

Exhibit 18

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
4 06 Civ. 0589 (CGE)

5 - - - - -x

6 ANUCHA BROWNE-SANDERS,
7 Plaintiff,
8 -against-
9 MADISON SQUARE GARDEN, L.P., ISIAH
10 LORD THOMAS, III and JAMES DOLAN,
11 Defendants.
12

13 - - - - -x

14 1501 Broadway
15 New York, New York
16 November 30, 2006
17 10:10 a.m.

18 DEPOSITION of MADISON SQUARE
19 GARDEN by HANK RATNER, one of the
20 Defendants in the above-entitled
21 action, held at the above time and
22 place, taken before Barbara P.
23 Goldsmith, a Shorthand Reporter and
24 Notary Public of the State of New York,
25 pursuant to the Federal Rules of Civil
Procedure, and stipulations between
Counsel.

<p>1 H. RATNER</p> <p>2 the same thing, you know, for other</p> <p>3 parts of the company as well. But they</p> <p>4 have to please the business person</p> <p>5 who's running the business unit as</p> <p>6 opposed to the business person</p> <p>7 abdicating those responsibilities and</p> <p>8 basically well, that's ad sales or</p> <p>9 that's facilities.</p> <p>10 And we had a very difficult</p> <p>11 time with Anucha in taking</p> <p>12 responsibility for those numbers. And,</p> <p>13 again, those numbers aren't numbers</p> <p>14 that just are presented to you. The</p> <p>15 job of the P&L manager is to go and</p> <p>16 dive into those numbers and to</p> <p>17 understand why we're doing what we're</p> <p>18 doing and get behind the numbers and be</p> <p>19 satisfied that those are the right</p> <p>20 numbers, whether they be expense or</p> <p>21 revenue.</p> <p>22 And you know, I really felt</p> <p>23 that there was that disconnect that,</p> <p>24 you know, she wasn't getting it, she</p> <p>25 wasn't necessarily capable of getting</p>	<p>86</p> <p>1 H. RATNER</p> <p>2 Q. Now, who was the head of</p> <p>3 facilities?</p> <p>4 A. Head of facilities is Tim</p> <p>5 Hassett today. I can't recall when Tim</p> <p>6 took that position.</p> <p>7 Q. And the head of security?</p> <p>8 A. Head of security today is</p> <p>9 Kirk Randazzo.</p> <p>10 Q. Going back to the November</p> <p>11 December, what year?</p> <p>12 A. November, December, what</p> <p>13 year, that would have been '04.</p> <p>14 Q. For the '05 budget?</p> <p>15 A. For the '05 budget. And like</p> <p>16 I said, it could have spilled over to</p> <p>17 the beginning of '05 as well. So I</p> <p>18 can't exactly place it.</p> <p>19 Q. You said at one point that</p> <p>20 you did not believe she was capable of</p> <p>21 getting it. On what did you base that?</p> <p>22 A. I based it on her resistance.</p> <p>23 I based it on her attitude. You know,</p> <p>24 you sort of can't correct a problem if</p> <p>25 you don't admit that there's a problem.</p>
<p>87</p> <p>1 H. RATNER</p> <p>2 it. She didn't have, I think, the real</p> <p>3 financial skills needed, and she was</p> <p>4 very territorial. She didn't cooperate</p> <p>5 well with others, so these</p> <p>6 interdependencies made it difficult.</p> <p>7 So the concerns I started</p> <p>8 having from limited contact in '04</p> <p>9 became magnified by the budget process</p> <p>10 for the '05 fiscal year.</p> <p>11 Q. And when was the budget</p> <p>12 meeting at which you say that it became</p> <p>13 magnified or the budget process, what</p> <p>14 time period was that?</p> <p>15 A. You know, I'm not sure. I</p> <p>16 mean, I was guessing which I guess I</p> <p>17 shouldn't be doing, it would be the</p> <p>18 November, December. You know,</p> <p>19 sometimes budgets fall over and they</p> <p>20 don't get done and you use something</p> <p>21 for purposes of, you know, doing your</p> <p>22 consolidated look for the year, but you</p> <p>23 may continue the process beyond. I</p> <p>24 don't really remember in this instance</p> <p>25 what happened or what the timing was.</p>	<p>89</p> <p>1 H. RATNER</p> <p>2 And you know, even getting before the</p> <p>3 fact, you know, at this point in time,</p> <p>4 could we have somebody in this job that</p> <p>5 we then had to teach the financial</p> <p>6 skills and other business skills to,</p> <p>7 but you don't even get to that question</p> <p>8 because first you have to believe that</p> <p>9 the person is open-minded and think</p> <p>10 they need that. My impression was she</p> <p>11 didn't think she needed that.</p> <p>12 Q. Is it your testimony that</p> <p>13 Tim Hassett reported to</p> <p>14 Ms. Browne-Sanders in any way?</p> <p>15 MR. GREEN: Objection to</p> <p>16 form. You may answer.</p> <p>17 A. No. What Tim Hassett or Tim</p> <p>18 Hassett's people, what they would do is</p> <p>19 like an outside company being hired,</p> <p>20 they would be providing service and</p> <p>21 expertise to Anucha. You know, on the</p> <p>22 org chart there's no reporting line,</p> <p>23 but business speaking, he's gotta make</p> <p>24 her happy because ultimately he doesn't</p> <p>25 have a P&L. She does. So therefore,</p>

<p>178</p> <p>1 H. RATNER</p> <p>2 A. His name is [REDACTED]</p> <p>3 Q. Have you had any role in</p> <p>4 hiring Mr. [REDACTED]?</p> <p>5 A. I did not, no.</p> <p>6 Q. And who did he report to?</p> <p>7 A. He reported to Jim, you know.</p> <p>8 Q. Did he informally also report</p> <p>9 to you?</p> <p>10 A. Yeah.</p> <p>11 Q. And how many conversations</p> <p>12 did you have directly with Mr. [REDACTED]</p> <p>13 concerning your view that he wasn't</p> <p>14 going to make it?</p> <p>15 A. I don't recall, but, you</p> <p>16 know, a few.</p> <p>17 Q. And how many conversations</p> <p>18 did you have with Mr. Dolan concerning</p> <p>19 your belief that Mr. [REDACTED] wasn't</p> <p>20 going to make it before Mr. [REDACTED]</p> <p>21 was fired?</p> <p>22 A. You know, I don't recall. A</p> <p>23 couple maybe, but Mr. [REDACTED] wasn't</p> <p>24 fired. He left before it ever came to</p> <p>25 that.</p>	<p>180</p> <p>1 H. RATNER</p> <p>2 lacking?</p> <p>3 A. The mind set to own the</p> <p>4 business, the mind set to grow the</p> <p>5 business, the mind set to take, you</p> <p>6 know, the arena and Radio City and, you</p> <p>7 know, get more acts booked, again, the</p> <p>8 mind set to aggressively take ownership</p> <p>9 of the expenses and, you know, again,</p> <p>10 the ushers and the ticket takers and</p> <p>11 the consumer experience and --</p> <p>12 Q. Now, before the break, I</p> <p>13 think you said that this is the only</p> <p>14 individual you recall in these</p> <p>15 circumstances other than</p> <p>16 Ms. Browne-Sanders. Is that correct?</p> <p>17 A. All I could recall, yeah.</p> <p>18 Q. And how many conversations</p> <p>19 did you have with Mr. [REDACTED] directly</p> <p>20 wherein you told him you were concerned</p> <p>21 he wasn't going to make it?</p> <p>22 MR. GREEN: Asked and</p> <p>23 answered.</p> <p>24 A. Yeah. Again, I'm not sure,</p> <p>25 but like I said, I think a few.</p>
<p>179</p> <p>1 H. RATNER</p> <p>2 Q. How long was it between the</p> <p>3 time you first raised, either with</p> <p>4 Mr. [REDACTED] or with Mr. Dolan, your</p> <p>5 belief that Mr. [REDACTED] wasn't going</p> <p>6 to make it and his leaving?</p> <p>7 A. You know, I'm not sure, but I</p> <p>8 peg it as beyond -- you know, six</p> <p>9 months or longer.</p> <p>10 Q. And how long had Mr. [REDACTED]</p> <p>11 worked for, I guess, Cablevision? Was</p> <p>12 it Cablevision or the Garden?</p> <p>13 A. The Garden.</p> <p>14 Q. How long had Mr. [REDACTED]</p> <p>15 worked for the Garden?</p> <p>16 A. You know, I don't know.</p> <p>17 Q. Was it five years, 10 years,</p> <p>18 two years?</p> <p>19 A. My guess is probably closer</p> <p>20 to 10 years, but I'm not certain.</p> <p>21 Q. How old was Mr. [REDACTED]?</p> <p>22 A. Mr. [REDACTED] was probably in</p> <p>23 his forties.</p> <p>24 Q. And what about his</p> <p>25 performance did you believe was</p>	<p>181</p> <p>1 H. RATNER</p> <p>2 Q. And what was your purpose for</p> <p>3 having these conversations with him?</p> <p>4 A. The purpose was for him to</p> <p>5 respond. The purpose was for him to</p> <p>6 get better.</p> <p>7 Q. So you gave him an</p> <p>8 opportunity of approximately six months</p> <p>9 to try and get better?</p> <p>10 MR. GREEN: Objection to</p> <p>11 form.</p> <p>12 A. No. It wasn't that formal.</p> <p>13 I mean, in the end, yeah, and it could</p> <p>14 have been more because I guess he</p> <p>15 ultimately determined that he wasn't</p> <p>16 going to make it either and he found</p> <p>17 himself another job, but --</p> <p>18 Q. Did you give him a severance</p> <p>19 package?</p> <p>20 A. No.</p> <p>21 Q. Did you have any</p> <p>22 conversations directly with</p> <p>23 Ms. Browne-Sanders about your view that</p> <p>24 she wasn't going to make it?</p> <p>25 A. The conversations I had with</p>

