

CAUSE NO. 141-307474-19

VICTOR MIGNOGNA,
Plaintiff,

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IN THE DISTRICT COURT

v.

FUNIMATION PRODUCTIONS, LLC,
JAMIE MARCHI, MONICA RIAL,
AND RONALD TOYE,
Defendants

141st JUDICIAL DISTRICT

TARRANT COUNTY, TEXAS

PLAINTIFF’S RESPONSE TO DEFENDANTS’ TCPA MOTIONS TO DISMISS

TO THE HONORABLE JUDGE OF SAID COURT:

In this response to Defendants’ motions to dismiss, Plaintiff Victor Mignogna (“Vic”) objects to Defendants’ evidence, shows they fail to meet their burdens, meets his burden, and requests that the Court strike Defendants’ evidence and deny their motions to dismiss.

I. BACKGROUND FACTS

For years, the work environment at Funimation Productions, LLC was amorous and sexually-charged.¹ Its programming is still salacious or sexual, such as: “Panty & Stocking with Garterbelt” starring Jamie Marchi (also a writer) as “Panty” and Monica Rial as “Stocking,” a show all about “sex and eating candy” and two fallen angels dressed as schoolgirls who use their lingerie as weapons to fight bad guys;² and “Prison School” where “[t]he school is ruled by a secret council of sadistic female students [and] boys are in for a world of hurt” (a “super raunchy anime series” and “Most Perverted Anime” show”).³

¹ Deposition of Monica Rial (“Monica’s Deposition”), pp. 24:17 to 25:2; Deposition of Vic Mignogna (“Vic’s Deposition”), pp. 215:2-15; Affidavit of Chuck Huber (“Huber Affidavit”), ¶¶38-42.

² www.funimation.com/shows/panty-stocking-with-garterbelt & www.ttdila.com/2012/07/anime-expo-2012-panty-and-stocking.html (both last checked 8/30, 2019).

³ <https://www.funimation.com/shows/prison-school/?qid=8dfcb17fa205984>, <https://www.ranker.com/list/dirty-anime-that-is-really-raunchy/leo-reyna>, & <https://www.thetoptens.com/perverted-anime-shows/> (all last checked 8/30/2019).

At times, Funimation uses provocative imagery to promote its shows, such as Jamie and Monica in this promotion [Figure 1] for their show “Panty & Stocking with Garterbelt”:⁴



Figure 1

In fact, this raunchy environment at times appears at conventions attended by its voice actors, for example, Jamie “making out” with Vic [Figures 2-3] at the 2010 Con-Nichiwa convention in Tucson, Arizona,⁵ or Monica being



Figures 2-3

spanked at the 2011 Anime Detour convention in Minneapolis, Minnesota [Figure 4].⁶

Rumors of Vic “being an asshole,” “using fans,” and “being a pedophile” were begun by Funimation’s “de facto manager” Chris Sabat, Monica and Jamie in the early 2000’s,



Figure 4

⁴ Deposition of Ronald Toye (“Ronald’s Deposition”), pp. 36:5 – 38:20 (verifying his twitter handle as @rontoye); www.ttdila.com/2012/07/anime-expo-2012-panty-and-stocking.html (last checked 8/30, 2019); see also <https://youtu.be/M3-EC3UdVps> (video of Funimation’s 2012 promotion of “Panty & Stocking”; see also Funimation’s use of Jamie and a stripper pole to promote the show (<https://www.facebook.com/funimation/photos/a.10150933484593481/10150935190178481/?type=3&theater>)).

⁵ <https://twitter.com/GameWizard02/status/1158106416252641280> (last checked 8/30/19).

⁶ <https://youtu.be/Q-HJ-1aQolk> (last checked on 8/28/2019).

long before any posts or tweets cited by Defendants were made.⁷ Funimation nevertheless points to the January 16, 2019 tweet from @hanleia⁸ tagging it with the question “Hey @Funimation why do you employ a known pedophile” and linking to a post on “Pretty Ugly Little Liar” as initiating allegations against Vic and triggering its “investigation.”⁹ But @hanleia did not state that Vic is a “known pedophile”; and Vic has never been charged as such.¹⁰ Indeed, on January 18, 2019, @MarzGurl posted “Hey, I just wanted to be certain, is it possible you were remembering voice actor Illich Guardiola?”—referring to a different former Funimation voice actor—**not Vic**—had been the one charged with sexually assaulting a minor.¹¹

On January 20, Vic tweeted unequivocal denials of @hanleia’s charges and “sincerely apologize[d]” to anyone who felt he had been “less than kind and grateful” or whom he had made feel badly or uncomfortable; he finished with as clear a statement as possible:

“Finally, any allegations of sexual harassment, sexual assault, or most disturbingly, pedophilia are COMPLETELY AND UTTERLY FALSE. My heart weeps for anyone who endures a violation of this kind, so to be accused of harming others in this way...I have no words.”¹²

⁷ Huber Affidavit, ¶¶11-13, 16-18, 22 and 48-50.

⁸ The anonymous Twitter handle for “caitlin @ leon i have feelings 4 u.” See <https://twitter.com/hanleia> (last checked 8/30/2019).

⁹ Funimation’s Motion at p.2; Affidavit of Tammi Denbow attached to Funimation’s Motion, at ¶¶1-4. “Pretty Ugly Little Liar” is a self-proclaimed “censorship-free forum.” See <https://prettyuglylittleliar.net>. On January 16, Monica liked and republished another tweet by @hanleia which accused Vic of being “a homophobic rude asshole who has been creepy to underage female fans for over ten years.” Plaintiff’s Amended Petition at ¶(15). However, Funimation does not claim its investigation involved this latter tweet.

¹⁰ Vic’s Deposition.

¹¹ <https://prettyuglylittleliar.net/topic/3255-vic-mignogna/?page=13>; Benton, M., “Police: Drama teacher who married 16-year-old girl faces charges,” *Click2Houston.com* (2014), <http://click2houston.com/news/texas/police-drama-teacher-who-married-16-year-old-girl-faces-charges>; McCormack, S., “Sex Charges Dropped Against Drama Teacher Ilich Guardiola After He Married Teen,” *Huffpost* (2014), https://www.huffpost.com/entry/ilich-guardiola_n_5799910; Loveridge, L., “Sexual Assault Charges Dropped Against Voice Actor Illich Guardiola,” *Anime News Network* (2014), <http://4NN.cx/.79624>.

