:11:51	1	A. And with the caveat that the LLVM tool	15:14:14
2	A. It tracked the login IPs; I don't know	15:11:55	2	chain is Apple's, or I think it's Ohio University's	15:14:18
3	that it was necessarily P2P.	15:11:59	3	or someone else's software. The JavaScript	15:14:22
4	Actually, now that I think about it I	15:12:02	4	compiler is the encryption tool that someone else	15:14:25
5	think it was a component of the P2P. But if OTOY	15:12:04	5	developed.	15:14:29
6	wanted to develop P2P otherwise, I wouldn't be	15:12:10	6	MR. BRETTLER: Move to strike as	15:14:29
7	aware, but I did track IPs, yes.	15:12:13	7	non-responsive.	15:14:30
8	<b>Q. And you're aware that that is proprietary</b>	15:12:15	8	<b>Q. Do you agree that the LLVM tool chain and</b>	15:14:31
9	<b>information to OTOY. Correct?</b>	15:12:18	9	<b>the JavaScript compiler framework reveal</b>	15:14:35
10	A. Yes.	15:12:19	10	<b>proprietary features of OTOY's SDK?</b>	15:14:39
11	<b>Q. And OTOY would not want that information</b>	15:12:20	11	A. Yes.	15:14:40
12	<b>getting out. Correct?</b>	15:12:21	12	<b>Q. And you would agree that OTOY does not want</b>	15:14:41
13	A. Yes.	15:12:22	13	<b>to expose those proprietary features to outside</b>	15:14:45
14	<b>Q. And you agree that that information would</b>	15:12:22	14	<b>parties. Correct?</b>	15:14:49
15	<b>be covered by your nondisclosure agreement and your</b>	15:12:25	15	A. Yes.	15:14:49
16	<b>employment agreement. Correct?</b>	15:12:29	16	<b>Q. And you were given the task of working on</b>	15:14:50
17	A. Correct.	15:12:31	17	<b>the LLVM tool chain and the JavaScript compiler</b>	15:14:53
18	<b>Q. And you were also given access to the</b>	15:12:31	18	<b>based on the assumption that that information would</b>	15:14:57
19	<b>decoder source when you were supposed to be working</b>	15:12:34	19	<b>not be leaving the company. Correct?</b>	15:15:00
20	<b>on the Native Client build of the decoder.</b>	15:12:37	20	A. Yes.	15:15:02
21	<b>Correct?</b>	15:12:41	21	<b>Q. You also had knowledge of OTOY's encoder</b>	15:15:02
22	A. What do you mean by the decoder? The mesh	15:12:41	22	<b>speed. Correct?</b>	15:15:12
23	client decoder?	15:12:44	23	A. I don't remember.	15:15:13
24	<b>Q. No. Actually, I'm not sure. You tell me.</b>	15:12:44	24	<b>Q. Is that a no?</b>	15:15:17
25	<b>Is that the mesh client decoder? I'm talking about</b>	15:12:47	25	A. If I had been told it, I don't remember.	15:15:19
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**A50A5CB**  
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1	<b>Q. Do you have any reason to doubt that you</b>	15:15:23	1	I thought you were mixing up the -- I'm sorry. My	15:17:40
2	<b>hadn't been told about the encoder speed?</b>	15:15:23	2	brain's getting tired.	15:17:43
3	A. I didn't -- what speed are you talking	15:15:25	3	<b>Q. Been a long day. I understand.</b>	15:17:44
4	about? There's both speeds you can use to measure	15:15:29	4	A. What was your question?	15:17:47
5	something. There's frame height, there's	15:15:33	5	<b>Q. My question was when you saw the printouts</b>	15:17:48
6	throughput, there's memory usage.	15:15:35	6	<b>you recognized that they were detailed. Correct?</b>	15:17:50
7	<b>Q. Let's talk about all of them then.</b>	15:15:37	7	A. And that I can't recall. They could be	15:17:53
8	A. I believe I was exposed to that	15:15:39	8	detailed. I won't doubt it.	15:17:57
9	information, yes.	15:15:44	9	<b>Q. You have no reason to believe that they</b>	15:17:59
10	<b>Q. Okay. And you had access to the network</b>	15:15:45	10	<b>weren't detailed.</b>	15:18:01
11	<b>lag speed?</b>	15:15:51	11	A. Exactly.	15:18:01
12	A. Yes. I --	15:15:54	12	<b>Q. And would you agree that a competitor would</b>	15:18:02
13	<b>Q. And you access to -- sorry. Were you going</b>	15:15:54	13	<b>find that information very useful?</b>	15:18:06
14	<b>to say something else?</b>	15:15:57	14	A. That I personally wouldn't agree to.	15:18:08
15	A. Yeah. That I think that I observed	15:15:58	15	<b>Q. You don't think that it would give a</b>	15:18:12
16	demonstrations of this where the output was being	15:16:03	16	<b>competitor an understanding of the time breakdown</b>	15:18:14
17	printed to the screen. If by access you mean if	15:16:08	17	<b>of OTOY's entire streaming system?</b>	15:18:16
18	there was anywhere I could go for reference, no.	15:16:11	18	A. And this is because I have little	15:18:19
19	But I believe I could have passingly observed it.	15:16:14	19	education with networking. My focus is graphics.	15:18:22
20	<b>Q. Well, you had knowledge of OTOY's encoder</b>	15:16:17	20	I would believe you if you told me a competitor	15:18:27
21	<b>speed and their network lag speed, did you not?</b>	15:16:20	21	would find that useful but I personally haven't	15:18:29
22	A. Under the conditions I just explained,	15:16:23	22	connected the dots.	15:18:33
23	yes.	15:16:25	23	<b>Q. It would be extremely difficult for a</b>	15:18:34
24	<b>Q. And you had access to their decode time and</b>	15:16:25	24	<b>competitor to benchmark and somehow compare their</b>	15:18:37
25	<b>packet loss, did you not?</b>	15:16:30	25	<b>compression to OTOY's compression without that</b>	15:18:42
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1	A. Yes.	15:16:31	1	<b>information. Correct?</b>	15:18:44
2	<b>Q. And you had access to their capture speed.</b>	15:16:32	2	A. Correct.	15:18:45
3	<b>Correct?</b>	15:16:35	3	<b>Q. So such information would be very important</b>	15:18:45
4	A. Most likely. I can't remember that	15:16:35	4	<b>to a competitor?</b>	15:18:49
5	particularly,	15:16:39	5	A. Yes.	15:18:50
6	<b>Q. Wait for the airplane to pass.</b>	15:16:40	6	<b>Q. Thank you.</b>	15:18:50
7	<b>You said most likely?</b>	15:16:43	7	<b>You were aware of OTOY's work in reverse</b>	15:19:02
8	A. Most likely.	15:16:44	8	<b>engineering access to the GPU video memory.</b>	15:19:05
9	<b>Q. And that information was printed up every</b>	15:16:45	9	<b>Correct?</b>	15:19:08
10	<b>single time you would log on to the server to test</b>	15:16:49	10	A. I did an initial attempt at it, yes.	15:19:08
11	<b>the connection. Right?</b>	15:16:52	11	<b>Q. And that's another area that OTOY would be</b>	15:19:14
12	A. If that's what I think it is, yes.	15:16:55	12	<b>sensitive about sharing such information with its</b>	15:19:20
13	<b>Q. The specificity of that information is</b>	15:17:03	13	<b>competitors. Correct?</b>	15:19:23
14	<b>incredibly detailed, is it not?</b>	15:17:06	14	A. That's contingent on which vendor's GPU	15:19:24
15	A. I don't remember.	15:17:08	15	they are talking about. It's up to the vendor to	15:19:31
16	<b>Q. I mean, you saw the printouts every time</b>	15:17:12	16	disclose how they store their GPU memory.	15:19:33
17	<b>you logged on to the server. Correct?</b>	15:17:14	17	<b>Q. Would you agree that OTOY would not even</b>	15:19:36
18	A. Yeah. But I can't remember what any of	15:17:16	18	<b>want its competitors to even know that they were</b>	15:19:38
19	them were.	15:17:18	19	<b>look at that?</b>	15:19:41
20	<b>Q. Do you recall that they were detailed?</b>	15:17:19	20	A. If they did it would seem -- I want to use	15:19:42
21	A. So when I said I saw the printouts I was	15:17:21	21	the word -- it wouldn't make sense to me if they	15:19:50
22	referring to a different tool, but if you're	15:17:26	22	did because it seems like -- it seems like a topic	15:19:52
23	talking about the launcher that I wrote, that I was	15:17:28	23	that -- sorry. What's the question again? I'll	15:20:02
24	exposed to -- sorry, that's a clarification for	15:17:31	24	try to give a concise answer.	15:20:04
25	because it sounded like you assumed that. Sorry.	15:17:37	25	<b>Q. I'm going to move on to another area.</b>	15:20:07
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1	that weekend but not much before and not much	15:34:49	1	<b>jealous of certain individuals at OTOY?</b>	15:36:33
2	after.	15:34:52	2	A. No.	15:36:34
3	<b>Q. Okay. When you said they interacted with</b>	15:34:52	3	<b>Q. Do you recall telling Clay that you thought</b>	15:36:34
4	<b>you that weekend, they invited you out to dinner?</b>	15:34:57	4	<b>that certain employees at OTOY didn't treat you</b>	15:36:38
5	A. So I went to dinner with Clay.	15:35:00	5	<b>properly?</b>	15:36:44
6	<b>Q. Did you go out for drinks with these</b>	15:35:02	6	A. I don't recall that, no.	15:36:45
7	<b>people?</b>	15:35:05	7	<b>Q. Okay. Do you recall going out to dinner</b>	15:36:46
8	A. Dinner and then drinks. I'm sorry. We	15:35:05	8	<b>with Christine Anderson?</b>	15:36:55
9	might not have had dinner. It might have been just	15:35:08	9	A. Yeah. I think that was the same weekend,	15:36:59
10	been drinks. I think it was dinner as well. Yeah.	15:35:11	10	the next Monday.	15:37:02
11	<b>Q. But you definitely went out for drinks with</b>	15:35:13	11	<b>Q. And so the following Monday after the</b>	15:37:04
12	<b>them?</b>	15:35:18	12	<b>weekend you had dinner with Christine?</b>	15:37:09
13	A. Yeah.	15:35:18	13	A. Yeah.	15:37:11
14	<b>Q. Do you remember getting intoxicated when</b>	15:35:19	14	<b>Q. And what do you recall from that dinner?</b>	15:37:12
15	<b>you went out with them?</b>	15:35:21	15	A. Not much. Talking about work.	15:37:16
16	A. Sorry. This was with Clay.	15:35:22	16	<b>Q. Do you recall telling Christine at that</b>	15:37:19
17	<b>Q. With Clay.</b>	15:35:25	17	<b>dinner about the samurai warriors and --</b>	15:37:21
18	A. Yeah. We had two beers, maybe it was just	15:35:25	18	A. It was on the walk back after the dinner,	15:37:26
19	one but I wouldn't call that intoxicated.	15:35:28	19	yeah. About the dream, yeah.	15:37:28
20	<b>Q. Do you recall getting intoxicated in front</b>	15:35:30	20	<b>Q. About the dream and the samurai?</b>	15:37:30
21	<b>of Clay?</b>	15:35:32	21	A. Well see, I explained the dream and then I	15:37:32
22	A. What do you mean by intoxicated?	15:35:32	22	explained the origins, you know, the notion of the	15:37:34
23	<b>Q. Were you drunk when you were out with Clay?</b>	15:35:35	23	Tsujigiri and I explained how I had explained the	15:37:37
24	A. I would say buzzed versus drunk.	15:35:37	24	thesis or essay or whatever it was to three	15:37:40
25	<b>Q. Buzzed from one or two beers?</b>	15:35:38	25	different OTOY individuals on three different	15:37:43
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1	A. Yeah.	15:35:40	1	occasions over the past weekend.	15:37:45
2	<b>Q. Do you recall starting to gossip with him?</b>	15:35:41	2	<b>Q. Do you remember Christine telling you it's</b>	15:37:46
3	A. Most likely.	15:35:48	3	<b>probably not a good idea to talk about that stuff</b>	15:37:49
4	<b>Q. Gossip with him about other employees?</b>	15:35:50	4	<b>at work?</b>	15:37:51
5	<b>About some officers at OTOY?</b>	15:35:54	5	A. No. But she told me it's not a good idea	15:37:52
6	A. Do you mean did I disclose or did he	15:35:55	6	to leave. She said she didn't want me to leave.	15:37:55
7	disclose?	15:35:57	7	<b>Q. She didn't want you to leave OTOY?</b>	15:37:58
8	<b>Q. Did you gossip with him? Did you have</b>	15:35:58	8	A. Yeah.	15:37:59
9	<b>discussions about that?</b>	15:36:01	9	<b>Q. So you told her you wanted to leave OTOY?</b>	15:37:59
10	A. Yes.	15:36:01	10	A. I said -- I don't remember saying that. I	15:38:02
11	<b>Q. And you bad-mouthed some of the employees</b>	15:36:02	11	remember saying I had a dream about leaving.	15:38:04
12	<b>to him, did you not?</b>	15:36:07	12	<b>Q. Tell me about that dream.</b>	15:38:07
13	A. I don't remember that.	15:36:07	13	A. I did before.	15:38:09
14	<b>Q. No? Did it not happen?</b>	15:36:08	14	<b>Q. Tell me about it again.</b>	15:38:10
15	A. No.	15:36:10	15	A. Okay. Dreamed I had a samurai sword --	15:38:11
16	<b>Q. No, it didn't happen?</b>	15:36:10	16	<b>Q. Oh, this is the samurai sword dream?</b>	15:38:15
17	A. I don't remember bad-mouthing and I do not	15:36:12	17	A. Yeah. Exactly.	15:38:17
18	imagine myself bad-mouthing. I don't see that I	15:36:16	18	<b>Q. Did you have a dream that God told you to</b>	15:38:18
19	could have.	15:36:19	19	<b>go to Seattle?</b>	15:38:22
20	<b>Q. Do you recall telling Clay that certain</b>	15:36:19	20	A. In the dream --	15:38:23
21	<b>individuals at OTOY were jealous of you?</b>	15:36:24	21	<b>Q. Same dream? Samurai dream?</b>	15:38:26
22	A. No.	15:36:26	22	A. Same dream. I dreamed that one of my	15:38:28
23	<b>Q. No?</b>	15:36:27	23	friends approached me and told me and I assumed	15:38:32
24	A. No.	15:36:27	24	that that was God speaking to me actually.	15:38:34
25	<b>Q. Do you recall telling Clay that you were</b>	15:36:28	25	<b>Q. Your friend in the dream was God?</b>	15:38:37
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1	A. That his wisdom was from God.	15:38:40	1	A. Well, I would like to say I try to follow	15:40:12
2	<b>Q. Okay. So let me get this straight. This</b>	15:38:44	2	God's instructions but to say that the dream is	15:40:17
3	<b>is the same samurai sword dream where all -- where</b>	15:38:47	3	God's instructions is a stretch.	15:40:19
4	<b>you were fighting off all of these people in Los</b>	15:38:50	4	<b>Q. Well, you're the one that told me that it</b>	15:40:21
5	<b>Angeles that had guns.</b>	15:38:53	5	<b>was God's instruction.</b>	15:40:23
6	A. Yes.	15:38:54	6	A. And that instruction was. But certain	15:40:24
7	<b>Q. You had just a samurai sword.</b>	15:38:55	7	elements in dreams can be subjective as well.	15:40:27
8	A. Yes.	15:38:56	8	<b>Q. I'm a little bit confused. You told me</b>	15:40:29
9	<b>Q. And a friend came to you -- is this before</b>	15:38:57	9	<b>that God told you to go to Seattle. Correct?</b>	15:40:33
10	<b>or after the fight?</b>	15:38:59	10	A. Yeah.	15:40:35
11	A. After.	15:39:00	11	<b>Q. But you did not go to Seattle. Correct?</b>	15:40:39
12	<b>Q. After the fight you killed everybody?</b>	15:39:01	12	A. I did not go to Seattle.	15:40:38
13	A. As far as I remember, yeah.	15:39:04	13	<b>Q. So you don't always follow God's</b>	15:40:40
14	<b>Q. You killed everybody with your samurai</b>	15:39:05	14	<b>instructions. Correct?</b>	15:40:43
15	<b>sword and a friend then came to you and said Go to</b>	15:39:07	15	A. I don't always follow God's instructions.	15:40:44
16	<b>Seattle, and you interpreted that as God telling</b>	15:39:11	16	<b>Q. Okay. God told you to go to Australia, you</b>	15:40:52
17	<b>you to go to Seattle. Correct?</b>	15:39:13	17	<b>went to Australia. Correct?</b>	15:40:56
18	A. Yes.	15:39:15	18	A. Correct.	15:40:57
19	<b>Q. What's in Seattle?</b>	15:39:15	19	<b>Q. God told you to go to Florida and you went</b>	15:40:57
20	A. I haven't made it there yet. I wouldn't	15:39:18	20	<b>to Florida. Correct?</b>	15:41:00
21	know. I probably won't.	15:39:20	21	A. Yeah.	15:41:01
22	<b>Q. So you don't always follow the instruction</b>	15:39:22	22	<b>Q. Did God tell you to work at OTOY?</b>	15:41:01
23	<b>of God, do you?</b>	15:39:24	23	A. No.	15:41:03
24	A. I don't always perceive what my dreams	15:39:25	24	<b>Q. Did God tell you not to work at OTOY?</b>	15:41:03
25	tell me to be the instruction of God.	15:39:30	25	A. I won't say there was any --	15:41:09
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1	<b>Q. But you said this one was God.</b>	15:39:32	1	<b>Q. Before accepting the position at OTOY did</b>	15:41:18
2	A. I perceived it to be at the time.	15:39:34	2	<b>God intervene and say this isn't a good idea,</b>	15:41:20
3	<b>Q. Okay.</b>	15:39:36	3	<b>Christopher, you might want to think about this.</b>	15:41:24
4	A. I take everything I perceive and I weigh	15:39:36	4	<b>Let's have another talk.</b>	15:41:26
5	it with what evidence I have.	15:39:39	5	A. No. But I had the impression that it	15:41:27
6	<b>Q. So at the time you thought it was God</b>	15:39:40	6	would be -- that something bad would happen.	15:41:29
7	<b>telling you to go to Seattle. Correct?</b>	15:39:42	7	<b>Q. Before you accepted the job?</b>	15:41:30
8	A. Yes.	15:39:43	8	A. Yes.	15:41:31
9	<b>Q. But you didn't follow his instructions.</b>	15:39:44	9	<b>Q. So you went into the job thinking this is</b>	15:41:32
10	A. I tried to. I tried to leave at least.	15:39:46	10	<b>not a good idea?</b>	15:41:35
11	<b>Q. You tried to go to Seattle?</b>	15:39:47	11	A. Well, I call it a sixth sense. I thought	15:41:36
12	A. I mean I tried to quit OTOY.	15:39:49	12	something bad would happen. I didn't think that --	15:41:39
13	<b>Q. I'm trying to figure out how Seattle fits</b>	15:39:51	13	the job looked good and that's why I agreed to it.	15:41:41
14	<b>in. Did you book a flight to Seattle?</b>	15:39:55	14	I didn't see anything wrong.	15:41:45
15	A. No.	15:39:58	15	<b>Q. So you thought the job did look good?</b>	15:41:47
16	<b>Q. Do you have family in Seattle?</b>	15:39:58	16	A. Yes.	15:41:49
17	A. No.	15:40:00	17	<b>Q. But you went in with a bad attitude</b>	15:41:49
18	<b>Q. Do you have friends in Seattle?</b>	15:40:00	18	<b>thinking that something bad was going to happen?</b>	15:41:53
19	A. Maybe one or two.	15:40:02	19	A. Not a bad attitude but with a -- I don't	15:41:55
20	<b>Q. Okay. Did you make any attempt to relocate</b>	15:40:03	20	know what you call it when you sort of have a	15:41:59
21	<b>to Seattle?</b>	15:40:06	21	feeling something's over your shoulder. Like	15:42:00
22	A. No.	15:40:07	22	something, you know --	15:42:03
23	<b>Q. So you don't always follow God's</b>	15:40:07	23	<b>Q. A premonition?</b>	15:42:04
24	<b>instructions when he tells you to do something.</b>	15:40:10	24	A. It wasn't even a premonition. A	15:42:05
25	<b>Correct?</b>	15:40:12	25	premonition, to me, is something more concrete, I	15:42:08
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1	guess. This is just sort of a notion that	15:42:10	1	<b>Q. You would not sabotage OTOY.</b>	15:44:12
2	something bad would happen like this.	15:42:12	2	A. No, I won't sabotage OTOY.	15:44:14
3	<b>Q. Did God tell you that something bad would</b>	15:42:14	3	<b>Q. And if God told you to sabotage OTOY you</b>	15:44:16
4	<b>happen?</b>	15:42:17	4	<b>would ignore God?</b>	15:44:19
5	A. I would attribute the notion to God.	15:42:17	5	A. I don't believe God would tell me to	15:44:21
6	<b>Q. Okay.</b>	15:42:21	6	sabotage OTOY.	15:44:27
7	A. Back to telling -- saying --	15:42:22	7	<b>Q. I'm not asking you to --</b>	15:44:27
8	<b>Q. You didn't hear his voice this time?</b>	15:42:23	8	A. But if he did.	15:44:30
9	A. Exactly.	15:42:25	9	<b>Q. If God did.</b>	15:44:30
10	<b>Q. Got it. You try to follow God's</b>	15:42:26	10	A. Most likely, yeah.	15:44:32
11	<b>instructions at all times. Right?</b>	15:42:29	11	<b>Q. Most likely yeah you would ignore him or</b>	15:44:33
12	A. Yes.	15:42:32	12	<b>you would follow him?</b>	15:44:36
13	<b>Q. And you may wind up in Seattle following</b>	15:42:32	13	A. I would ignore him.	15:44:36
14	<b>God's instructions at some point. Correct?</b>	15:42:36	14	<b>Q. So you pick and choose which messages from</b>	15:44:38
15	A. I may.	15:42:38	15	<b>God you're going to follow. Correct?</b>	15:44:41
16	<b>Q. If God tells you to do something, you're</b>	15:42:38	16	A. I test them to the Bible.	15:44:43
17	<b>going to do it. Right?</b>	15:42:40	17	<b>Q. That's not really an answer to my question.</b>	15:44:45
18	A. Once again, back to the subjective versus	15:42:41	18	<b>If God tells you to do something, you then</b>	15:44:48
19	literal interpretation of things such as dreams.	15:42:45	19	<b>decide whether or not you're going to follow God's</b>	15:44:51
20	<b>Q. I'm talking about God telling you to do</b>	15:42:48	20	<b>advice or God's will. Correct?</b>	15:44:54
21	<b>something. In your mind you believe it was God</b>	15:42:50	21	A. Yes.	15:44:56
22	<b>telling you to go to Florida and to go to Australia</b>	15:42:52	22	<b>Q. And you don't just blindly follow him.</b>	15:44:57
23	<b>and to go to Seattle and to leave OTOY. Correct?</b>	15:42:54	23	<b>Correct?</b>	15:45:01
24	A. Yes.	15:42:58	24	A. Correct.	15:45:01
25	<b>Q. And you're going to do what God tells you</b>	15:43:00	25	<b>Q. So if God tells you I'm going to -- if I</b>	15:45:02

