

# **Exhibit B**

**Excerpts from Deposition of Kawaljeet Tagore**

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

KAWALJEET K. TAGORE,                     )  
  )  
                          Plaintiff,                     )  
  )  
VS.   ) CIVIL CASE NO. 4:09CV27  
  )  
  )  
THE UNITED STATES OF                     )  
AMERICA, ET AL.,                         )  
  )  
                          Defendants.                     ) JURY TRIAL DEMANDED

\* \* \* \* \*

ORAL DEPOSITION OF KAWALJEET TAGORE

MAY 18, 2010

HOUSTON, TEXAS

\* \* \* \* \*

ORAL DEPOSITION OF KAWALJEET TAGORE, produced  
as a witness duly sworn by me at the instance of the  
Defendants, taken in the above styled and numbered  
cause on the 18th day of May, 2010, from 9:05 a.m.,  
to 4:52 p.m., before REBECCA ERHARDT, CSR 8384, in  
and for the State of Texas, reported by machine  
shorthand at 700 Louisiana, Suite 2550, Houston,  
Texas, pursuant to the Federal Rules of Civil  
Procedure and the provisions stated on the record or  
attached therein.

1           Q.   How long did what you call mental anguish  
2   last?

3           A.   It lasted until -- I would say it even lasts  
4   to today because I still don't understand why was I  
5   stopped from doing what I wanted to do, serve my  
6   country, and do so by doing what I'm good at doing,  
7   which is taxes, you know.

8                   It still continuous because even at work,  
9   for example, coming to this deposition, I'm talking  
10   to my employer.

11                   It's just that people look at you  
12   differently, knowing there is something wrong with  
13   you maybe. Not necessarily that it's my fault.

14           Q.   What do you consider to be wrong with you?

15           A.   I mean, I don't think anything is wrong with  
16   me, but knowing that there is a lawsuit going on with  
17   the government, it doesn't make you look good.

18           Q.   Have you described to them what the lawsuit  
19   is about?

20           A.   To whom?

21           Q.   Well, if it's your employer that you're  
22   concerned about, for example.

23           A.   Yeah, they know. I've told them.

24           Q.   But you still feel like they look at you  
25   different?

1 MS. MEI: No, we talked about mental  
2 anguish. Now we will talk about emotional distress.

3 Q. (BY MS. MEI) What did you mean by  
4 "emotional distress"?

5 A. Emotionally being down. Not happy for most  
6 of the time. Feeling the stress emotionally.

7 Q. How long -- when did your emotional distress  
8 begin?

9 A. Same as before. Same as the mental anguish.  
10 The day I was sent home.

11 Q. And how long did it last?

12 A. I mean, going through it today again,  
13 because of some of the questions you would ask, it  
14 still reminds me of it. So today, I would say.

15 Q. So now we are going to break it down into  
16 the categories as you list them in your  
17 interrogatory.

18 First, after the IRS placed you on  
19 Flexiplace, so between April of 2005 and January of  
20 2006.

21 A. After they placed --

22 Q. During the Flexiplace time. How frequently  
23 did you experience emotional distress?

24 A. Very frequently.

25 Q. Daily?

1     that point?

2           A.     Once I started working for Sirius, it had  
3     gotten a little bit better, because now I'm occupying  
4     myself with something else.

5           Q.     Did you still experience it daily?

6           A.     Probably not daily.

7           Q.     Weekly?

8           A.     Perhaps.

9           Q.     What did you do about it during that period  
10    of time, or after your termination from the IRS?

11          A.     I would seek guidance from God.

12          Q.     Medication?

13          A.     Similar.

14          Q.     Notes?

15          A.     No.

16          Q.     Did it affect your work at Sirius?

17          A.     May have.

18          Q.     How?

19          A.     Especially when the EEOC process was going  
20    on.

21          Q.     How did it affect your work during the EEOC  
22    process?

23          A.     I would have to take calls. After calls,  
24    you know, with the attorney, you're still thinking  
25    about it until you can get back, but you're still

1 thinking about what you talked to the attorney.

2 Q. Did you take leave as a result of it?

3 A. No.

4 Q. Did you -- did it affect your work at

5 T.R. Moore at all?

6 A. I would say it's affecting it, yes.

7 Q. How?

8 A. Again, in the same respect, you know. These  
9 depositions were going to happen during the busy  
10 season and I was really panicking around that time  
11 because we were working long, long hours.

12 Having to deal with that and making time for  
13 this, it just wasn't going to happen for me.

14 Q. Did you ever talk to any Sikh religious  
15 leaders about your emotional stress or your mental  
16 anguish?

17 A. None that I can think of.

18 I did in the sense that my leader is God.  
19 So I did in that sense, yeah.

20 Q. Had you ever experienced emotional distress  
21 before April of 2005?

22 A. I'm sure I have, but again, not for that  
23 long period of time where I can't thinking clearly.

24 Q. Have you ever had any emotional distress  
25 before 2005 except your work?

1 A. At the IRS?

2 Q. Sure, yes.

3 A. Before 2005?

4 Q. Yes.

5 A. April of 2005?

6 Q. Yes.

7 A. Not that I can remember.

8 Q. What about at Pricewaterhouse?

9 A. I know it was a lot of hours there, but I  
10 don't remember any particular case of a long period  
11 of emotional distress.