¹² Funimation’s Motion, p. 3. A 20-year veteran of the anime voice actor industry, Chuck Huber, also was not aware of any accusations or rumors that Vic had sexually assaulted or harassed anyone prior to Defendants’

A few days later, on January 22, Ronald began telephoning and tweeting Christopher Slatosch, host of the Kameha Con convention; Ronald accused Vic of assaulting four people (Monica, “the two twins who lived with me,” and “another voice actors [sic] girlfriend”), told Slatosch that Sony was conducting an investigation and that criminal charges would soon be filed against Vic.¹³ Monica also telephoned Slatosch and called Vic a “sexual predator” and repeatedly asserted that criminal charges would soon be filed against him.¹⁴

During these telephone conversations, Monica and Ronald both urged Slatosch to breach his contract with Vic—despite his explanation that doing so would breach his written contract with Vic—and to refuse continuing to do business with Vic in the future.¹⁵ Ronald threatened that Monica would cancel her appearance at Kameha Con and that his company would withdraw its financial sponsorship of the convention—Monica likewise threatened to convince other voice actors to cancel their appearances at Kameha Con—if Slatosch did not breach his written contract with Vic.¹⁶

Due to Ronald’s disclosure of Sony’s investigation and his and Monica’s pressure, Slatosch cancelled Vic’s appearance at Kameha Con in breach of his written agreement.¹⁷ Slatosch eventually reinvited Vic to attend Kameha Con, but only after considerable expense

claims. Huber Affidavit at ¶¶52-57, 61-62 and 81.

¹³ Affidavit of Christopher Slatosch (“Slatosch Affidavit”) at ¶¶6-7.

¹⁴ *Id.*, at ¶9. Jamie and Monica both told Chuck Huber that criminal charges were being filed against Vic. Huber Affidavit at ¶79.

¹⁵ Slatosch Affidavit at ¶¶7, 9, 12 and 16.

¹⁶ *Id.*, at ¶¶9-11, 13, and Exhibit B.

¹⁷ *Id.*, at ¶¶3-4. Kameha Con was not the only convention to cancel due to Defendants’ pressure; in fact, until Defendants’ began defaming him, Vic had never had a convention cancel his appearance. Vic’s Affidavit.

by both sides and requiring Vic to pay for additional security (something not required of other guests).¹⁸ Monica made good on her threat.¹⁹

On January 23, Monica and Tammi Denbow, a Sony employee, exchanged email in which Monica thanks her for “making me feel at ease...and helping me realize it wasn’t anything I did wrong,” and Denbow is “glad it helped to talk it through.” On January 24, Ronald Toye tweeted that “I know with 100% certainty that [Vic] assaulted 4 people I love.”²⁰

On January 25, Denbow contacted Vic; Funimation was conducting a “confidential” “investigation” into: Vic’s writing Monica’s name on a jellybean she threw to him at a convention (not at Funimation’s offices) and then eating it;²¹ his flirting with two adult women at a convention (not at Funimation’s offices) who had been flirting with him for more than a year;²² and a single, consensual kiss between Vic and a co-worker more than 3 years ago at Funimation’s office (for which no complaint was ever made);²³ there was no allegation of abuse, assault or harassment.²⁴ That day, Ronald tweeted “[Vic] assaulted [4 people very close to me].”²⁵

¹⁸ *Id.*, at ¶14.

¹⁹ *Id.*, at ¶11, 15.

²⁰ Ronald’s Deposition, pp. 36:5–38:20; Ronald’s Deposition, Exhibit 28

²¹ Monica testified that this jellybean incident took place “like 15 years ago.” Monica’s Deposition, pp. 33:6-13.

²² Vic testified this occurred “several years ago.” Vic’s Deposition, pp. 126:15-17.

²³ Vic testified this occurred in “2015 or 2016.” *Id.*, pp. 120:15-18.

²⁴ Vic’s Affidavit; Monica & Ronald’s Motion, Exhibit 24. *Compare* Funimation’s Motion, p. 4; Affidavit of Tammi Denbow attached to Funimation’s Motion, at ¶¶1-4. Chuck Huber also was told that Funimation’s investigation was “confidential.” Huber Affidavit at ¶82.

²⁵ Ronald’s Deposition, Exhibit 28.

On January 26, Ronald declared that Vic “is guilty” of “sexual assault” and that Vic is a “predator.”²⁶ Two days later (January 28), Ronald publicly stated that Vic is “a man with a clear history of [sexual] deviancy.”²⁷ The next day (January 29), Funimation informed Vic that his contract with Funimation was terminated but gave him no reason for the termination.²⁸ On January 30, Monica emailed Denbow thanking her for a January 29th voice mail “update” and “for being so kind”; Monica also exchanged six email with Lisa Gibson that day during which Monica asked Gibson what she could say publicly, broached when Funimation would “make a statement,” and thanked Gibson for her “update,” and Gibson encouraged Monica to “hang in there.” On January 31, Monica had a telephone call with Gibson and Sony’s Scott Barretto;²⁹ and Ronald tweeted “I know of at least 4 assaults ... I am glad to see conventions cancelled and the truth coming to light.”³⁰

Three days after her telephone calls with Funimation executives Gibson and Barretto (February 3), Monica mirrored Ronald’s language when she tweeted “[t]he truth will come out.”³¹ That day, Vic publicly denied his detractors’ allegations.³² Wasting no time, on February 4, Ronald mocked Vic’s apology and publicly claimed “I know without a question

²⁶ Ronald’s Deposition, Exhibits 28.

²⁷ Ronald’s Deposition, Exhibit 28.

²⁸ Funimation’s Motion, p. 4; Affidavit of Tammi Denbow attached to Funimation’s Motion, at ¶8; Vic’s Deposition, pp. 133:14–23, 134:7–135:2.

²⁹ Exhibit ___ attached hereto (RIAL000038-39).

³⁰ Ronald’s Deposition, Exhibit 28-___.

³¹ Exhibit __ [Monica’s Feb. 3 tweet to @MorphBox, @DBZUk_kamehouse].

³² <https://youtu.be/SsTyIbn74aQ> (last checked 8/28/19). Chuck Huber, likewise, notes that voice actors often hug fans at conventions regardless of age and that he always saw Vic stopped if someone “acted like they did not want to be hugged or kissed.” Huber Affidavit at ¶¶65 and 79.

he hurt people very close to me. Those tears are fake.”³³ He then declared there were “over 100 ladies and counting coming forward” with accusations against Vic.³⁴

The next day (February 5), Ronald publicly called on Funimation to make a public statement about Vic and for Vic to “be banned indefinitely,”³⁵ again publicly calling Vic “a predator.”³⁶ On February 6, Ronald again publicly accused Vic of “assault[ing] my fiancée,”³⁷ declared there are “over 100 accounts of assault,”³⁸ made it clear that the objective was Vic “being blacklisted and out of work,”³⁹ and predicted that the proof of allegations against Vic “will be him getting fired from everything.”⁴⁰

The next day (February 7), in an email to Funimation’s Trina Simon, Monica accused Vic of sexually assaulting her in 2007;⁴¹ as if synchronized, Jamie tweeted the same day that Vic is “a monster...there are dozens upon dozens of reports,”⁴² and Ronald again publicly called on Funimation to make a statement.⁴³ Jamie then reveals their plan: use “name and shame” to destroy Vic’s reputation.⁴⁴

³³ Ronald’s Deposition, Exhibit __ [his Feb. 4 tweet to @YuScifo].