<p>182</p> <p>1 H. RATNER</p> <p>2 her were really at these budget and</p> <p>3 forecast meetings. I didn't have any</p> <p>4 individual one-on-one conversations</p> <p>5 with her that I can recall. But she</p> <p>6 clearly understood from these meetings</p> <p>7 that I had real concerns with her</p> <p>8 ability to do her job.</p> <p>9 Q. Did you, at any point, say to</p> <p>10 her, based on my experience with you at</p> <p>11 these meetings, I don't think you're</p> <p>12 going to make it, I think you need to</p> <p>13 do X, Y and Z?</p> <p>14 MR. GREEN: Objection to</p> <p>15 form, but you may answer.</p> <p>16 A. I did not. I had those</p> <p>17 conversations with Steve.</p> <p>18 Q. And did you tell Steve</p> <p>19 directly to tell Ms. Browne-Sanders</p> <p>20 that you didn't believe that she was</p> <p>21 going to make it and she should do X, Y</p> <p>22 and Z?</p> <p>23 MR. GREEN: Objection to</p> <p>24 form.</p> <p>25 Q. Or words to that effect?</p>	<p>184</p> <p>1 H. RATNER</p> <p>2 her to give her an opportunity to</p> <p>3 improve?</p> <p>4 MR. GREEN: Asked and</p> <p>5 answered. Object to form, but you</p> <p>6 may answer it.</p> <p>7 A. I did not, but, you know, the</p> <p>8 closest thing to that would have been</p> <p>9 the offering her the training, which</p> <p>10 obviously was geared towards trying to</p> <p>11 help her get the skills in order to get</p> <p>12 her job done.</p> <p>13 Q. Do you know whether training</p> <p>14 is offered generally to people who are</p> <p>15 deemed promotable?</p> <p>16 MR. GREEN: Objection to</p> <p>17 form, but you may answer if you</p> <p>18 know.</p> <p>19 A. Training that was offered to</p> <p>20 Anucha is not generally made available.</p> <p>21 That would be, you know, specific case</p> <p>22 by case basis.</p> <p>23 Q. Do you know whether training</p> <p>24 is offered to individuals at the Garden</p> <p>25 in order to help them be promoted?</p>
<p>183</p> <p>1 H. RATNER</p> <p>2 MR. GREEN: You may answer.</p> <p>3 A. I told Steve my concerns and</p> <p>4 I didn't then say and then you should</p> <p>5 go and tell them to Anucha. And I do</p> <p>6 know from Steve that she knew of my</p> <p>7 concerns because he had told me that</p> <p>8 she had concerns that I had problems</p> <p>9 with her.</p> <p>10 Q. What did he say and what did</p> <p>11 you say?</p> <p>12 A. You know, I don't recall,</p> <p>13 but, you know, it was -- at the time, I</p> <p>14 thought it was good that she realized</p> <p>15 that she problems with me.</p> <p>16 Q. Did you ask Mr. Mills what he</p> <p>17 said to her in these conversations?</p> <p>18 A. Again, no specific</p> <p>19 recollection, but, you know, the</p> <p>20 general gist of it was to take</p> <p>21 ownership, get behind the numbers, get</p> <p>22 along better with people.</p> <p>23 Q. Did you ever say to Mr. Mills</p> <p>24 I specifically want you to talk to</p> <p>25 Ms. Browne-Sanders about my opinion of</p>	<p>185</p> <p>1 H. RATNER</p> <p>2 MR. GREEN: Objection to</p> <p>3 form, but you may answer if you</p> <p>4 know.</p> <p>5 A. No, I do not.</p> <p>6 Q. Do you know whether Mr. Mills</p> <p>7 was ever given training?</p> <p>8 A. I do not.</p> <p>9 Q. Do you know whether</p> <p>10 Ms. Browne-Sanders was given training</p> <p>11 early in her career?</p> <p>12 A. I do not.</p> <p>13 Q. Do you know the circumstances</p> <p>14 of anybody getting training at the</p> <p>15 Garden?</p> <p>16 MR. GREEN: Objection to</p> <p>17 form. You may answer if you know.</p> <p>18 A. Training of this type.</p> <p>19 Q. What is this type?</p> <p>20 A. This type is to go off and</p> <p>21 try to hire a management consultant</p> <p>22 type who can train and, you know,</p> <p>23 people in areas they're deemed -- they</p> <p>24 could be do better in as opposed to</p> <p>25 generalized training which, you know,</p>

Exhibit 19

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
ANUCHA BROWNE SANDERS,

Plaintiff,

-against-

06 CV 0589 (GEL)

MADISON SQUARE GARDEN, L.P.,
ISIAH LORD THOMAS III and
JAMES L. DOLAN,

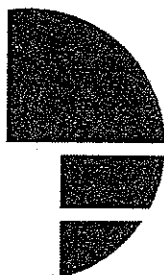
Defendants.
-----X

VIDEOTAPED DEPOSITION OF ROBERT LEVY, ESQ.

New York, New York

Wednesday, February 28, 2007

REPORTED BY:
BARBARA R. ZELTMAN
Job No. 11986



David Feldman
Worldwide

From File to Trial.

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<p style="text-align: right;">18</p> <p>1 ROBERT LEVY, ESQ.</p> <p>2 A If the right deal's presented,</p> <p>3 I think nobody on the team is untouchable</p> <p>4 in my mind, let's put it that way.</p> <p>5 Q Not even Jamal Crawford?</p> <p>6 A I'm a Jamal Crawford fan, but</p> <p>7 if we could have gotten Ray Allen and we</p> <p>8 needed to sacrifice Jamal Crawford, I</p> <p>9 would have endorsed that move.</p> <p>10 Q How did you learn about this</p> <p>11 lawsuit?</p> <p>12 A I learned about this lawsuit</p> <p>13 walking through Penn Station after</p> <p>14 getting off the train commuting to work,</p> <p>15 and I believe I saw the front -- back</p> <p>16 page of either the Daily News or the</p> <p>17 New York Post.</p> <p>18 Q And you bought the paper?</p> <p>19 A I think I picked it up off the</p> <p>20 garbage, trash. They lie on top in the</p> <p>21 metal -- I didn't go fishing in.</p> <p>22 Q An honored and venerable</p> <p>23 New York tradition.</p> <p>24 A Absolutely.</p> <p>25 Q Did there come a time when you</p>	<p style="text-align: right;">19</p> <p>1 ROBERT LEVY, ESQ.</p> <p>2 called the Vladeck firm regarding the</p> <p>3 case?</p> <p>4 A I did.</p> <p>5 Q How long after seeing the</p> <p>6 newspaper article did you call them?</p> <p>7 A To the best of my recollection,</p> <p>8 it would have been within a week to ten</p> <p>9 days. But I am not certain.</p> <p>10 Q Why did you call them?</p> <p>11 A I called them because I thought</p> <p>12 that I had witnessed, for lack of a</p> <p>13 better word, an incident that might be</p> <p>14 relevant to the lawsuit. And as a</p> <p>15 plaintiff's employment lawyer, I am</p> <p>16 frequently calling on people who I think</p> <p>17 have relevant information to my cases and</p> <p>18 asking them to take their time and get</p> <p>19 involved. And I felt like I had made the</p> <p>20 pitch so often to people that the system</p> <p>21 really only works if people are willing</p> <p>22 to come forward and give of their time,</p> <p>23 that I needed to be true to that idea.</p> <p>24 Q Did you call any of the lawyers</p> <p>25 representing the defendants?</p>
<p style="text-align: right;">20</p> <p>1 ROBERT LEVY, ESQ.</p> <p>2 A I did not.</p> <p>3 Q Did you call the Garden?</p> <p>4 A I did not.</p> <p>5 Q Did you seek to use some other</p> <p>6 means that would result in the Garden</p> <p>7 becoming aware of the relevant</p> <p>8 information that you had?</p> <p>9 A I did not.</p> <p>10 Q When you called the Vladeck</p> <p>11 firm, who did you talk to?</p> <p>12 A I believe I spoke with</p> <p>13 Mr. Mintzer. I believe his name was</p> <p>14 listed in one of the articles in one of</p> <p>15 the papers.</p> <p>16 Q And how long was that</p> <p>17 conversation?</p> <p>18 A Best of my recollection,</p> <p>19 somewhere between 20 and 30 minutes, but</p> <p>20 it may not have been that long, and it</p> <p>21 may have been a few minutes longer. I am</p> <p>22 not quite certain.</p> <p>23 Q What did you tell him?</p> <p>24 A I told him that I had attended</p> <p>25 the Knicks open practice in -- I believe</p>	<p style="text-align: right;">21</p> <p>1 ROBERT LEVY, ESQ.</p> <p>2 it was late October of 2005, and that I</p> <p>3 had witnessed a communication between</p> <p>4 Mr. Thomas and Ms. Browne Sanders. And I</p> <p>5 said something to the effect, "I'm going</p> <p>6 to tell you this story, and you decide if</p> <p>7 it's of interest to you." And I</p> <p>8 proceeded to tell him what I observed.</p> <p>9 Q And what did you tell him?</p> <p>10 A I told him that I was at the</p> <p>11 open practice with my son. I was sitting</p> <p>12 about three or four rows from the front</p> <p>13 row at center court, what I think -- near</p> <p>14 what I think people call Gate 1, right</p> <p>15 where Mr. Thomas was traditionally seen</p> <p>16 perched when he was acting solely as</p> <p>17 general manager as opposed to coach.</p> <p>18 And I saw him have a</p> <p>19 conversation with -- is it Sanders</p> <p>20 Browne --</p> <p>21 Q Browne Sanders.</p> <p>22 A Browne Sanders.</p> <p>23 -- with Ms. Browne Sanders and</p> <p>24 another gentleman, who I came to believe</p> <p>25 was Michael Ray Richardson.</p>

