

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

CAMBRIDGE UNIVERSITY)	
PRESS, et al.,)	
)	
Plaintiffs,)	
)	
vs.)	Civil Action File
)	No. 1:08-CV-1425-ODE
MARK P. BECKER, in his)	
official capacity as)	
Georgia State University)	
President, et al.,)	
)	
Defendants.)	

- - -

Videotaped deposition of JENNIFER ESPOSITO,
PH.D., taken on behalf of the plaintiffs, pursuant to
the stipulations contained herein, before Teresa Bishop,
RPR, RMR, CCR No. B-307, at 104 Marietta Street, SB-2
Conference Room, Atlanta, Georgia, on Thursday, February
3, 2011, commencing at the hour of 9:09 a.m.

Shugart & Bishop
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1 A. Yes.

2 Q. And this indicates that there were it looks
3 like 22 students in the class. Is that accurate, to
4 your recollection?

5 A. Yes.

6 Q. Can you turn to the second page which is a
7 similar printout for the fall semester of 2009. This
8 appears to indicate that you taught a class called EPRS
9 8520 in the fall semester. Does that square with your
10 recollection?

11 A. Yes.

12 Q. And is it correct that you had 14 students in
13 the class?

14 A. Yes.

15 Q. Let me give you a document identified as
16 Esposito 3. Do you recognize this as your syllabus from
17 the EPSF 8280 class that we were just --

18 A. Yes.

19 Q. -- discussing from the summer of 2009?

20 A. Yes.

21 Q. Is it a graduate course or an undergrad
22 course?

23 A. Graduate.

24 Q. And if you turn to page 2 there's -- you'll
25 see about four lines down a star, additional readings

1 Q. Would you have reason to believe that the work
2 was not made available and hit 62 times during that
3 semester?

4 A. I don't believe I said that with Gordon. I
5 think I said that I thought the one that wasn't made
6 available was Tedlock.

7 Q. Yeah, I'm not trying to suggest otherwise. I
8 think, correct me if I'm wrong, you just couldn't recall
9 with the Gordon one way or the other, that is right?

10 A. That's correct.

11 Q. And do you have any reason to believe that the
12 work wasn't made available and hit 62 times during that
13 time range?

14 A. No.

15 Q. All right. Let's turn to Esposito 4. Do you
16 recognize this as the syllabus for EPRS 8520 from the
17 fall of 2009 semester?

18 A. Yes.

19 Q. Can you take a look at page 4 for me. Is it
20 correct that the entries where you provide the full
21 title of the excerpt and book are EReserves entries, for
22 example, the Corrine Glesne and Denzin and Lincoln?

23 A. Yes. Some are full text articles that the
24 library owns a license to. The majority of them are
25 full text articles that the library owns a license to.

1 Q. Can you look back at Esposito 4 for me.
2 That's the syllabus for the fall 2009 course.

3 A. Yes.

4 Q. Do you know whether you completed -- I'm
5 sorry. If you could turn to page 5.

6 Do you know whether you completed the
7 checklist for the Charmaz excerpts that are identified
8 here?

9 A. I did.

10 Q. You did. And do you still -- is that still in
11 your possession?

12 A. I don't believe it is. I removed that from
13 the course reserves, so because I didn't require it I
14 may have discarded it.

15 Q. You say you may have. Do you know whether you
16 did or didn't discard it?

17 A. I'm not sure.

18 Q. So you did do a checklist, but you don't know
19 sitting here whether you have it or not?

20 A. Yes.

21 MR. LARSON: All right. We'd request a
22 copy of that, Tony, if it does exist.

23 MR. ASKEW: You can include that in your
24 letter to me about what you'd like to have.

25 BY MR. LARSON:

1 Q. If you can flip to page 8. There are entries
2 there we discussed for the 11/19 column or row for the
3 "Handbook Of Mixed Methods" and the Creswell and Clark
4 entries, do you see those?

5 A. Yes.

6 Q. Did you complete checklists for those works?

7 A. Yes.

8 Q. And do you know whether you have those in your
9 possession or not?

10 A. Again, these were, as I said, removed from my
11 requirement, my required reading, so they were not put
12 on reserve so I don't think I have the checklists.

13 Most likely if I did not send my checklist to
14 legal affairs, then I don't have those checklists. If I
15 removed it from the syllabus, you know, there was no
16 point to continue holding on to it because they weren't
17 made available to students.

18 Q. Do you recall actually affirmatively deleting
19 your copy of those checklists?

20 A. I don't recall.

21 Q. Okay. So you may have and you may not?

22 A. Well, when you say delete, I don't do it
23 online. I print them out and do hard copies.

24 Q. So do you recall affirmatively throwing away
25 your hard copies of the checklists for those two works?

1 A. I don't recall.

2 Q. So you may have them or you may not, you just
3 don't know?

4 A. Most likely I don't because when I was asked
5 to send my checklists to legal affairs, I looked through
6 my files.

7 Q. And they -- these checklists had you retained
8 them would be in those files?

9 A. Most likely. I mean, my office is a mess,
10 they could be other places.

11 Q. And if you could turn to page 9, Anfara,
12 Vincent and Mertz entry there. Did you complete a
13 checklist for those works?

14 A. Yes.

15 Q. And same question, do you have that in your
16 possession?

17 A. Not with me, no.

18 Q. I mean your possession at your office or home
19 or wherever.

20 A. Again, I'm not sure.

21 Q. Same, for the same reason you've described for
22 the others?

23 A. Yes. Those were not -- this was not required
24 by the students, so I removed it from course reserves.

25 Q. And possibly then discarded the checklist you

1 had filled out?

2 A. I might have.

3 Q. Or you might still have it?

4 A. (Nods head affirmatively.)

5 Q. Okay. Let me give you what's been marked as
6 Exhibit 18. Do you recognize this as the -- sorry.
7 Strike that.

8 Do you recognize this as the declaration you
9 completed in this case last April?

10 A. Yes.

11 Q. Tell me how did it come about that you
12 submitted this declaration?

13 A. I was asked to by someone from legal affairs.

14 Q. Who was that?

15 A. I don't remember.

16 Q. And then what happened, did you sit down and
17 draft it or have a conversation or how did the process
18 work?

19 A. I honestly don't remember.

20 Q. Did you write this declaration or was it
21 drafted and then you signed off on it?

22 A. I think it was -- I don't think I -- yeah, I
23 think I signed off on it after I was asked questions and
24 asked to make statements about my answers to the
25 questions. So I think someone was, you know, like