

EXHIBIT 7

1
2 UNITED STATES DISTRICT COURT
3 EASTERN DISTRICT OF NEW YORK

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5 ADRIAN SCHOOLCRAFT,

6 Plaintiff,
7 -against- Index No.
8 10CIV-6005 (RWS)

9 THE CITY OF NEW YORK, DEPUTY CHIEF
10 MICHAEL MARINO, Tax Id. 873220,
11 Individually and in his Official
12 Capacity, ASSISTANT CHIEF PATROL
13 BOROUGH BROOKLYN NORTH GERALD NELSON,
14 Tax Id. 912370, Individually and in his
15 Official Capacity, DEPUTY INSPECTOR
16 STEVEN MAURIELLO, Tax Id. 895117,
17 Individually and in his Official
18 Capacity, CAPTAIN THEODORE LAUTERBORN,
19 Tax Id. 897840, Individually and in his
20 Official Capacity, LIEUTENANT JOSEPH
21 GOFF, Tax Id. 894025, Individually and
22 in his Official Capacity, stg. Frederick
23 Sawyer, Shield No. 2576, Individually
24 and in his Official Capacity, SERGEANT
25 KURT DUNCAN, Shield No. 2483,
Individually and in his Official
Capacity, LIEUTENANT TIMOTHY CAUGHEY,
Tax Id. 885374, Individually and in his
Official Capacity, SERGEANT SHANTEL
JAMES, Shield No. 3004, and P.O.'s "JOHN
DOE" 1-50, Individually and in their
Official Capacity (the name John Doe
being fictitious, as the true names are
presently unknown)(collectively referred
to as "NYPD defendants"), JAMAICA
HOSPITAL MEDICAL CENTER, DR. ISAK ISAKOV,
Individually and in his Official
Capacity, DR. LILIAN ALDANA-BERNIER,
Individually and in her Official Capacity
and JAMAICA HOSPITAL MEDICAL CENTER
EMPLOYEES "JOHN DOE" # 1-50, Individually

(Continued)

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and in their Official Capacity (the name
John Doe being fictitious, as the true
names are presently unknown),

Defendants.

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111 Broadway
New York, New York
February 11, 2014
10:30 a.m.

VIDEOTAPED DEPOSITION of DR. LILIAN
ALDANA-BERNIER, one of the Defendants in
the above-entitled action, held at the
above time and place, taken before
Margaret Scully-Ayers, a Shorthand
Reporter and Notary Public of the State
of New York, pursuant to the Federal
Rules of Civil Procedure.

* * *

1 L. ALDANA-BERNIER

2 risk," can you quantify that for me at
3 all what you mean by potential?

4 A. The patient comes in barricaded
5 himself, acting bizarre. He was brought
6 in from his house. It was a police
7 officer who may have access to weapons,
8 easy for him to have access to weapons.
9 He is paranoid. I would think that maybe
10 it would be safe if the patient will be
11 admitted.

12 Q. So your thought he might be
13 safe if he was admitted?

14 A. If he was admitted.

15 Q. That's what you were talking
16 about when you say potential risk,
17 correct?

18 A. All of the above that I told
19 you.

20 Q. Can you quantify what you mean
21 by potential risk as far as the
22 likelihood of risk? This word
23 "potential" that you have been using, can
24 you quantify that for me?

25 A. When you say "quantify," what

1 L. ALDANA-BERNIER

2 do you mean?

3 Q. Sure.

4 Well, you used the word
5 "potential." I would like to know what
6 you mean by potential.

7 A. If you think of the navy yard
8 disaster, was he an officer or army man?
9 He was so quite, no one ever found out
10 what was going on with him. So what
11 happened then?

12 Or if you look at all of those
13 -- the Range Rover. Who are all of these
14 people that caused that? They are all
15 police officers.

16 So if I think then I have to
17 make sure that when I see a patient in
18 the ER, I have to think in the future
19 that there will be no disaster, there
20 will be no destruction, or no one will
21 get harmed when they were discharged from
22 the ER.

23 Q. I was asking about what you
24 meant by potential.

25 A. That's the potential.

1 L. ALDANA-BERNIER

2 Q. So if there is any potential at
3 all, you want to make sure that the
4 patient is safe, correct?

5 A. Correct.

6 Q. And if there is any potential
7 at all, you want to make sure the
8 community is safe, correct?

9 A. That's correct.

10 Q. And if there is any potential
11 at all, you were going to admit Mr.
12 Schoolcraft, correct?

13 MR. LEE: Objection to form.

14 A. With all of those reasons, yes,
15 I would have to admit him.

16 Q. When you admitted him to the
17 emergency room, there were certain rules
18 and regulations --

19 MR. SUCKLE: Withdrawn.

20 Q. When he was admitted to the
21 psych floor, there were certain rules and
22 regulations in the psych ward, correct,
23 about clothes they wear, what hours
24 visitors can come, correct?

25 A. Yes.