1	<b>to do. Correct?</b>	15:43:02	1	<b>take away all your friends, will you still follow</b>	15:45:06
2	A. Yes.	15:43:03	2	<b>me? You answered that question yes. Correct?</b>	15:45:09
3	<b>Q. And if God tells you to share OTOY's</b>	15:43:03	3	A. Yes.	15:45:12
4	<b>proprietary trade secrets with a competitor, you're</b>	15:43:07	4	<b>Q. But if God tells you I want you to sabotage</b>	15:45:13
5	<b>going to do that. Correct?</b>	15:43:11	5	<b>OTOY, will you do so? You will tell God no?</b>	15:45:17
6	A. Why would God say that?	15:43:12	6	A. Yeah. The verse in the Bible, first John	15:45:21
7	<b>Q. I'm asking the questions.</b>	15:43:16	7	four one, test all spirits. That's what it asks	15:45:25
8	A. Okay. God said to share and sabotage	15:43:18	8	you to do.	15:45:27
9	OTOY. This really goes back to the Bible, reading	15:43:25	9	<b>Q. So you believe that if God came to you and</b>	15:45:28
10	it and getting a basic understanding --	15:43:27	10	<b>said sabotage OTOY, that might not really be God?</b>	15:45:30
11	<b>Q. Christopher, yes or no. If God tells you</b>	15:43:29	11	A. Exactly. That's what I was trying to say	15:45:33
12	<b>to share OTOY's trade secrets with a competitor</b>	15:43:31	12	before.	15:45:35
13	<b>and, in your words, to sabotage OTOY, you would do</b>	15:43:34	13	<b>Q. That's what you're trying to say.</b>	15:45:36
14	<b>so. Correct?</b>	15:43:37	14	A. Yeah.	15:45:37
15	A. If... If I perceived God saying that, I	15:43:40	15	<b>Q. But I'm saying to you let's presume that it</b>	15:45:38
16	wouldn't do it on a suspicion that it wasn't God.	15:43:47	16	<b>is, that you've proven it. You've tested the</b>	15:45:41
17	<b>Q. If it were God telling you to do it. If it</b>	15:43:51	17	<b>spirit and it turned out to be God; that you guys</b>	15:45:43
18	<b>were God telling you to sabotage OTOY and share</b>	15:43:55	18	<b>have some secret handshake, let's say, and he</b>	15:45:45
19	<b>OTOY's proprietary trade secrets with one of OTOY's</b>	15:43:58	19	<b>passed the test and gave you the secret handshake</b>	15:45:48
20	<b>competitors, you would do it. Correct?</b>	15:44:01	20	<b>and said I really want you to do this, Christopher.</b>	15:45:51
21	A. There's so many assumptions in that	15:44:03	21	<b>I want you to share what you learned down in Los</b>	15:45:51
22	question.	15:44:07	22	<b>Angeles while working at OTOY with one of OTOY's</b>	15:45:55
23	<b>Q. I'm not asking you to assume anything other</b>	15:44:07	23	<b>competitors; it's important that you do that. Are</b>	15:45:57
24	<b>than answer my question.</b>	15:44:09	24	<b>you going to then listen?</b>	15:45:59
25	A. No, I wouldn't do it.	15:44:11	25	<b>Now, you've tested it already. You know</b>	15:46:00

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1	it's not anybody else but God. It's -- he gave you	15:46:02	1	you just killed a mass mob of Angelinas with a	15:48:01
2	the password, he's whispered in your ear. You know	15:46:06	2	samurai sword, you can understand how that would be	15:48:04
3	it's God. Are you going to do it?	15:46:10	3	a little off-putting. Correct?	15:48:06
4	A. No.	15:46:11	4	A. I can understand, yeah.	15:48:08
5	Q. Why?	15:46:11	5	Q. Especially if you back it up with God told	15:48:10
6	A. Because I would... I don't know that I	15:46:12	6	me that's what I had to do. Correct?	15:48:12
7	have an answer for that.	15:46:19	7	A. God didn't tell me to kill a mass mob.	15:48:13
8	Q. So am I to understand that you don't always	15:46:23	8	Q. I mean...	15:48:13
9	listen to God?	15:46:27	9	A. When you have a dream you aren't always in	15:48:18
10	A. Don't always listen to God.	15:46:28	10	control of the dream. In fact, rarely you are.	15:48:21
11	Q. Okay. And even though you know it's God	15:46:30	11	Q. Okay. So despite Christine pleading with	15:48:25
12	you could still sometimes ignore him, you can	15:46:32	12	you not to leave you still felt that you had to	15:48:33
13	dismiss some of his wishes. Correct?	15:46:34	13	tell Jules that you are unhappy. Correct?	15:48:35
14	A. Any human can, yes.	15:46:37	14	A. Yes.	15:48:40
15	Q. I'm asking you personally.	15:46:38	15	Q. And did you express to Jules why you were	15:48:41
16	A. Yeah, I fit that category. Yes.	15:46:39	16	unhappy?	15:48:42
17	Q. And you don't always listen to God.	15:46:43	17	A. Yes.	15:48:43
18	A. Don't always listen to God.	15:46:44	18	Q. And what did you say to Jules?	15:48:43
19	Q. Okay. All right. So back to that night	15:46:46	19	A. I think I said that the work wasn't what I	15:48:47
20	you're walking with Christine Anderson. You	15:46:53	20	had agreed to in the interview and that I felt they	15:48:52
21	told -- you tell her about your dream and you tell	15:46:57	21	had baited and switched me.	15:48:55
22	her about the samurais. And did she tell you that	15:46:59	22	Q. And in response to that Jules told you you	15:48:56
23	maybe we shouldn't be talking about religion, like	15:47:06	23	can do whatever you wanted to do here. Correct?	15:48:59
24	this is a little bit weird?	15:47:09	24	A. I think he said -- I think he made several	15:49:01
25	A. No. She told me, I want you to stay here,	15:47:10	25	offers. He said that eventually we will get to the	15:49:04
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1	don't listen to the dream. She didn't tell me it	15:47:13	1	work that we agreed to.	15:49:07
2	was weird.	15:47:16	2	Q. Isn't it true that Jules said you can work	15:49:08
3	Q. She didn't think it was strange that you	15:47:16	3	on whatever project you want to work on here.	15:49:12
4	were mixing work and religion?	15:47:18	4	A. I don't remember him saying that.	15:49:16
5	A. I can't tell you what she was thinking.	15:47:21	5	Q. Isn't it true that Jules told you you can	15:49:17
6	Q. She didn't say that to you, that it was	15:47:23	6	do whatever work you wanted to do at OTOY, that he	15:49:19
7	strange?	15:47:25	7	valued you as an employee and that you could work	15:49:22
8	A. No.	15:47:25	8	on whatever you wanted to work on?	15:49:24
9	Q. No?	15:47:26	9	A. I don't remember him saying that.	15:49:26
10	A. Not at that time.	15:47:26	10	Q. Isn't it true that Jules told you -- Jules	15:49:27
11	Q. She later told you?	15:47:27	11	bent over backwards to make sure that you wouldn't	15:49:32
12	A. No. I don't think I talked to her much	15:47:28	12	leave the company?	15:49:33
13	after that. Yeah.	15:47:31	13	A. Jules drove me into the ground working on	15:49:34
14	Q. Do you think that you didn't talk to her	15:47:34	14	the web pages up to the last day and had me	15:49:39
15	much after that because what you said to her maybe	15:47:36	15	stuttering over my sentences over such stress that	15:49:44
16	freaked her out?	15:47:39	16	I was in while he was trying to force me to do more	15:49:46
17	A. At the moment I'm concluding that, yeah.	15:47:39	17	work on the web page before I had to run off to my	15:49:49
18	Probably.	15:47:41	18	flight to get home.	15:49:51
19	Q. Because it's admittedly a little bit of a	15:47:42	19	MR. BRETTLER: Move to strike as	15:49:53
20	strange conversation to bring up with one of your	15:47:46	20	nonresponsive.	15:49:53
21	coworkers. Would you not agree?	15:47:48	21	Q. Isn't it true that Jules told you that you	15:49:55
22	A. You asked me this before and I said at	15:47:49	22	can work on whatever projects you wanted to work	15:49:56
23	other places they were more, you know, good about	15:47:51	23	and at OTOY in addition to some of the other work	15:49:58
24	talking on such topics. OTOY wasn't.	15:47:54	24	that he gave for you?	15:50:00
25	Q. But if you tell one of your co-workers that	15:47:57	25	A. He probably said that, yes, in addition to	15:50:02
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1	mandatory work.	15:50:04	1	A. Yes.	15:52:25
2	<b>Q. That you could work on whatever you wanted</b>	15:50:05	2	<b>Q. Can you tell me what this is?</b>	15:52:26
3	<b>to. Correct?</b>	15:50:07	3	A. It's the letter of resignation I sent to	15:52:28
4	A. I don't remember him saying that but I can	15:50:08	4	Charlie.	15:52:30
5	believe he said it.	15:50:10	5	<b>Q. Is that your signature at the bottom of the</b>	15:52:30
6	<b>Q. That he said that you could work on</b>	15:50:10	6	<b>letter?</b>	15:52:32
7	<b>whatever projects you wanted to?</b>	15:50:12	7	A. Yes. Actually, I e-mailed this to Charlie	15:52:33
8	A. In addition to mandatory work.	15:50:13	8	and then later mailed this signed copy to Jules at	15:52:35
9	<b>Q. But you had the opportunity to work on</b>	15:50:16	9	his home address as listed in the employment	15:52:40
10	<b>whatever else you wanted to. Correct?</b>	15:50:17	10	agreement.	15:52:41
11	A. In addition to mandatory work.	15:50:19	11	<b>Q. This is a true and correct copy of the</b>	15:52:42
12	<b>Q. Is it correct that you had the opportunity</b>	15:50:21	12	<b>letter that you sent to Charlie and/or Jules</b>	15:52:46
13	<b>to work on whatever projects you wanted to?</b>	15:50:23	13	<b>purporting to resign from OTOY. Correct?</b>	15:52:51
14	A. It is not correct that I could choose all	15:50:26	14	A. Yes.	15:52:53
15	of the work that I had to do.	15:50:30	15	<b>Q. And is that your signature at the bottom of</b>	15:52:53
16	MR. BRETTLER: Move to strike.	15:50:33	16	<b>the letter?</b>	15:52:55
17	<b>Q. Christopher, is it true -- is it not true</b>	15:50:36	17	A. Yes.	15:52:56
18	<b>that you had the opportunity to work on whatever</b>	15:50:42	18	<b>Q. And you sent this letter on or about May</b>	15:52:56
19	<b>projects you wanted to? Period.</b>	15:50:45	19	<b>17, 2011. Correct?</b>	15:53:00
20	A. Can I ask you to rephrase that?	15:50:52	20	A. Yes.	15:53:02
21	<b>Q. While you were working at OTOY, did Jules</b>	15:50:58	21	<b>Q. And you state in the letter in the first</b>	15:53:02
22	<b>Urbach say to you -- let me start over.</b>	15:51:02	22	<b>paragraph, first sentence, that you're resigning</b>	15:53:05
23	<b>While you were working at OTOY, isn't it</b>	15:51:05	23	<b>from your position as software developer for OTOY</b>	15:53:06
24	<b>true that Jules Urbach said to you you can work on</b>	15:51:09	24	<b>Incorporated effective May 31. Correct?</b>	15:53:10
25	<b>whatever projects you want to?</b>	15:51:11	25	A. Yes.	15:53:13
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1	A. As a definitive statement, no.	15:51:17	1	<b>Q. And in response to this letter did Charlie</b>	15:53:14
2	<b>Q. Is it not true that Jules gave you the</b>	15:51:20	2	<b>contact you?</b>	15:53:19
3	<b>opportunity to work on whatever projects you wanted</b>	15:51:23	3	A. Yeah. He was in the other room. He	15:53:20
4	<b>to? You may have had to work on other things, too,</b>	15:51:25	4	walked into my room and said he was shocked and he	15:53:23
5	<b>but you had the opportunity to work on whatever</b>	15:51:30	5	didn't see this coming.	15:53:26
6	<b>other project you wanted to. Correct?</b>	15:51:32	6	<b>Q. So you didn't tell Charlie that you planned</b>	15:53:28
7	A. Yes.	15:51:34	7	<b>to leave OTOY prior to giving him this letter?</b>	15:53:31
8	<b>Q. Thank you.</b>	15:51:34	8	A. Like I told you earlier, Charlie and	15:53:33
9	<b>Jules also offered you the opportunity to</b>	15:51:37	9	Alissa had sat down and spoke with me four and a	15:53:36
10	<b>work remotely. Correct?</b>	15:51:39	10	half weeks before this and I explained that I was	15:53:39
11	A. Yes.	15:51:41	11	thinking of leaving then.	15:53:41
12	<b>Q. He offered you the opportunity to work from</b>	15:51:41	12	<b>Q. Right. And you didn't speak to him since</b>	15:53:41
13	<b>your parents house in Oregon. Correct?</b>	15:51:43	13	<b>then. Instead, you just wrote a letter and handed</b>	15:53:44
14	A. Yes.	15:51:45	14	<b>it to him?</b>	15:53:46
15	<b>Q. You rejected that offer. Correct?</b>	15:51:45	15	A. I think we had some conversations between	15:53:47
16	A. Yes.	15:51:49	16	those dates.	15:53:48
17	MR. BRETTLER: Going to ask the Court	15:51:49	17	<b>Q. Curious then why he would be shocked if you</b>	15:53:50
18	Reporter to mark as the next exhibit a letter	15:51:51	18	<b>had multiple conversations.</b>	15:53:53
19	signed by you and dated May 17, 2011.	15:51:57	19	A. Well, when I went to church with Alissa --	15:53:54
20	(Deposition Exhibit No. 3 was marked for	15:51:57	20	sorry. In fact, I'll rewind farther back than	15:53:56
21	identification.)	15:52:20	21	that.	15:54:00
22	<b>Q. Take a moment to review that letter and let</b>	15:52:20	22	During the Friday that I -- they sat me	15:54:01
23	<b>me know if you recognize it.</b>	15:52:22	23	down and talked to me, Alissa told me I saw this	15:54:06
24	A. Yes.	15:52:23	24	coming. I thought you were going to leave but	15:54:09
25	<b>Q. Yes you recognize it?</b>	15:52:24	25	Charlie didn't think so. So shows Charlie didn't	15:54:11
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**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	expect me to leave.	15:54:16	1	I believe Jules said we respect decisions like	15:56:05
2	<b>Q. And you write in the letter in your second</b>	15:54:16	2	those in particular.	15:56:08
3	<b>paragraph, second sentence of that paragraph: I've</b>	15:54:18	3	<b>Q. And let me ask you, why did you choose to</b>	15:56:08
4	<b>enjoyed working for this company. Do you see that?</b>	15:54:21	4	<b>listen to God that time but maybe not other times?</b>	15:56:13
5	A. Um-hum.	15:54:23	5	A. Which other times?	15:56:18
6	<b>Q. It's a true statement, is it not?</b>	15:54:25	6	<b>Q. Well, you didn't go to Seattle.</b>	15:56:19
7	A. Might be a bit exaggerated. There were	15:54:28	7	A. You know, if you guys would stop harassing	15:56:21
8	aspects that I enjoyed, yes.	15:54:31	8	me and I could get on with my life, I would	15:56:24
9	<b>Q. Okay. You told Charlie you enjoyed working</b>	15:54:33	9	probably be there right now. Who knows.	15:56:26
10	<b>there. Right?</b>	15:54:35	10	MR. BRETTLER: Move to strike as	15:56:28
11	A. Yes.	15:54:36	11	non-responsive and argumentative.	15:56:29
12	<b>Q. You didn't lie to Charlie. Right?</b>	15:54:36	12	<b>Q. Why is it that you decided to heed God's</b>	15:56:40
13	A. No.	15:54:38	13	<b>advice in that instance?</b>	15:56:45
14	<b>Q. God wouldn't want you to lie to him.</b>	15:54:38	14	A. Because I try to as often as I can.	15:56:47
15	<b>Right?</b>	15:54:41	15	<b>Q. But you do recognize that there are limits</b>	15:56:49
16	A. I don't think so.	15:54:41	16	<b>to what you will -- what advice from God you will</b>	15:56:55
17	<b>Q. Right. And that you appreciate the support</b>	15:54:41	17	<b>follow?</b>	15:56:59
18	<b>provided to you during your time with the company.</b>	15:54:45	18	A. Yes.	15:56:59
19	<b>Do you see where you wrote that?</b>	15:54:48	19	<b>Q. And breach of contract is not one of those</b>	15:57:00
20	A. Yes.	15:54:50	20	<b>limits, I take it?</b>	15:57:03
21	<b>Q. And that's also a true statement, that the</b>	15:54:50	21	A. Like I told you, I wasn't aware that I	15:57:04
22	<b>company supported you and that you appreciated that</b>	15:54:53	22	couldn't quit until after I turned this in.	15:57:10
23	<b>support. Correct?</b>	15:54:56	23	<b>Q. Well, you did quit, did you not?</b>	15:57:12
24	A. Yes.	15:54:56	24	A. I think I did.	15:57:14
25	<b>Q. Then you state if you could be of any help</b>	15:54:56	25	<b>Q. Well, I mean this letter that you're</b>	15:57:17
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1	<b>during the transition, to please let you know. Do</b>	15:55:03	1	<b>looking at, this is your attempt at quitting.</b>	15:57:18
2	<b>you see that?</b>	15:55:07	2	<b>Correct?</b>	15:57:20
3	A. Yes.	15:55:07	3	A. Yes.	15:57:21
4	<b>Q. You were offering your help to transition</b>	15:55:07	4	<b>Q. Okay. So you tried to quit. Correct?</b>	15:57:21
5	<b>your job responsibilities. Is that right.</b>	15:55:10	5	A. Depends if OTOY considers me still working	15:57:23
6	A. Yes.	15:55:12	6	there.	15:57:27
7	<b>Q. Did the company -- strike that.</b>	15:55:12	7	<b>Q. Is this letter dated May 17, 2011, your</b>	15:57:27
8	<b>When Charlie came to your office after</b>	15:55:18	8	<b>attempt at quitting OTOY?</b>	15:57:31
9	<b>receiving this letter and said I'm shocked, how did</b>	15:55:21	9	A. Yes.	15:57:32
10	<b>you respond?</b>	15:55:24	10	<b>Q. Okay. So your loyalty to God is stronger</b>	15:57:33
11	A. I told him that I just felt that I had to	15:55:25	11	<b>than your contract to OTOY. Correct?</b>	15:57:41
12	do this.	15:55:28	12	A. They would coincide had I -- had the	15:57:46
13	<b>Q. And did you tell him at that time that it</b>	15:55:29	13	contract been what I believed it was when I signed	15:57:51
14	<b>was God telling you that you had to do this?</b>	15:55:32	14	it.	15:57:53
15	A. Not at that time. I believe he then left	15:55:33	15	<b>Q. That's not my question.</b>	15:57:53
16	the room and spoke with someone else and then	15:55:36	16	A. I know. Once I learned I was deceived by	15:57:54
17	returned and told me that I was bound by the term	15:55:38	17	the company, my loyalty to God was definitely	15:57:59
18	of employment, that I couldn't quit. And then he	15:55:42	18	stronger.	15:58:04
19	took me aside with Jules and we talked about the	15:55:45	19	MR. BRETTLER: Again, I move to strike as	15:58:05
20	modus behind my quitting. That's when I said I	15:55:48	20	non-responsive.	15:58:06
21	feel God is telling me to leave.	15:55:51	21	<b>Q. You signed a contract with OTOY as you had</b>	15:58:09
22	<b>Q. And how did Jules and Charlie react when</b>	15:55:52	22	<b>testified earlier. You read the contract prior to</b>	15:58:12
23	<b>you told them that God told you to leave?</b>	15:55:57	23	<b>signing it. My question to you now is your</b>	15:58:14
24	A. I didn't -- I wasn't looking for it but I	15:55:59	24	<b>contractual obligation to OTOY did not rise to the</b>	15:58:19
25	didn't perceive any necessary different -- in fact,	15:56:03	25	<b>level of God telling you to leave OTOY. Correct?</b>	15:58:22
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**A50A5CB**  
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1	A. No. He never said to leave OTOY.	15:58:26	1	A. Probably, he was probably looking after my	16:00:04
2	<b>Q. God never said that to you?</b>	15:58:30	2	health. Like I told you the stress was getting to	16:00:06
3	A. He just said go to Seattle. Oh, sorry.	15:58:31	3	me.	16:00:09
4	Sorry. Let me clarify.	15:58:34	4	<b>Q. The stress was getting to you. So you left</b>	16:00:09
5	If you're speaking of a verbal sense, he	15:58:34	5	<b>because you were stressed?</b>	16:00:11
6	never said to leave OTOY. He did tell me to	15:58:37	6	A. Yes.	16:00:12
7	leave -- he did tell me through -- like going back	15:58:41	7	<b>Q. So for two reasons now you left because --</b>	16:00:12
8	to what we were talking about dreams and what not.	15:58:45	8	A. There are many reasons that it's my	16:00:16
9	I had, like, subjective interpretations,	15:58:47	9	motivation to leave. The primary one was God;	16:00:19
10	coincidences, notions of leaving, that I presume	15:58:52	10	secondary one was the bait and switch; stress was a	16:00:22
11	were from God.	15:58:55	11	third. There's plenty.	16:00:26
12	<b>Q. Um-hum.</b>	15:58:57	12	<b>Q. I'm all ears.</b>	16:00:27
13	A. And that's the basis from which I told	15:58:57	13	A. The fact that I didn't have any friends in	16:00:29
14	Jules.	15:59:00	14	Los Angeles.	16:00:33
15	<b>Q. But God told you to leave the company.</b>	15:59:00	15	<b>Q. Isn't it true, Christopher, that you never</b>	16:00:36
16	<b>Correct?</b>	15:59:02	16	<b>intended to stay at OTOY for longer than six</b>	16:00:39
17	A. Yeah. You're not talking about verbally.	15:59:02	17	<b>months?</b>	16:00:41
18	<b>Q. Not necessarily verbally. But he showed</b>	15:59:04	18	A. I planned to stay at first.	16:00:41
19	<b>you that you should leave the company. Right? He</b>	15:59:07	19	<b>Q. What's at first?</b>	16:00:43
20	<b>suggested that to you during a dream or some vision</b>	15:59:08	20	A. For the first few months I was there,	16:00:44
21	<b>that, but God was telling you you needed to leave</b>	15:59:13	21	When I got my apartment I didn't plan to break the	16:00:46
22	<b>OTOY.</b>	15:59:16	22	lease and pay the break lease fee.	16:00:49
23	A. Yes.	15:59:16	23	<b>Q. Well, isn't it true that you never bought</b>	16:00:51
24	<b>Q. And God did not tell you that you needed to</b>	15:59:16	24	<b>any furniture for your apartment?</b>	16:00:53
25	<b>honor your contractual commitment to OTOY.</b>	15:59:19	25	A. No. I got a futon.	16:00:54