³⁴ Ronald’s Deposition, Exhibit __ [his Feb. 4 tweet to @z31r4m and @Rialisms]

³⁵ Ronald’s Deposition, Exhibits __ [his Feb. 5 tweet to @MicheleFeghali], __ [his Feb. 5 tweet to @demonfire99 & @ShadowCoon], and __ [his Feb. 5 tweet to @AspingCFF & @jericollage70].

³⁶ Ronald’s Deposition, Exhibit __ [his Feb. 5 tweet to @Broccolikari & @AcidAt01].

³⁷ Ronald’s Deposition, Exhibit __ [his Feb. 6 tweet to @tommy_degroat & @Rialisms]. Monica is Ronald’s fiancée. Monica’s Deposition, pp. 22:10-20.

³⁸ Ronald’s Deposition, Exhibit __ [his Feb. 6 tweet to @turbotaliz86, @McBenefit & @Rialisms].

³⁹ Ronald’s Deposition, Exhibit __ [his Feb. 6 tweet to @Dosteven & @Bombastician].

⁴⁰ Ronald’s Deposition, Exhibit __ [his Feb. 6 tweet to @Darkbunnyrabbit & @Rialisms].

⁴¹ Exhibit __ attached hereto (RIAL000003-5).

⁴² Exhibit __ attached hereto [Jamie’s 2/7 tweet to @Odd_oneShawn].

⁴³ Ronald’s Deposition, Exhibit __ [his Feb. 7 tweet to @Void4Zero & @McBenefit].

⁴⁴ Exhibit __ attached hereto (Jamie’s “I want his balls” quote).

On February 8, Vic tweeted that he did not want anyone claiming to support him making threats: LET ME BE PERFECTLY CLEAR that I would NEVER condone anything approaching this whatsoever, and I call upon anyone doing it to STOP THIS IMMEDIATELY.”⁴⁵ That same day, Monica and Funimation’s Coleen Carroll mocked Vic for his private email to Monica explaining that he has always considered her a “dear friend” and asking her to tell him what he had done to make her so angry.⁴⁶

The next day (February 9), Jamie tweeted that Vic assaulted her—she could not remember when—by grabbing her hair and whispering something in her ear that she could not remember then stating that Vic had done “this exact thing to half a dozen other women that I personally know” and that he’s a “predator.”⁴⁷ Two days later (February 11), Funimation tweeted that “[f]ollowing an investigation...Funimation will not be engaging Mignogna in future productions...We do not condone any kind of harassment or threatening behavior being directed at anyone”; Monica added to Funimation’s tweet that “[t]here were multiple investigations with testimony, proof, evidence...I am one of dozens of men and women who participated.”⁴⁸ Later that day, Monica tweeted, “[a]nd just so we’re clear, he’s the legal definition of harassment.”⁴⁹

Funimation’s Twitter followers knew exactly what Funimation was saying: the result of its investigation was that Vic had engaged in “harassment or threatening behavior”—

⁴⁵ Funimation’s Motion at p. 5.

⁴⁶ Exhibit ___ attached hereto (RIAL000001).

⁴⁷ Exhibit ___ attached hereto (Jamie’s 2/8/19 tweet). However, in her recent affidavit, she suddenly remembers that this event allegedly occurred in “approximately 2011” but still does not remember what Vic allegedly whispered in her ear. Jamie’s Motion, Affidavit of Jamie Marchi at ¶2.

⁴⁸ Funimation’s Motion, Exhibit L; Monica’s Deposition, Exhibit 31; Plaintiff’s Amended Petition at ¶(30).

⁴⁹ Monica’s Deposition, Exhibit 31.

particularly since Monica had reinforced it with her description of “multiple investigations with testimony, proof, evidence...I am one of dozens of men and women who participated.”⁵⁰ Oddly, Funimation has never contradicted or corrected Monica’s “signal boosting.”⁵¹

Two days later (February 13), Vic tweeted that he “had no idea that any animosity” towards him had existed until “these last few weeks” and apologized if he had made anyone feel uncomfortable and begged for people to “please be kind to one another. The very last thing I want is for ANYONE to be hatefully targeted—especially not on my behalf.”⁵²

On February 16, Ronald tweeted that Vic would be “a registered sex offender.”⁵³ Two days later (February 18), he confirmed that Monica was a Funimation employee.⁵⁴ The next day, Monica tweeted that Vic had been accused of sexual harassment, alleged Vic had grabbed her hair and whispered in her ear (without recalling what was said) and claimed she “witnessed” him do it “to so many people,” she claimed he had forced a kiss on her in “[i]n the mid-2000s,” and called him a “predator.”⁵⁵ Later, in her deposition and her motion to dismiss, Monica expanded on her forced kiss story claiming Vic invited her to his hotel room, threw her on his bed and forcibly kissed her, and that Stan Dahlin witnessed her leaving Vic’s hotel room.⁵⁶ Both Vic and Mr. Dahlin expressly deny Monica’s allegations.⁵⁷

⁵⁰ Huber Affidavit at ¶82; Exhibit ___.

⁵¹ Signal boosting means “[p]osting to a community forum ([mailing list](#), [social networking site](#), [discussion board](#)) in hopes of getting more attention for an event or cause. This is not the primary or first announcement, but rather one of many auxiliary posts or cross-posts to communities with individuals who are likely to take interest.” See <https://www.urbandictionary.com/define.php?term=signal%20boost> (definition of “signal boosting”).

⁵² Funimation’s Motion at p. 7.

⁵³ Ronald’s Deposition, Exhibit 28-___.

⁵⁴ Ronald’s Deposition, Exhibit 28-___.

⁵⁵ Monica’s Deposition, Exhibit 33.

⁵⁶ Monica & Ronald’s Motion at ¶20; Monica’s Deposition at 31:1-8.

⁵⁷ Vic’s Affidavit at ___; Exhibit ___, Affidavit of Stan Dahlin.

On February 19, Ronald suddenly switched from calling Vic a predator, registered sex offender and accusing him of assault and harassment to towing the line that Funimation would henceforth use: Vic had been terminated by Funimation for “inappropriate conduct.”⁵⁸

II. OBJECTIONS, SPECIAL EXCEPTIONS & MOTION TO STRIKE

Vic incorporates his objections to Defendants’ evidence attached hereto.

