

EXHIBIT 7

1 IN THE DISTRICT COURT OF THE UNITED STATES
2 FOR THE EASTERN DISTRICT OF MICHIGAN
3 SOUTHERN DIVISION

4
5 AMERICAN FREEDOM DEFENSE
6 INITIATIVE, PAMELA GELLER, and
7 ROBERT SPENCER,
8 Plaintiffs,

9 -vs- CASE NO. 2:10-cv-12134
10 HON. DENISE PAGE HOOD

11 SUBURBAN MOBILITY AUTHORITY
12 FOR REGIONAL TRANSPORTATION
13 ("SMART"); GARY L. HENDRICKSON,
14 Individually and in his official capacity as
15 Chief Executive of SMART; JOHN HERTEL,
16 Individually and in his official capacity as
17 General Manager of SMART; and BETH
18 GIBBONS, Individually and in her official
19 capacity as Marketing Program Manager
20 of SMART,
21 Defendants.

22 _____ /

23 PAGES 1 TO 197

24

25

Pamela Geller
5/9/2013

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1 EXHIBITS (CONTINUED):
2 Exhibit Page
3 DEPOSITION EXHIBIT UU 186
4 Blog post
5 (Exhibits attached to transcript)
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1 MR. HILDEBRANDT: Do you have a middle name?
2 THE WITNESS: No.
3 MR. HILDEBRANDT: Let the record reflect that
4 this is the deposition of Pamela Geller taken pursuant
5 to notice to be used for all purposes under the
6 Federal Rules of Evidence, the Federal Rules of Civil
7 Procedure, and the common law.
8 Can we go off the record, please?
9 (An off-the-record
10 discussion was held)
11 MR. HILDEBRANDT: Let's go on the record
12 then.
13 EXAMINATION BY MR. HILDEBRANDT:
14 Q. Ms. Geller, are you currently employed?
15 A. Yes.
16 Q. Where are you employed?
17 A. I am president of the American Freedom Defense
18 Initiative.
19 Q. American Freedom Defense Initiative is a defendant --
20 or a plaintiff in this case; is that correct?
21 A. Yes. I think so.
22 Q. Are you qualified here today to speak on behalf of
23 American Freedom Defense Initiative as well?
24 MR. MUISE: Objection. This deposition was
25 not noticed as a Rule 30(b)(6) deposition. So I will

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1 Troy, Michigan
2 May 9, 2013
3 About 9:58 a.m.
4 THE REPORTER: My name is Anne Chilton, court
5 reporter with Hanson/Renaissance Court Reporting
6 located at 400 Renaissance Center, Suite 2160 in
7 Detroit, Michigan.
8 Today is Thursday, May 9th, 2013. This is
9 the time and place for the deposition of Pamela Geller
10 being taken at the offices of Vandevener Garzia located
11 at 1450 West Long Lake Road, Suite 100, Troy,
12 Michigan, 48098.
13 PAMELA GELLER,
14 having first been duly sworn, was examined
15 and testified on her oath as follows:
16 THE WITNESS: I do.
17 THE REPORTER: And present today is Attorney
18 Robert Muise on behalf of the plaintiffs from Ann
19 Arbor, Michigan, Attorney Christian Hildebrandt with
20 Vandevener Garzia, Attorney Avery Gordon with SMART,
21 Plaintiff Robert Spencer, and Mr. Hildebrandt's law
22 clerk, Chelsea Pasquali.
23 MR. HILDEBRANDT: Can you state your full
24 name for me, please?
25 THE WITNESS: Pamela Geller.

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1 state for the record the answer is her -- her
2 deposition that is going to be taken pursuant to the
3 notice is the deposition of Pamela Geller. You didn't
4 notice this as a 30(b)(6) deposition.
5 MR. HILDEBRANDT: Well, I'm not required to,
6 under the court rules, to notice it as a 30(b)(6)
7 deposition, as you well know.
8 MR. MUISE: No. That's exactly not true.
9 MR. HILDEBRANDT: Well --
10 MR. MUISE: You have to designate specific
11 categories that you are going to -- that you want to
12 -- that you want to ask of a corporate entity and then
13 we designate who the witness is pursuant to what
14 your...to what questions you designated, the subject
15 matter you designate. You've done neither of those.
16 MR. HILDEBRANDT: Rule 30 (b)(6) is a method
17 in which you can identify a witness, just like a
18 question at a deposition is a method in which you can
19 identify an appropriate witness of an organization.
20 Rule 30(b)(6) specifically says that it does not
21 preclude a deposition by any other procedure allowed
22 by the rules. And so if Ms. Geller here is the person
23 who would normally be produced as the 30(b)(6)
24 witness, she can certainly identify herself as that
25 and this can proceed as a witness from both based upon