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1	<b>Correct?</b>	15:59:22	1	<b>Q. Isn't it true that you didn't buy any</b>	16:00:55
2	A. Correct.	15:59:22	2	<b>furniture other than a futon for your apartment?</b>	16:00:58
3	<b>Q. Did God tell you that you should break your</b>	15:59:23	3	A. Yes.	16:00:59
4	<b>contract with OTOY and breach your contract with</b>	15:59:26	4	<b>Q. And you had absolutely no furnishings other</b>	16:01:00
5	<b>OTOY?</b>	15:59:28	5	<b>than a futon in your apartment?</b>	16:01:02
6	A. That was never mentioned, no.	15:59:28	6	A. Yes.	16:01:04
7	<b>Q. God didn't mention that?</b>	15:59:30	7	<b>Q. And you had a book. Isn't that correct?</b>	16:01:04
8	A. Well, he didn't mention that explicitly.	15:59:31	8	A. I had a few.	16:01:05
9	That was a byproduct of leaving the company,	15:59:35	9	<b>Q. A couple of books and a futon?</b>	16:01:06
10	though.	15:59:37	10	A. Yes.	16:01:07
11	<b>Q. But God didn't mention that you should</b>	15:59:37	11	<b>Q. And wouldn't you agree that that's a sign</b>	16:01:07
12	<b>share OTOY's trade secrets with competitors either.</b>	15:59:39	12	<b>that you didn't intend to really make that home?</b>	16:01:09
13	<b>Correct?</b>	15:59:42	13	A. No.	16:01:11
14	A. Correct.	15:59:43	14	<b>Q. No?</b>	16:01:11
15	<b>Q. But you said that you would -- if he did</b>	15:59:43	15	A. No.	16:01:12
16	<b>mention that, that you wouldn't follow that advice.</b>	15:59:45	16	<b>Q. Does your home here in Oregon have just a</b>	16:01:12
17	<b>Correct?</b>	15:59:47	17	<b>futon and a book?</b>	16:01:15
18	A. Correct.	15:59:47	18	A. It's my parents' home.	16:01:16
19	<b>Q. Why is it that -- well, if God told you</b>	15:59:47	19	<b>Q. Did you ever -- when you were in college</b>	16:01:17
20	<b>that you need to honor the terms of your contract,</b>	15:59:52	20	<b>living in Oregon, did you just have a futon and a</b>	16:01:19
21	<b>would you have stayed at OTOY?</b>	15:59:55	21	<b>book?</b>	16:01:22
22	A. Yes.	15:59:56	22	A. And a computer.	16:01:22
23	<b>Q. But God didn't care about your contract or</b>	15:59:56	23	<b>Q. And a computer. You didn't even have a</b>	16:01:23
24	<b>he didn't know about it? How did that work? Like</b>	15:59:59	24	<b>computer in Los Angeles, did you?</b>	16:01:25
25	<b>you didn't share that with God?</b>	16:00:02	25	A. Not for the latter half that I was there.	16:01:26

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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

1	<b>Q. And you're a computer science major and</b>	16:01:29	1	<b>you're going to determine whether God's advice is</b>	16:03:13
2	<b>engineer. Correct?</b>	16:01:31	2	<b>something you're going to listen to and whether</b>	16:03:16
3	A. Yes.	16:01:31	3	<b>it's something you're going to ignore? It seems</b>	16:03:18
4	<b>Q. So it's kind of an essential tool to have a</b>	16:01:32	4	<b>very ambiguous to me.</b>	16:03:20
5	<b>computer. No?</b>	16:01:34	5	A. It goes back to the argument of objective	16:03:22
6	A. My other programmer friends are as	16:01:35	6	or subjective. If I believe something is	16:03:26
7	surprised as you are. I'm also a math major. I	16:01:38	7	objectively right or wrong or -- sorry. If I	16:03:27
8	taught myself math.	16:01:43	8	believe something is objectively right, I will do	16:03:30
9	<b>Q. Right. I mean, to me that suggests that</b>	16:01:45	9	it or objectively wrong, I won't, or try my best --	16:03:32
10	<b>you didn't intend to make Los Angeles your home.</b>	16:01:46	10	<b>Q. So it has nothing to do with God.</b>	16:03:35
11	<b>You wouldn't even buy a computer, which is your</b>	16:01:52	11	A. It does. I believe that God is the author	16:03:37
12	<b>trade. Isn't that correct?</b>	16:01:54	12	of such subjectivities or absolutes or whatever you	16:03:39
13	A. No. I lived just as sparsely when I was	16:01:55	13	want to call it.	16:03:41
14	in Florida and whenever I was in Australia. Just	16:02:01	14	<b>Q. It's what you're calling it. And frankly,</b>	16:03:42
15	my nature.	16:02:04	15	<b>Christopher, you sound confused. And it's</b>	16:03:45
16	<b>Q. Just your nature. Did you own clothes?</b>	16:02:05	16	<b>confusing the way that you're describing it. But,</b>	16:03:49
17	A. Yes.	16:02:07	17	<b>you know, we can move forward. Maybe we'll come</b>	16:03:54
18	<b>Q. Where did you store your clothes?</b>	16:02:08	18	<b>back to when you decide to follow God's advice and</b>	16:03:57
19	A. In the closet.	16:02:09	19	<b>when you decide to just ignore him.</b>	16:04:00
20	<b>Q. Just on the floor?</b>	16:02:10	20	A. Like I said before, I try to follow it as	16:04:02
21	A. In the closet. I got clothes hangers.	16:02:11	21	best I can but I'm only human.	16:04:05
22	<b>Q. Clothes hangers.</b>	16:02:11	22	<b>Q. Right. So your effective date of</b>	16:04:09
23	A. And I put them in the closet.	16:02:14	23	<b>resignation or purported resignation was May 31.</b>	16:04:16
24	<b>Q. Understood. Did you have dishware and</b>	16:02:16	24	<b>Did you stay at the company that entire time?</b>	16:04:21
25	<b>utensils?</b>	16:02:22	25	A. All except Charlie told me to take some	16:04:24
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1	A. Yes.	16:02:22	1	days off during the last two weeks and I took those	16:04:28
2	<b>Q. You had that.</b>	16:02:23	2	days off.	16:04:30
3	A. Yes.	16:02:23	3	<b>Q. For what purpose?</b>	16:04:30
4	<b>Q. Okay.</b>	16:02:24	4	A. Charlie told me to.	16:04:31
5	A. Pots and pans and knife set, dishes, cups,	16:02:29	5	<b>Q. What did you do during that time?</b>	16:04:33
6	spoons, forks.	16:02:35	6	A. I stayed at home.	16:04:35
7	<b>Q. So anything else?</b>	16:02:37	7	<b>Q. Just in your empty apartment on your futon?</b>	16:04:35
8	A. No, nothing I can think of. I'm sure	16:02:40	8	A. I think I called a lot of lawyers and	16:04:38
9	there was but...	16:02:43	9	asked them if I was in my right to quit.	16:04:40
10	<b>Q. God didn't tell you to buy any furniture.</b>	16:02:44	10	<b>Q. So you already recognized at that point</b>	16:04:42
11	<b>Right?</b>	16:02:47	11	<b>that you may have a problem?</b>	16:04:44
12	A. Not necessarily.	16:02:48	12	A. I realized that OTOY might harass me.	16:04:46
13	<b>Q. Okay. If he did, would you have followed</b>	16:02:48	13	<b>Q. You recognized that you may be in breach of</b>	16:04:49
14	<b>his advice?</b>	16:02:50	14	<b>contract?</b>	16:04:51
15	A. Probably. Seems like good advice, doesn't	16:02:51	15	A. I don't know that I recognized that	16:04:53
16	it?	16:02:54	16	particular -- I'm not very good with law. I	16:04:55
17	<b>Q. I don't know. I can't really figure out</b>	16:02:54	17	realized that they might do this. But breach of	16:04:58
18	<b>where you draw the line of when you're going to</b>	16:02:56	18	contracts, I won't even try to...	16:05:04
19	<b>follow God's advice and when you're choosing to</b>	16:02:59	19	<b>Q. Why did you feel like you needed to contact</b>	16:05:10
20	<b>ignore him.</b>	16:03:01	20	<b>a lawyer right after you purportedly give your</b>	16:05:12
21	A. That's true. I just mean in your own	16:03:02	21	<b>resignation to OTOY?</b>	16:05:16
22	life. You like to buy furniture. Right?	16:03:05	22	A. Sorry. This wasn't right after. The	16:05:17
23	<b>Q. You're the witness today. You're the one</b>	16:03:06	23	weekend that -- the extra two days they gave me off	16:05:18
24	<b>that's testifying to the jury and you tell the</b>	16:03:08	24	were at the end of the two weeks. They were right	16:05:21
25	<b>jury. I mean, what is your criteria for when</b>	16:03:11	25	before the last day which was the 31st which was	16:05:26
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**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