III. RESPONSE TO DEFENDANTS’ MOTIONS

Defendants’ motions to dismiss initiated a three-step process. First, each Defendant has the initial burden to show, by a preponderance of the evidence, that Vic’s claims against it/her/him are based on, related to, or in response to that Defendant’s exercise of the right of free speech, the right to petition, or the right of association. TEX. CIV. PRAC. & REM. CODE §27.005(b); In re Lipsky, 460 S.W.3d 579, 586–87 (Tex. 2015). A “preponderance-of-the-evidence” means that the greater weight and degree of credible evidence creates a reasonable belief in the truth of the matter. Batra v. Covenant Health System, 562 S.W.3d 696, 706 (Tex. App.—Amarillo 2018, pet. denied), reh’g denied (Nov. 5, 2018). The Court considers the live pleadings as well as supporting and opposing affidavits stating the facts on which the claims are based. TEX. CIV. PRAC. & REM. CODE §27.006. Hence, each Defendant must show it is more likely than not—based on the pleadings and affidavits—that Vic’s claims against it/her/him are based on, related to, or in response to that Defendant’s exercise of a right protected by the TCPA. In re Lipsky, 460 S.W.3d at 589; Batra, 562 S.W.3d at 706.

Whether the TCPA applies is the threshold question. Beving v. Beadles, 563 S.W.3d 399, 404 (Tex. App.—Fort Worth 2018, pet. denied). The Court must first ascertain that the rights a Defendant claims are constitutional rights protected by the First Amendment as

⁵⁸ Ronald’s Deposition, Exhibit 28-___.

defined in the TCPA and that Vic's legal action was brought to intimidate or silence that Defendant's expression of those rights in a matter of public concern. Universal Plant Services, Inc. v. Dresser-Rand Group, Inc., 571 S.W.3d 346, 358 (Tex. App.—Houston [1st Dist.] 2018, no pet.). If a Defendant cannot satisfy its burden, its motion must be denied. Diamond Consortium, Inc. v. Hammervold, 733 Fed. Appx. 151, 154 (5th Cir. 2018), reh'g denied (June 4, 2018); Darnell v. Rogers, 08-17-00067-CV, 2019 WL 2897489, at *4 (Tex. App.—El Paso July 5, 2019, no pet. h.); In re IntelliCentrics, Inc., 02-18-00280-CV, 2018 WL 5289379, at *3 (Tex. App.—Fort Worth Oct. 25, 2018, no pet.). If a Defendant satisfies this burden, Vic must establish a prima facie case for each essential element of his claim against that Defendant by “clear and specific evidence.” TEX. CIV. PRAC. & REM. CODE §27.005(c); In re Lipsky, 460 S.W.3d at 586–87.

The requirement of a “prima facie case” means Vic must produce **the minimum quantum of evidence that is necessary to support a rational inference that the allegation of fact is true** (without considering rebuttal or contradiction). Dallas Morning News, Inc. v. Hall, 17-0637, 2019 WL 2063576, at *4 (Tex. May 10, 2019); Weber v. Fernandez, 02-18-00275-CV, 2019 WL 1395796, at *4 (Tex. App.—Fort Worth Mar. 28, 2019, no pet.).

“Clear and specific evidence” is not a heightened evidentiary standard; rather, it means that Vic “must provide enough detail to show the factual basis for his claim [and] support a rational inference that the allegation of fact is true.” *Id.*; In re Lipsky, 460 S.W.3d at 590-91. Vic is not required to provide direct evidence, Diamond Consortium, 733 Fed. Appx. at 155;⁵⁹

⁵⁹ The Texas Supreme Court has expressly disapproved interpretations of the TCPA that “require direct evidence of each essential element of the underlying claim to avoid dismissal” and, instead, has held that pleadings and evidence that establish the facts necessary to support the essential elements of a claim are sufficient to resist a TCPA motion to dismiss. Universal Plant Services, 571 S.W.3d at 359

he may rely on circumstantial evidence (if the inference drawn is reasonable). Hall, 2019 WL 2063576 at *4; Beving, 563 S.W.3d at 408.

At this stage of the proceedings, the Court presumes the truth of Vic's assertions, D Magazine Partners, L.P. v. Rosenthal, 529 S.W.3d 429, 440 fn. 9 (Tex. 2017), reh'g denied (Sept. 29, 2017), views the pleadings and evidence in the light most favorable to him, Diamond Consortium, 733 Fed. Appx. at 155, Universal Plant Services, 571 S.W.3d at 355, Brugger v. Swinford, 14-16-00069-CV, 2016 WL 4444036, at *2 (Tex. App.—Houston [14th Dist.] Aug. 23, 2016, no pet.), and favors the conclusion that his claims are not predicated on protected expression. Beving, 563 S.W.3d at 407.

Even if Vic satisfies his burden, the Court must dismiss a claim if a Defendant can establish “each essential element of a valid defense” to that claim by a preponderance of the evidence. TEX. CIV. PRAC. & REM. CODE §27.005(d); Hall 2019 WL 2063576 at *4.

A. Defendants' communications are not subject to the TCPA's protections.

The TCPA's purpose is to strike a balance between protecting citizens against lawsuits designed only to chill their First Amendment rights to participate in matters of public concern and the rights of persons to file meritorious lawsuits. TEX. CIV. PRAC. & REM. CODE §27.002; Hall, 2019 WL 2063576 at *4; D Magazine Partners, L.P. v. Rosenthal, 529 S.W.3d 429, 433–34 (Tex. 2017), reh'g denied (Sept. 29, 2017); In re Lipsky, 460 S.W.3d at 589. A motion to dismiss under the TCPA is manifestly *not* intended as a means of disposing of meritorious suits on a quick, summary proceeding before evidence can be gathered and the merits developed, in that the TCPA is also designed to protect the rights of the plaintiff to file a meritorious lawsuit. Universal Plant Services, 571 S.W.3d at 358.

1. Vic's claims do not implicate Defendants' exercise of free speech.

All Defendants argue that Vic's claims are based on, related to, or in response to their exercising the rights of free speech or association. The TCPA defines the "exercise of the right of free speech" as "a communication made in connection with a matter of public concern." TEX. CIV. PRAC. & REM. CODE §27.001(3). The TCPA's definition of free speech has two components: (1) the exercise must be made in a communication, and (2) the communication must be made in connection with a matter of public concern. Lippincott v. Whisenhunt, 462 S.W.3d 507, 509 (Tex. 2015).⁶⁰ A "matter of public concern" includes an issue related to: health or safety; environmental, economic, or community well-being; the government; a public official or public figure; or a good, product, or service in the marketplace. TEX. CIV. PRAC. & REM. CODE §27.001(7). Whether speech addresses a matter of public concern must be determined by the expression's content, form, and context. Dun & Bradstreet, Inc. v. Greenmoss Builders, Inc., 472 U.S. 749, 761, 105 S. Ct. 2939, 2946, 86 L. Ed. 2d 593 (1985).

