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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
ADRIAN SCHOOLCRAFT,

Plaintiff,

Case No:

- against -

10 CV 06005

THE CITY OF NEW YORK, ET AL.,

Defendants.
-----X

111 Broadway
New York, New York

April 11, 2014
10:21 a.m.

DEPOSITION OF WILLIAM GOUGH, pursuant to
Notice, taken at the above place, date and
time, before DENISE ZIVKU, a Notary Public
within and for the State of New York.

1 CONFIDENTIAL - WILLIAM GOUGH

2 the record.

3 (Whereupon, a recess was taken.)

4 MR. SMITH: We're going back on
5 the record, it's 11:29.

6 Q. The exhibits that you have in
7 front of you, Lieutenant, let's take them
8 one at a time. The one that's 95, is this a
9 memorandum that you prepared on January 20,
10 2010?

11 A. I believe so.

12 Q. Is that your signature?

13 A. Yes, it is.

14 Q. And is this a report of a
15 surveillance that you conducted as a
16 lieutenant in Brooklyn North?

17 A. Yes.

18 Q. How did you get this assignment?

19 MS. PUBLICKER METHAM:

20 Objection. You could answer.

21 A. Captain Timothy Trainor.

22 Q. He told you to do this?

23 A. Yes.

24 Q. What did he tell you to do?

25 MS. PUBLICKER METHAM:

1 CONFIDENTIAL - WILLIAM GOUGH

2 Objection. You could answer.

3 A. He specifically told me to go to
4 the residence where Officer Schoolcraft was
5 staying and attempted to serve him with a
6 notice to be restored to duty.

7 Q. Was that the first time you were
8 told to go to the residence of Schoolcraft?

9 A. I believe so -- can I clarify
10 that?

11 Q. Yeah, of course you can.

12 A. We were told on October 31, 2009
13 to go to his actual residence. This would
14 be the residence of his father.

15 Q. I will rephrase that question
16 because that's a good point. I understand
17 that you responded to Officer Schoolcraft's
18 home in Queens, right?

19 A. Yes.

20 Q. So putting that aside, was
21 January 20, 2010 the first time that you
22 were told by your supervisors to go to try
23 and deliver papers to Officer Schoolcraft in
24 upstate?

25 A. To best of my recollection, yes.

1 CONFIDENTIAL - WILLIAM GOUGH

2 Q. And your commanding officer told
3 you to serve some legal papers, is that what
4 he was telling you to do?

5 MS. PUBLICKER METHAM:

6 Objection. You could answer.

7 A. Could you be more -- could you
8 clarify legal papers?

9 Q. Did you have papers with you
10 that you were trying to deliver?

11 A. Yes.

12 Q. What were those papers?

13 A. To the best of my recollection,
14 it was the order for restoration.

15 Q. What is an order of restoration.

16 A. It's simply an order that states
17 that the police department would like him to
18 return on a certain time and date to be
19 restored to duty.

20 Q. Had you ever done that
21 previously?

22 A. No.

23 Q. Have you ever been licensed to
24 serve of process?

25 MS. PUBLICKER METHAM:

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WILLIAM GOUGH

Q. Did it appear to you at any time that the response was excessive?

MS. PUBLICKER METTHAM:

Objection. You can answer.

A. No.

Q. It was an appropriate response under the circumstances?

MS. PUBLICKER METTHAM:

Objection. You could answer.

A. Yes.

Q. As of the time that you went into Schoolcraft's residence on October 31, 2009 for that first occasion, did you have any knowledge that Schoolcraft had been taping other members of the service?

A. No.

Q. When did you first learn of that?

A. I don't recall.

Q. When you reported to the Schoolcraft residence on October 31, 2009, did you know that his guns had been removed?

A. Yes.

Q. How did you know that?

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WILLIAM GOUGH

MS. PUBLICKER METHAM:

Objection, asked and answered multiple times, but you can answer again.

A. The first phone call I received from -- the first time I was advised of the situation that he walked out of work, they advised me that his gun has been removed. He was on restricted duty status.

Q. That's the individual you don't remember who it was, right?

A. Right.

Q. Do you remember that person telling you that he had his guns removed for psychological reasons?

MS. PUBLICKER METHAM:

Objection, asked and answered multiple times. You may answer again.

A. Yes.

Q. Are there other reasons, other than psychological reasons, for why a member of service could have their guns removed?

MS. PUBLICKER METHAM:

Objection, asked and answered, as well. You can answer again.