<p>1 the day I was leaving. So I worked one last day  2 before this four-day weekend.  3 <b>Q. That doesn't answer my question. Why did</b>  4 <b>you feel like you needed to contact a lawyer?</b>  5 A. I contacted the lawyer before -- in fact,  6 this is --  7 <b>Q. OTOY hadn't filed a lawsuit against you at</b>  8 <b>this time. Correct?</b>  9 A. That's true.  10 This is the entire process. I worked for  11 a week, I think it was about a week, nine days, I  12 think, and then they, Charlie and Jules, approached  13 me again and said are you sure you want to quit?  14 And then I said yes. Oh. No. No. Then I said  15 let me think about it for a day. And then the next  16 day I got back to Charlie and said I'm sure I want  17 to quit. And then he said okay and explained how  18 he personally couldn't help me in the situation any  19 more, that he had to turn things over to OTOY's  20 lawyer. And then he came back to me later in the  21 day with a letter from OTOY's lawyer explaining how  22 they would still consider me a part of the company  23 and would not acknowledge any subsequent employment  24 I got. And Charlie gave me this letter and asked  25 me to take the next two days off. And that's when</p>	<p>16:05:30 1 <b>Q. You're familiar with this letter?</b> 16:07:46  16:05:32 2 A. Yes. 16:07:47  16:05:34 3 <b>Q. Is this the letter that you're referring to</b> 16:07:47  16:05:36 4 <b>that was handed to you by --</b> 16:07:49  16:05:37 5 A. Yes. 16:07:54  16:05:40 6 <b>Q. -- Charlie?</b> 16:07:54  16:05:41 7 A. Charlie e-mailed me a copy later so you 16:07:55  16:05:44 8 could probably go to him for a copy of it. 16:07:57  16:05:44 9 <b>Q. And after you read this letter did you</b> 16:07:59  16:05:45 10 <b>realize that -- you did realize that you were in</b> 16:08:04  16:05:47 11 <b>breach of contract of your employment agreement.</b> 16:08:07  16:05:51 12 <b>Correct?</b> 16:08:09  16:05:55 13 A. I still didn't. In fact, I believe I had 16:08:09  16:05:58 14 talked with another co-worker or contracted 16:08:16  16:06:01 15 employee at OTOY and asked him to review my 16:08:19  16:06:06 16 contract and asked if I was breaching it and he 16:08:22  16:06:08 17 told me I wasn't. That's why I still didn't 16:08:24  16:06:11 18 acknowledge that I was in breach of contract. 16:08:27  16:06:15 19 That's why I continued to call other lawyers. 16:08:29  16:06:17 20 <b>Q. And who was that employee at OTOY?</b> 16:08:31  16:06:20 21 A. Graham. I forget his last name. 16:08:33  16:06:23 22 <b>Q. Graham Nieman?</b> 16:08:35  16:06:25 23 A. Sounds right, yes. 16:08:36  16:06:27 24 <b>Q. You told Graham that you received a letter</b> 16:08:39  16:06:31 25 <b>from OTOY's lawyers?</b> 16:08:45</p>
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<p>1 I started calling lawyers.  2 <b>Q. You started calling lawyers because you</b>  3 <b>realized you may be in breach of your employment</b>  4 <b>agreement.</b>  5 A. I realized I had a legal fight on my hands  6 because they had their lawyer write me a letter.  7 <b>Q. You realized that based on the content of</b>  8 <b>that letter that you may be in breach of your</b>  9 <b>employment agreement.</b>  10 A. I don't know if I realized it then either.  11 <b>Q. Let's see what that letter says. All</b>  12 <b>right?</b>  13 A. Sure.  14 <b>Q. I believe that's one letter that you</b>  15 <b>produced today.</b>  16 A. Yup.  17 MR. BRETTLER: Ask the Court Reporter to  18 mark as the next exhibit a letter dated May 26,  19 from Richard D. Thompson.  20 (Deposition Exhibit No. 4 was marked for  21 identification.)  22 <b>Q. I don't have a copy of that letter so if</b>  23 <b>you could take a quick look at that and hand it</b>  24 <b>back to me, I'd appreciate it.</b>  25 A. Okay.</p>	<p>16:06:36 1 A. No. No. Back to the order of events. I 16:08:46  16:06:36 2 was given the letter and asked to leave. I was 16:08:50  16:06:39 3 given the letter and asked to leave and didn't come 16:08:53  16:06:41 4 back till the last day. 16:08:54  16:06:42 5 I spoke with Graham Nieman for the 16:08:56  16:06:44 6 prior -- off and on I think some time in the prior 16:09:01  16:06:46 7 nine days in regards to my quitting and what they 16:09:03  16:06:47 8 could do about it, whether -- 16:09:11  16:06:48 9 <b>Q. So you recognized at that time after you</b> 16:09:13  16:06:49 10 <b>gave your notice on May 17 that you potentially</b> 16:09:15  16:06:52 11 <b>were in breach of your employment agreement.</b> 16:09:19  16:06:55 12 <b>Correct?</b> 16:09:21  16:06:55 13 A. No. I wasn't sure if I was so I asked him 16:09:21  16:06:55 14 for advice. 16:09:26  16:06:56 15 <b>Q. You recognized that it was a possibility</b> 16:09:26  16:06:59 16 <b>that you may be in breach of your employment</b> 16:09:28  16:07:09 17 <b>agreement. Correct?</b> 16:09:30  16:07:10 18 A. Yes. A possibility, yes. 16:09:30  16:07:22 19 <b>Q. So you recognized before there was any</b> 16:09:32  16:07:22 20 <b>lawsuit that you may have done something that</b> 16:09:34  16:07:38 21 <b>violated the terms of your employment agreement.</b> 16:09:35  16:07:38 22 <b>Correct?</b> 16:09:37  16:07:42 23 A. Yes. 16:09:37  16:07:44 24 <b>Q. Okay. And is it true that you gave Graham</b> 16:09:38  16:07:45 25 <b>a copy of your resignation letter?</b> 16:09:46</p>
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1	A. I don't remember. I think I did, yes, but	16:09:46	1	<b>Q. You then proceeded to post on Facebook</b>	16:11:30
2	I don't remember.	16:09:51	2	<b>about your experience working at OTOY. Correct?</b>	16:11:38
3	<b>Q. Why would you do that? Is Graham your</b>	16:09:52	3	A. I don't know that I ever wrote -- I think	16:11:41
4	<b>superior?</b>	16:09:54	4	I posted once citing that I was done with a bad	16:11:45
5	A. Oh, wait. Wait. Sorry. Let me... If I	16:09:55	5	work experience.	16:11:52
6	did, I don't remember. I remember giving -- I	16:09:58	6	<b>Q. You think that's exactly how you said it?</b>	16:11:53
7	believe I gave my copy of the lawyer's letter --	16:10:01	7	<b>I just finished a bad work experience?</b>	16:11:55
8	wait. No. I could have given him a copy of	16:10:04	8	A. Probably something like that.	16:11:57
9	either. I don't remember.	16:10:07	9	<b>Q. Do you recall ever posting that you just</b>	16:11:59
10	<b>Q. Was Graham your superior?</b>	16:10:08	10	<b>returned from the worst work experience of your</b>	16:12:02
11	A. No.	16:10:09	11	<b>life?</b>	16:12:03
12	<b>Q. Why would you give Graham a copy of your</b>	16:10:10	12	A. That's it. That sounds more like it.	16:12:03
13	<b>resignation letter?</b>	16:10:12	13	<b>Q. Yeah. Do you recall at the time whether</b>	16:12:06
14	A. He was my friend.	16:10:13	14	<b>your Facebook profile was public or private?</b>	16:12:10
15	<b>Q. Were you trying to get Graham to leave the</b>	16:10:14	15	A. I don't recall that.	16:12:14
16	<b>company with you?</b>	16:10:16	16	<b>Q. No? Would it surprise you to learn that it</b>	16:12:15
17	A. No. He owned a small business, I was	16:10:17	17	<b>was a public profile? That anyone in the world can</b>	16:12:18
18	seeking his advice in business matters.	16:10:18	18	<b>access?</b>	16:12:21
19	<b>Q. Isn't it true that you were trying to get</b>	16:10:20	19	A. It wouldn't. And I think I turned the	16:12:22
20	<b>Graham to leave the company with you?</b>	16:10:23	20	features to private shortly after when I realized	16:12:25
21	A. No.	16:10:24	21	that that might be an issue.	16:12:29
22	<b>Q. Isn't it true that you were trying to get</b>	16:10:24	22	<b>Q. That what might be an issue?</b>	16:12:30
23	<b>Graham to tell you that OTOY had no right to</b>	16:10:26	23	A. That everything I posted in my Facebook is	16:12:31
24	<b>enforce its employment agreement against you?</b>	16:10:30	24	visible by everyone.	16:12:34
25	A. I asked him just that, and he told me just	16:10:33	25	<b>Q. Everyone meaning who?</b>	16:12:35
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1	that; that they couldn't -- that I was within my	16:10:35	1	A. By everyone.	16:12:36
2	right.	16:10:38	2	<b>Q. By me?</b>	16:12:38
3	<b>Q. That you were within your right to leave</b>	16:10:38	3	A. Yes.	16:12:39
4	<b>the company. That's -- your testimony is that</b>	16:10:40	4	<b>Q. So you realized after you were sued that</b>	16:12:39
5	<b>that's what OTOY's in-house counsel told you?</b>	16:10:41	5	<b>you should probably change the settings on your</b>	16:12:41
6	A. My testimony is that Graham told me that	16:10:44	6	<b>Facebook profile?</b>	16:12:46
7	it was within the confines of the contract.	16:10:48	7	A. Yes.	16:12:46
8	<b>Q. That what was within the confines of the</b>	16:10:50	8	<b>Q. And then you did change the settings on</b>	16:12:46
9	<b>contract?</b>	16:10:52	9	<b>your Facebook profile?</b>	16:12:47
10	A. For me to leave.	16:10:52	10	A. Yes.	16:12:49
11	<b>Q. That you were permitted under your contract</b>	16:10:53	11	<b>Q. Were you fearful that me or other lawyers</b>	16:12:49
12	<b>to leave. Your testimony is that Graham Nieman</b>	16:10:55	12	<b>for OTOY would have access to the information that</b>	16:12:54
13	<b>told you that you were allowed to leave prior to</b>	16:10:57	13	<b>you posted on Facebook?</b>	16:12:58
14	<b>fulfilling the two-year obligation to OTOY.</b>	16:10:59	14	A. Not that so much as that --	16:12:58
15	A. Yes. So long as I mailed that letter to	16:11:02	15	saying anything that -- honestly, I'm afraid that	16:13:04
16	the address.	16:11:05	16	even telling people about this lawsuit will result	16:13:12
17	<b>Q. So there were contingent -- it was</b>	16:11:07	17	in another lawsuit from them. I'm that afraid and	16:13:15
18	<b>contingent upon you to provide proper notice to</b>	16:11:08	18	unaware of my rights and for reasons like that I	16:13:19
19	<b>OTOY but your testimony today under oath is that</b>	16:11:12	19	wanted to restrict.	16:13:23
20	<b>Graham Nieman told you that you were permitted to</b>	16:11:16	20	<b>Q. Were you afraid of me or other lawyers at</b>	16:13:25
21	<b>leave the company?</b>	16:11:17	21	<b>OTOY reading what you were posting on Facebook?</b>	16:13:27
22	A. Yes.	16:11:17	22	A. I didn't have lawyers in mind, but yes.	16:13:30
23	<b>Q. Okay. You left the company at the end of</b>	16:11:18	23	<b>Q. Yes what?</b>	16:13:37
24	<b>May and you went back to Oregon. Correct?</b>	16:11:27	24	A. Yes, the lawyers could read it. Yes,	16:13:38
25	A. Yes.	16:11:30	25	OTOY's members could read it. Anyone could read	16:13:41
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1	it.	16:13:44	1	for OTOY, to try to force me to continue working	16:15:49
2	<b>Q. And were you afraid of what you had posted</b>	16:13:44	2	for them.	16:15:51
3	<b>on there, that that information be seen by me and</b>	16:13:46	3	<b>Q. You don't believe that OTOY's lawsuit</b>	16:15:51
4	<b>other lawyers for OTOY or OTOY personnel?</b>	16:13:50	4	<b>against you is motivated solely to enforce the</b>	16:15:54
5	A. Sorry. Ask that again.	16:13:52	5	<b>terms of the employment agreement which you agreed</b>	16:15:58
6	<b>Q. Was the purpose of your changing your</b>	16:13:56	6	<b>to?</b>	16:16:00
7	<b>profile settings to private to prevent OTOY and</b>	16:13:57	7	A. No.	16:16:00
8	<b>OTOY personnel and OTOY's outside counsel from</b>	16:14:00	8	<b>Q. You believe that there are ulterior</b>	16:16:10
9	<b>reading what you were posting on Facebook?</b>	16:14:04	9	<b>motives?</b>	16:16:14
10	A. Not so much as that. I believe that OTOY	16:14:06	10	A. Yes.	16:16:14
11	would, like I said, afraid of being farther sued.	16:14:10	11	<b>Q. Interesting. I'd love to know what they</b>	16:16:14
12	OTOY would have more of an objection to its name	16:14:14	12	<b>are.</b>	16:16:19
13	being dragged through the mud. And so like the	16:14:18	13	A. Well, whenever I sat down with Jules and	16:16:19
14	overall --	16:14:22	14	Charlie and explained how I wanted to quit and felt	16:16:21
15	<b>Q. Did you drag OTOY's name through the mud on</b>	16:14:22	15	it was what I should do in my life, they told me	16:16:23
16	<b>your Facebook page?</b>	16:14:24	16	that by all means. And whenever I went to church	16:16:26
17	A. No.	16:14:25	17	with Alissa I talked about thinking of quitting	16:16:28
18	<b>Q. Did you drag my law firm's name through the</b>	16:14:25	18	with her and she said if that's what you should do,	16:16:30
19	<b>mud on your Facebook page?</b>	16:14:29	19	then you should do. And so I can't see why they	16:16:33
20	A. Depends what you mean by drag through the	16:14:31	20	would continue to sue me to request that I continue	16:16:35
21	mud.	16:14:34	21	working for them when they had told me otherwise.	16:16:38
22	<b>Q. Do you recall posting on Facebook that</b>	16:14:35	22	<b>Q. You signed an employment agreement that</b>	16:16:40
23	<b>you're being sued by the same law firm that's</b>	16:14:37	23	<b>lasted two years, did you not?</b>	16:16:43
24	<b>representing Charlie Sheehan?</b>	16:14:39	24	A. Yes.	16:16:44
25	A. Yes.	16:14:40	25	<b>Q. So let's go to the time you're back in</b>	16:16:44
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1	<b>Q. Do you recall writing on your Facebook page</b>	16:14:40	1	<b>Oregon.</b>	16:16:51
2	<b>that Charlie Sheehan is probably a step up from</b>	16:14:45	2	<b>One other quick question. Did God tell you</b>	16:16:53
3	<b>some of the clients that this law firm represents?</b>	16:14:49	3	<b>to change your Facebook profile settings?</b>	16:16:56
4	A. Yes.	16:14:51	4	A. I had a spontaneous realization. You can	16:16:59
5	<b>Q. Do you recall writing that this client</b>	16:14:51	5	attribute that to God if you want. I will.	16:17:02
6	<b>represents... What did you say? Do you recall</b>	16:14:54	6	<b>Q. You listened to him that time?</b>	16:17:06
7	<b>posting about my law firm's representation of Eddie</b>	16:15:01	7	A. Yes. That time I followed the intuition I	16:17:09
8	<b>Murphy in a transvestite scandal?</b>	16:15:08	8	had.	16:17:15
9	A. Yeah. That's one that I caught. I didn't	16:15:08	9	<b>Q. And you're sure that this is God talking to</b>	16:17:15
10	research any of these too much. If you told me I	16:15:10	10	<b>you and it's not an intuition. Correct?</b>	16:17:17
11	got the facts wrong, you know.	16:15:14	11	A. At this time I won't say that. Yeah, I	16:17:19
12	<b>Q. Do you recall posting this on Facebook?</b>	16:15:15	12	won't say that it was God.	16:17:22
13	A. Yes.	16:15:17	13	<b>Q. Right. It might be God.</b>	16:17:23
14	<b>Q. And what was your rationale for doing so?</b>	16:15:17	14	A. Might be.	16:17:25
15	A. To illustrate what a high profile law firm	16:15:19	15	<b>Q. Right.</b>	16:17:25
16	they had hired to harass me.	16:15:24	16	<b>All right. Did you immediately start</b>	16:17:28
17	<b>Q. So you believe that OTOY hired me and my</b>	16:15:26	17	<b>looking for another job?</b>	16:17:32
18	<b>law firm to harass you?</b>	16:15:29	18	A. No.	16:17:33
19	A. Yes.	16:15:30	19	<b>Q. Do you know who Chris Janek is?</b>	16:17:35
20	<b>Q. And it's not to enforce the employment</b>	16:15:31	20	A. Yes.	16:17:41
21	<b>agreement which you've testified earlier you signed</b>	16:15:35	21	<b>Q. Who is Chris?</b>	16:17:42
22	<b>after reading?</b>	16:15:38	22	A. He is a friend of mine I went to OSU with.	16:17:42
23	A. So let me clarify harassment. I believe	16:15:39	23	<b>Q. And where does Chris work?</b>	16:17:45
24	that you are hired to bully me into -- be a means	16:15:42	24	A. At Intel.	16:17:47
25	of a legal system to force me to continue working	16:15:46	25	<b>Q. Did Chris offer to help you get a job at</b>	16:17:48
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1	<b>Intel?</b>	16:17:51	1	<b>Q. Do you recall Frank Diaz asking you if you</b>	16:19:46
2	A. Yes. When you said was I looking, I	16:17:52	2	<b>wanted to work on creating a game with him?</b>	16:19:54
3	wasn't looking. My friends came to me.	16:17:54	3	A. Yes.	16:19:58
4	<b>Q. Chris offered to put your resume at the</b>	16:17:57	4	<b>Q. And do you recall telling Frank that</b>	16:19:58
5	<b>stop of the stack, so to speak, at Intel?</b>	16:18:02	5	<b>sounded like a good idea?</b>	16:20:02
6	A. Yes.	16:18:05	6	A. When you say good idea... it sounded like	16:20:04
7	<b>Q. And did you take him up on that offer?</b>	16:18:05	7	a good idea, yes.	16:20:11
8	A. Eventually I did.	16:18:07	8	<b>Q. And do you recall telling Frank that's</b>	16:20:12
9	<b>Q. And you submitted your resume to Intel?</b>	16:18:09	9	<b>something that you might be interested in as soon</b>	16:20:13
10	A. I gave it to Chris and he probably gave it	16:18:11	10	<b>as you get a computer?</b>	16:20:15
11	to Intel.	16:18:16	11	A. Yes.	16:20:16
12	<b>Q. You had a phone call from Intel, did you</b>	16:18:17	12	<b>Q. And you are in fact interested in</b>	16:20:17
13	<b>not?</b>	16:18:19	13	<b>developing a game with Frank once you get a</b>	16:20:19
14	A. Yes.	16:18:19	14	<b>computer. Correct?</b>	16:20:21
15	<b>Q. And you had a telephone interview with</b>	16:18:19	15	A. Yes.	16:20:22
16	<b>Intel, did you not?</b>	16:18:21	16	<b>Q. Did you submit an application for a job at</b>	16:20:22
17	A. Yes.	16:18:22	17	<b>Boeing?</b>	16:20:31
18	<b>Q. And when was that interview?</b>	16:18:22	18	A. Yes.	16:20:31
19	A. I don't remember that.	16:18:24	19	<b>Q. For what position?</b>	16:20:32
20	<b>Q. Approximately.</b>	16:18:25	20	A. I think it was applied mathematics three.	16:20:34
21	A. Some time in the last few months.	16:18:25	21	I believe they removed the first job and so I had	16:20:39
22	<b>Q. Have you had many interviews with Intel in</b>	16:18:30	22	to resubmit the second.	16:20:42
23	<b>the last few months?</b>	16:18:34	23	<b>Q. Is your application with Boeing still</b>	16:20:44
24	A. I believe I had two.	16:18:34	24	<b>pending?</b>	16:20:46
25	<b>Q. And were they both telephone interviews or</b>	16:18:35	25	A. I don't know.	16:20:48
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1	<b>was one of them in person?</b>	16:18:44	1	<b>Q. Did you have an interview with Boeing?</b>	16:20:50
2	A. Both telephone.	16:18:45	2	A. No.	16:20:51
3	<b>Q. What position were you interviewing for?</b>	16:18:46	3	<b>Q. Did you receive a rejection letter from</b>	16:20:52
4	A. Working on their drivers.	16:18:50	4	<b>Boeing?</b>	16:20:55
5	<b>Q. Have you heard back from Intel?</b>	16:18:58	5	A. No.	16:20:55
6	A. The last I heard Chris told me they lost	16:18:59	6	<b>Q. So do you have any reason to believe that</b>	16:20:55
7	my resume when they had forwarded it to their H&R	16:19:06	7	<b>your application is not pending?</b>	16:20:57
8	legal department to see if they still wanted to	16:19:11	8	A. I do. I believe they've already filled	16:20:59
9	hire me despite this pending lawsuit and didn't	16:19:13	9	the position. I didn't get notified of a rejection	16:21:01
10	find it again until after they filled their	16:19:16	10	but that was long enough ago that I'm sure they	16:21:04
11	positions.	16:19:19	11	filled it.	16:21:08
12	<b>Q. So you did not get the job at Intel?</b>	16:19:20	12	<b>Q. Are you familiar with a company called Key</b>	16:21:08
13	A. No.	16:19:21	13	<b>Technology?</b>	16:21:13
14	<b>Q. Are you still interested in working for</b>	16:19:22	14	A. Yes.	16:21:13
15	<b>Intel?</b>	16:19:27	15	<b>Q. What does Key Technology do?</b>	16:21:14
16	A. Yes.	16:19:27	16	A. I believe they do machine vision	16:21:16
17	<b>Q. Do you have another application in to work</b>	16:19:28	17	inspection systems.	16:21:22
18	<b>at Intel right now?</b>	16:19:31	18	<b>Q. Similar to the work you did in Australia?</b>	16:21:24
19	A. No. Just that one.	16:19:32	19	A. Yes.	16:21:31
20	<b>Q. Do you expect that they are going to call</b>	16:19:33	20	<b>Q. You're impressed by that.</b>	16:21:31
21	<b>you based on that one application or do you need to</b>	16:19:36	21	A. Am I?	16:21:36
22	<b>put in another application before you can hear from</b>	16:19:38	22	<b>Q. I don't know. Are you?</b>	16:21:37
23	<b>them again?</b>	16:19:40	23	A. I'm impressed by the fact that you	16:21:38
24	A. I expect them to call back based on that	16:19:41	24	remembered.	16:21:39
25	one if they call back at all.	16:19:44	25	<b>Q. That's my point.</b>	16:21:40
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1	A. Okay. I thought you were asking if I was impressed by --	16:21:40	1	wasn't -- sorry. I don't believe I told them I wasn't interested in returning to L.A., but if you care to hear out I'm not so the very fact that they are means I'm not going to work for them.	16:24:22
2		16:21:42	2		16:24:24
3	<b>Q. No. The fact that I remembered that you did that in Australia.</b>	16:21:43	3		16:24:27
4		16:21:44	4		16:24:31
5	A. Yeah.	16:21:46	5	<b>Q. You're not interested in returning to L.A.?</b>	16:24:32
6	<b>Q. I saw the surprise in your face.</b>	16:21:46	6	A. No.	16:24:35
7	<b>You've sent a resume and cover letter to Key Technologies in August of this year?</b>	16:21:48	7	<b>Q. What if God told you to go back to L.A.?</b>	16:24:35
8		16:21:53	8	A. I would be surprised.	16:24:36
9	A. Yes.	16:21:56	9	<b>Q. Would you go?</b>	16:24:39
10	<b>Q. Did you hear back from a Key Technologies?</b>	16:21:57	10	A. Probably not.	16:24:40
11	A. I got a decline as far as I remember.	16:21:59	11	<b>Q. Really? That's another instance where you would ignore God?</b>	16:24:42
12	<b>Q. Are you familiar with a company... a temp agency known as Ashton Search Group?</b>	16:22:02	12		16:24:44
13		16:22:17	13	A. Um-hum.	16:24:45
14	A. I can't say I'm familiar with them. If I got an e-mail from them I wouldn't be surprised.	16:22:21	14	<b>Q. So basically if God tells you to do things OTOY-related you don't -- you kind of have your independent reactions to that.</b>	16:24:45
15		16:22:23	15		16:24:48
16	<b>Q. Did you register with Ashton Search Group as a temp agency to help you find employment?</b>	16:22:26	16		16:24:53
17		16:22:31	17	A. Not just OTOY. There's probably a number of other subjects that I would approach subjectively.	16:24:55
18	A. I haven't registered with any temp agencies since leaving OTOY. I registered with some the first time I went to Florida to help me find a job after I left EA, and they still e-mail me.	16:22:34	18		16:24:58
19		16:22:37	19		16:25:02
20		16:22:44	20	<b>Q. And do you think that part of being a good Christian is to try to follow him more often than you do?</b>	16:25:02
21		16:22:47	21		16:25:07
22		16:22:51	22		16:25:12
23	<b>Q. Did you apply for a job at Google?</b>	16:22:51	23	A. Yes.	16:25:12
24	A. Yes.	16:23:08	24	<b>Q. So are you working towards following him more often? Following his advice more often?</b>	16:25:18
25	<b>Q. For what position?</b>	16:23:09	25		16:25:22
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1	A. I don't remember that.	16:23:10	1	A. That's kind of a - I almost want to say subjectivity of your interpretation of Christianity.	16:25:24
2	<b>Q. Do you recall applying for engineering position with Google?</b>	16:23:14	2		16:25:29
3		16:23:20	3		16:25:32
4	A. It's most likely engineering considering that's my field.	16:23:27	4	<b>Q. Forget about Christianity. Are you working personally to follow God's advice more often than you do right now?</b>	16:25:34
5		16:23:30	5		16:25:36
6	<b>Q. You recall applying for an engineering position at Google?</b>	16:23:33	6		16:25:38
7		16:23:36	7	A. Not necessarily.	16:25:39
8	A. Like I said, I don't recall but I wouldn't be surprised. I don't remember.	16:23:37	8	<b>Q. You're not?</b>	16:25:39
9		16:23:39	9	A. No.	16:25:41
10	<b>Q. You don't remember if you applied for a job at Google last month?</b>	16:23:41	10	<b>Q. So are you working to better yourself as a Christian?</b>	16:25:41
11		16:23:43	11		16:25:45
12	A. I remember applying; I don't remember what the context of the job were.	16:23:45	12	A. That's a yes and no. The premise of Christianity is that God is doing the work for you.	16:25:46
13		16:23:47	13		16:25:53
14	<b>Q. So you just sent your resume to Google and said if this looks interesting give me a call?</b>	16:23:49	14	<b>Q. So you don't need to do anything. He's just kind of calling all the plays and --</b>	16:25:56
15		16:23:52	15		16:25:58
16	A. No. Someone on LinkedIn gave me a message and so I continued the dialogue.	16:23:54	16	A. And this gets into another philosophical conversation of predestination versus freedom of will.	16:26:00
17		16:23:58	17		16:26:03
18	<b>Q. You had a phone interview with Google?</b>	16:24:01	18		16:26:08
19	A. One, yes.	16:24:03	19	<b>Q. Do you believe that you have freedom of will?</b>	16:26:08
20	<b>Q. And when was that?</b>	16:24:03	20		16:26:10
21	A. That was I believe early October.	16:24:04	21	A. Yes.	16:26:11
22	<b>Q. And how did that go?</b>	16:24:11	22	<b>Q. And so you can make a choice of whether or not you want to follow God's advice. Correct?</b>	16:26:11
23	A. I told them about the lawsuit so they probably went the way of every other company. They said they were located in Los Angeles and I said I	16:24:12	23		16:26:13
24		16:24:16	24	A. Yes.	16:26:15
25		16:24:19	25	<b>Q. And just to be clear, if God told you to do</b>	16:26:15
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1	<b>something that would sabotage OTOY you would say</b>	16:26:21	1	A. Yeah.	16:28:19
2	<b>no?</b>	16:26:23	2	<b>Q. I'm not doing that.</b>	16:28:20
3	A. I would say no.	16:26:23	3	A. Yeah.	16:28:21
4	<b>Q. You would tell God, you're wrong, I'm not</b>	16:26:24	4	<b>Q. Okay. Does Jesus ever come to you or just</b>	16:28:22
5	<b>doing that.</b>	16:26:26	5	<b>God?</b>	16:28:27
6	A. I would tell him --	16:26:26	6	A. Yes. Jesus, yes.	16:28:27
7	<b>Q. You're laughing. It's not funny.</b>	16:26:27	7	<b>Q. Jesus does come to you?</b>	16:28:31
8	A. I know it's not funny.	16:26:29	8	A. Yes.	16:28:33
9	<b>Q. Why are you laughing?</b>	16:26:30	9	<b>Q. Does he speak to you also?</b>	16:28:33
10	A. I just, I'm curious as to what degree you	16:26:31	10	A. So my exposure there would be, you know,	16:28:35
11	invest in the rationale of what I'm saying	16:26:39	11	on the topic of dreams and visions and what not.	16:28:39
12	personally.	16:26:43	12	Right? So I've had a few where Jesus has appeared	16:28:42
13	<b>Q. I don't understand what you're curious</b>	16:26:43	13	in the dream. I don't think he's ever said	16:28:47
14	<b>about.</b>	16:26:45	14	anything.	16:28:50
15	A. I don't understand whether -- I don't know	16:26:46	15	<b>Q. Does he ever give you advice?</b>	16:28:50
16	whether you -- when you say would God do this, I	16:26:50	16	A. No, I don't think so.	16:28:52
17	don't know whether you... Do you believe in God?	16:26:57	17	<b>Q. No.</b>	16:28:53
18	<b>Q. I'm asking you questions today.</b>	16:27:03	18	A. Well, subjectively. Because if you read	16:28:54
19	A. Okay. I mean, you just and this is	16:27:04	19	the Bible, Jesus says I and the father are one. So	16:28:56
20	contingent on it, I guess.	16:27:08	20	if God is giving advice then technically Jesus is.	16:28:59
21	<b>Q. All right. I didn't intend my question to</b>	16:27:08	21	But the form which Jesus portrays which is -- I	16:29:03
22	<b>be funny. Just so that's clear.</b>	16:27:15	22	don't know how to say that. When Jesus appears in	16:29:07
23	A. It wasn't a humorous laugh. It was a	16:27:17	23	my dreams he doesn't give me advice.	16:29:09
24	surprise laugh.	16:27:20	24	<b>Q. And he doesn't appear to you in a glowing</b>	16:29:11
25	<b>Q. Okay. Well, I'd like an answer to the</b>	16:27:20	25	<b>form. Right? He appears as Jesus as you would</b>	16:29:13
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1	<b>question.</b>	16:27:25	1	<b>picture a drawing of Jesus. Right?</b>	16:29:18
2	A. What was the question?	16:27:25	2	A. And this gets back to Christianity that	16:29:20
3	<b>Q. The question is do you intend to follow</b>	16:27:27	3	believes in the Trinity, the Father, the Son and	16:29:23
4	<b>God's advice going forward?</b>	16:27:34	4	the Holy Spirit, and Jesus is the son. And back to	16:29:26
5	A. Going forward?	16:27:37	5	the Trinity and the three figures and Genesis 18,	16:29:28
6	<b>Q. From today.</b>	16:27:38	6	the three figures that walked with Abraham. I	16:29:31
7	A. Going forward from today?	16:27:39	7	believe he was one of the three figures if that was	16:29:35
8	<b>Q. Yeah. If he speaks to you, do you intend</b>	16:27:41	8	God. But otherwise, appears as someone very stoic	16:29:37
9	<b>to follow his advice?</b>	16:27:43	9	and very matter of fact.	16:29:46
10	A. I will try, yes.	16:27:44	10	<b>Q. Have you told anyone in the media that God</b>	16:29:50
11	<b>Q. And I understand that there are limits to</b>	16:27:45	11	<b>has appeared to you and spoken to you? I would</b>	16:29:54
12	<b>what you will do but in all aspects of your life</b>	16:27:49	12	<b>think that's something people would want to know</b>	16:29:58
13	<b>you'll follow his advice. Correct?</b>	16:27:52	13	<b>and maybe do a documentary about it.</b>	16:29:59
14	A. I will try.	16:27:53	14	A. No. I know people who have been involved	16:30:01
15	<b>Q. But if he tells you to sabotage OTOY,</b>	16:27:54	15	in much more what you call unbelievable	16:30:05
16	<b>you'll tell him he's wrong?</b>	16:27:59	16	supernatural things. I don't think mine are really	16:30:11
17	A. Yeah.	16:28:00	17	that amazing.	16:30:12
18	<b>Q. You will speak it out loud or do you just</b>	16:28:01	18	<b>Q. I think it's amazing that God was standing</b>	16:30:13
19	<b>not do what he told you to do?</b>	16:28:05	19	<b>next to you while you're taking a nap.</b>	16:30:16
20	A. You know, for you I think I would say it	16:28:07	20	A. No. You want to talk about the Bible	16:30:18
21	out loud, just so you can rest at night knowing	16:28:11	21	after this?	16:30:20
22	that I will if he brings it up.	16:28:13	22	<b>Q. Maybe.</b>	16:30:21
23	<b>Q. If God brings it up.</b>	16:28:15	23	A. Okay.	16:30:22
24	A. Yes.	16:28:16	24	<b>Q. Do you tell your pastor about this?</b>	16:30:22
25	<b>Q. You'll tell God listen, God.</b>	16:28:17	25	A. I don't really have a pastor right now.	16:30:27
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1	<b>Q. Is that because you were recently kicked out of a church?</b>	16:30:29	1	A. Yeah.	16:32:38
2		16:30:33	2	<b>Q. And the pastor said look, this girl's claiming that you're making unwanted advances, what do you have to say?</b>	16:32:39
3	A. I was kicked out of one four years ago, so not recently.	16:30:33	3		16:32:43
4		16:30:36	4		16:32:47
5	<b>Q. Not recently?</b>	16:30:37	5	A. Well, we sat down and spoke twice and the first time we sort of had a casual conversation that didn't approach the issue and he gave the advice that I needed to take the initiative in the situation. And then things remained ambiguous so I went back to him again. So he told me all right, I don't think you should be going, or being around this individual. Don't go to my church.	16:32:47
6	A. Three years ago. Sorry. But long time ago.	16:30:37	6		16:32:50
7		16:30:41	7		16:32:52
8	<b>Q. And what church was that that you were kicked out of?</b>	16:30:41	8		16:32:54
9		16:30:43	9		16:32:57
10	A. Faith Christian Fellowship.	16:30:43	10		16:33:02
11	<b>Q. Where are they?</b>	16:30:45	11		16:33:05
12	A. In Corvallis.	16:30:46	12		16:33:07
13	<b>Q. Can you tell me about why you got kicked out of that church?</b>	16:30:47	13	<b>Q. What was the woman's name?</b>	16:33:09
14		16:30:54	14	A. Ruthie.	16:33:13
15	A. Because of a girl there coincidentally.	16:30:54	15	<b>Q. Ruthie what?</b>	16:33:14
16	<b>Q. Why is it coincidentally? Why do you say that?</b>	16:31:02	16	A. Lindvall, L-i-n-d-v-a-l-l.	16:33:15
17		16:31:04	17	<b>Q. What was the pastor's name?</b>	16:33:20
18	A. Because we were talking about my love life before.	16:31:04	18	A. He went by Tinker but he had a different first name. Melanuik.	16:33:24
19		16:31:10	19		16:33:31
20	<b>Q. I mean, this is like another, just another situation where there's a girl that spurned your advances? Is that why?</b>	16:31:11	20	<b>Q. Can you spell that?</b>	16:33:34
21		16:31:14	21	A. I have a hard time spelling it.	16:33:35
22		16:31:17	22	<b>Q. Do your best.</b>	16:33:37
23	A. This gets more complex. She actually encouraged them when we were at church and spurned them when we weren't and went back and forth	16:31:19	23	A. M-e-l-a-n-u-i-k.	16:33:37
24		16:31:23	24	<b>Q. And nickname is Tinker?</b>	16:33:41
25		16:31:26	25	A. Yeah.	16:33:45