The mere fact that a topic relates to a public controversy does not necessarily equate with a matter of public concern. Time, Inc. v. Firestone, 424 U.S. 448, 454, 96 S. Ct. 958, 965, 47 L. Ed. 2d 154 (1976). Rather, speech deals with matters of public concern when it can be fairly considered as relating to a matter of political, social, or other concern to the community or is a subject of legitimate news interest; *i.e.*, it is a subject of general interest and of value and concern to the public. Lane v. Franks, 573 U.S. 228, 241, 134 S. Ct. 2369, 2380, 189 L. Ed. 2d 312 (2014); Baumgart v. Archer, 01-18-00298-CV, 2019 WL 2621744, at *4

⁶⁰ Vic does not dispute that the Defendants' tweets at issue fit within the TCPA's definition of "communication." TEX. CIV. PRAC. & REM. CODE §27.001(1).

(Tex. App.—Houston [1st Dist.] June 27, 2019, no pet. h.). For example, prosecution of crimes and the resulting judicial proceedings are matters of public concern, Brady v. Klentzman, 515 S.W.3d 878, 884 (Tex. 2017), reh’g denied (June 2, 2017); embarrassing facts about private citizens, however, are not matters of public concern, regardless of public interest in the subject matter. Star-Telegram, Inc. v. Doe, 915 S.W.2d 471, 474 (Tex. 1995).⁶¹

a. Funimation’s evidence & arguments fail.

Funimation argues that its tweets were made in connection with a public concern about the “health or safety” or “community well-being” of the “anime community.” However, Funimation fails to provide any evidence or argument defining this amorphous “anime community.” For example, does this community include every human on the planet who watches anime or only those who attend anime conventions? Funimation provides no evidence, or even argument, either (i) identifying the community whose “well-being” is a matter of “public concern” or (ii) explaining whose “health or safety” is a matter of “public concern.”

Funimation also asserts that its tweets were related to the “public concern” about Vic as a “public figure” that was created by @hanleia’s January 2019 tweets and subsequent “allegations of sexual misconduct ... through negative Twitter posts and other sources within the anime community.” As shown, @hanleia accused (a) Funimation of employing a pedophile which turned out to be Illich Guardiola (*i.e.*, **not Vic**) and (b) Vic of being rude, homophobic and creepy **but not** of sexual misconduct; @hanleia’s tweets do not evince

⁶¹ Further examples of topics that are not necessarily matters of public concern: speech solely in the individual interest of the speaker and its specific business audience, Dun & Bradstreet, 472 U.S. at 762, 105 S. Ct. at 2946–47; and communications about a person’s private life. Pickens v. Cordia, 433 S.W.3d 179, 184 (Tex. App.—Dallas 2014, no pet.), *disapproved of on other grounds by* Hersh v. Tatum, 526 S.W.3d 462 (Tex. 2017), *and disapproved of on other grounds by* Dobrott v. Jevin, Inc., 05-17-01472-CV, 2018 WL 6273411 (Tex. App.—Dallas Nov. 30, 2018, no pet.).

Funimation’s alleged “public concern” about “allegations of sexual misconduct” by Vic. And Funimation fails to identify any “negative Twitter posts and other sources within the anime community” other than posts on Polygon.com and Anime News Networks; but these two internet posts are not conclusive. Wolston v. Reader’s Digest Association, Inc., 443 U.S. 157, 167, 99 S. Ct. 2701, 2707, 61 L. Ed. 2d 450 (1979) (“[a] private individual is not automatically transformed into a public figure just by becoming involved in or associated with a matter that attracts public attention”).⁶²

Public figures fall into two categories: general-purpose public figures and limited-purpose public figures. WFAA-TV, Inc. v. McLemore, 978 S.W.2d 568, 571 (Tex. 1998). A general-purpose public figure is someone who has attained such pervasive fame or notoriety that he becomes a public figure for all purposes and in all contexts; he is a “well-known celebrity, his name a household word.” Gertz v. Robert Welch, Inc., 418 U.S. 323, 351, 94 S. Ct. 2997, 3013, 41 L. Ed. 2d 789 (1974); McLemore, 978 S.W.2d at 571 (citing Gertz); Pickens, 433 S.W.3d at 185 (citing Waldbaum v. Fairchild Publications, Inc., 627 F.2d 1287, 1294 (D.C. Cir. 1980)). By contrast, a private individual has not “accepted public office or assumed an influential role in ordering society.” Gertz, 418 U.S. at 345, 94 S. Ct. at 3010.

i. Vic is not a general-purpose public figure.

Vic is neither an elected official nor a well-known celebrity like Tom Hanks or George Clooney; the Court will recall neither it nor opposing counsel could identify Vic or correctly pronounce his name at the initial hearing in this matter.⁶³ Vic testified that he is not broadly

⁶² These articles are inadmissible. *See supra* at Section II.

⁶³ Exhibit ■, excerpts from May 31, 2019 hearing, pp. 25:25-26:1.

famous (as a general-purpose public figure would be).⁶⁴ While Funimation relies on the number of Vic’s Twitter followers (119,000) and IMDb (www.imdb.com) credits (432) without explaining how this conveys public figure status, numbers alone cannot establish public figure status. Pickens, 433 S.W.3d at 186. Consider that “Doug the Pug” has more Twitter followers than Vic,⁶⁵ and there’s no reasonable assertion that Doug is a general-purpose public figure. Plus, Twitter followers can be purchased,⁶⁶ undermining any argument that the number of Twitter followers is credible evidence of public figure status. As for IMDb credits, numerous people who defy “well-known celebrity...name a household word” status have more IMDb entries than Vic: Irving Bacon (542), Bess Flowers (915), and James Hong (433);⁶⁷ indeed, iMDB, like Wikipedia, is inherently unreliable. See Rosenthal, 529 S.W.3d at 435-37.

Funimation simply has not proven that Vic is a general-purpose public figure.

ii. Vic is not a limited-purpose public figure.

Limited-purpose public figures are only public figures for a limited range of issues surrounding a particular public controversy. McLemore, 978 S.W.2d at 571. Texas uses a three-part test to assess whether an individual is a limited purpose public figure: (1) the controversy at issue must be public both in the sense that people are discussing it and people other than the immediate participants in the controversy are likely to feel the impact of its resolution; (2) the plaintiff must have more than a trivial or tangential role in the controversy;

⁶⁴ Vic’s Deposition, pp. 242:21–243:4.

⁶⁵ <https://twitter.com/itsdougthepug> (2.8 million followers).

