

EXHIBIT E

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ADRIAN SCHOOLCRAFT,

Plaintiff,

10 Civ. 6005
(RWS)

-against-

THE CITY OF NEW YORK, DEPUTY CHIEF MICHAEL MARINO, Tax Id. 873220, Individually and in his Official Capacity, ASSISTANT CHIEF PATROL BUREAU BROOKLYN NORTH GERALD NELSON, Tax Id. 912370, Individually and in his Official Capacity, DEPUTY INSPECTOR STEVEN MAURIELLO, Tax Id. 895117, Individually and in his Official Capacity, CAPTAIN THEODORE LAUTERBORN, Tax Id. 897840, Individually and in his Official Capacity, LIEUTENANT JOSEPH GOUGH, Tax Id. 919124, Individually and in his Official Capacity, SGT. FREDERICK SAWYER, Shield No. 2576, Individually and in his Official Capacity, SERGEANT KURT DUNCAN, Shield No. 2483, Individually and in his Official Capacity, LIEUTENANT CHRISTOPHER BROSCART, Tax Id. 915354, Individually and in his Official Capacity, LT. TIMOTHY CAUGHEY, Tax Id. No. 885374, Individually and in his Official Capacity, SERGEANT SHANTEL JAMES, Shield No. 3004, Individually and in her Official Capacity, SERGEANT RICHARD WALL, Shield No. 3099, Individually and in his Official Capacity, SERGEANT ROBERT W. O'HARE, Tax Id. 916960, Individually and in his Official Capacity, SERGEANT SONDR A WILSON, Shield No. 5172, Individually and in her Official Capacity, LIEUTENANT THOMAS HANLEY, Tax Id. 879761, Individually and in his Official Capacity, CAPTAIN TIMOTHY TRAINOR, Tax Id. 899922, Individually and in his Official Capacity, 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 "City Defendants"), FDNY LIEUTENANT ELISE HANLON, individually and in her official capacity as a lieutenant with the New York City Fire Department, JAMAICA HOSPITAL MEDICAL CENTER, DR. ISAK ISAKOV, Individually and in his Official Capacity, DR. LILIAN ALDANA-BERNIER, Individually and in his Official Capacity and

#1-50, Individually and in their Official Capacity
(The name John Doe being fictitious, as the true
names are presently unknown),

Defendants.

20 Corporate Woods Blvd.
Loudonville, New York 12211
December 11, 2013
10:22 a.m.

EXAMINATION BEFORE TRIAL of LARRY C. SCHOOLCRAFT,
a Non-Party Witness in the above entitled action,
held pursuant to Court Order at the above place
and time, before a Notary Public within and for
the State of New York.

1 LARRY C. SCHOOLCRAFT

2 the street from our house.

3 Q. That's the name of the complex?

4 A. Correct.

5 Q. While he was living there, where were
6 you living? At the 196 County Highway
7 107 address?

8 A. I was between the two places.

9 Q. Between the Maple Knoll Apartments and
10 the 196 address?

11 A. Right.

12 Q. So there were periods of time when you
13 and Adrian did reside together in the
14 Maple Knoll Apartment complex?

15 A. Well, I would not say reside. I would
16 say I was there a lot.

17 Q. Staying there, sleeping there or...

18 A. I've slept there, but every day I had
19 to go to my house.

20 Q. Do you pay rent on the residence that
21 you currently live in?

22 A. No.

23 Q. You live there rent-free?

24 A. Correct.

25 Q. Does Adrian pay rent to live in the

1 LARRY C. SCHOOLCRAFT

2 residence?

3 A. No.

4 Q. Have you ever paid rent to live at that
5 residence?

6 A. No.

7 Q. When did you sell the residence to Mr.
8 Varnardum?

9 A. May of this year.

10 Q. Do you recall being served with this
11 subpoena to come here and testify
12 today?

13 A. I was not served personally.

14 Q. Do you recall, prior to today's
15 subpoena, being served with a subpoena
16 to come and testify on a different
17 date?

18 A. Correct.

19 Q. Do you recall being served with what
20 are known as document requests and
21 interrogatories along with that initial
22 subpoena?

23 A. Correct.

24 Q. Did you bring with you today any
25 responses to those documents requests

1 LARRY C. SCHOOLCRAFT

2 Q. Were you aware that members of the New
3 York City Police Department were trying
4 to reach Adrian after he left work on
5 October 31, 2009?

6 A. By phone or in person or either?

7 Q. Either. Were you aware --

8 A. Yes.

9 Q. That people were trying to reach him
10 after he left work?

11 A. Yes.

12 Q. When did you first become aware that
13 people were trying to reach Adrian
14 after he left work?

15 A. I don't remember. Somebody was
16 pounding on the door downstairs.
17 Something.

18 Q. On the door to Adrian's apartment?

19 A. Yes. The downstairs.

20 Q. How did you become aware of that?

21 A. Adrian told me, I think.

22 Q. Did you receive, on October 31, 2009,
23 any phone calls from anyone at the 81st
24 precinct?

25 A. Yes. Captain Lauterborn.

1 LARRY C. SCHOOLCRAFT

2 probably after midnight, going into the
3 1st.

4 Q. Okay?

5 A. When he was already in the hospital.

6 Q. Okay?

7 A. To the best of my...

8 Q. When were you first contacted by
9 Captain Lauterborn on October 31, 2009?
10 What time?

11 A. Somewhere early evening, between 5:00
12 and 6:00. Somewhere in there. It was
13 dark.

14 Q. Was that before or after -- was when
15 Captain Lauterborn first contacted you,
16 was that before or after Adrian told
17 you someone was banging on the door to
18 his apartment?

19 A. After.

20 Q. Captain Lauterborn later contacted you
21 on the telephone?

22 A. Correct.

23 Q. What did he say when he contacted you?

24 A. Again, I would be paraphrasing -- you
25 mean, when he contacted me the first

1 LARRY C. SCHOOLCRAFT

2 time and left a voicemail?

3 Q. Yes.

4 A. It was just to contact him. That he
5 was maybe trying to get ahold of Adrian
6 or couldn't get ahold of him. Maybe
7 something like that. Very short
8 voicemail.

9 Q. Did he sound concerned?

10 A. He sounded -- I would not say
11 concerned. I would say authoritative.

12 Q. Did you return to his call?

13 A. Yes.

14 Q. But that was only after you spoke to
15 Adrian about the fact that he tried to
16 contact you?

17 A. Correct.

18 Q. And that's when Adrian told you do not
19 call back without recording?

20 A. Correct.

21 Q. So you called him back and recorded the
22 conversation?

23 A. Correct.

24 Q. What did he say to you?

25 A. Basically again, paraphrasing, the gist