1	between the two.	16:31:29	1	<b>Q. And Pastor Melanuik told you that you probably shouldn't be hanging around here any more?</b>	16:33:46
2	<b>Q. Is this another situation where you possibly misread her signals? You thought she might have liked you and she didn't?</b>	16:31:30	2		16:33:51
3		16:31:32	3	A. Um-hum.	16:33:54
4		16:31:36	4	<b>Q. And that was the end. You didn't.</b>	16:33:54
5	A. No. This is something where she explained to me that she was torn about it.	16:31:36	5	A. Yeah.	16:33:56
6		16:31:44	6	<b>Q. Have you spoken to Ruthie Lindvall since then?</b>	16:33:56
7	<b>Q. So that typically wouldn't get somebody kicked out of a church. Did it escalate to some physical fight? What happened?</b>	16:31:46	7		16:34:00
8		16:31:51	8	A. After that - if you really want to hear about this sort of petty drama. After that I invited the youth pastor to a movie, had some of my friends showing a movie, and he brought her along. And I confronted her on the issue of why she was seeking me out at social occasions when she was telling people I wouldn't leave her alone. So I spoke to her about in that occasion.	16:34:00
9		16:31:54	9		16:34:07
10	A. No. It was just a -- she brought the topic up to her pastor. She probably presented it in a way such that I was making unwanted advances.	16:31:56	10		16:34:11
11		16:32:01	11		16:34:16
12		16:32:04	12		16:34:19
13	<b>Q. She told her pastor that you were making unwanted advances?</b>	16:32:10	13		16:34:22
14		16:32:13	14		16:34:24
15	A. Most likely, yes.	16:32:14	15		16:34:28
16	<b>Q. Was her pastor related to her?</b>	16:32:16	16	<b>Q. And this was four years ago you said?</b>	16:34:31
17	A. No. I don't think so, no.	16:32:18	17	A. Yeah. Yeah. Three years. Sorry. It was the summer after I worked at NASA, right before I left for Florida. No. No. Sorry. It was the summer before. The summer after I worked for NASA and the summer before I left for Florida.	16:34:34
18	<b>Q. It wasn't her father?</b>	16:32:19	18		16:34:43
19	A. No.	16:32:22	19		16:34:47
20	<b>Q. Did she ever tell her father that you were making unwanted advances?</b>	16:32:23	20		16:34:53
21		16:32:25	21		16:34:56
22	A. I don't think so. I talked with him and her mom, you know, went to the same church and proxy class.	16:32:27	22	<b>Q. So 2009?</b>	16:34:58
23		16:32:31	23	A. Sounds good.	16:34:59
24		16:32:36	24	<b>Q. Have you spoken to Ruthie since 2009?</b>	16:35:01
25	<b>Q. And the pastor confronted you?</b>	16:32:36	25	A. No.	16:35:05