4 (Pages 10 to 13)

1 the rule you cite.
2 MR. MUISE: You have to identify the subject
3 matter upon which you intend to inquire of the
4 corporation. You have not done that.
5 MR. HILDEBRANDT: If I choose to name the
6 corporation directly, then I have to identify that and
7 you get the opportunity to identify the witness, I
8 agree, that is what 30(b)(6) is for, however, in this
9 deposition I get to ask her whether she would also be
10 the 30(b)(6) witness and ask her questions concerning
11 the corporation as well.
12 MR. MUISE: It has not been properly noticed.
13 She's going to be answering pursuant to her personal
14 knowledge as a plaintiff in this case, Pamela Geller.
15 MR. HILDEBRANDT: Okay. So she's not
16 allowed, you're saying, to answer questions for AFDI.
17 MR. MUISE: At this deposition she's going to
18 be answering questions in her personal capacity as a
19 plaintiff, Pamela Geller.
20 MR. HILDEBRANDT: Can you answer my question
21 about whether you're going to allow her to answer
22 questions about AFDI with a yes or no?
23 MR. MUISE: She -- whatever personal
24 knowledge she has about AFDI, she can answer those
25 questions, but she's not testifying here on behalf of

1 AFDI.
2 MR. HILDEBRANDT: Fair enough.
3 MR. MUISE: She was not noticed as such.
4 MR. HILDEBRANDT: Again, I don't believe she
5 needed to be, but we'll proceed as you wish, and if we
6 need to bring her back, we'll bring her back.
7 BY MR. HILDEBRANDT:
8 Q. Ms. Geller, you said you were the president of
9 American Freedom Defense Initiative?
10 A. Yes. Executive director.
11 Q. Is there a difference between president and executive
12 director or are you both?
13 A. It's a distinction without difference.
14 Q. Okay. It's one -- it's one thing with two names
15 essentially is what you're saying; correct?
16 A. (Witness nodded.)
17 Q. Is there a title for president and a separate title
18 for executive director?
19 A. I don't know.
20 Q. Okay. Fair enough.
21 All right. What is American Freedom Defense
22 Initiative?
23 A. It's a 501 -- it's a non-profit.
24 Q. And what is its purpose?
25 A. It is a human rights organization dedicated to freedom

1 of speech, freedom of conscience, freedom of religion,
2 freedom from religion, and individual rights.
3 Q. Okay. Does it have a particular focus within that
4 broad category?
5 A. I just --
6 MR. MUISE: Objection, vague.
7 BY MR. HILDEBRANDT:
8 Q. Does it?
9 A. I just answered the question.
10 Q. I didn't hear because Mr. Muise was speaking at the
11 same time. What did you say?
12 A. I just answered the question.
13 Q. Okay. My question was does it have a particular focus
14 within that broad description you gave.
15 MR. MUISE: Objection, asked and answered,
16 vague.
17 BY MR. HILDEBRANDT:
18 Q. What was the answer?
19 A. It's a human rights organization dedicated to freedom
20 of speech, freedom of conscience, freedom of religion,
21 freedom from religion, and individual rights.
22 Q. Okay. Do you focus on any particular religion
23 primarily?
24 A. Maybe.
25 Q. What would that religion be?