6 (Pages 18 to 21)

<p style="text-align: right;">22</p> <p>1 ROBERT LEVY, ESQ. 2 And specifically, I told him 3 that I had heard Mr. Thomas say to Michael 4 Ray Richardson, assuming it was him, that 5 Ms. Browne Sanders was doing a terrific 6 job for the organization and words to that 7 effect and also say that it was sometimes 8 distracting to work with someone so 9 attractive, she was very easy on the eyes. 10 And at some point made a comment like "but 11 I can't get any love from her" or "I can't 12 get no love from her." I don't 13 specifically remember the words used. 14 I also told him that during the 15 portion of the conversation that I 16 witnessed, Mr. Thomas had his -- I think 17 it was his left arm around Ms. Browne 18 Sanders' shoulders and that she seemed 19 uncomfortable with that. 20 And then I told him that I had 21 an exchange with my friend, Mr. Schindel, 22 who was there with his family, after that. 23 And I may have described the subsequent 24 conversation I had with Mr. Schindel on 25 the day that the story broke in the</p>	<p style="text-align: right;">23</p> <p>1 ROBERT LEVY, ESQ. 2 papers. 3 Q And did you have any -- 4 Well, what did Mr. Mintzer say 5 to you? 6 A To the best of my recollection, 7 he said, "Thank you very much and I may 8 be back in touch." 9 Q And was he back in touch? 10 A At some point, he called me. I 11 think the next time I spoke to him he 12 called me and told me that he was listing 13 me in the Plaintiff's Rule 26 disclosure 14 statement. And I said, "Thanks very much 15 and so be it." 16 Q And how long was that 17 conversation? 18 A That conversation, to the best 19 of my recollection, was a couple of 20 minutes. 21 Q Did you know anyone in the 22 Vladeck firm prior to the time you called 23 them? 24 A I went to law school with 25 \Ann\Anne* Clark, who I believe is at</p>
<p style="text-align: right;">24</p> <p>1 ROBERT LEVY, ESQ. 2 the Vladeck firm, and I can't say that we 3 were -- I knew of her more than I knew 4 her. But we certainly have had 5 conversations in law school and probably 6 one or two since then, and I have seen 7 her at events. 8 Other than that, I don't think I 9 know anybody in the firm. I think I may 10 have spoke with Ms. Vladeck on the phone a 11 couple of times. 12 Q Have you been on any 13 professional committees, Bar Association 14 committees, with anybody in the firm or 15 any sort of -- 16 A Yes, I am a member of the 17 National Employment Lawyers Association 18 of New York. 19 Q And that's a plaintiff's 20 lawyers organization? 21 A Plaintiff's employment lawyers 22 organization, that's correct. And I'm 23 quite certain that there are members of 24 Vladeck who are members of that 25 organization.</p>	<p style="text-align: right;">25</p> <p>1 ROBERT LEVY, ESQ. 2 Ms. Clark is very prominent in 3 that organization, and I believe 4 Ms. Vladeck may have presented at one of 5 the CLE conferences that I attended 6 through NELA in New York, although I am 7 not positive about that. 8 Q Have you been on any panels 9 with anybody at the Vladeck firm? 10 A I don't think so. 11 Q Following the conversation that 12 you had with Mr. Mintzer in which he told 13 you that you were being listed on his 14 Rule 26(a) disclosure, did you have any 15 further conversations with anybody at the 16 Vladeck firm? 17 A Mr. Mintzer called me -- I am 18 going to guess a couple of months 19 later -- and told me that my name had 20 come up in the case, and he asked me if 21 anybody representing the defendants had 22 contacted me. 23 And I told him that I had not 24 heard from any of the lawyers, but that a 25 private investigator who identified</p>

7 (Pages 22 to 25)

Exhibit 20

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
ANUCHA BROWNE SANDERS,

Plaintiff,

-against-

06 CV 0589 (GEL)

MADISON SQUARE GARDEN, L.P.,
ISIAH LORD THOMAS III and JAMES L. DOLAN,

Defendants.
-----X

VIDEOTAPED DEPOSITION OF JEFFREY NIX

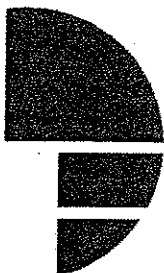
New York, New York

Friday, January 26, 2007

REPORTED BY:

BARBARA R. ZELTMAN

JOB NO.: 11467



David Feldman
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From File to Trial.

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74

1 JEFFREY NIX
2 But let me just in terms of time,
3 because you've expressed some confusion
4 about whether it was '04 or '05. Isiah
5 Thomas would have come in December of '03.
6 would have started working probably
7 actively I could say in January of '04.
8 Would this have been relatively
9 soon after he arrived that this event
10 occurred?
11 A I think it was in the spring of
12 '04, yes.
13 Q And do you have a specific
14 recollection of her telling you that he
15 had stood over her desk and used the word
16 "bitch"; do you have a specific
17 recollection of her telling you about it
18 at the time?
19 MR. MINTZER: Asked and answered.
20 A She told me at the time, yes.
21 Q And how was it that she told you?
22 Was it in person, was it by phone?
23 A It was by telephone.
24 Q When she told you that, were you
25 surprised?

75

1 JEFFREY NIX
2 A No.
3 Q And why were you not surprised?
4 A Because I thought Frank had some
5 animosity towards Anucha.
6 Q And so would it be fair to say
7 that you believed Frank had animosity
8 towards Anucha well prior to the time that
9 Isiah Thomas ever arrived?
10 MR. MINTZER: Objection to form.
11 A I wouldn't know that.
12 Q Well, I mean did you think that
13 this was a long-standing animosity between
14 Frank Murphy and Anucha Browne Sanders?
15 MR. MINTZER: Objection to form.
16 A I think there was animosity that
17 built up over time.
18 Q And was it just starting to build
19 in '04 or had it been building prior to
20 that time?
21 MR. MINTZER: Objection to form.
22 Asked and answered.
23 A I am not sure. I think it was
24 built over a period of time.
25 Q Would it be fair to say that as

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1 JEFFREY NIX
2 Frank Murphy took on more responsibilities
3 that -- strike that.
4 Would it be fair to say that
5 Anucha Browne Sanders had an easier time
6 dealing with you than she had with Frank
7 Murphy?
8 MR. MINTZER: Objection to form.
9 A I don't know.
10 MR. ADES: Did she get along with
11 you?
12 THE WITNESS: She got along with
13 me.
14 MR. ADES: Did she get along with
15 Frank?
16 THE WITNESS: She worked with
17 Frank.
18 MR. ADES: Come on, Jeff. Did
19 she get along with Frank?
20 THE WITNESS: I thought she got
21 along with Frank.
22 Q And so when she told you that he
23 uses language with you, what, if anything
24 else, was said?
25 A When he left the office, she got

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1 JEFFREY NIX
2 on the phone and called Isiah Thomas.
3 Q She told you that?
4 A That's what Anucha Browne Sanders
5 told me, she called Isiah Thomas.
6 Q Because obviously I'll be saying
7 quite often probably during the course of
8 this deposition, you weren't a witness to
9 any of these interactions between her and
10 Isiah Thomas?
11 MR. MINTZER: Objection to form.
12 Q With the exception of the hug
13 that we talked about earlier?
14 A That's correct.
15 Q And so what did she -- with
16 regard to whatever else she told you about
17 that conversation with Isiah Thomas, did
18 she tell you about it at the time or did
19 she tell you about it later?
20 MR. MINTZER: Objection to form.
21 Asked and answered.
22 A Shortly after it happened.
23 Q And what was it that she told you
24 occurred?
25 A She told me that Frank come in to