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1	<b>Q. I want to hear about more of the companies that you applied to since you've left OTOY's employ. I only had a chance to look at some of the documents you produced on that disk.</b>	16:35:05	1	<b>Q. Why does that affect how your interview went?</b>	16:37:31
2		16:35:13	2		16:37:34
3		16:35:19	3	A. The few programming place like Express	16:37:34
4		16:35:25	4	were, I guess, small and tight knit companies that	16:37:38
5	<b>Are you familiar with the company Invidia?</b>	16:35:33	5	they weren't willing to take risks on employing	16:37:42
6	A. Oh, yeah.	16:35:37	6	anyone or especially someone with a pending lawsuit	16:37:46
7	<b>Q. Can you tell me about Invidia?</b>	16:35:38	7	but I don't remember if that actually entered into	16:37:50
8	A. I have another college classmate friend	16:35:40	8	it.	16:37:52
9	who when they learned about my situation that I was	16:35:44	9	<b>Q. So without me having the luxury of being</b>	16:37:52
10	without employment they said that they could try to	16:35:47	10	<b>able to go through the rest of your documents on</b>	16:37:56
11	get me a job.	16:35:51	11	<b>that disk, why don't you tell me about some of the</b>	16:37:58
12	<b>Q. What does Invidia do?</b>	16:35:51	12	<b>other companies that you've sent your resume to.</b>	16:38:01
13	A. They do graphics cards as well as Intel.	16:35:53	13	A. Let's see. We did Intel and Invidia,	16:38:03
14	<b>Q. Did you interview with Invidia?</b>	16:35:56	14	Google, Boeing. Right? We did Express and Key. I	16:38:08
15	A. Yes.	16:36:01	15	sent a resume to Eric Schultz at Walla Walla	16:38:18
16	<b>Q. Back in August?</b>	16:36:01	16	Community College.	16:38:21
17	A. Sounds right, yeah.	16:36:03	17	<b>Q. For what type of position?</b>	16:38:27
18	<b>Q. Telephone interview or in person?</b>	16:36:04	18	A. I think it was a math software, math	16:38:28
19	A. Telephone.	16:36:06	19	programming. I wasn't exactly sure. A friend told	16:38:33
20	<b>Q. How did that go?</b>	16:36:07	20	me that he did math software, so...	16:38:38
21	A. The first one I didn't think it went as	16:36:08	21	<b>Q. Did you get an interview with Eric Schultz?</b>	16:38:40
22	well as it did. I was surprised that they wanted a	16:36:16	22	A. He wrote me back several weeks later after	16:38:45
23	second.	16:36:19	23	I had already left Walla Walla and described the	16:38:47
24	<b>Q. But they did call you back for a second?</b>	16:36:20	24	work that he did, explained that it might be	16:38:52
25	A. Yeah.	16:36:22	25	different than what I was looking for. I don't	16:38:55
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1	<b>Q. How did that go?</b>	16:36:23	1	think he was interested. Yeah.	16:38:59
2	A. That seemed like it went well but they	16:36:24	2	<b>Q. He wasn't interested?</b>	16:39:03
3	haven't contacted me since.	16:36:27	3	A. Yeah.	16:39:04
4	<b>Q. Did you interview at Express in Walla</b>	16:36:29	4	<b>Q. What else?</b>	16:39:05
5	<b>Walla?</b>	16:36:38	5	A. I think I remember I might have replied to	16:39:07
6	A. Express Pros. That sounds right.	16:36:38	6	some of the temp agencies registered online in	16:39:16
7	<b>Q. Express probes?</b>	16:36:40	7	Florida. I had also got e-mails from anywhere in	16:39:21
8	A. Sorry. Is it Express Pros? P-r-o-s.	16:36:42	8	the country and I might have replied to some of	16:39:26
9	<b>Q. You just wrote Express in your date book.</b>	16:36:45	9	them with a resume and asking if the legal	16:39:29
10	A. Okay. That sounds right.	16:36:48	10	situation would affect my chances.	16:39:33
11	<b>Q. Express Pros?</b>	16:36:50	11	<b>Q. Any other companies?</b>	16:39:34
12	A. Yes, I think.	16:36:52	12	A. None that I can remember.	16:39:42
13	<b>Q. Is Walla Walla close enough to Seattle for</b>	16:36:55	13	<b>Q. If you did apply to any other companies</b>	16:39:45
14	<b>God's liking?</b>	16:36:59	14	<b>would they -- would that information be contained</b>	16:39:51
15	A. Opposite corner of the state, so it's	16:36:59	15	<b>on the disk that you provided to me?</b>	16:39:53
16	probably several hours, maybe hours drive away.	16:37:04	16	A. Yes.	16:39:55
17	<b>Q. So closer to Seattle than where you live</b>	16:37:06	17	<b>Q. Did you apply to any companies, send your</b>	16:39:55
18	<b>now? Or equidistant?</b>	16:37:09	18	<b>resume to any companies or have any interviews with</b>	16:39:59
19	A. It might be equidistant.	16:37:13	19	<b>any companies that would not be reflected in any of</b>	16:40:02
20	<b>Q. So that wouldn't satisfy God's wish that</b>	16:37:15	20	<b>the documents you provided to me today?</b>	16:40:05
21	<b>you go to Seattle.</b>	16:37:17	21	A. No.	16:40:07
22	A. I have no idea.	16:37:18	22	<b>Q. Have you been offered any employment --</b>	16:40:07
23	<b>Q. How did your interview at Express Pros go?</b>	16:37:19	23	A. I'm sorry. I just realized. I also	16:40:14
24	A. Not well. Because there really aren't any	16:37:21	24	turned in a resume to a call center, Sykes, and	16:40:16
25	programmers in Walla Walla.	16:37:30	25	that probably isn't in the list. I didn't retain a	16:40:22
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1	copy and they never got back to me.	16:40:27	1	call while I was in Walla Walla asking if I wanted	16:42:28
2	<b>Q. Have you received any job offers since you</b>	16:40:28	2	to do that.	16:42:30
3	<b>are left OTOY?</b>	16:40:31	3	<b>Q. And you said no to that?</b>	16:42:31
4	A. Yes.	16:40:32	4	A. Yeah.	16:42:32
5	<b>Q. From where?</b>	16:40:32	5	MR. BRETTLER: I'd like to take a short	16:42:37
6	A. I don't remember. Like I said, I'll get	16:40:33	6	break to go through the rest of my documents.	16:42:38
7	e-mails and through the temp agencies I've	16:40:37	7	We're close to finishing up for the day.	16:42:41
8	registered with.	16:40:41	8	Why don't we come back here at ten to five,	16:42:44
9	<b>Q. Have you received any job offers from any</b>	16:40:41	9	which is about seven or eight minutes, and	16:42:52
10	<b>companies that are not a temp agency?</b>	16:40:45	10	hopefully we can finish up shortly.	16:42:54
11	A. I don't think so, but I might have.	16:40:50	11	(Recess is taken 4:43 p.m. to	16:42:54
12	<b>Q. Have you accepted any job offers since you</b>	16:40:55	12	4:51 p.m.)	16:42:54
13	<b>left OTOY?</b>	16:40:58	13	MR. BRETTLER: Subject to my comments	16:51:13
14	A. Oh, sorry. When you say job offer are you	16:40:58	14	earlier that we are reserving our rights to	16:51:15
15	talking about the interview process or are you	16:41:04	15	continue this deposition depending on what's in the	16:51:17
16	talking about after the interview process?	16:41:05	16	rest of these documents you provided to me on disk	16:51:20
17	<b>Q. A job offer. Do you know what a job offer</b>	16:41:06	17	that I haven't had the opportunity to look at, we	16:51:23
18	<b>is?</b>	16:41:09	18	are going to be able to wind this up shortly today.	16:51:25
19	A. I'm just clarifying terms.	16:41:09	19	I just have a few more follow-up questions for you.	16:51:31
20	<b>Q. What is your definition of a job offer?</b>	16:41:10	20	<b>Q. You mentioned earlier that you maintain a</b>	16:51:38
21	A. Well, when I answered them, what I was	16:41:12	21	<b>MySpace profile also?</b>	16:51:40
22	about to answer the next question, I was assuming	16:41:16	22	A. Yes.	16:51:42
23	an offer would be preliminary, prequel to the	16:41:18	23	<b>Q. And do you keep that profile public or</b>	16:51:43
24	interview. Sort of an initiation.	16:41:22	24	<b>private?</b>	16:51:46
25	<b>Q. A job offer, it means you're offered a job</b>	16:41:24	25	A. It was public.	16:51:47
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1	<b>to work at a company in exchange for a salary.</b>	16:41:27	1	<b>Q. It was public and now it's private?</b>	16:51:48
2	A. So this is after we have the interview.	16:41:30	2	A. I deleted it.	16:51:50
3	<b>Q. Have you ever heard the term job offer</b>	16:41:33	3	<b>Q. You deleted it?</b>	16:51:51
4	<b>before?</b>	16:41:36	4	A. Yeah.	16:51:52
5	A. Probably.	16:41:36	5	<b>Q. You posted pictures of yourself on that</b>	16:51:52
6	<b>Q. Okay. Do you realize that when a company</b>	16:41:37	6	<b>MySpace page?</b>	16:51:54
7	<b>agrees to pay you money to work for them in</b>	16:41:41	7	A. I haven't in a while.	16:51:55
8	<b>exchange for your skills or whatever other services</b>	16:41:44	8	<b>Q. In the past?</b>	16:51:56
9	<b>you're going to provide, that they are making an</b>	16:41:48	9	A. In the past probably.	16:51:57
10	<b>offer of employment?</b>	16:41:51	10	<b>Q. You posted pictures of yourself wearing a</b>	16:51:58
11	A. Okay. Yes.	16:41:52	11	<b>quote/unquote pimp hat?</b>	16:52:02
12	<b>Q. Do you understand that?</b>	16:41:53	12	A. Probably what I called it at the time.	16:52:03
13	A. Yes.	16:41:53	13	Years ago.	16:52:06
14	<b>Q. So that's what I mean by a job offer.</b>	16:41:54	14	<b>Q. Do you recall putting a comment under the</b>	16:52:06
15	A. Okay.	16:41:55	15	<b>photograph of you wearing your pimp hat saying that</b>	16:52:09
16	<b>Q. Have you received any job offers since you</b>	16:41:56	16	<b>you got into a fight over it one time?</b>	16:52:12
17	<b>left OTOY?</b>	16:41:58	17	A. Almost got into a fight.	16:52:13
18	A. No.	16:41:59	18	<b>Q. You almost got into a fight over it one</b>	16:52:15
19	<b>Q. From any company regardless of whether you</b>	16:41:59	19	<b>time.</b>	16:52:17
20	<b>accepted a job offer.</b>	16:42:04	20	A. Yeah.	16:52:18
21	A. No.	16:42:05	21	<b>Q. Do you get into fights often?</b>	16:52:18
22	<b>Q. And that would include the temp agencies?</b>	16:42:08	22	A. No.	16:52:19
23	A. If that's the case, I think there was a	16:42:12	23	<b>Q. Sometimes?</b>	16:52:19
24	company that was doing hourly bottling of wine or	16:42:18	24	A. No. Rarely.	16:52:21
25	daily bottling of wine and I think that I got a	16:42:23	25	<b>Q. Never?</b>	16:52:23
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1	A. The almost fight you're talking about was	16:52:23	1	that in some metaphoric sense of the term I would	16:54:33
2	over a decade ago.	16:52:27	2	die, possibly spiritual, possibly emotional.	16:54:38
3	<b>Q. Do you recall posting a picture of you on</b>	16:52:29	3	<b>Q. You were looking to your job experience at</b>	16:54:40
4	<b>your MySpace page wearing what looks like a black</b>	16:52:33	4	<b>OTOY for roots, were you not?</b>	16:54:44
5	<b>suit and you wrote in the caption: I do kill</b>	16:52:37	5	A. I wouldn't say my job experience at OTOY.	16:54:47
6	<b>people for money?</b>	16:52:40	6	<b>Q. Were you not looking to establish some</b>	16:54:50
7	A. Yeah, I recall saying that.	16:52:41	7	<b>roots in Los Angeles?</b>	16:54:52
8	<b>Q. Okay. Was that an attempt at humor?</b>	16:52:43	8	A. And I did look for a church once or twice	16:54:53
9	A. Yes, it was.	16:52:48	9	while I was there.	16:54:58
10	<b>Q. Okay. And do you recall posting other</b>	16:52:48	10	<b>Q. Um-hum. Is the answer yes?</b>	16:54:59
11	<b>photographs of you on your MySpace page where</b>	16:52:53	11	A. Yes.	16:55:01
12	<b>you're drinking beer?</b>	16:52:57	12	<b>Q. Do you remember telling God in that letter</b>	16:55:02
13	A. Probably.	16:52:58	13	<b>that - this letter, by the way, you said that you</b>	16:55:06
14	<b>Q. Where you're also on your motorcycle?</b>	16:52:59	14	<b>posted it on November 7, 2010 which is just almost</b>	16:55:09
15	A. Pictures of me on my motorcycle separate	16:53:02	15	<b>exactly a year ago. Do you recall that that's</b>	16:55:15
16	of the beer. Right?	16:53:08	16	<b>about the time that you posted the letter?</b>	16:55:18
17	<b>Q. That's my next question. Separate of the</b>	16:53:09	17	A. That sounds right, yes.	16:55:19
18	<b>beer. They look like you posted them together, you</b>	16:53:11	18	<b>Q. Do you remember writing to God in a letter</b>	16:55:21
19	<b>drinking and then you on the motorcycle. Is it a</b>	16:53:14	19	<b>that tomorrow I'm off on another plane to start</b>	16:55:23
20	<b>different day.</b>	16:53:16	20	<b>another job in a distant city?</b>	16:55:26
21	A. Oh, no. It would be a different day.	16:53:17	21	A. Yes.	16:55:28
22	<b>Q. Okay. Good. You also posted on your</b>	16:53:18	22	<b>Q. And that job you're referring to OTOY?</b>	16:55:28
23	<b>MySpace page -- sorry.</b>	16:53:23	23	A. Yes.	16:55:30
24	<b>You also maintain a blog on DeviantArt.com?</b>	16:53:25	24	<b>Q. And you then wrote: I don't think I'll</b>	16:55:30
25	A. Yes.	16:53:34	25	<b>find that fulfillment any time soon.</b>	16:55:34
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1	<b>Q. And you seem to use the handle, you use</b>	16:53:35	1	A. Yes, I said that.	16:55:36
2	<b>this also on Facebook, it's called the number nine.</b>	16:53:37	2	<b>Q. Were you again referring to your job at</b>	16:55:37
3	A. Um-hum.	16:53:39	3	<b>OTOY there when you said that you don't think that</b>	16:55:39
4	<b>Q. What does that stand for?</b>	16:53:41	4	<b>you'll find fulfillment soon?</b>	16:55:44
5	A. It's from a video game.	16:53:42	5	A. No. I was referring to, I guess,	16:55:44
6	<b>Q. What video game?</b>	16:53:43	6	everything. I had a bad streak. I didn't expect	16:55:45
7	A. Grim Fandango by LucasArts.	16:53:45	7	it to get better.	16:55:49
8	<b>Q. And what does the number nine refer to.</b>	16:53:49	8	<b>Q. So when you accepted the job at OTOY you</b>	16:55:49
9	A. The train. The story takes place in the	16:53:51	9	<b>didn't expect it to be a long-term position, did</b>	16:55:52
10	land of the dead and the number nine is the train	16:53:52	10	<b>you?</b>	16:55:54
11	that carries souls across it.	16:53:54	11	A. I expected OTOY to be.	16:55:54
12	<b>Q. Okay. And on your Deviant Art website,</b>	16:53:56	12	<b>Q. You did expect OTOY to be a long-term</b>	16:55:56
13	<b>this is what you referred to earlier when you wrote</b>	16:54:03	13	<b>position.</b>	16:55:58
14	<b>a letter to God. Do you recall posting that to</b>	16:54:05	14	A. Yes.	16:55:59
15	<b>your Deviant Art website?</b>	16:54:08	15	<b>Q. You expected it to be at least a two-year</b>	16:55:59
16	A. Yes.	16:54:09	16	<b>position. Correct?</b>	16:56:02
17	<b>Q. And in that letter to God do you recall</b>	16:54:10	17	A. Yes. Or...	16:56:02
18	<b>stating that it was a short day or two before you</b>	16:54:12	18	<b>Q. Thank you.</b>	16:56:03
19	<b>got kicked out of that church in Corvallis that you</b>	16:54:15	19	A. Go ahead.	16:56:04
20	<b>told me in a dream everything dies without roots?</b>	16:54:19	20	<b>Q. Do you still use the e-mail address</b>	16:56:05
21	A. Yes.	16:54:21	21	<b>Mr.moviestar@AOL.com?</b>	16:56:17
22	<b>Q. And how did you interpret God telling you</b>	16:54:22	22	A. I actually never used that e-mail address	16:56:20
23	<b>that everything dies without roots?</b>	16:54:24	23	but I use the AOL handle and if it gave me an	16:56:22
24	A. Probably that unless I found some	16:54:27	24	e-mail address I wouldn't know.	16:56:26
25	spiritual connections to church or whatever else,	16:54:30	25	<b>Q. What is or who is Mr. Moviestar?</b>	16:56:27
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1	A. A friend back in high school said that I	16:56:29	1	<b>one that we were going through earlier?</b>	16:58:35
2	looked like a movie star so they gave me the handle	16:56:32	2	A. Usually once after I work at a company.	16:58:37
3	- or they gave me the nickname, I use it as a	16:56:35	3	<b>Q. Is there a reason why you conspicuously</b>	16:58:40
4	handle.	16:56:38	4	<b>leave OTOY off of your resume?</b>	16:58:44
5	<b>Q. Do you also use the e-mail address zero</b>	16:56:38	5	A. The same reason I left EA off of it; I	16:58:46
6	<b>underscore G18 @hotmail.com?</b>	16:56:41	6	wasn't really proud of the relationships that I	16:58:50
7	A. I haven't in a while. I used to.	16:56:45	7	left the company in.	16:58:52
8	<b>Q. What does 0 underscore G18 refer to?</b>	16:56:47	8	<b>Q. Are you afraid that potential future</b>	16:58:54
9	A. In a movie it was the phrase on a clock on	16:56:49	9	<b>employers would contact someone at OTOY and is that</b>	16:58:57
10	the wall that the camera would pan to between the	16:56:55	10	<b>why you leave them off your resume?</b>	16:59:01
11	cut scenes in it.	16:56:59	11	A. Yes.	16:59:02
12	<b>Q. What movie?</b>	16:57:00	12	<b>Q. Are you afraid that potential future</b>	16:59:02
13	A. Tinchimoyo in Love. It's an Anime.	16:57:01	13	<b>employers will contact someone at Electronic Arts?</b>	16:59:05
14	<b>Q. Are you into Anime?</b>	16:57:04	14	<b>Is that why you leave them off your resume?</b>	16:59:08
15	A. I watched a few. I'm not necessarily into	16:57:07	15	A. I don't think they would even remember me	16:59:10
16	it now. I was in high school.	16:57:09	16	there. I was only there for six weeks.	16:59:12
17	<b>Q. Did you used to run a business called More</b>	16:57:10	17	<b>Q. You don't see any parallels between your</b>	16:59:14
18	<b>Chaos?</b>	16:57:13	18	<b>experience at EA and your experience at OTOY?</b>	16:59:18
19	A. Yes.	16:57:14	19	A. No. I can't, off the top of my head, draw	16:59:20
20	<b>Q. Do you still run that business?</b>	16:57:14	20	any parallels.	16:59:31
21	A. No. I registered - actually, you can	16:57:16	21	<b>Q. In fact, it was a very similar work</b>	16:59:31
22	probably help me with this. I registered for it	16:57:19	22	<b>environment for you, was it not? You were unhappy</b>	16:59:34
23	when I was in high school or the summer after I	16:57:21	23	<b>at both places and you complained about the work</b>	16:59:37
24	graduated high school, so I don't even know, I	16:57:24	24	<b>that you were given and you came up with some</b>	16:59:41
25	haven't done anything with it. I don't know if	16:57:27	25	<b>reason to leave the company. Is that not true?</b>	16:59:44
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1	that would retain till now or not.	16:57:28	1	A. It sounds - I was unhappy but the rest of	16:59:46
2	<b>Q. What was the company supposed to do?</b>	16:57:31	2	those sound wrong.	16:59:50
3	A. It was supposed to sell fractal images,	16:57:34	3	<b>Q. What do you mean the rest of those?</b>	16:59:51
4	patterns to fabric makers.	16:57:39	4	A. I didn't - I don't think I complained	16:59:53
5	<b>Q. And did you ever get off the ground with</b>	16:57:41	5	about the work at EA.	16:59:57
6	<b>that company?</b>	16:57:45	6	<b>Q. I thought you told me that you complained</b>	16:59:58
7	A. No.	16:57:45	7	<b>to your supervisor.</b>	17:00:00
8	<b>Q. You didn't make any money in More Chaos?</b>	16:57:46	8	<b>Tell you right now what you said. That you</b>	17:00:03
9	A. No.	16:57:48	9	<b>were working under Sulab Patel and you testified</b>	17:00:11
10	<b>Q. You own an Oregon hunting license.</b>	16:57:49	10	<b>that Sulab told you you would be working on things</b>	17:00:14
11	<b>Correct?</b>	16:57:55	11	<b>that you didn't work on. Is that not your</b>	17:00:16
12	A. Hunting?	16:57:55	12	<b>testimony?</b>	17:00:17
13	<b>Q. Yes.</b>	16:57:57	13	A. Oh, sorry. He would tell me things to	17:00:18
14	A. I got a shellfish license and a fishing	16:57:58	14	work on and then forget he told me them. Is that	17:00:22
15	license and whether or not hunting is on either of	16:58:02	15	what I said?	17:00:26
16	those I can't recall.	16:58:04	16	<b>Q. What is your testimony with regard to the</b>	17:00:27
17	<b>Q. Do you own a gun?</b>	16:58:05	17	<b>work you did at EA?</b>	17:00:29
18	A. No.	16:58:06	18	A. That he would tell me things and forget he	17:00:30
19	<b>Q. You do own a sword?</b>	16:58:06	19	told me them.	17:00:35
20	A. No.	16:58:08	20	<b>Q. Did you not complain to Sulab -- strike</b>	17:00:36
21	<b>Q. Do you own knives? Other than --</b>	16:58:08	21	<b>that.</b>	17:00:41
22	A. Cooking knives.	16:58:11	22	<b>Did you work on projects at EA that you</b>	17:00:42
23	<b>Q. -- cooking knives.</b>	16:58:11	23	<b>expected to work on based on your understanding of</b>	17:00:47
24	A. No.	16:58:13	24	<b>the job --</b>	17:00:51
25	<b>Q. How often do you update your resume, the</b>	16:58:14	25	A. Yes.	17:00:51
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**A50A5CB**  
**CHRISTOPHER MOORE    NOVEMBER 9, 2011**