1 A. Islam.
2 Q. How long have you been associated with American
3 Freedom Defense Initiative?
4 A. Since 2009.
5 Q. I understand that you've had a number of blogs prior
6 to that time, is that correct, since prior to that
7 time?
8 A. What's -- what do you mean about blog?
9 Q. Do you know what a blog is?
10 A. I know what a blog is.
11 Q. Okay.
12 A. Do you mean blogs? Do you mean posts?
13 Q. I mean blogs, actual blogs, not specific posts.
14 You've been operating, for instance, the
15 atlasshrugs.com blog for how long?
16 A. February 2005.
17 Q. Do you have any other blogs that you regularly post on
18 or manage?
19 A. I have other blogs. I don't post regularly, but
20 American Freedom Defense Initiative has a blog.
21 Q. What is the internet address for that?
22 A. AFDI.US.
23 Q. And how long has that been operating?
24 A. I don't recall.
25 Q. Okay. Was it pretty much since the inception of AFDI?

1 Q. Is this a religious ad?
2 A. Yes.
3 Q. There's nothing political in this ad?
4 A. No. It was The New York Times that denied me the ad.
5 They're a private company.
6 Q. You sought to put this in The New York Times and they
7 refused it?
8 A. Yes. I sought to run it when they were running the
9 Catholic ad, the same exact ad.
10 Q. It's got a graphic of a burning Quran. And who is
11 that individual to the left?
12 A. That is -- it's not The Blind Sheik. I forget his
13 name. He's a notorious Jihadi.
14 And that's me. Because they had a cartoon
15 and so we just flipped the people. It was -- it was
16 really -- it was snarky. It was snark.
17 Q. What do you mean by snark?
18 A. I mean I took their ad and I took out -- they had the
19 Pope or they had some Catholic bishop and I flipped it
20 with these people to make a point because I didn't
21 think they would run the ad.
22 Q. But this is a fully religious message and not a
23 political message?
24 A. Yeah.
25 Q. Obama has compromised, but Islam --

1 A. Oh.
2 Q. -- never budges?
3 A. Yeah.
4 Q. Eliminating and destroying Western civilization from
5 within and sabotaging its miserable house?
6 A. That's a direct quote.
7 Q. I understand, but is it a political quote or is it a
8 religious quote?
9 A. It's a religious -- well, it's a quote from Muslim
10 Brotherhood groups.
11 Q. Ask your imam: Does he support Hamas? Hizb'Allah?
12 The destruction of Israel? Does he condemn the
13 killing of Christians in Egypt, Nigeria, Indonesia,
14 etc.?
15 A. Yeah.
16 Q. Does he vocally denounce Islamic honor killings, FGM,
17 forced marriages, child marriage, polygamy.
18 FGM being female genital mutilation; correct?
19 A. Correct.
20 Q. Those are not political issues?
21 A. The reference to Obama, clearly that's -- that --
22 Obama is a political figure, but the ad is not about
23 Obama.
24 Q. Okay.
25 A. The ad is about Islam, and so that's why it's a

1 religious ad. It's not a political ad.
2 Q. If you presented this to SMART and SMART rejected it
3 because it was a political ad and we're allowed to,
4 would you agree that this was political enough to
5 reject?
6 A. I wouldn't submit this ad to SMART. I would submit --
7 Q. Why?
8 A. Because I would --
9 Because they don't take political ads. I
10 would submit a purely religious message, that's it.
11 Q. Okay. A purely religious message is all you would
12 submit to SMART.
13 A. Yes.
14 DEPOSITION EXHIBIT RR
15 WAS MARKED BY THE REPORTER
16 FOR IDENTIFICATION
17 BY MR. HILDEBRANDT:
18 Q. Okay. Let's go to the next one, which is going to be
19 RR. Shariah: Got Fatwa? Get help! Call a number.
20 www.defendingreligiousfreedom.us.
21 A. Yeah.
22 Q. Is this a political message?
23 A. This is a religious message. It is the exact copy of
24 a pro-Sharia ad that ran in Kansas.
25 Q. Okay.

1 A. And I sought to run this and it did run right opposite
2 it.
3 Q. Okay. This is not political, is that what you're
4 saying?
5 A. Well, it's definitely -- it has a political aspect to
6 it, but it's a religious ad. It's relig- -- it's
7 both. Yeah. It's both.
8 Q. Okay. All right. Fair enough.
9 DEPOSITION EXHIBIT SS
10 WAS MARKED BY THE REPORTER
11 FOR IDENTIFICATION
12 BY MR. HILDEBRANDT:
13 Q. Let's go to SS, and we're talking about the ad that's
14 at issue in our particular case.
15 Fatwa on your head? Is your family or
16 community threatening you? Got questions? Get
17 answers! Leaving Islam? RefugeFromIslam.com.
18 Is this a political message?
19 A. No.
20 Q. Is there any political aspect of this message?
21 A. No.
22 Q. Can you look at RR and tell me what the political
23 aspect of that message was that is not also present in
24 SS?
25 A. Repeat.

