

## **EXHIBIT B**



1 Durham, correct?

2 A. Yes.

3 Q. Okay. And "The 46," you understood  
4 Mr. Smith to be referring to the 46 white members of  
5 the team, correct?

6 A. No.

7 Q. Well, you knew that there were -- there  
8 was one black player, Devon Sherwood?

9 A. I know that now. I don't know I know that  
10 then.

11 Q. Okay. But so when he said "The 46," did  
12 you think he was referring to all the members of the  
13 team?

14 A. I -- I didn't think about what he meant by  
15 "The 46."

16 Q. Okay. Is it fair to infer from the  
17 terseness of this email, which is just "The 46," that  
18 there was a phone call before? You didn't just get  
19 an email like this?

20 A. It's possible. But it contains the  
21 information I need to make my report.

22 Q. Okay. And did you tell anyone in your  
23 office that Duke police wants the key card data for  
24 the lacrosse team members?

25 A. I wouldn't think that I would have.

1 Q. But you're just not sure?

2 A. Well, it would -- what I report to the  
3 police isn't necessarily, you know, common knowledge,  
4 so I don't -- I wouldn't normally have -- sorry. My  
5 reading glasses. No, I -- I would have just done it.  
6 I wouldn't have told anybody I was doing it.

7 Q. Including Mr. Drummond?

8 A. I would let Mr. Drummond know that I made  
9 reports for the police. I tried to keep him apprised  
10 of everything that I was doing.

11 Q. Okay. Including this?

12 A. Yeah.

13 Q. Okay. Now, how long did it take you to  
14 prepare the key card information that was requested  
15 by Officer Smith?

16 A. I don't recall.

17 Q. Okay. I mean, is an hour a good guess or,  
18 I mean, if you were to do it today, how long would it  
19 take you?

20 A. It would depend on how I did it. You can  
21 do it a number of different ways.

22 Q. Let's say you did it the fastest.

23 A. The fastest way, today? About an hour, I  
24 suppose.

25 Q. Okay. And has the technology improved

1 happened? This is all hypothetical. I just want to  
2 make sure that's clear.

3 Q. Correct.

4 A. All right. No.

5 Q. What about if there was an idea of when,  
6 you know, tomorrow, yesterday?

7 A. You could know who was logged into the  
8 system yesterday, but you wouldn't necessarily know  
9 what they did. You would know what they did to alter  
10 records. So if they made a deposit, they made a  
11 withdrawal or they assigned a privilege or they  
12 revoked a privilege, that would be recorded. But if  
13 they -- if they printed a report, there wouldn't be a  
14 record there.

15 Q. What about if they just accessed?

16 A. Card holder view isn't audit logged, no.  
17 Now, we don't have anything to do with net IDs. We  
18 don't -- we don't store them. We don't know them, so  
19 if it involves --

20 Q. Right. I just meant, did you use a net ID  
21 to log into the HP, but you made it clear that you  
22 use a separate user name and password?

23 A. Right. We're separate from that system.  
24 We've been protected for a long time.

25 Q. You spoke earlier in response to a

1 question from Mr. Thompson that you would, you know,  
2 let Matt Drummond know if you ran reports for the  
3 Duke police; is that correct?

4 A. As a matter of just keeping him up to  
5 date. I'm not necessarily the only person they would  
6 contact, so if I run a report for Duke police and  
7 somebody else asks him, then he'll know, oh, Roland's  
8 already handled that. Right.

9 Q. So you can speak for yourself, but you  
10 usually told Matt Drummond as a matter of practice?

11 A. Yeah, yeah, as a matter of practice, yeah,  
12 I would try and keep him apprised of everything that  
13 I thought he needed to know.

14 Q. And how would you do that?

15 A. Usually, I left him voice mail if I  
16 couldn't talk to him directly.

17 Q. Would you ever send him an email?

18 A. I'm not that great a typist.

19 Q. So you usually just call him or leave a  
20 voice mail?

21 A. And I'm a stream of consciousness sort of  
22 person, so I start talking, and that makes me think  
23 of other things to say, so.

24 Q. And -- but with the Duke police, you  
25 normally kept a record by email; you'd have them