<p style="text-align: right;">78</p> <p>1 JEFFREY NIX</p> <p>2 her office to discuss about something,</p> <p>3 stood over her desk and called her a</p> <p>4 bitch.</p> <p>5 Q What did she tell you what</p> <p>6 happened when she called Isiah Thomas?</p> <p>7 A Prior to her calling Isiah</p> <p>8 Thomas, Frank Murphy left the office.</p> <p>9 Faye Brown, who was her assistant, walked</p> <p>10 in, asked her if there was anything wrong</p> <p>11 and she got on the phone and called Isiah</p> <p>12 Thomas to tell him about -- Anucha</p> <p>13 Browne Sanders got on the phone, called</p> <p>14 Isiah Thomas to tell him what Frank called</p> <p>15 her and did.</p> <p>16 Q And what did she then tell you</p> <p>17 occurred in that conversation?</p> <p>18 A She told me that Isiah told her,</p> <p>19 "What the fuck is your job? What the fuck</p> <p>20 do you do? You fucking bitch, fucking</p> <p>21 ho."</p> <p>22 Q And you are saying you have a</p> <p>23 specific memory of her telling you both</p> <p>24 about the word "bitch" and the word "ho"</p> <p>25 in March of '04?</p>	<p style="text-align: right;">80</p> <p>1 JEFFREY NIX</p> <p>2 left the office to take a phone call and</p> <p>3 Isiah said to her, "Just remember, fucking</p> <p>4 bitch, I am the fucking president of this</p> <p>5 team."</p> <p>6 And then Steve Mills came back</p> <p>7 into the office and they concluded the</p> <p>8 meeting.</p> <p>9 Q Between the time of this alleged</p> <p>10 occurrence in the spring of '04 and today,</p> <p>11 have you had conversations with Anucha</p> <p>12 Browne Sanders where she has talked about</p> <p>13 this event?</p> <p>14 MR. MINTZER: Objection to form.</p> <p>15 A No.</p> <p>16 Q So there haven't been times after</p> <p>17 you went back to Indiana when she called</p> <p>18 and talked to you about the fact that</p> <p>19 Isiah Thomas had called her a bitch?</p> <p>20 MR. MINTZER: Objection to form.</p> <p>21 Mischaracterizes the testimony.</p> <p>22 A In this specific occurrence, no.</p> <p>23 Q So you are saying "in this</p> <p>24 specific occurrence" and you are referring</p> <p>25 to the meeting with Mills, that the only</p>
<p style="text-align: right;">79</p> <p>1 JEFFREY NIX</p> <p>2 A That was a pretty telling</p> <p>3 statement. I would remember that, yes.</p> <p>4 Q Okay.</p> <p>5 A In the -- excuse me. In the</p> <p>6 spring of '04.</p> <p>7 Q In the spring of '04.</p> <p>8 A Yes.</p> <p>9 Q And when she told you about it,</p> <p>10 did she say she was going to do anything</p> <p>11 about it?</p> <p>12 MR. MINTZER: Objection to form.</p> <p>13 A She told me she was calling Steve</p> <p>14 Mills.</p> <p>15 Q And did she ever tell you that in</p> <p>16 fact she called Steve Mills?</p> <p>17 A She told me that they had a</p> <p>18 meeting the following day with Steve</p> <p>19 Mills, Isiah Thomas and Anucha</p> <p>20 Browne Sanders.</p> <p>21 Q And did she tell you what had</p> <p>22 occurred at the time of that meeting?</p> <p>23 A She told me that Steve Mills</p> <p>24 clearly stated her job responsibilities to</p> <p>25 Isiah, and then at that time Steve Mills</p>	<p style="text-align: right;">81</p> <p>1 JEFFREY NIX</p> <p>2 time she talked to you about this event</p> <p>3 was in the spring of '04?</p> <p>4 A Shortly after that meeting.</p> <p>5 Q And when she told you that, did</p> <p>6 you say to her -- strike that.</p> <p>7 Did she tell you that she had</p> <p>8 told Mills about Isiah Thomas' outburst?</p> <p>9 A Anucha Browne Sanders told me</p> <p>10 that Steve Mills was aware of the</p> <p>11 outburst, yes.</p> <p>12 Q Well, did she tell it to you in</p> <p>13 that way in the conversation?</p> <p>14 MR. MINTZER: Objection to form.</p> <p>15 A She told me that Steve was aware</p> <p>16 of what transpired in the meeting.</p> <p>17 Q I guess what I'm saying to you</p> <p>18 is: Is if she was communicating this all</p> <p>19 to you within a few days of its happening,</p> <p>20 did she say to you, "I told Steve, I</p> <p>21 talked to Steve later. This is what I</p> <p>22 said to Steve, this is what Steve said to</p> <p>23 me"?</p> <p>24 MR. MINTZER: Objection to form.</p> <p>25 A She just said Steve's aware of</p>

21 (Pages 78 to 81)

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1 **JEFFREY NIX**
2 **what happened.**
3 Q And what, if anything, did you
4 say to her?
5 A I said, "Well, Steve is the
6 **president of Madison Square Garden, he's**
7 **your immediate supervisor."**
8 And I can't give her advice other
9 than she told her supervisor.
10 Q Was she looking to you for
11 advice?
12 MR. ADES: Wait a minute. You
13 don't know her state of mind.
14 A I don't know what she was -- she
15 **just told me and she told me that Steve**
16 **Mills was aware.**
17 Q But you have a specific
18 recollection of saying back to her, "Well,
19 Steve Mills is the president of Madison
20 Square Garden and, therefore, you've done
21 the right thing?"
22 A Do I have a specific
23 recollection? No. I probably would
24 have -- I probably said something to the
25 effect that, "Steve is your supervisor,

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1 **JEFFREY NIX**
2 **so, I mean, he should be able to handle**
3 **this." That type of thing.**
4 Q And after that, did she ever tell
5 you that Frank Murphy had ever spoken to
6 her in that way again?
7 MR. MINTZER: Objection to form.
8 A I am not aware of it.
9 Q Okay.
10 MR. ADES: You don't --
11 Q Did you ever --
12 MR. ADES: You don't remember.
13 You don't remember now them saying, right?
14 THE WITNESS: No, I don't
15 remember.
16 Q Okay.
17 Is there anything that would
18 refresh your memory about any other time
19 that Anucha Browne Sanders would have told
20 you that Frank Murphy used the same kind
21 of language with her?
22 A I don't know. I don't remember.
23 I wouldn't remember that.
24 Q And what I'm saying to you is,
25 is: Is there anything that would refresh

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1 **JEFFREY NIX**
2 your memory about that?
3 MR. MINTZER: Objection.
4 A I don't know.
5 MS. FRANCO: Why don't we take a
6 break.
7 THE VIDEOGRAPHER: Going off
8 record. Time is 11:32 a.m.
9 (A brief recess was
10 taken.)
11 THE VIDEOGRAPHER: Going back on
12 record. Time is 11:52 a.m.
13 Q When we left off, we were talking
14 about an event that occurred between
15 Anucha Browne Sanders and Frank Murphy.
16 Do you remember that line of
17 questioning?
18 A Yes.
19 Q After your conversation with Ms.
20 Browne Sanders with regard to this event
21 involving Frank Murphy, did you ever talk
22 to Frank Murphy to say, "Oh, my gosh, what
23 happened?"
24 A No.
25 Q Did you ever hear his side of the

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1 **JEFFREY NIX**
2 story?
3 A No.
4 Q Did you ever hear what he had to
5 say in terms of what happened?
6 A No.
7 Q Do you know if around that time
8 there was a death of a journalist by the
9 name of Leonard Lewin?
10 A I'm aware of Leonard Lewin. I
11 **don't remember his death.**
12 Q Do you remember Frank Murphy
13 circulating an e-mail about the fact he
14 had died and making a request or
15 suggestion that there be a moment of
16 silence for him at the Garden before the
17 game?
18 A I am not aware of that.
19 Q In this kind of January-to- March
20 time frame of 2004, right as Isiah Thomas
21 is coming in, would it be fair to say that
22 there are certain rules that he puts into
23 effect that hadn't been in place under
24 Layden?
25 A I think there were some changes,

22 (Pages 82 to 85)