1 Q. Okay. Let me ask you this. Was she even honor
2 killed?
3 A. Absolutely.
4 Q. According to her family?
5 A. The family that had a hand in honor killing her?
6 Q. Well, now, wait a second. What evidence do you have
7 that there's an honor killing when the prosecutor of
8 Macomb County has determined there's not, when the
9 sheriff's department in Macomb County has determined
10 there's not, and the family has asked you to stop
11 using Jessica Mokdad's name in your conferences that
12 you set up in Dearborn in her honor?
13 A. Yes.
14 Q. What is it that you have that says she was honor
15 killed?
16 A. Apart from the fact that that has nothing to do with
17 this ad and this -- this has nothing to do with the
18 ad.
19 Q. Now, wait a second. You said the ad ran to save the
20 honor killed and you knew the honor killed was Jessica
21 Mokdad who wasn't killed in Dearborn, but that's the
22 one you gave me as an example and so what I'm trying
23 to do is explore really that.
24 A. Yeah.
25 Q. What do you have that says she was honor killed?

1 A. Well, her best friends who said that she feared, that
2 she feared being honor murdered, and one friend who
3 would not -- who stopped being friends with her
4 because he feared for his own life. But, again, this
5 has nothing to do with that and you really can't go to
6 the family when a girl has been honor murdered because
7 it is a family affair. But, again, that's what this
8 ad was. It was for girls like Rifqa Bary, a girl -- a
9 Muslim girl who ran away from home.
10 Q. R-i-f-q-a B-a-r-r-y[sic].
11 Go ahead. I'm sorry. I just need to make
12 sure she gets the names.
13 A. Yeah. Muslim girls who want to lead a more Western
14 life, Western girls like Rifqa Bary who want to lead a
15 more Western life, but their family is devout and
16 their lives are in danger. That was the point of this
17 ad.
18 How -- I don't see anything political in this
19 ad.
20 Q. Is this ad --
21 A. And whatever other ads I've done is completely
22 irrelevant. This is saying is your family or your
23 community threatening you, got questions, get answers,
24 and Refuge From Islam, even though -- you don't have
25 to go off the four corners, as you put it, is former

1 Muslims, support networks, safe houses, Ali Sena,
2 Nonie Darwish.
3 Q. Are there any political postings on
4 RefugeFromIslam.com?
5 A. Not to my knowledge, but, again, that's not on this --
6 Q. When did you last look at it?
7 A. I don't recall.
8 Q. Okay.
9 A. But, again, the ad is what it is, it speaks for
10 itself, and honestly, all of this, different messages,
11 different objectives. You may try and tie it, but
12 you, in your heart, look at this ad and it is what it
13 is. Fatwa on your head? A religious edict. A
14 religious edict. We know about what these religious
15 --
16 Q. The application of Sharia law; correct?
17 A. Not by the government.
18 Q. Not by the government.
19 A. Not by the government.
20 Q. Is it an issue that has been politicized?
21 MR. MUISE: Objection, vague.
22 A. Yeah. What does that mean?
23 BY MR. HILDEBRANDT:
24 Q. Well, you've answered the question before. You must
25 have known what it --

1 A. No. I've questioned your -- that word, politicized.
2 Q. And I said has the issue of Sharia law been used to
3 advance a campaign or to gain a political advantage or
4 to -- in a speech in any political fashion that's
5 politicizing. You acknowledged that before and
6 answered the question before.
7 A. No. I said -- you can politicize a cupcake is what I
8 said.
9 Q. Yes, you did, but is Sharia law politicized under that
10 definition?
11 A. This is a -- this is -- **this is a call to girls who**
12 **need help.**
13 If this was battered wives, would you be
14 sitting here grilling me for six hours about this?
15 Q. I might.
16 A. Really?
17 Q. I don't know. Try to run the ad. But, nevertheless,
18 Sharia law is a politicized issue, is it not?
19 MR. MUISE: Objection, vague.
20 BY MR. HILDEBRANDT:
21 Q. This is a religious freedom issue, is that what you
22 say?
23 A. **This is a help for girls, young Muslim girls' issues,**
24 **and they need it.**
25 Q. Is there any political component to

