

1/5/2009 Huber, Elisabeth

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

-----  
LeMOND CYCLING, INC.,

Plaintiff,

vs.

Case No. 08-1010

TREK BICYCLE CORPORATION,

Defendant/Third-Party

Plaintiff,

vs.

GREG LeMOND,

Third-Party Defendant.  
-----

Video Deposition of ELISABETH HUBER  
Monday, January 5th, 2009

9:33 a.m.

at

GASS WEBER MULLINS, LLC  
309 North Water Street, Suite 700  
Milwaukee, Wisconsin 53202

Reported by Julie K. Lyle, RPR/RMR/CRR



1/5/2009 Huber, Elisabeth

1 individuals, and I'll start with Warren. Were  
2 there ever any problems with transactions handled  
3 by Warren Gibson --

4 A I never had --

5 Q -- that you recall?

6 A -- personally any problems with Warren at all.

7 Q Were there ever any transactions that raised a  
8 question or a concern at Trek, to your knowledge?

9 A Not that I'm aware of.

10 Q What about Muffy?

11 A None. No problems at all.

12 Q What about Bernie?

13 A Same. No problems at all.

14 Q How did you know about Mr. LeMond's ability to  
15 buy Trek products at employee discount pricing?  
16 Just in -- just due to your position and what you  
17 were being asked to do?

18 A When I was approached to take over the position,  
19 it was explained to me that he at that juncture  
20 was allowed ten free bicycles a year as part of  
21 his contract and that then he would often  
22 purchase products for friends or media contacts,  
23 sometimes a touring company person, and then he  
24 also would personally choose to sponsor some  
25 teams and extend his discount to them.

1/5/2009 Huber, Elisabeth

1 Q Do you recall who explained this to you?

2 A Laurie Koch and Dean Gore.

3 Q How frequently would you say Trek shipped  
4 products purchased to people other than  
5 Mr. LeMond but that were Mr. LeMond's employee  
6 pricing purchases?

7 It's a terrible question. Do you  
8 understand it?

9 A Yeah, I do understand it.

10 I've never tallied it up. I  
11 would -- so I -- I don't know that I could give  
12 you a distinct number.

13 Q What -- could you guess a percentage of the total  
14 bikes that Mr. LeMond purchased using employee  
15 pricing?

16 A That went to others?

17 Q Correct.

18 A I would probably say close to 70 percent went to  
19 others.

20 Q Are you aware of instances where bikes purchased  
21 on Mr. LeMond's account were resold?

22 A No, I'm unaware of anything specifically.

23 Q Do you have an understanding of the involvement  
24 of the dealers in Mr. LeMond's use of the  
25 employee discount program?