<p style="text-align: right;">90</p> <p>1 JEFFREY NIX</p> <p>2 personnel that were back there never</p> <p>3 really changed as far as I know. I mean,</p> <p>4 you have three specific locations for the</p> <p>5 most part. You have the New York Knicks'</p> <p>6 locker room, you have the lounge area and</p> <p>7 you have the New York Rangers' locker</p> <p>8 room.</p> <p>9 Q What kind of changes took place</p> <p>10 in terms of after Isiah Thomas came in</p> <p>11 terms of people who would have access to</p> <p>12 the lounge or the ability to come in the</p> <p>13 lounge?</p> <p>14 A I think he just wanted to keep it</p> <p>15 off limits -- I don't think Isiah wanted</p> <p>16 people just lounging and hanging out there</p> <p>17 during the game, being around there. He</p> <p>18 wanted to create a sterile environment</p> <p>19 around the team on game days at Madison</p> <p>20 Square Garden.</p> <p>21 Q Did he ever tell you why?</p> <p>22 A No.</p> <p>23 Q Did there ever come a time in</p> <p>24 this January-to-March time frame -- strike</p> <p>25 that.</p>	<p style="text-align: right;">92</p> <p>1 JEFFREY NIX</p> <p>2 across from the locker room, which we</p> <p>3 would call the bike room, stationary bikes</p> <p>4 in there, and he told her that there would</p> <p>5 be no more player appearances and, "Don't</p> <p>6 you fuck up what I'm trying to do here,</p> <p>7 you fucking bitch."</p> <p>8 Q And you have a specific</p> <p>9 recollection of her telling you that at</p> <p>10 that time?</p> <p>11 MR. MINTZER: Objection to form.</p> <p>12 A Soon after that time, yes.</p> <p>13 Q So it's now at least two</p> <p>14 occasions that she has told you that he's</p> <p>15 called her a bitch?</p> <p>16 A He has called her a fucking</p> <p>17 bitch.</p> <p>18 Q So it's two occasions that you</p> <p>19 are saying that she told you at or near</p> <p>20 the event that he called her a fucking</p> <p>21 bitch?</p> <p>22 MR. MINTZER: Asked and answered.</p> <p>23 Q Is that correct?</p> <p>24 A What event?</p> <p>25 Q You told me I think that there</p>
<p style="text-align: right;">91</p> <p>1 JEFFREY NIX</p> <p>2 In this January-to-March time</p> <p>3 frame, did Isiah Thomas ever make a</p> <p>4 statement to you where he said, "Players</p> <p>5 aren't going to do any more community</p> <p>6 events"?</p> <p>7 A No.</p> <p>8 Q Did anyone ever tell you that he</p> <p>9 had said such a thing?</p> <p>10 A Yes.</p> <p>11 Q Who told you that?</p> <p>12 A Anucha.</p> <p>13 Q And when did she tell you that?</p> <p>14 A She told me after the Utah loss</p> <p>15 in I think February of '04.</p> <p>16 Q Did she tell you that he had made</p> <p>17 that statement to her himself?</p> <p>18 A Yes.</p> <p>19 Q What exactly did she tell you he</p> <p>20 had said?</p> <p>21 A It was after a loss against Utah</p> <p>22 at Madison Square Garden and it was in the</p> <p>23 hallway outside the locker room. She told</p> <p>24 me that -- Anucha told me that he grabbed</p> <p>25 her by the arm, pulled her into the room</p>	<p style="text-align: right;">93</p> <p>1 JEFFREY NIX</p> <p>2 was the event that you just described for</p> <p>3 me, correct?</p> <p>4 A After a game in February of '04.</p> <p>5 Q Okay.</p> <p>6 And I believe you told me that he</p> <p>7 called her a fucking bitch in a phone call</p> <p>8 after she had the interaction with Murphy,</p> <p>9 correct?</p> <p>10 A That's correct.</p> <p>11 Q Any other events that she told</p> <p>12 you about where he called her a fucking</p> <p>13 bitch?</p> <p>14 MR. MINTZER: Objection to form.</p> <p>15 A Not that I am aware.</p> <p>16 Q Any other events that you haven't</p> <p>17 told me about where he called her a bitch?</p> <p>18 MR. MINTZER: Objection to form.</p> <p>19 A There are times -- I can't</p> <p>20 specifically -- but there were times in</p> <p>21 conversations where she would say he</p> <p>22 called her a bitch.</p> <p>23 Q But she never told you about</p> <p>24 those times until after you had gone back</p> <p>25 to Indiana; isn't that correct?</p>

<p style="text-align: right;">94</p> <p>1 JEFFREY NIX</p> <p>2 MR. MINTZER: Objection to form.</p> <p>3 A No. I worked -- I was there for</p> <p>4 a year and she told me things were going</p> <p>5 on.</p> <p>6 Q When's the next time she told you</p> <p>7 that, that he had called her a bitch?</p> <p>8 A She told me over the course of</p> <p>9 two years that he would call her a bitch,</p> <p>10 on occasion.</p> <p>11 Q When's the next time he called</p> <p>12 her a bitch?</p> <p>13 MR. ADES: If you remember that</p> <p>14 she told you he called her a bitch.</p> <p>15 A I don't remember.</p> <p>16 Q Regardless of when the next time</p> <p>17 was, did she tell you that she had told</p> <p>18 Steve Mills?</p> <p>19 MR. MINTZER: Objection to form.</p> <p>20 A She told me that Steve Mills was</p> <p>21 aware.</p> <p>22 Q So regardless of when this next</p> <p>23 time was, the conversation went something</p> <p>24 like this: "Isiah called me a bitch</p> <p>25 again, but Steve Mills is aware"?</p>	<p style="text-align: right;">96</p> <p>1 JEFFREY NIX</p> <p>2 But -- strike that.</p> <p>3 By the next time after the events</p> <p>4 that you've now told me about, by the next</p> <p>5 time she says to you that he's called her</p> <p>6 a bitch, did she tell you at that time</p> <p>7 that she's talked to somebody in human</p> <p>8 resources?</p> <p>9 MR. MINTZER: Objection to form.</p> <p>10 A I don't recall that.</p> <p>11 Q Did she tell you the next time</p> <p>12 that she's talked to somebody in human</p> <p>13 resources?</p> <p>14 A I don't recall.</p> <p>15 Q At some point in the</p> <p>16 conversations that you and she have, don't</p> <p>17 you say to her, "You really need to go to</p> <p>18 somebody else in human resources"?</p> <p>19 MR. MINTZER: Objection to form.</p> <p>20 A No, I didn't tell her that.</p> <p>21 Q Did you say to her, "Go to Jim</p> <p>22 Dolan. You see Jim Dolan, Anucha, at</p> <p>23 meetings, why don't you tell Jim Dolan</p> <p>24 about it?"</p> <p>25 Did you ever have that</p>
<p style="text-align: right;">95</p> <p>1 JEFFREY NIX</p> <p>2 MR. MINTZER: Objection to form.</p> <p>3 Mischaracterizes testimony.</p> <p>4 Q Is that how the conversation</p> <p>5 occurred?</p> <p>6 A No. Through the course of</p> <p>7 conversations she would say, "He called me</p> <p>8 a bitch again."</p> <p>9 Q Did she tell you what was going</p> <p>10 on on this next occasion when he called</p> <p>11 her that?</p> <p>12 A I don't recall. I don't recall.</p> <p>13 Q Did you say to her, "You know, if</p> <p>14 in fact that's happening, you really need</p> <p>15 to tell somebody else if Steve Mills isn't</p> <p>16 doing anything about it"?</p> <p>17 MR. MINTZER: Objection to form.</p> <p>18 A She was under the strong opinion,</p> <p>19 telling me, that the president of Madison</p> <p>20 Square Garden, if he was aware of it and</p> <p>21 he wasn't going to do anything about it,</p> <p>22 then who else would do something about it.</p> <p>23 She did speak to someone in human</p> <p>24 resources.</p> <p>25 Q Okay. We'll come back to that.</p>	<p style="text-align: right;">97</p> <p>1 JEFFREY NIX</p> <p>2 conversation with her?</p> <p>3 A No.</p> <p>4 Q Over the course of '04, while you</p> <p>5 are there, how many times is it that she</p> <p>6 tells you that this occurs?</p> <p>7 A Calling her a bitch?</p> <p>8 Q Yeah.</p> <p>9 A A few times.</p> <p>10 Q So we are talking about a few</p> <p>11 times more than the times that you've</p> <p>12 already told me about; is that correct?</p> <p>13 MR. MINTZER: Objection.</p> <p>14 A I think, yeah, there were few</p> <p>15 occurrences where she was called a bitch,</p> <p>16 yes.</p> <p>17 Q And while we're kind of still on</p> <p>18 that topic, at the time then when you go</p> <p>19 back to Indiana, are there any other</p> <p>20 occasions after that where she says, "He's</p> <p>21 called me a bitch"?</p> <p>22 A There were occasions where she's</p> <p>23 mentioned it, yes.</p> <p>24 Q How many occasions after you go</p> <p>25 back to Indiana?</p>

25 (Pages 94 to 97)

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1 JEFFREY NIX
 2 around let's say October of '04 until the
 3 end of the year of '04.
 4 All right?
 5 A Yes.
 6 Q Just so you get centered in terms
 7 of time.
 8 And I understand that there was
 9 an event that you witnessed involving a
 10 hug between Isiah Thomas and Anucha Browne
 11 Sanders; is that correct?
 12 A That's correct.
 13 Q And do you have a specific memory
 14 of the date that that occurred?
 15 A It was at the end of December.
 16 Game was Minnesota at the Garden. It
 17 probably was 28th, 29th, something like
 18 that of December.
 19 Q And so do you recall it being
 20 actually the last game before the new
 21 year?
 22 A I am not sure if it was the last
 23 game. Could have been a road game. It
 24 was the last home game before the new
 25 year, possibly.