1 RefugeFromIslam.com?
2 A. No.
3 MR. MUISE: Objection, asked and answered.
4 BY MR. HILDEBRANDT:
5 Q. Does it link to any political websites of yours?
6 A. I have no idea.
7 Q. Don't all your websites cross link to each other?
8 A. What do you mean? Links on the side?
9 Q. Yeah.
10 A. I -- this is not -- it's not relevant to this ad.
11 Q. Yes, it is because it's referenced in this ad.
12 A. It's not relevant to the ad, the message of the ad.
13 Anyone who's in trouble would go and be able to get in
14 contact with help. That's what this ad is. It's ver-
15 -- it's very specific. It's not ambiguous. Leaving
16 Islam? Is there Fatwa on your head? Is your family
17 threatening you? Do you need help?
18 And the reason --
19 Q. It doesn't say do you need help, does it?
20 A. Got questions, get answers, that to me -- okay. But
21 clearly it's offering help.
22 Q. Is it a religious message or a religious freedom
23 message or both?
24 A. It is a religious message.
25 Q. Okay.

1 A. It's for girls that are being -- that are in trouble
2 because of their religion.
3 Q. The last time you testified on this in court --
4 A. Yes.
5 Q. -- you said this was a religious freedom message.
6 What did you mean by religious freedom at that time?
7 A. A girl that wants to escape a dangerous household.
8 Q. Is religious freedom a political issue?
9 A. This is not a political ad.
10 Q. Can you acknowledge that this can be more than one
11 category of ad?
12 A. No, and even --
13 Q. So this is not --
14 So what you're saying is that this is a
15 religious ad.
16 A. This is a religious ad.
17 Q. This is not a political ad.
18 A. This is not a political ad.
19 Q. This is not a religious freedom ad.
20 A. This is an ad for help.
21 Q. Okay. Is this a religious freedom ad?
22 A. This is an ad to help girls.
23 Q. I get that. Is this a religious freedom ad?
24 A. It's a religious ad.
25 Q. I understand. Is this a religious freedom ad?

1 A. I guess you could say it's freedom from their
2 religious parents ad.
3 Q. Is it a religious freedom ad as you previously
4 testified?
5 A. No, it is not.
6 Q. Okay. So -- so --
7 A. It is very narrow in what it says, and honestly, SMART
8 did not refuse my ad for political reasons. They
9 refused my ad because they said it was controversial.
10 Q. No.
11 A. Yes.
12 Q. Does this --
13 A. She testified. Beth -- Beth -- Beth Gibbons was it?
14 I forget -- I may have it wrong. I think it's Beth
15 Gibbons testified it was because it was controversial.
16 They saw a newspaper article in the Miami Herald and
17 they -- they thought it was controversial and that's
18 why they refused the ad. That's what happened. You
19 wanted to morph -- you want to change it now. That's
20 something else. I understand that, but that's what
21 happened.
22 Q. Is this ad disparaging to Muslims?
23 A. No. Where are Muslims being disparaged in this ad?
24 Q. Is this ad insulting a subset of Muslims?
25 A. No. This ad is trying to save lives, period.

1 Q. Is this ad likely to hold up to scorn or ridicule
2 Muslims?
3 A. No. This ad is designed to save lives, and save
4 lives --
5 Q. Whatever it's designed for, is it likely to hold up to
6 scorn or ridicule Muslims?
7 A. No.
8 MR. MUISE: Objection, asked and answered.
9 BY MR. HILDEBRANDT:
10 Q. Is it likely --
11 A. It's more likely to save a life. That's what it's
12 more likely to do.
13 Q. Is it likely to --
14 I'm not asking what's more likely.
15 Is it likely to hold up to scorn or ridicule
16 Muslim fathers that are threatening their children?
17 A. No.
18 Q. Okay. Is it likely to hold up to scorn or ridicule
19 communities that are threatening Muslim girls?
20 A. No.
21 Q. Is it likely to hold up to scorn or ridicule a
22 religious law that issues fatwas for leaving Islam?
23 A. No.
24 Q. Okay. Fair enough.
25 **DEPOSITION EXHIBIT TT**