⁶⁶ See <https://moz.com/blog/guide-to-buying-legit-twitter-followers>, <https://buytwitterfollowersreview.org/>, <https://www.socialshop.co/twitter/buy-twitter-followers/>, <https://www.instafollowers.co/buy-twitter-followers>, & <https://www.helpwyz.com/buy-twitter-followers/>.

⁶⁷ See <https://www.imdb.com/name/nm0045784/>, <https://www.imdb.com/name/nm0283170/>, & <https://www.imdb.com/name/nm0393222/>, respectively.

and (3) the alleged defamation must be germane to the plaintiff's participation in the controversy. Neely v. Wilson, 418 S.W.3d 52, 70-71 (Tex. 2013). However, the allegedly defamatory statement cannot be what brought the plaintiff into the public sphere (*i.e.*, "those charged with defamation cannot, by their own conduct, create their own defense by making the claimant a public figure"). *Id.* (quoting Hutchinson v. Proxmire, 443 U.S. 111, 135, 99 S.Ct. 2675, 61 L.Ed.2d 411 (1979)). In considering the plaintiff's role in the controversy, the Court considers (a) whether the plaintiff actually sought publicity surrounding the controversy, (2) whether the plaintiff had access to the media, and (3) whether the plaintiff voluntarily engaged in activities that necessarily involved the risk of increased exposure and injury to reputation. McLemore, 978 S.W.2d at 573.

Funimation does not explain what behavior was alleged in the nebulous "negative Twitter posts and other sources within the anime community"; hence this reference constitutes no evidence of a public controversy, Vic's participation therein, or that Vic sought publicity surrounding the controversy. The "pedophile" referenced in @hanleia's tweet was not Vic, belying this tweet as evidence of a public controversy involving Vic, his participation therein, or that he sought publicity surrounding the controversy.⁶⁸ Indeed, Vic has vehemently denied engaging in the behavior alleged in the inadmissible Polygon.com and Anime News Networks articles, undermining any argument that these articles support Vic's participation in any public controversy or that he sought publicity surrounding the controversy. Funimation has presented no credible evidence that Vic "voluntarily engaged in activities that necessarily involved the risk of increased exposure and injury to reputation."

⁶⁸ In fact, *the Defendants* initiated the rumors about Vic long before @hanleia's tweets. *Supra* at footnote 7. And the Defendants' behavior cannot make Vic a public figure. Neely, 418 S.W.3d at 70-71.

Further, Funimation fails to produce any evidence that anyone other than Vic and the Defendants will feel the impact of any resolution of here. And, while Vic (like virtually every other human being in the developed world) had access to social media, he did not seek out the news media; rather, he merely asked his supporters to publicly speak about their positive experiences with him, denied the allegations levied against him, apologized to anyone he unintentionally offended, and called for (not spurred) the immediate cessation of any harassment. Contrary to those previously found to have interjected themselves into a controversy, *see McLemore*, 978 S.W.2d at 573, Vic neither sought this controversy nor interjected himself into it.

Funimation failed to prove Vic is a limited-purpose public figure.

iii. Funimation's argument & evidence are self-defeating.

Even so, Funimation claims its tweets merely state that it was parting ways with Vic after the second season of *Morose Mononokean*,⁶⁹ but Funimation fails to explain how the status of Vic's contract is of "general interest and of value and concern to the public." *Lane*, 573 U.S. at 241, 134 S. Ct. at 2380; *Baumgart*, 2019 WL 2621744 at *4. Moreover, Funimation fails to explain how its investigation could be related to a matter of public concern, when it was a confidential, internal investigation.

Nevertheless, if Funimation's arguments and supporting affidavit are to be believed, its tweets bear no relation whatsoever to the supposed public concern about "allegations of sexual misconduct," because its tweets merely stated that it was parting ways with Vic and then asked the global anime community to be kind to one another (as did Vic). Put another way: if Funimation's arguments and affidavits are to be believed, its tweets were not based

⁶⁹ Funimation's Motion at pp. 6.

on, related to, or are in response to the public concern about allegations of sexual misconduct against Vic and, therefore, are not subject to the TCPA.

b. Monica’s & Ronald’s evidence and arguments fail.

For the same reasons, Monica and Ronald fail to invoke the TCPA. They argue (without buttressing with evidence) that “it is axiomatic” that Vic’s claims implicate a matter of public concern and that they “need show no more.” But that is their burden under the TCPA. Relying on hearsay, speculation and other inadmissible testimony, they posit that rumors and allegations about Vic were swirling about for year—a proposition flatly rejected by a 20-year veteran anime voice actor.⁷⁰

Monica and Ronald claim that “the communications [Vic] seeks to silence...implicate the health or safety and the well-being of the local, national and international community of fans who attend these conventions.” They fail to explain how their comments concern such a broad category of persons—for example, how are their comments concerning “the health or safety and the well-being” anime fans in Japan? Also, they fail to identify the danger Vic presents to this amorphous group of people that they claim need to have their health and safety protected.

Further, Monica and Ronald claim that “Twitter statements concerning Plaintiff’s improper behavior (exacerbated by his own public comments), coupled with turning his shock jock loose to further fan the flames, perpetuated this controversy.” Not true—the Defendants initiated the rumors and fanned the flames of allegations; their own Twitter statements calling Vic a “predator” and saying he “sexually assaulted 100s and 1000s of people” fueled this controversy. Indeed, they began tweeting about Vic before the online “articles” on which they

⁷⁰ *Supra* at footnote 12.

rely were published; and the “shock jock” they claim perpetuated this controversy did not comment upon Vic’s situation until **after** Monica provided her false “story” on Twitter. Any controversy created was created by Monica and Ronald, and they cannot use it to cloak themselves in the TCPA. Neely, 418 S.W.3d at 70-71.

c. Jamie’s evidence and arguments fail.

Jamie argues that Vic is a general-purpose public figure because he has a fan club, has been a voice actor in hundreds of Japanese anime films (an inaccurate statement), has a Go Fund Me account started by a Minnesota attorney, has a particular number of Twitter followers, and because allegations about him are being publicly discussed—none of which is evidence that he is “a public figure for all purposes and in all contexts” or that “his name [is] a household word.” Gertz, 418 U.S. at 351, 94 S. Ct. at 3013; McLemore, 978 S.W. 2d at 571; Pickens, 433 S.W. 3d at 185-86.

She also argues that he is a limited-purpose public figure, because he has attracted limited media attention and concludes, without providing any evidence, that there is “ample evidence in the Court’s record that multiple people are discussing the statements about [Vic’s] abuses, [Vic] is the center of the controversy, has injected himself directly into it, and has far beyond a merely tangential or trivial role therein, and the statements of which [Vic] complains are directly germane to Plaintiff’s participation in this controversy. Aside from the threshold issue that Jamie has the burden of proof to establish TCPA applicability, her arguments fail for the same reasons as Funimation’s arguments which she duplicates. *See* Wolston, 443 U.S. at 167, 99 S. Ct. at 2707; McLemore, 978 S.W.2d at 571-73; Neely, 418 S.W.3d at 70-71; *see supra* at 15-19.