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1 JEFFREY NIX
 2 Q Did the Knicks win?
 3 A The Knicks won the game, yes.
 4 Q Where would you have watched the
 5 game from?
 6 A The TV booth upstairs.
 7 Q And where would Isiah Thomas have
 8 watched the game from, if you know?
 9 A At that time, he would have been
 10 standing in Gate 1 in the main entrance
 11 from the block room to the court.
 12 Q Okay.
 13 And where was Anucha, if you
 14 know?
 15 A I don't recall where she was.
 16 Q She didn't watch it from the TV
 17 booth?
 18 A I don't recall. I don't think
 19 so, no.
 20 Q And before I get into the actual
 21 facts of what you saw, is it fair to say
 22 that Isiah Thomas, during the time period
 23 that he was acting as president in this
 24 kind of general manager role, that he
 25 would actually stand in Gate 1, at the

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1 JEFFREY NIX
 2 entrance of Gate 1 during the games?
 3 A That's what I saw, Gate 1, yes.
 4 Q But not only at this particular
 5 game, but was it usual that that's where
 6 he would be standing?
 7 A Yes.
 8 Q And he would kind of greet people
 9 who might be passing through?
 10 MR. MINTZER: Objection to form.
 11 A I don't know if he was greeting
 12 people. I don't pay attention to whether
 13 he was -- I just know where he was
 14 standing. I don't know what he was doing.
 15 Q Okay.
 16 And again, I'm talking more
 17 generally. When you would go to games and
 18 you would see him, you would see him
 19 standing in this Gate 1 area?
 20 A Yes.
 21 Q But you are saying you don't know
 22 what he was doing in Gate 1?
 23 A He was watching the game.
 24 Q Okay.
 25 And what did you see happen that

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1 JEFFREY NIX
 2 night between Anucha Browne Sanders and
 3 Isiah Thomas?
 4 A I left the TV booth prior to the
 5 end of the game. We were leading. I took
 6 the elevator from that area down to the
 7 courtside, court level, and my usual route
 8 was behind the -- underneath the Garden,
 9 underneath the stands, whatever you want
 10 to call it. Down the hallway past the
 11 visitors' locker room and then into the
 12 hallway, continued down that hallway into
 13 the Knicks' locker room is at.
 14 I specifically remember that as I
 15 walked past the locker room of the
 16 Minnesota Timber Wolves, Kevin Garnett
 17 passed me in the hallway as he walked into
 18 the locker room. He was upset. He was
 19 yelling at the team because they played
 20 poorly and the Knicks won.
 21 As I continued down the hall,
 22 went through the doors leading to the
 23 entrance to the Knicks/Rangers hallway,
 24 and that's when I saw an embrace and then
 25 what looked to me like she pushed away and

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1 **JEFFREY NIX**
 2 **then she walked down --**
 3 Q Let me stop you there for a
 4 minute.
 5 MR. MINTZER: Wait. Let him give
 6 his full answer, Counsel, please. He's
 7 telling you what he saw. And then you can
 8 follow up. I think that's the appropriate
 9 thing to do. The witness should be
 10 allowed to give his full answer.
 11 Q Let me stop you there. We will
 12 come back to that point.
 13 You've indicated that you hear
 14 Kevin Garnett yelling at his teammates and
 15 you see an embrace, and I want to direct
 16 your attention to that part of your
 17 testimony for the moment and then we'll
 18 come back so you can finish your answer.
 19 Tell me what you see in terms of
 20 where Anucha is standing, where Isiah
 21 Thomas is standing.
 22 A **It was up close to the entrance**
 23 **to the New York Rangers' locker room.**
 24 Q Are other people standing in the
 25 area as well?

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1 **JEFFREY NIX**
 2 A **I think some people might have**
 3 **been trying to walk through to the locker**
 4 **room area. The game had just concluded.**
 5 Q Can you tell whether Isiah is
 6 talking to anyone else or talking to
 7 anyone when this embrace occurs?
 8 A **I didn't see him talking with**
 9 **anyone, no.**
 10 Q Okay.
 11 And where is it that you see his
 12 hands?
 13 A **I just saw his hands around her,**
 14 **embracing her.**
 15 Q Okay.
 16 Is her back to you?
 17 A **No. It was like a 45-degree**
 18 **angle where I could see where his hands**
 19 **were around her and it was at an angle to**
 20 **the wall. It was not directly against the**
 21 **wall or directly -- I did not see Isiah's**
 22 **back. I saw at an ankle.**
 23 Q Did you see the beginning of the
 24 embrace?
 25 A No.

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1 **JEFFREY NIX**
 2 Q And how long did it last that you
 3 saw it before it broke?
 4 A **It was a brief -- it seemed brief**
 5 **to me and it looked like she pushed away**
 6 **and started walking down the hallway.**
 7 Q And what did he do after she
 8 started walking down the hallway?
 9 A **I am not sure because I walked**
 10 **past her and I walked into the lounge area**
 11 **so I am not sure what he did after that,**
 12 **whether he went to the coach's locker room**
 13 **or our locker room, the Rangers' locker**
 14 **room. I have no idea.**
 15 Q After she pushes away and you see
 16 her, what happens next?
 17 A **She walked probably 10, 15 feet**
 18 **towards the Knicks' locker room, almost**
 19 **like she was going to walk out of the**
 20 **hallway at the other end. And then she**
 21 **did an abrupt turn and then that's where I**
 22 **passed her, walking, and she walked -- she**
 23 **told me she walked out into Gate 1 as I**
 24 **walked past into the lounge area.**
 25 Q So you don't stop and talk to her

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1 **JEFFREY NIX**
 2 at that point?
 3 A No, no.
 4 Q And so she tells you what? The
 5 same evening that that's what happens?
 6 A **When I passed her, she looked**
 7 **disturbed. I knew something happened and**
 8 **then she was out.**
 9 **Then after I was in lounge, I**
 10 **walked back out into the Gate 1 area and**
 11 **that's when I saw her and she was -- she**
 12 **was disturbed.**
 13 Q Okay.
 14 And did you and she talk about
 15 the reasons for her being disturbed at
 16 that time?
 17 A Yes.
 18 Q And what did you say to her?
 19 A **I said, "You got to talk to Steve**
 20 **about this."**
 21 Q No. What's the very first thing
 22 you said to her when you saw her there?
 23 A **I said "Hi, how you doing?"**
 24 Q And what did she say?
 25 A **She said -- I don't know exactly**

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1 **JEFFREY NIX**
 2 **what she aid. Probably not well, not**
 3 **doing well. I am not sure what she said.**
 4 Q So you don't recall the words
 5 that she used?
 6 A I recall her saying, "You are not
 7 going to believe what just happened."
 8 Q Okay.
 9 And what else did she say, if
 10 anything?
 11 A He just -- she said that he said,
 12 "I am in love with you, and it's like and
 13 love basketball."
 14 Q And you are saying you have a
 15 specific recollection today of her saying
 16 that to you that night?
 17 A Yes.
 18 Q This isn't some memory that's
 19 been refreshed since the time of its
 20 occurrence?
 21 A No.
 22 MR. MINTZER: Objection.
 23 Q Did you ever tell anyone actually
 24 that the conversation had something to do
 25 with a playground?

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1 **JEFFREY NIX**
 2 A A playground?
 3 Q Yes.
 4 A No.
 5 Q Did you ever make any statement
 6 to anyone that indicated that what was
 7 said at that time was something different
 8 than what you've now told me?
 9 MR. MINTZER: Objection to form.
 10 A No.
 11 Q How many times have you told this
 12 story to anyone?
 13 A I haven't told it to anyone, that
 14 I can remember. Other than Rob. Rob's is
 15 aware of it.
 16 Q When you met with counsel back in
 17 May of '06, did you tell them the story
 18 just as you have told me?
 19 MR. MINTZER: Objection to form.
 20 You are asking about his conversations
 21 with Madison Square Garden counsel?
 22 MS. FRANCO: Yes.
 23 MR. CESARATTO: Wait. Can we
 24 take a break a second.
 25 (Discussion off the record.)