<p>1    <b>Q. -- at EA? Okay.</b> 17:00:51</p> <p>2    <b>Can you explain to me why some versions of</b> 17:00:53</p> <p>3 <b>your resume you include OTOY and other versions you</b> 17:01:06</p> <p>4 <b>don't?</b> 17:01:09</p> <p>5    A. Because in one particular, for Invidia, my 17:01:09</p> <p>6 friend explicitly asked me to include OTOY. He 17:01:14</p> <p>7 said that he couldn't file it with the gap in time 17:01:18</p> <p>8 from VMV till now. 17:01:21</p> <p>9    <b>Q. Do you recall posting on your divine art --</b> 17:01:22</p> <p>10 <b>sorry, Deviant Art site that you felt that you were</b> 17:02:17</p> <p>11 <b>stuck in Los Angeles?</b> 17:02:21</p> <p>12    A. I can believe I said that. 17:02:24</p> <p>13    <b>Q. Is that how you felt working at OTOY, that</b> 17:02:25</p> <p>14 <b>you were stuck?</b> 17:02:28</p> <p>15    A. At times, yeah. 17:02:29</p> <p>16    <b>Q. Because you signed a two-year commitment to</b> 17:02:30</p> <p>17 <b>work there and you felt stuck for two years?</b> 17:02:33</p> <p>18    A. No. I wasn't aware of the commitment 17:02:35</p> <p>19 until I filed my resignation and I don't believe I 17:02:40</p> <p>20 posted on Deviant Art after I put in my two-weeks 17:02:43</p> <p>21 notice. 17:02:46</p> <p>22    <b>Q. Well, we need to go back to that whole line</b> 17:02:46</p> <p>23 <b>of testimony. You're not telling me again that you</b> 17:02:49</p> <p>24 <b>weren't aware of the terms of your contract; that</b> 17:02:52</p> <p>25 <b>you reviewed, read, had an opportunity to question,</b> 17:02:53</p>	<p>1 <b>as you wanted to read the agreement. Correct?</b> 17:03:51</p> <p>2    A. Yes. 17:03:53</p> <p>3    <b>Q. And you had the opportunity to consult</b> 17:03:53</p> <p>4 <b>whomever you wanted to consult about the agreement.</b> 17:03:55</p> <p>5 <b>Correct?</b> 17:03:57</p> <p>6    A. Yes. 17:03:57</p> <p>7    <b>Q. And that would include legal counsel.</b> 17:03:57</p> <p>8 <b>Correct?</b> 17:04:00</p> <p>9    A. Yes. 17:04:00</p> <p>10    <b>Q. And you chose not to do that. Correct?</b> 17:04:00</p> <p>11 <b>You chose not to engage legal counsel to review</b> 17:04:03</p> <p>12 <b>your agreement. Correct?</b> 17:04:06</p> <p>13    A. Yes. 17:04:06</p> <p>14    <b>Q. Did you show the agreement to anybody else?</b> 17:04:07</p> <p>15    A. No. 17:04:10</p> <p>16    <b>Q. Did you ask Alissa whether or not you could</b> 17:04:11</p> <p>17 <b>have additional time to show the agreement to</b> 17:04:16</p> <p>18 <b>somebody else?</b> 17:04:18</p> <p>19    A. I don't believe so. 17:04:19</p> <p>20    <b>Q. Did Alissa pressure you to get back to her</b> 17:04:19</p> <p>21 <b>by --</b> 17:04:23</p> <p>22    A. No. 17:04:23</p> <p>23    <b>Q. -- a certain date?</b> 17:04:23</p> <p>24    A. No. 17:04:24</p> <p>25    <b>Q. We can't speak over each other.</b> 17:04:24</p>
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<p>1 <b>had an opportunity to consult an attorney, and now</b> 17:02:55</p> <p>2 <b>you're telling me again that you weren't aware of</b> 17:02:57</p> <p>3 <b>its terms. We need to revisit that whole section.</b> 17:02:59</p> <p>4 <b>We can do that again. I think we can go back to</b> 17:03:02</p> <p>5 <b>Exhibit 1 that you have in front of you.</b> 17:03:04</p> <p>6    A. Okay. 17:03:06</p> <p>7    <b>Q. Why don't you take that out.</b> 17:03:06</p> <p>8    A. Okay. 17:03:08</p> <p>9    <b>Q. I thought we had covered this but, you</b> 17:03:08</p> <p>10 <b>know, apparently you're trying to change your</b> 17:03:13</p> <p>11 <b>testimony now.</b> 17:03:15</p> <p>12    <b>The copy of Exhibit 1 that you have in</b> 17:03:16</p> <p>13 <b>front of you is a true and correct copy of the</b> 17:03:21</p> <p>14 <b>employment agreement that was presented to you in</b> 17:03:25</p> <p>15 <b>late February 2010 by the Alissa Grainger.</b> 17:03:27</p> <p>16 <b>Correct?</b> 17:03:32</p> <p>17    A. Yes. 17:03:32</p> <p>18    <b>Q. And after receiving a copy of that</b> 17:03:32</p> <p>19 <b>employment agreement from Alissa, she asked you in</b> 17:03:35</p> <p>20 <b>an e-mail at the end of February 2011 whether it</b> 17:03:38</p> <p>21 <b>looked okay to you. Correct?</b> 17:03:44</p> <p>22    A. Yes. 17:03:45</p> <p>23    <b>Q. And you read the agreement. Correct?</b> 17:03:46</p> <p>24    A. Yes. 17:03:47</p> <p>25    <b>Q. And you had the opportunity to take as long</b> 17:03:47</p>	<p>1    A. Sorry. 17:04:28</p> <p>2    <b>Q. Alissa did not pressure you to get back to</b> 17:04:29</p> <p>3 <b>her by a certain date regarding whether or not the</b> 17:04:31</p> <p>4 <b>agreement looked good. Correct?</b> 17:04:33</p> <p>5    A. Correct. 17:04:34</p> <p>6    <b>Q. And you wrote back to Alissa at the end of</b> 17:04:35</p> <p>7 <b>February 2011 that the agreement looked okay.</b> 17:04:37</p> <p>8 <b>Correct?</b> 17:04:39</p> <p>9    A. Yes. 17:04:40</p> <p>10    <b>Q. And your exact words, I think, were - I</b> 17:04:40</p> <p>11 <b>don't want to misquote you here so let me pull this</b> 17:04:47</p> <p>12 <b>up.</b> 17:04:49</p> <p>13    <b>You wrote to Alissa on February 28, 2011:</b> 17:04:56</p> <p>14 <b>It all looks good.</b> 17:05:00</p> <p>15    A. Yes. 17:05:01</p> <p>16    <b>Q. You're referring to the agreement?</b> 17:05:02</p> <p>17    A. Yes. 17:05:04</p> <p>18    <b>Q. And the provisions therein?</b> 17:05:05</p> <p>19    A. Yes. 17:05:06</p> <p>20    <b>Q. You would agree, would you not, that you</b> 17:05:06</p> <p>21 <b>have a hard time fitting in in social situations?</b> 17:05:27</p> <p>22    A. Yes. 17:05:31</p> <p>23    <b>Q. And that's been the case pretty much your</b> 17:05:31</p> <p>24 <b>entire adult life?</b> 17:05:34</p> <p>25    A. No. 17:05:35</p>
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1	<b>Q. When did that start?</b>	17:05:35	1	them.	17:07:41
2	A. Started right around when I took my trip	17:05:36	2	<b>Q. Do you recall posting on Facebook</b>	17:07:43
3	to Australia.	17:05:41	3	<b>approximately a year ago that you suffered from</b>	17:07:50
4	<b>Q. You were in your early twenties?</b>	17:05:42	4	<b>posttraumatic stress disorder as a result of your</b>	17:07:52
5	A. Yeah.	17:05:44	5	<b>failed relationships with women?</b>	17:07:56
6	<b>Q. So pretty much your entire adult life?</b>	17:05:45	6	A. Those sound like two separate topics but I	17:07:59
7	A. Sorry. I guess it would be after I came	17:05:49	7	can believe I said that. Not that I'm someone	17:08:04
8	back because I was very social while I was there as	17:05:51	8	qualified to make that observation, but probably.	17:08:06
9	well.	17:05:53	9	<b>Q. Well, do you recall saying that PTSD is not</b>	17:08:09
10	<b>Q. So after you got back from Australia would</b>	17:05:53	10	<b>a joke. I suffer from symptoms of PTSD.</b>	17:08:12
11	<b>you say you're socially awkward?</b>	17:05:56	11	A. I might have said that.	17:08:15
12	A. Probably, yes.	17:05:57	12	<b>Q. And you said that based on your rejection</b>	17:08:16
13	<b>Q. Do you attribute your social awkwardness to</b>	17:05:59	13	<b>by women. No?</b>	17:08:20
14	<b>your religious beliefs?</b>	17:06:05	14	A. Certain circumstances, yes.	17:08:21
15	A. No.	17:06:06	15	<b>Q. Do you feel that you still suffer from</b>	17:08:25
16	<b>Q. You said that after you became a Christian</b>	17:06:08	16	<b>posttraumatic stress disorder based on those</b>	17:08:35
17	<b>approximately ten years ago you became more picky</b>	17:06:12	17	<b>rejections by women?</b>	17:08:36
18	<b>about the type of people that you would hang out</b>	17:06:16	18	A. I'd say the longer from the occurrence of	17:08:37
19	<b>with, particularly women. Correct?</b>	17:06:18	19	the event, the more healing a person can undergo.	17:08:45
20	A. No. I think I said I was more picky about	17:06:19	20	I'm getting better.	17:08:50
21	what women I hung out with or what women I had	17:06:23	21	<b>Q. And do you think that that posttraumatic</b>	17:08:51
22	relationships with. I'm sorry.	17:06:27	22	<b>stress disorder was a reason -- strike that.</b>	17:08:54
23	<b>Q. So to clarify, you became more picky about</b>	17:06:28	23	<b>The posttraumatic stress disorder and that</b>	17:08:56
24	<b>what women you wanted to date. Correct?</b>	17:06:30	24	<b>feeling of rejection was a reason for you leaving</b>	17:08:58
25	A. Yes.	17:06:33	25	<b>OTOY, wasn't it not?</b>	17:09:00

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1	<b>Q. And you attribute the pickiness to your</b>	17:06:33	1	A. No.	17:09:02
2	<b>religious beliefs. Correct?</b>	17:06:40	2	<b>Q. It wasn't?</b>	17:09:02
3	A. Yes.	17:06:41	3	A. No.	17:09:03
4	<b>Q. Do you recall posting on your Deviant Art</b>	17:06:41	4	<b>Q. Do you recall posting on Facebook that you</b>	17:09:03
5	<b>website about you being kicked out of the church in</b>	17:06:52	5	<b>won't mind living and dying alone if that makes God</b>	17:09:14
6	<b>Corvallis?</b>	17:06:56	6	<b>happy?</b>	17:09:19
7	A. I don't, but I probably did.	17:06:56	7	A. Yes.	17:09:19
8	<b>Q. Do you recall posting that you didn't have</b>	17:06:58	8	<b>Q. Is that how you feel today?</b>	17:09:20
9	<b>the popular vote in a political situation?</b>	17:07:01	9	A. I'm still single. It was in regards to	17:09:23
10	A. Yes. I mean, that sounds familiar. Yes.	17:07:04	10	relationships? Right? Yeah.	17:09:25
11	I can't remember the exact phrase.	17:07:06	11	<b>Q. Your words.</b>	17:09:27
12	<b>Q. And that's how you would describe what</b>	17:07:08	12	A. Okay. Yeah.	17:09:28
13	<b>happened at that church?</b>	17:07:12	13	<b>Q. So if God wants you to live alone and die</b>	17:09:31
14	A. Yes.	17:07:12	14	<b>alone, you will live and die alone?</b>	17:09:35
15	<b>Q. You did not have the popular vote.</b>	17:07:13	15	A. Yes.	17:09:38
16	A. Yes.	17:07:15	16	<b>Q. I'm still really having trouble,</b>	17:09:38
17	<b>Q. The popular vote rested with Ruthie</b>	17:07:15	17	<b>Christopher, in understanding at what point you say</b>	17:09:42
18	<b>Lindvall?</b>	17:07:20	18	<b>sorry, God, I can't accept that. Because living</b>	17:09:46
19	A. And their friends.	17:07:20	19	<b>and dying alone seems like one of those things you</b>	17:09:49
20	<b>Q. And -- oh, it was her friends, too? How</b>	17:07:22	20	<b>would probably step in and tell God I don't know if</b>	17:09:52
21	<b>were her friends involved?</b>	17:07:24	21	<b>I can do that.</b>	17:09:54
22	A. Like I told you, whenever the pastor asked	17:07:25	22	<b>You've told me today, you testified today</b>	17:09:56
23	me to leave, I later held a movie showing and	17:07:29	23	<b>that you want a relationship to feel fulfilled.</b>	17:09:57
24	invited the youth pastor, separate individual, who	17:07:35	24	<b>Explain to me then at what point you're going to</b>	17:10:03
25	invited Ruthie. So, you know, between the three of	17:07:38	25	<b>step in and tell God, I have to follow you or I</b>	17:10:05