Even so, Jamie claims her tweets relate not only to her own safety, but to the safety of [Vic's] other past and future victims. Vic has vehemently denied the allegations made against him specifically the claim made by Jamie Marchi. While “Texas courts may recognize that when a statement concerns even just an individual’s state of safety, the TCPA applies,” Jamie statement, which has changed since initially made by her, made years after she claims it happened, is not implicating her safety in any way. She had contact with Vic on multiple occasions after she claims he “assaulted” her which indicates she had no concern for her safety, health or well-being until she made her defamatory and false statement in furtherance of her conspiracy with Monica, Ronald and Funimation to destroy Vic’s career. If she was so concerned about her safety and health and was concerned about the safety and health of what she claims are past and future victims, then why did she wait years to make her statement? She provides only a self-serving statement and no other evidence to demonstrate her concern for others. Furthermore, an issue is not automatically a matter of public concern because it could become one in the future. Tu Nguyen v. Duy Tu Hoang, 318 F. Supp. 3d 983 (S.D. Tex. 2018), appeal dismissed sub nom. Tu Nguyen v. Radio Free Asia, 18-20529, 2018 WL 7142200 (5th Cir. Oct. 5, 2018). Jamie’s disingenuous argument fails.

d. Defendants’ tweets are not an exercise of protected speech.

The TCPA does not protect the unfettered right of speech but, rather, expressly protects that right only to the maximum extent permitted by law, Weber, 2019 WL 1395796 at *23. Defendants have failed to prove by a preponderance of the evidence that their tweets are subject to the TCPA, and the Court should deny their motions on this point.

2. Vic's claims do not implicate Defendants' right of association

The exercise of the right of association means “a communication between individuals who join together to collectively express, promote, pursue or defend common interests.” TEX. CIV. PRAC. & REM. CODE §27.001(2). But the right of association under the TCPA relates to “the sorts of expressive activities that are the essence of self-government.” Kawcak v. Antero Res. Corp., 02-18-00301-CV, 2019 WL 761480, at *3 (Tex. App.—Fort Worth Feb. 21, 2019, pet. denied). The common interests required in the TCPA's definition of “the right of association” must be shared by the public at large or at least a definable group. *Id.*, 2019 WL 761480 at *8. None of the Defendants provide evidence that the public at large is interested in this dispute or that there is any definable group—other than this amorphous “anime community”—with whom they share interests expressed in their communications at issue. Their argument is simply “incongruous” with the TCPA's protections. *Id.*, 2019 WL 761480 at *10-11.

B. Vic can establish a *prima facie* case of his claims

Even if the Court determines that Defendants have met their burden by a preponderance of the evidence, Vic can establish a *prima facie* case for each essential element of his claims.

1. Defamation

There is no constitutional value in false statements of fact—whether the intentional lie or the careless error. Gertz, 418 U.S. at 340, 94 S. Ct. at 3007. To satisfy his burden of establishing a *prima facie* that Funimation defamed him, Vic must produce **the minimum quantum of evidence supporting a rational inference that the following allegations are true:** (1) a Defendant published a false statement (2) that defamed him (3) with the requisite

degree of fault regarding the truth of the statement and (4) damages (unless the statement constitutes defamation per se). See Rosenthal, 529 S.W.3d at 434; *but see* McLemore, 978 S.W.2d at 571.⁷¹ Pleadings and evidence that establish the facts of when, where, and what was said, the defamatory nature of the statements, and how they damaged Vic should be sufficient to defeat the Defendants’ motions. In re Lipsky, 460 S.W.3d at 591.

a. Defamatory, False Statement

In making the initial determination of whether a publication is capable of a defamatory meaning, the Court examines the gist of the publication. Neely, 418 S.W.3d at 63. The publication’s gist is not based merely on individual statements considered in a vacuum; rather, individual statements—literally or substantially true—published together can convey false or defamatory meaning (for example, by omitting or juxtaposing facts). Rosenthal, 529 S.W.3d at 438; In re Lipsky, 460 S.W.3d at 594. The Court must consider whether the words and how they were used are reasonably capable of defamatory meaning based on how a person of ordinary intelligence would perceive the statement as a whole; in this analysis, it is helpful to ask whether the statement published was more damaging than the truth? Weber, 2019 WL 1395796 at *8-9.

i. Funimation’s Defamatory Statements

Funimation’s tweets, seen as a whole through the eyes of a person of ordinary intelligence, declares that their “investigation” determined that Vic engaged in abusive and harassing conduct. This was the interpretation by those following Funimation on Twitter.

⁷¹ According to the McLemore Court, “to maintain a defamation cause of action, the plaintiff must prove that the defendant: (1) published a statement; (2) that was defamatory concerning the plaintiff; (3) while acting with either actual malice, if the plaintiff was a public official or public figure, or negligence, if the plaintiff was a private individual, regarding the truth of the statement.” McLemore, 978 S.W.2d at 571.

Funimation claims this was not intended and that it concluded only that there was “inappropriate conduct”—what that conduct was, Funimation does not say; however, none of Funimation’s affidavits claim the investigation concluded Vic had engaged in abuse or harassment. Indeed, according to Vic, Funimation’s vague investigation only asked him about eating a jellybean which Monica Rial threw to him at a convention (not at Funimation’s offices), flirting with two adult women at a convention (not at Funimation’s offices) who had been flirting with him for more than a year, and a single, consensual kiss with a co-worker at Funimation’s office (for which no complaint was ever made); there was no allegation of abuse or harassment. At this state of the case, the Court presumes the truth of Vic’s assertions, and there is certainly nothing abusive or harassing about this conduct. Rosenthal, 529 S.W.3d at 440.⁷²

Before Funimation’s tweet, Vic had publicly denied any allegations of harassment or abuse or inappropriate conduct and denied directly to Funimation the allegations of “inappropriate conduct” on which it now relies. At this phase, this is direct evidence that Funimation’s tweets were false. Van Der Linden v. Khan, 535 S.W.3d 179, 198 (Tex. App.—Fort Worth 2017, pet. denied).

ii. Monica’s & Jamie’s Defamatory Statements

Monica claimed that Vic assaulted her and others, that he’s a sexual predator, and that he’s the legal definition of harassment; she also told Slatosch that Vic would be criminally

⁷² If Vic’s recollection of the investigation is presumed true (and, at this state of the case, the Court presumes the truth of Vic’s assertions, Rosenthal, 529 S.W.3d at 440), Monica’s and Jamie’s claims of assault are notably missing from Funimation’s investigation. This certainly belies any claim by either Monica or Jamie that they reported their claims to Funimation. It also illuminates why Funimation still refuses explaining what it determined was Vic’s “inappropriate conduct”: if Funimation disclosed that the allegations merely were eating a jellybean, flirting with fans who flirted with him, and a consensual kiss, it would undermine the narrative its co-conspirators were weaving.

