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1 THE DEPOSITION OF LENORE BARRETT was
 2 taken on behalf of the Defendant at the offices
 3 of the Deputy Attorney General Civil Litigation
 4 Division, 954 West Jefferson Street, Boise,
 5 Idaho, commencing at 11:00 a.m. on September 15,
 6 2010, before Cindy L. Leonhardt, Registered
 7 Professional Reporter and Notary Public within
 8 and for the State of Idaho, in the above-entitled
 9 matter.
 10 APPEARANCES:
 11 For the Plaintiffs:
 12 Troupis Law Office P.A.
 13 BY CHRIST T. TROUPIS
 14 1299 E. Iron Eagle, Suite 130
 15 P.O. Box 2408
 16 Eagle, Idaho 83616
 17 For the Defendant:
 18 Deputy Attorneys General
 19 Civil Litigation Division
 20 BY MICHAEL S. GILMORE
 21 954 West Jefferson Street
 22 P.O. Box 83720
 23 Boise, Idaho 83720-0010
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1 APPEARANCES (Continued):
 2 For the Intervenors:
 3 Givens Pursley LLP
 4 BY GARY G. ALLEN
 5 601 West Bannock
 6 P.O. Box 2720
 7 Boise, Idaho 83701
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1 I N D E X
 2 TESTIMONY OF LENORE BARRETT PAGE
 3 Examination by Mr. Gilmore 5
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1  Exhibit 1 marked.)
 2 MR. GILMORE: Here are my hearsay
 3 objections to Representative Barrett's affidavit:
 4 The first sentence of Paragraph 2; the part of
 5 Paragraph 3 that is quotation marks; and the last
 6 two sentences of Paragraph 4 that are in
 7 quotation marks.
 8 Okay, now we'll call her.
 9
 10 LENORE BARRETT,
 11 first duly sworn to tell the truth relating to
 12 said cause, testified as follows:
 13 EXAMINATION
 14 QUESTIONS BY MR. GILMORE:
 15 Q. Before we begin could I ask if you've
 16 ever had your deposition taken before?
 17 A. I don't believe so. I think I would
 18 remember that. Although, it's not always easy to
 19 remember, but a formal deposition, I have not had
 20 one taken.
 21 Q. Let me just explain how it will work.
 22 My name is Michael Gilmore. I'm representing the
 23 Secretary of State, Ben Ysursa.
 24 I will ask questions first; then
 25 Mr. Allen, who represents the intervenors, may

Summary of Comments on Barrett Deposition.ptx

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 Number: 1 Author: csmith Subject: Sticky Note Date: 10/3/2010 4:44:35 PM
Objections to Barrett Affidavit.

 Author: lwinmill Subject: Sticky Note Date: 10/12/2010 6:56:47 AM
Overruled as to para 2. No hearsay. Overruled as to para 3. Offered, not to prove the truth of what was said, but to show that it was indeed said, whether true or not. Sustained as to statement in quotation marks in para 4. Out of court statement by a fellow Republican offered to prove the truth of the matter asserted -- i.e., that "If not for cross over voting, I would not have been elected."