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<p>1 <b>have to ignore that advice.</b> 17:10:08</p> <p>2 A. I remember telling you that I wasn't 17:10:11</p> <p>3 actively looking. And that coincides with what you 17:10:13</p> <p>4 just read to me, that I'm not actively looking, I'm 17:10:17</p> <p>5 not putting much effort. And that as a result I am 17:10:20</p> <p>6 single for a long time. So be it. 17:10:23</p> <p>7 <b>Q. You think that God wants you to be single?</b> 17:10:25</p> <p>8 A. I don't know. 17:10:28</p> <p>9 <b>Q. Right now he wants you to be single?</b> 17:10:31</p> <p>10 A. At this very moment, yes. 17:10:33</p> <p>11 <b>Q. And at this very moment he doesn't want you</b> 17:10:36</p> <p>12 <b>working at OTOY?</b> 17:10:38</p> <p>13 A. Yes. 17:10:39</p> <p>14 <b>Q. And at this very moment he wants you to be</b> 17:10:39</p> <p>15 <b>applying for jobs at other companies?</b> 17:10:41</p> <p>16 A. I wouldn't say that. 17:10:43</p> <p>17 <b>Q. No? God doesn't want you to work right</b> 17:10:45</p> <p>18 <b>now?</b> 17:10:49</p> <p>19 A. As far as I know, yes. 17:10:49</p> <p>20 <b>Q. As far as you know God wants you</b> 17:10:50</p> <p>21 <b>unemployed?</b> 17:10:51</p> <p>22 A. As far as I know, yes. 17:10:52</p> <p>23 <b>Q. As far as you know God doesn't even want</b> 17:10:53</p> <p>24 <b>you searching for a job?</b> 17:10:55</p> <p>25 A. Most likely. 17:10:57</p> <p style="text-align: right;">Page 310</p>	<p>1 surprised if he didn't. 17:12:05</p> <p>2 <b>Q. If he did not?</b> 17:12:06</p> <p>3 A. If he did not. 17:12:07</p> <p>4 <b>Q. I mean, he wants you and your two brothers</b> 17:12:08</p> <p>5 <b>to be unemployed. Correct?</b> 17:12:11</p> <p>6 A. I don't know that. 17:12:12</p> <p>7 <b>Q. Your two brothers are unemployed. Correct?</b> 17:12:13</p> <p>8 A. True. 17:12:16</p> <p>9 <b>Q. And you're unemployed. Correct?</b> 17:12:16</p> <p>10 A. Yes. 17:12:18</p> <p>11 <b>Q. And it must be God's will if it's</b> 17:12:18</p> <p>12 <b>occurring. Correct?</b> 17:12:22</p> <p>13 A. And this is another philosophical, 17:12:23</p> <p>14 religious, theological conversation of God's will 17:12:27</p> <p>15 versus what God allows. And I believe there's a 17:12:31</p> <p>16 distinction between the two. 17:12:36</p> <p>17 <b>Q. Okay. And we're finishing up here for the</b> 17:12:38</p> <p>18 <b>day, Christopher, but prior to you being served</b> 17:12:42</p> <p>19 <b>with a summons and complaint in this lawsuit --</b> 17:12:47</p> <p>20 A. Yes. 17:12:49</p> <p>21 <b>Q. -- do you recall posting in your MySpace</b> 17:12:49</p> <p>22 <b>blog about the fact that you feared that you would</b> 17:12:52</p> <p>23 <b>be sued?</b> 17:12:55</p> <p>24 A. I wouldn't say I feared it. I suspected 17:12:56</p> <p>25 it would happen. I had visions of it. 17:12:59</p> <p style="text-align: right;">Page 312</p>
<p>1 <b>Q. Did you stop your job search?</b> 17:10:58</p> <p>2 A. No. 17:10:59</p> <p>3 <b>Q. So are you disobeying God again?</b> 17:11:00</p> <p>4 A. I could be. 17:11:03</p> <p>5 <b>Q. Are you being coy with me now or --</b> 17:11:04</p> <p>6 A. No, I'm not. 17:11:06</p> <p>7 <b>Q. So you're not intentionally disobeying God</b> 17:11:07</p> <p>8 <b>but you're realizing now that you may be disobeying</b> 17:11:13</p> <p>9 <b>God.</b> 17:11:15</p> <p>10 A. Yes. 17:11:15</p> <p>11 <b>Q. How are you actively pursuing a job?</b> 17:11:16</p> <p>12 A. I'm not at the moment. 17:11:22</p> <p>13 <b>Q. You just testified a second ago that you</b> 17:11:24</p> <p>14 <b>were.</b> 17:11:27</p> <p>15 A. Wait. Wait. So I have - in all the 17:11:27</p> <p>16 meetings that you have, I have through the - sent 17:11:32</p> <p>17 resumes and what not the last few months but at 17:11:35</p> <p>18 this very moment I have no standing offers on the 17:11:40</p> <p>19 table. I have no companies waiting to get back to 17:11:43</p> <p>20 me. As far as I know. All my leads are gone. 17:11:45</p> <p>21 <b>Q. Are you going to continue sending out your</b> 17:11:49</p> <p>22 <b>resume and cover letter to other companies?</b> 17:11:53</p> <p>23 A. Probably, yes. 17:11:55</p> <p>24 <b>Q. Does God want you to do that?</b> 17:11:56</p> <p>25 A. I don't know but, you know, I wouldn't be 17:12:01</p> <p style="text-align: right;">Page 311</p>	<p>1 MR. BRETLER: I'd like the Court Reporter 17:13:02</p> <p>2 then to mark as the next exhibit a printout from 17:13:03</p> <p>3 what I believe is your MySpace page. 17:13:08</p> <p>4 (Deposition Exhibit No. 5 was marked for 17:13:08</p> <p>5 identification.) 17:13:26</p> <p>6 <b>Q. If you could take a look at that,</b> 17:13:26</p> <p>7 <b>Christopher, and let me know if you recognize that.</b> 17:13:28</p> <p>8 A. Yes. 17:13:32</p> <p>9 <b>Q. Is that in fact a post of yours on your</b> 17:13:32</p> <p>10 <b>MySpace page?</b> 17:13:36</p> <p>11 A. Yes. 17:13:37</p> <p>12 <b>Q. And do you see the posting dated, June 20,</b> 17:13:37</p> <p>13 <b>2011, entitled For the tangible enthused?</b> 17:13:43</p> <p>14 A. Yes. 17:13:47</p> <p>15 <b>Q. What does that mean?</b> 17:13:47</p> <p>16 A. It's probably some bad English but I 17:13:48</p> <p>17 usually blogged about my dreams because they were 17:13:52</p> <p>18 entertaining and random. 17:13:57</p> <p>19 <b>Q. Okay.</b> 17:13:59</p> <p>20 A. And I decided I might as well blog about 17:13:59</p> <p>21 what's going on in my life, what tangible topics 17:14:03</p> <p>22 are. 17:14:07</p> <p>23 <b>Q. You said you since shut down your MySpace</b> 17:14:07</p> <p>24 <b>page. Correct?</b> 17:14:11</p> <p>25 A. Yes. 17:14:11</p> <p style="text-align: right;">Page 313</p>

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1	<b>Q. And you did that in response to this lawsuit?</b>	17:14:11	1	then... I might not have wrote it here but – oh,	17:15:58
2		17:14:13	2	there it is. Same sentence, I fear that things	17:16:07
3	A. As soon as I was sued, yes.	17:14:14	3	would progress to a lawsuit and I'd be the one	17:16:10
4	<b>Q. In the document that you provided to me you didn't provide me any printouts from your MySpace page, did you?</b>	17:14:16	4	wearing the suit and tie.	17:16:12
5		17:14:20	5	<b>Q. Okay. Now you feared that you would be wearing a suit and tie and would be sued because you knew that you breached your contract with OTOY. Correct?</b>	17:16:13
6		17:14:24	6		17:16:15
7	A. I brought you this.	17:14:24	7		17:16:18
8	<b>Q. You printed me this?</b>	17:14:25	8	<b>Correct?</b>	17:16:20
9	A. Sorry. I didn't print you this. It's on the CD.	17:14:26	9	A. No.	17:16:20
10		17:14:29	10	<b>Q. You feared that OTOY would file a lawsuit against you because you knew that you had violated the terms of your employment agreement. Correct?</b>	17:16:20
11	<b>Q. Are you certain that you included documents from your MySpace page on the CD?</b>	17:14:29	11		17:16:25
12		17:14:32	12		17:16:28
13	A. I did give you a copy of this on the CD.	17:14:35	13	A. No.	17:16:30
14	<b>Q. You're certain?</b>	17:14:38	14	<b>Q. And I'm really having trouble understanding why you would fear that things would progress to a lawsuit. People don't typically fear being sued unless they think they did something wrong. You knew you did something wrong. Right, Christopher?</b>	17:16:31
15	A. Yes.	17:14:39	15		17:16:36
16	<b>Q. I'll represent to you that I brought this document; that you didn't give me this.</b>	17:14:39	16		17:16:38
17		17:14:41	17		17:16:42
18	A. That's true. The version I gave you on the CD I pulled from a cash, Google Cash. So you'll see Google Cash on the top and there will be several other blogs coinciding. This will be the second or third one down. The others will be dreams I had.	17:14:43	18		17:16:44
19		17:14:45	19	A. No.	17:16:46
20		17:14:50	20	<b>Q. Why did you then fear being sued?</b>	17:16:46
21		17:14:52	21	A. Because I kept having the same vision.	17:16:47
22		17:14:55	22	<b>Q. Why were you having that vision unless you knew you did something wrong?</b>	17:16:50
23		17:14:58	23		17:16:52
24	<b>Q. So you did provide me documents from your now closed MySpace page?</b>	17:14:58	24	A. I don't know why I was having the vision.	17:16:53
25		17:15:00	25	<b>Q. Christopher, you knew that you violated the</b>	17:16:55

1	A. Yes.	17:15:01	1	<b>two-year commitment term of your employment contract. Correct?</b>	17:16:58
2	<b>Q. Do you see in the third sentence in that post, you first say I have since - doesn't really make sense grammatically, but you say I have since I first tried to quit OTOY. Do you see that paragraph?</b>	17:15:02	2		17:17:00
3		17:15:05	3	A. After I gave the resignation letter, yes.	17:17:01
4		17:15:11	4	<b>Q. Okay. And that's why you feared that you would be sued by OTOY. Correct?</b>	17:17:05
5		17:15:13	5		17:17:08
6		17:15:16	6	A. Yes.	17:17:14
7	A. Yes.	17:15:18	7	<b>Q. And then there's no date, but a comment to that post you wrote: On cue, I just got a summons today. Did I call that or what? Do you see that?</b>	17:17:15
8	<b>Q. And then the sentence after that you wrote I feared things would progress to a lawsuit. Do you see that?</b>	17:15:18	8		17:17:22
9		17:15:23	9		17:17:27
10		17:15:26	10		17:17:30
11	A. Yes.	17:15:26	11	A. Yes. That was the next day.	17:17:31
12	<b>Q. So you did fear that OTOY would sue you?</b>	17:15:26	12	<b>Q. The next day. So by saying did I call that, are you meaning like you predicted that you would be sued?</b>	17:17:33
13	A. You got me. I guess I did fear.	17:15:29	13		17:17:38
14	<b>Q. Why would you fear that OTOY would sue you unless you knew that you did something wrong? You had recognized at this time in June 20th that you had breached your employment contract with OTOY. Correct?</b>	17:15:31	14		17:17:40
15		17:15:34	15	A. Yes.	17:17:41
16		17:15:36	16	<b>Q. And you predicted you would be sued because you knew that you were in breach of the employment agreement. Correct?</b>	17:17:41
17		17:15:39	17		17:17:43
18		17:15:41	18		17:17:45
19	A. No.	17:15:41	19	A. I knew OTOY considered it a breach as their lawyers had given me the letter explaining.	17:17:46
20	<b>Q. Why would you fear OTOY suing you unless you were fearful that you breached your employment contract?</b>	17:15:41	20		17:17:50
21		17:15:46	21	<b>Q. And you knew that you left prior to the two-year term commitment of your contract. Correct?</b>	17:17:53
22		17:15:48	22		17:17:55
23	A. If you read the first sentence, it says I keep seeing in the back of my mind's eye a suit and tie and no face on who is wearing them. And	17:15:49	23		17:17:57
24		17:15:55	24	A. At the time I was aware of that.	17:17:58
25		17:15:57	25	<b>Q. Okay. And that's why you feared that you</b>	17:17:59



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1 would be sued because you breached the employment 17:18:01  
2 agreement. Correct? 17:18:04  
3 A. Honestly, I had also been comforted by 17:18:05  
4 Graham in an e-mail that OTOY most likely wouldn't 17:18:13  
5 sue me. So I didn't assume -- I didn't suspect, 17:18:16  
6 other than these visions, that they would sue me. 17:18:20  
7 MR. BRETTLER: Move to strike as 17:18:23  
8 non-responsive. 17:18:25  
9 Q. The reason that you feared being sued and 17:18:25  
10 the reason that you quote/unquote called it that 17:18:27  
11 you would be sued is because you knew that you had 17:18:30  
12 breached the employment agreement. Correct? 17:18:32  
13 Yes or no. 17:18:43  
14 A. Repeat the question, please. 17:18:45  
15 MR. BRETTLER: Can the Court Reporter 17:18:45  
16 please read it back? 17:18:45  
17 (Pending question is read back.) 17:19:00  
18 A. I'll say -- 17:19:00  
19 Q. Yes or no. 17:19:03  
20 A. No. That I didn't feel I had breached it. 17:19:03  
21 Q. If you didn't feel that you had breached it 17:19:09  
22 you wouldn't have been fearful of the lawsuit. 17:19:10  
23 Correct? 17:19:13  
24 A. No. There are other things that could 17:19:14  
25 have caused the fear. 17:19:17

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1 Q. You said you feared that things would 17:19:17  
2 progress to a lawsuit. Right? 17:19:21  
3 A. Yes. 17:19:23  
4 Q. So you feared that things would progress to 17:19:23  
5 a lawsuit because you breached the employment 17:19:25  
6 agreement. Correct? 17:19:26  
7 A. No. My motivation was from the visions 17:19:27  
8 and not from my -- 17:19:30  
9 Q. You were having these visions because of 17:19:32  
10 your breach of the employment agreement. Correct? 17:19:35  
11 A. No. As far as I know, no. 17:19:36  
12 Q. Then explain to me what caused you to fear 17:19:39  
13 being sued and what caused you to quote/unquote 17:19:42  
14 call it that you would be sued. 17:19:45  
15 A. I don't know. 17:19:47  
16 Q. It was because you didn't fulfill the terms 17:19:50  
17 of your contract. Right? 17:19:52  
18 A. I don't know. 17:19:54  
19 Q. You didn't know whether or not you 17:19:55  
20 fulfilled the terms of your contract? 17:19:57  
21 A. And that is something that I have -- 17:19:59  
22 sorry. Go ahead and ask again. 17:20:08  
23 Q. You knew that you didn't fulfill the terms 17:20:10  
24 of your contract. Correct? 17:20:12  
25 A. I have been told by OTOY that I didn't. 17:20:14

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1 Q. You knew that you didn't fulfill the 17:20:20  
2 two-year commitment term of your contract. 17:20:22  
3 Correct? 17:20:26  
4 A. At the time that I quit. After -- 17:20:26  
5 Q. At the time that you were writing this 17:20:30  
6 blog. 17:20:31  
7 A. Yes. Yes. 17:20:32  
8 Q. At the time you were writing this blog you 17:20:32  
9 knew that you did not fulfill the term of your 17:20:34  
10 contract. Correct? 17:20:36  
11 A. Yes. 17:20:36  
12 Q. And you feared being sued because of that. 17:20:36  
13 Correct? 17:20:38  
14 A. It's a -- 17:20:39  
15 Q. Christopher, these are your words. I 17:20:48  
16 feared that things would progress to a lawsuit. 17:20:50  
17 And you feared that things would progress to a 17:20:52  
18 lawsuit because you knew that you did not fulfill 17:20:54  
19 the terms of your contract. Correct? 17:20:56  
20 A. Didn't you -- sorry. 17:20:58  
21 Seems like we just went over this question 17:21:06  
22 and I said that my motives appear -- 17:21:07  
23 Q. Christopher, excuse me. We can be finished 17:21:09  
24 quickly but you need to listen to my question and 17:21:12  
25 you need to answer my question. And it's a yes or 17:21:14

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1 no question. 17:21:16  
2 A. Okay. 17:21:17  
3 Q. You just testified that you knew that you 17:21:17  
4 did not fulfill the terms of your contract. 17:21:20  
5 Correct? Your testimony in the record. 17:21:22  
6 A. I now know, yes, that I didn't fulfill the 17:21:26  
7 terms of my contract. 17:21:29  
8 Q. You did not fulfill the terms of your 17:21:30  
9 contract. Correct? 17:21:32  
10 A. Yes. 17:21:32  
11 Q. And you feared that things would progress 17:21:33  
12 to a lawsuit because of that. Correct? 17:21:34  
13 A. Yes. 17:21:36  
14 MR. BRETTLER: Thank you. I think we can 17:21:42  
15 go off the record. 17:21:44  
16 (Discussion held off the record.) 17:22:11  
17 MR. BRETTLER: Rather than you sending it 17:22:11  
18 to the In Pro Per witness, I believe it makes sense 17:22:12  
19 for us to follow the code and the Court Reporter 17:22:16  
20 will have her obligations under the code to handle 17:22:19  
21 the transcript pursuant to the code. 17:22:22  
22 (The deposition concluded at 5:22 p.m.)

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