12 Q. Have you ever seen a doctor for any  
13 emotional distress?

14 A. No.

15 Q. Any other medications that you can think of?

16 A. No.

17 Q. Are you experiencing emotional distress now  
18 currently?

19 A. Right now, yes.

20 Q. Not right now.

21 A. Yes, I would say yes.

22 Q. Are there other aspects of your life that  
23 could cause emotional distress?

24 A. I'm sure. Lie the sheriff incident was also  
25 another one.

1           Q.    Embarrassment.  What do you mean by  
2    "embarrassment"?

3           A.    Embarrassment means not being -- viewed  
4    differently by others, at least in my mind.

5           Q.    Not being viewed differently or?

6           A.    Being viewed differently.

7           Q.    How can you tell people are viewing you  
8    differently?

9           A.    The body language.  Even though they're not  
10   saying it, but certain gestures, you know.

11          Q.    Can you give an example.

12          A.    They're uncomfortableness in even saying,  
13   How are you doing?  Deep down you can read their  
14   signs that they're kind of wondering what's going on,  
15   where are you at these days.

16          Q.    Why do you think it has to do with these  
17   instances, with these events?

18          A.    Because from not going to the office, for  
19   example, the person who always was around, the key  
20   members, all of a sudden the team member is not  
21   there.  People wonder what happened to you maybe  
22   because of that.

23          Q.    When did your embarrassment begin?

24          A.    April of 2005.

25          Q.    How long did it last?



1           A.    I mean, even today I would say -- telling  
2    T.R. Moore that I'm going through this, it kind of  
3    brings embarrassment on me.

4           Q.    Who did you tell at T.R. Moore about this?

5           A.    My partner.

6           Q.    Your partner?

7           A.    Uh-huh.

8           Q.    What was your partner's response?

9           A.    I don't remember any response. I told him  
10   that I have to take time off because of my -- because  
11   of the depositions.

12          Q.    What's his name?

13          A.    Richard Beutshies.

14          Q.    Okay, so now we are going to break it down  
15   during the time periods again.

16                We are talking now about after the IRS  
17   placed you on Flexiplace between April of 2005 and  
18   January of 2006.

19          A.    Okay.

20          Q.    How often did you experience embarrassment?

21          A.    Quite often.

22          Q.    Daily?

23          A.    Yes, pretty much.

24          Q.    What did you do about it?

25          A.    Again, seeked guidance from God.

1 Q. Talked to people about it?

2 A. Talked to people at home, yes.

3 Q. See any doctors about it?

4 A. No.

5 Q. Did it affect your work?

6 A. Yes.

7 Q. How?

8 A. I mean, me being on Flexiplace, going to  
9 their offices and not being able to go to the  
10 taxpayer's office brought embarrassment to me.

11 Here's somebody else that started at the  
12 same time I did and having to do -- they're able to  
13 do things that this job requires you to do, and I'm  
14 not. I'm prohibited from going to places.

15 Q. Did you take any medication for your  
16 embarrassment?

17 A. No.

18 Q. Notes?

19 A. No.

20 Q. Did you take any leave as a result of your  
21 embarrassment?

22 A. No.

23 Q. Did it affect your relationships?

24 A. As mentioned before.

25 Q. Did it resolve itself?

1           A.    I mean, on and off, still going on.

2           Q.    Did it change at all when you were placed on  
3   AWOL? So now we are talking January to July of 2006.

4           A.    Did it change?

5           Q.    How frequently were you experiencing  
6   embarrassment during that period of time?

7           A.    It was even worse, because now you're placed  
8   on -- you're an employee, but you're not considered  
9   an employee. I'm not serving. I'm not even working.

10          Q.    Then what did you do about it at that point?

11          A.    I'd seek guidance from God.

12          Q.    Doctors. Have you seen any doctors?

13          A.    No.

14          Q.    Medications other than what you've  
15   described?

16          A.    No.

17          Q.    Notes?

18          A.    No.

19          Q.    Did you discuss it with anybody other than  
20   the people you've already talked about?

21          A.    No.

22          Q.    Did it affect your relationships?

23          A.    Yes.

24          Q.    How?

25          A.    Same as mentioned before.

1 A. No, not that I can think of.

2 Q. Humiliation we will go into next.

3 What do you mean when you say that you  
4 suffered from humiliation?

5 A. To me, it's having a guilt that I'm doing  
6 something wrong, you know.

7 Q. When did that feeling begin?

8 A. Again, in April.

9 Q. And how long did it last?

10 A. Still to today.

11 Q. Okay. Now to the period of time between  
12 April of 2005 and January of 2006.

13 How frequently did you experience  
14 humiliation?

15 A. Quite frequently.

16 Q. Daily?

17 A. Pretty much.

18 Q. More than daily?

19 A. I don't know what "more than daily" would  
20 mean.

21 Q. Hourly?

22 A. I can't think that back now. I don't know.

23 Q. What did you do about it? Anything other  
24 than what you've told us already?

25 A. No.