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1 **JEFFREY NIX**
 2 MS. FRANCO: I've been corrected
 3 on something. Let me withdraw that
 4 question.
 5 Q When you were interviewed in May
 6 of '06, did you make the statement about
 7 what occurred just as you have now?
 8 A To my knowledge, I did, yes.
 9 Q And did she tell you why that
 10 upset her?
 11 MR. MINTZER: Objection to form.
 12 A No, she didn't. She didn't need
 13 to tell me why it upset her. I clearly
 14 understood why she was upset when she told
 15 me what was said.
 16 Q And why did you believe she was
 17 upset?
 18 A Because what was said to her I
 19 would suspect would clearly upset a
 20 married woman.
 21 Q Did she tell you what the context
 22 was in which that conversation occurred?
 23 A The only thing she told me was
 24 she was walking back in there and then he
 25 grabbed her and hugged her. To my

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1 **JEFFREY NIX**
 2 knowledge, I don't think there's any
 3 discussion prior to that.
 4 Q Okay.
 5 By December of 2004, from your
 6 conversations with Anucha, did you have
 7 the sense by that time that she and Isiah
 8 Thomas were not interacting well with each
 9 other?
 10 MR. MINTZER: Objection to form.
 11 A I sensed that there was some
 12 tension.
 13 Q Did she ever tell you that she
 14 would make notes in a journal on a daily
 15 basis of either work events or her
 16 personal life events?
 17 MR. MINTZER: Objection to form.
 18 A She had a book that she's had
 19 every day, that she carries every day at
 20 Madison Square Garden. She writes notes.
 21 Q So you've actually seen that
 22 book?
 23 A Yes.
 24 Q Did she ever tell you how she
 25 characterized that interaction with Isiah

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1 JEFFREY NIX

2 clarify the time frame. I thought you
3 were talking about '05 and now it seems
4 like --

5 MS. FRANCO: Yeah.

6 Q Let's just talk specifically in
7 this January of '05 to June of '05 time
8 frame first and we'll -- we're heading
9 chronologically and we'll go through it.

10 But are you saying that from the
11 time that you moved back to Indiana, that
12 you really don't have much in the way of
13 communications with anybody?

14 A Other than -- if you are talking
15 about January to June of '05?

16 Q Yeah.

17 A It would primarily be Brendan
18 Suhr, if I had any conversations.

19 Q Do you have any reason to believe
20 that the reason you are not having
21 conversations with Isiah Thomas is because
22 he's dissatisfied in any way with your
23 performance in this January to June time
24 frame?

25 A I have nothing to lead me to

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1 JEFFREY NIX

2 believe that he would be dissatisfied.

3 Q So you are doing your job. Are
4 you communicating by e-mail?

5 A I attempt to communicate by
6 e-mail but I was told not to communicate
7 by e-mail by Isiah Thomas.

8 Q What did he tell you to do
9 instead?

10 A Call him if I needed to reach
11 him.

12 Q Okay.

13 So in this January to June time
14 frame, Isiah Thomas has communicated to
15 you that if you needed to talk to him you
16 should call him?

17 A "Don't send an e-mail."

18 Q Okay.

19 Because he doesn't really
20 communicate by e-mail, correct?

21 A I have no idea.

22 Q But, so, do you think he has
23 singled you out to be the only person with
24 whom he is not going to communicate by
25 e-mail?

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1 JEFFREY NIX

2 A I have no idea. I don't know.

3 Q Okay.

4 A I don't know what he's told other
5 people.

6 Q All right.

7 But between January and June, if
8 you have something that you think he needs
9 to know, do you call him?

10 A I would let him know, yes.

11 Q And on those occasions when you
12 would call him, is he cordial?

13 A I never had to call him.

14 Q Okay.

15 So other than that, that method
16 of communication, what other ways are you
17 communicating with people back in New
18 York?

19 A E-mails. Or phone calls with
20 Brendan Suhr during that time period.

21 Q So you are calling Brendan Suhr.

22 Are you having -- who are you
23 typically e-mailing if you have to?

24 A If I e-mail someone, I would
25 e-mail Brendan Suhr. I would e-mail

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1 JEFFREY NIX

2 Anucha on things, Frank Murphy. People in
3 finance. I have no problem using e-mail.

4 Q Okay.

5 And during this January to June
6 time frame, you are talking to Anucha
7 Browne Sanders three or four times a week?

8 A Possibly, yeah. Possibly.

9 Q Do you submit periodic scouting
10 reports?

11 A Scouting reports are put into a
12 computer database system that we have all
13 of our scouts, scouting reports,
14 background checks, any information on
15 players we feel are important.

16 Q Does that information go to
17 you -- again in this '05 time frame,
18 January/June time frame, does it go to you
19 and then you pass it on to others?

20 A It goes into our scouting system
21 and people have access to them. Then the
22 administrative people, Isiah, Brendan
23 Suhr, they have access to all those
24 scouting reports.

25 Q So in this January to June time

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<p style="text-align: right;">166</p> <p>1 JEFFREY NIX</p> <p>2 frame, does Anucha Browne Sanders tell you</p> <p>3 that anything has occurred with Isiah</p> <p>4 Thomas that she considers to be</p> <p>5 inappropriate?</p> <p>6 A In '05, there was a situation I</p> <p>7 think when they compared their scars and</p> <p>8 he said, "I'm in love with you" and "I</p> <p>9 think you're beautiful."</p> <p>10 Q And you are saying that he</p> <p>11 told -- that she told you that, when?</p> <p>12 A Sometime during that time period,</p> <p>13 I imagine.</p> <p>14 Q Well, how is it that you recall</p> <p>15 that it occurred during that time period?</p> <p>16 MR. MINTZER: Objection to form.</p> <p>17 A Because that's when I personally</p> <p>18 think that that's when it happened.</p> <p>19 Q And what I'm trying to find out</p> <p>20 is whether you personally think that</p> <p>21 happened then because you have a specific</p> <p>22 memory of it or whether or not you've</p> <p>23 refreshed your memory by reading the</p> <p>24 Complaint about it.</p> <p>25 A I have not read the Complaint</p>	<p style="text-align: right;">168</p> <p>1 JEFFREY NIX</p> <p>2 scars?</p> <p>3 MR. MINTZER: Objection to form.</p> <p>4 A That's what I recall.</p> <p>5 Q And what does she say to you</p> <p>6 about it?</p> <p>7 MR. MINTZER: Objection to form.</p> <p>8 Asked and answered.</p> <p>9 A She just told me that.</p> <p>10 Q Does she say that it's keeping</p> <p>11 her from doing her job?</p> <p>12 A She just said that she told Steve</p> <p>13 Mills about it.</p> <p>14 Q Okay.</p> <p>15 But -- but is she saying to you</p> <p>16 words to the effect of, "Oh, my gosh, this</p> <p>17 guy thinks he's in love with me, what am I</p> <p>18 going to do"?</p> <p>19 A No. She cannot believe what is</p> <p>20 being said and she relays that to Steve</p> <p>21 Mills and says, "Steve, what is going on</p> <p>22 here. Something needs to be addressed."</p> <p>23 Q Okay.</p> <p>24 Did she ever tell you that she</p> <p>25 actually believed that Isiah Thomas was in</p>
<p style="text-align: right;">167</p> <p>1 JEFFREY NIX</p> <p>2 since it came out.</p> <p>3 Q And is this something you would</p> <p>4 have shared with the interviewers back in</p> <p>5 May of '06?</p> <p>6 A That, I don't recall. I don't</p> <p>7 remember if I did.</p> <p>8 Q And what is it that she tells</p> <p>9 you? Anything other than what you've now</p> <p>10 told me?</p> <p>11 A No, no. That's what she said.</p> <p>12 Q And what did she tell you that</p> <p>13 she says in response?</p> <p>14 A She said -- if I recall, she said</p> <p>15 something to the effect that "You're</p> <p>16 ridiculous" and walked away.</p> <p>17 Q And you have a specific</p> <p>18 recollection of her making that response</p> <p>19 in this January to June '05 time frame?</p> <p>20 MR. MINTZER: Objection to form.</p> <p>21 Asked and answered.</p> <p>22 A I think it was during that time</p> <p>23 frame.</p> <p>24 Q Okay.</p> <p>25 In response to the comparison of</p>	<p style="text-align: right;">169</p> <p>1 JEFFREY NIX</p> <p>2 love with her?</p> <p>3 A Did she specifically ask me if,</p> <p>4 tell me if she thought Isiah Thomas --</p> <p>5 Q Right.</p> <p>6 A No.</p> <p>7 Q Did she tell you that she thought</p> <p>8 he was doing it as a way of mocking her?</p> <p>9 A No.</p> <p>10 Q Did she tell you that he was</p> <p>11 doing it as a way of trying to get on her</p> <p>12 good side in order to kind of improve the</p> <p>13 relationship between the two of them?</p> <p>14 MR. MINTZER: Objection to form.</p> <p>15 A She did not say that.</p> <p>16 Q I mean, did she say to you in the</p> <p>17 context of, "Can you believe the nerve of</p> <p>18 that guy. He knows we are not getting</p> <p>19 along and he's trying to, you know, he's</p> <p>20 trying to kind of jostle me along by</p> <p>21 telling me that he thinks he loves me"?</p> <p>22 MR. MINTZER: Objection to form.</p> <p>23 A She thought it was kind of</p> <p>24 unusual that for a year how he treated her</p> <p>25 so with hostility, and all of a sudden now</p>