1 WAS MARKED BY THE REPORTER
2 FOR IDENTIFICATION
3 BY MR. HILDEBRANDT:
4 Q. TT. What is this ad?
5 A. This is a religious ad much like the one that ran --
6 the one you actually did run for the atheist group.
7 Q. Where did this ad run?
8 A. It didn't run.
9 Q. Did this ad ever run anywhere?
10 A. No.
11 Q. What was this ad created for?
12 A. For SMART.
13 Q. Okay. Specifically to run on SMART buses?
14 A. Yes.
15 Q. Was there any other purpose in presenting this ad to
16 SMART, perhaps as a litigation trap?
17 A. No.
18 Q. Okay. Fair enough.
19 So you wanted people to get the message don't
20 believe in Muhammad, you're not alone; correct?
21 A. Correct.
22 Q. And you submitted that to SMART; correct?
23 A. Yes.
24 Q. Did SMART accept this ad?
25 A. No.

1 Q. What did SMART do?
2 A. They refused it.
3 Q. Why did they refuse it ostensibly?
4 A. I don't recall. You would know. I honestly don't
5 recall the actual reason. I did go back --
6 Q. Did they tell you it was disparaging to Muslims?
7 A. I don't recall.
8 Q. Did they tell you that it would hold up to scorn or
9 ridicule a group of Muslims or subset of Muslims?
10 A. I do not recall.
11 Q. Did they tell you that it was political in nature?
12 A. I don't recall.
13 Q. Did they tell you that the website that it referred to
14 was political in nature?
15 A. I don't recall why.
16 Q. Did you offer to run this ad without the website
17 reference?
18 A. I went back to them and offered to run the ad without
19 the website.
20 Q. So they obviously rejected it because of the website
21 reference; correct?
22 MR. MUISE: Objection, calls for speculation.
23 A. Yeah. I don't know.
24 BY MR. HILDEBRANDT:
25 Q. Well, you went back to them without the website on

1 there in order to correct the rejection; right? You
2 wouldn't have bothered if it was some other rejection;
3 correct?
4 A. I went to -- I went to -- I resubmitted it.
5 Q. Okay. Without that.
6 And what happened when you resubmitted it?
7 A. They accepted it.
8 Q. Okay. So without the website
9 TheTruthAboutMuhammad.com you would have been able to
10 run this ad, Don't believe in Muhammad, You are not
11 alone; correct?
12 A. As ridiculous as that sounds, it's true. As silly as
13 that sounds, yes.
14 Q. As much as --
15 I mean you asked for it and they approved it.
16 A. I didn't understand the refusal. I still don't.
17 Q. You asked to -- you re-presented it to run it and they
18 accepted it. Have you run it?
19 A. No.
20 Q. Why have you not run it?
21 A. I just don't have the money right now, but I'll get to
22 it.
23 Q. Okay. You do plan on running it?
24 A. At some point.
25 Q. Okay. What is TheTruthAboutMuhammad.com?

1 A. It's a site with...or it's a page with many of
2 Spencer's writings discussing the truth about
3 Muhammad.
4 Q. Does it refer to Muhammad as a pedophile prophet?
5 A. I -- I don't know. I have to look at the site. I
6 don't know.
7 Q. Does it insult the Islamic faiths in any way?
8 A. I don't know and it's not on the ad that was accepted.
9 So why are we having this conversation?
10 Q. Is it political in nature, TheTruthAboutMuhammad.com?
11 A. It's a religious ad.
12 Q. Is the website political in nature?
13 A. No. Not to my knowledge. If there's a link there
14 or -- I can't -- I don't know.
15 Q. Do you agree that even if it was a religious message,
16 a particular ad could likely hold somebody up to scorn
17 or ridicule?
18 MR. MUISE: Objection, calls for speculation.
19 BY MR. HILDEBRANDT:
20 Q. Do you believe that's a possibility, that an ad could
21 do both?
22 A. I can't answer that. You want me to answer what's in
23 people's minds. I can't do it.
24 Q. Do you acknowledge that you could have a religious
25 message that was holding somebody up to scorn or