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<p style="text-align: right;">278</p> <p>1 JEFFREY NIX</p> <p>2 A Maybe in the locker room. I</p> <p>3 can't specifically pinpoint it, but I've</p> <p>4 heard that phrase before, yes.</p> <p>5 Q Okay.</p> <p>6 As you understand that term, do</p> <p>7 you think it has anything to do with</p> <p>8 actually being in love with a person?</p> <p>9 MR. MINTZER: Objection to form.</p> <p>10 A If I was a woman and a male said</p> <p>11 that to me, I would feel uncomfortable.</p> <p>12 Q That's not my question.</p> <p>13 Why don't you read the question</p> <p>14 back.</p> <p>15 (Requested portion of record</p> <p>16 read.)</p> <p>17 A No.</p> <p>18 Q When Anucha Browne Sanders talked</p> <p>19 to you about it, did she give you any</p> <p>20 indication that Isiah Thomas was making</p> <p>21 that statement to her as a statement of</p> <p>22 love?</p> <p>23 MR. MINTZER: Objection to form.</p> <p>24 A No.</p> <p>25 Q Did she tell you what it was that</p>	<p style="text-align: right;">280</p> <p>1 JEFFREY NIX</p> <p>2 "we" meaning Isiah or the New York Knicks,</p> <p>3 would provide the concierge at the team</p> <p>4 hotels with nightclubs where players could</p> <p>5 go and get free drinks or whatever to keep</p> <p>6 them out late before we played them.</p> <p>7 Q And did she tell you that that</p> <p>8 was actually under discussion at this game</p> <p>9 as a serious plan?</p> <p>10 MR. MINTZER: Objection to form.</p> <p>11 Mischaracterizes testimony.</p> <p>12 A I don't know how it was brought</p> <p>13 up or -- I don't know. I wasn't at that</p> <p>14 meeting. So I don't know.</p> <p>15 Q Did she tell you people laughed</p> <p>16 about it?</p> <p>17 A No, she didn't.</p> <p>18 Q Did she tell you that people</p> <p>19 asked her why she wasn't laughing about it</p> <p>20 along with others?</p> <p>21 A No.</p> <p>22 Q I used the term "offsite" with</p> <p>23 you a couple minutes ago and I think</p> <p>24 you've used it during the course of the</p> <p>25 deposition here today.</p>
<p style="text-align: right;">279</p> <p>1 JEFFREY NIX</p> <p>2 disturbed her about that statement?</p> <p>3 A The fact that for two years or</p> <p>4 for a year those type of things have been</p> <p>5 said and she didn't appreciate it.</p> <p>6 Q Did she ever -- did Anucha Browne</p> <p>7 Sanders ever tell you that Isiah Thomas</p> <p>8 had ever made any statements to her about</p> <p>9 scheduling Sunday games?</p> <p>10 A Yes.</p> <p>11 Q And what, if anything, did she</p> <p>12 say to you?</p> <p>13 A She said that there was a meeting</p> <p>14 that involved some executives, including</p> <p>15 herself and Isiah, where Isiah proposed</p> <p>16 putting the scheduled dates, the</p> <p>17 availability of Madison Square Garden</p> <p>18 dates for New York Knicks basketball where</p> <p>19 we would try to schedule afternoon games</p> <p>20 on Sunday so teams would have to be in on</p> <p>21 Saturday evening.</p> <p>22 And thus the teams and the</p> <p>23 players who were in town would have the</p> <p>24 ability to go out in the New York City</p> <p>25 nightlife and that we would provide --</p>	<p style="text-align: right;">281</p> <p>1 JEFFREY NIX</p> <p>2 What does the term "offsite" mean</p> <p>3 to you?</p> <p>4 A Business activities away from</p> <p>5 Madison Square Garden or our practice</p> <p>6 facility.</p> <p>7 Q Has Isiah Thomas ever requested</p> <p>8 any off-site meetings with you?</p> <p>9 A No.</p> <p>10 Q Have you ever heard him use the</p> <p>11 term "offsite"?</p> <p>12 A I have not heard him use that</p> <p>13 term, no.</p> <p>14 Q Did Anucha Browne Sanders ever</p> <p>15 have any conversation with you in which</p> <p>16 she told you that Isiah Thomas had</p> <p>17 requested an off-site meeting with her?</p> <p>18 A Yes.</p> <p>19 Q And did that disturb her?</p> <p>20 A Yes.</p> <p>21 Q And did she tell you why it</p> <p>22 disturbed her?</p> <p>23 A Because he had mentioned that it</p> <p>24 would be at the Mandarin Hotel here in</p> <p>25 Manhattan.</p>

<p style="text-align: right;">282</p> <p>1 JEFFREY NIX</p> <p>2 Q And did she tell you why an</p> <p>3 off-site meeting at the Mandarin Hotel</p> <p>4 would disturb her?</p> <p>5 A Her impressions of the</p> <p>6 conversation, according to what she told</p> <p>7 me, was that she felt uncomfortable that</p> <p>8 this was not going to be a business-</p> <p>9 related activity.</p> <p>10 Q Did she tell you that there was</p> <p>11 anything that Isiah Thomas said which in</p> <p>12 any way, shape or form indicated that this</p> <p>13 would not be a business-related activity?</p> <p>14 MR. MINTZER: Objection to form.</p> <p>15 A No, I don't think sex or anything</p> <p>16 like that was ever mentioned.</p> <p>17 (Nix Exhibit 1, MSG-03931 and</p> <p>18 MSG-03946 through MSG-03949, was</p> <p>19 marked for Identification.)</p> <p>20 Q Why don't you take a look at that</p> <p>21 and when you are done reviewing it, tell</p> <p>22 me that you have reviewed it and I'll ask</p> <p>23 you some questions about.</p> <p>24 MR. ADES: All of it?</p> <p>25 Q Actually, I am going only going</p>	<p style="text-align: right;">284</p> <p>1 JEFFREY NIX</p> <p>2 about certain conversations with Stephon</p> <p>3 Marbury?</p> <p>4 MR. MINTZER: Objection to form.</p> <p>5 A Seems that way, yes. Yes.</p> <p>6 Q After you received this e-mail,</p> <p>7 did you and Anucha Browne Sanders have a</p> <p>8 conversation about it?</p> <p>9 A I think we discussed it, yes.</p> <p>10 Q Would you agree with me that</p> <p>11 there's nothing, at least in the first</p> <p>12 page of this document, that indicates that</p> <p>13 Isiah Thomas had anything to do with the</p> <p>14 statements made of Stephon Marbury?</p> <p>15 MR. MINTZER: Objection. The</p> <p>16 document speaks for itself.</p> <p>17 A I don't see anything --</p> <p>18 MR. ADES: There is no mention of</p> <p>19 Isiah in this.</p> <p>20 A Yeah, so I mean ...</p> <p>21 Q Well, your testimony earlier was</p> <p>22 that -- that -- and tell me if I am</p> <p>23 misstating it because it's been a long</p> <p>24 day -- that somehow Isiah had something to</p> <p>25 do with Stephon Marbury's reaction or</p>
<p style="text-align: right;">283</p> <p>1 JEFFREY NIX</p> <p>2 to be questioning you with regard to</p> <p>3 Page 1 of the document.</p> <p>4 MR. MINTZER: Lucy, I'll note for</p> <p>5 the record the first two pages are</p> <p>6 sequential e-mail and the balance of it is</p> <p>7 a different e-mail, not sequentially Bates</p> <p>8 numbered. So it seems like they're two</p> <p>9 different documents. So if you have a</p> <p>10 reason for marking them together, that's</p> <p>11 your prerogative. But I just want to note</p> <p>12 it for the record.</p> <p>13 MR. ADES: You read it and</p> <p>14 everything? You understand it, what it</p> <p>15 says? Because some of it is blurry.</p> <p>16 MS. FRANCO: I apologize.</p> <p>17 MR. ADES: No problem.</p> <p>18 Q Do you recall receiving this</p> <p>19 e-mail from Anucha Browne Sanders in or</p> <p>20 around November 28 of 2005?</p> <p>21 A Yes.</p> <p>22 Q And is this an e-mail that</p> <p>23 references the conversation that you and I</p> <p>24 have already discussed with regard to Dan</p> <p>25 Gladstone telling Anucha Browne Sanders</p>	<p style="text-align: right;">285</p> <p>1 JEFFREY NIX</p> <p>2 statements with regard to Anucha Browne</p> <p>3 Sanders.</p> <p>4 MR. MINTZER: Objection to form.</p> <p>5 Q Am I incorrect in that belief?</p> <p>6 A My opinion, which you don't want</p> <p>7 ...</p> <p>8 Q I don't.</p> <p>9 MR. ADES: What was the question</p> <p>10 again so we could understand.</p> <p>11 MS. FRANCO: My question was</p> <p>12 whether or not he had indicated to me in</p> <p>13 earlier conversation that somehow Isiah</p> <p>14 Thomas was connected to Stephon Marbury's</p> <p>15 statements about Anucha Browne Sanders.</p> <p>16 MR. MINTZER: Objection to form.</p> <p>17 MR. ADES: You mean did Anucha</p> <p>18 tell him that Isiah was involved --</p> <p>19 MS. FRANCO: Yeah.</p> <p>20 I think that was the nature of</p> <p>21 your conversation with Anucha. But you</p> <p>22 will tell me if I'm incorrect in that</p> <p>23 regard.</p> <p>24 MR. ADES: Do you understand what</p> <p>25 Lucy is asking?</p>

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