charged. Jamie also tweeted that Vic assaulted her and others. This is defamation per se. In re Lipsky, 460 S.W.3d at 596. Vic publicly denied their allegations, implicitly denied Monica's allegations in his email to her, and has denied them in his deposition and his affidavit; since only they and Vic know the truth of their allegations of assault, Vic's denials are sufficient to establish the falsity of her statement (moreover, Stan Dahl refuted Monica's description of events, which is further evidence of the falsity of her statement). Khan, 535 S.W.3d at 198.

iii. Ronald's Defamatory Statements

Ronald repeatedly tweeted that Vic had assaulted Monica, that he knew of at least three others whom Vic had assaulted, that he knew 100 other women who were coming forward to accuse Vic of sexual assault, that Vic was a predator, and that Vic would be a registered sex offender; moreover, he told Slatosch that Vic would be criminally charged. This is defamation per se. In re Lipsky, 460 S.W.3d at 596. Vic publicly denied his allegations and has denied them in his deposition and his affidavit; and Ronald testified that he based his "knowing" that 100 other women were coming forward on Internet posts he did not verify. Again, at this phase, these are enough facts to establish a rational inference that Vic's allegations are true. Hall, 2019 WL 2063576 at *4; Khan, 535 S.W.3d at 198.

b. Requisite degree of fault

Vic is a private, not a public, figure; hence he need only prove negligence. In re Lipsky, 460 S.W.3d at 593. He denied the Defendants' allegations against him, and the charge of pedophilia was determined in 2014 to be someone else. This is a sufficient factual basis for a rational inference that Vic's allegations are true that all Defendants tweeted their charges against Vic of assault, abuse and harassment with negligent disregard for the truth.

Even if the Court determines that Vic is a public figure and Defendants' tweets were in response to a matter of public concern, all Defendants acted with malice. For defamation claims, "malice" means the defamatory statement was published with knowledge that it was false or with reckless disregard of whether it was true or not; "reckless disregard" means the publisher doubted the truth of its publication (for example, accusing the plaintiff of a crime he did not commit). Weber, 2019 WL 1395796 at *6, 16-17. Reckless disregard may be shown by circumstantial evidence as well as by showing the publisher purposefully avoided the truth. *Id.*, 2019 WL 1395796 at *24 (Gabriel, J. dissenting).

The information that Vic gave Funimation during its "investigation" confirmed there was no abusive or harassing behavior and was sufficient to give Funimation serious concern about the truth of its statements prior to tweeting; indeed, he had already publicly denied allegations of wrongdoing. And Funimation does not claim its investigation identified any abusive or harassing behavior. Moreover, @MarzGurl showed that the "underage sexual assault" story was **not** about Vic—a fact established in 2014. Viewing this in the light most favorable to Vic, and drawing reasonable inferences in his favor, either Funimation purposefully avoided the truth, or this information coupled with Vic's version constitutes circumstantial evidence that Funimation had a serious concern about the truth of its statements.⁷³

Vic denied Monica's, Jamie's and Ron's claims. At this stage of the case, this is sufficient to establish that they knew their statements were false and, thus, the element of malice. Khan, 535 S.W.3d at 198. Also, Ron testified he had no personal knowledge that

⁷³ Funimation's and Monica's assertions that they did not intend to convey a defamatory meaning are unavailing. See Weber, 2019 WL 1395796 at *24 (Gabriel, J. dissenting).

100s of women coming forth; he also testified that no matter what, he believed the anonymous stories on the internet; he saw Vic's video denial – but he purposefully avoided the truth.

c. Damages—all Defendants

When a publication qualifies as defamation per se, actual damage is not an essential element of the claim to which the TCPA's burden of clear and specific evidence applies. In re Lipsky, 460 S.W.3d at 596. The Defendants' accusing Vic of abuse, assault, harassment, predatory behavior, being a monster, being the legal definition of harassment, and accosting underage girls is defamation per se. *See Id.* (accusing someone of a crime or of engaging in sexual misconduct is defamation per se).

Moreover, the Defendants' defamation caused cancellation of Vic's invitations and contracts to appear at conventions. *See Weber*, 2019 WL 1395796 at *15 (a statement that injures a person in his profession or occupation is typically defamation per se). And the Defendants caused Vic actual damages in lost income, because conventions cancelled his appearances due to their defamatory tweets.

2. Vic can establish a *prima facie* case of tortious interference.

a. Tortious Interference with a Contract & Prospective Contract

To satisfy his burden of establishing a prima facie case of tortious interference with a contract, Vic must produce the minimum quantum of evidence supporting a rational inference that the following allegations are true: (1) he had a contract; (2) a Defendant knowingly and intentionally interfered with this contract (causing an actual breach is not necessary); (3) the interference was a proximate cause of his damages; and (4) actual damage. *See Cuba v. Pylant*, 814 F.3d 701, 717 (5th Cir. 2016). To satisfy his burden of establishing a prima facie case for tortious interference with prospective business relations, a plaintiff must establish (1) a

reasonable probability the plaintiff would have entered into a business relationship with a third party, (2) the defendant acted with a conscious desire to prevent the relationship from occurring or knew the interference was certain or substantially certain to occur as a result of its conduct, (3) the defendant's conduct was independently tortious or unlawful, (4) the defendant's interference proximately caused the plaintiff's injury, and (5) as a result the plaintiff suffered actual damage or loss. *See Day v. Federation of State Medical Boards of the United States, Incorporated*, 04-18-00605-CV, 2019 WL 2605634, at *8 (Tex. App.—San Antonio June 26, 2019, pet. filed).

Chuck Huber, Chris Slatosch and Vic all testify that the Defendants knew of his agreements with cons and invitations from cons, pressured conventions to cancel or not do business with Vic, and succeeded. Vic and Slatosch both testify to actual damages Vic suffered.

3. Vic can establish a *prima facie* case of conspiracy

To satisfy his burden of establishing a *prima facie* case of civil conspiracy with a contract, Vic must produce the minimum quantum of evidence supporting a rational inference that the following allegations are true: (1) Funimation and at least one other person, (2) had an object to be accomplished and a meeting of minds on the object or course of action, (3) engaged in one or more unlawful, overt acts, and (4) Vic was damaged as the proximate result. *See Agar Corp., Inc. v. Electro Circuits International, LLC*, 17-0630, 2019 WL 1495211, at *4 (Tex. Apr. 5, 2019); *First United Pentecostal Church of Beaumont v. Parker*, 514 S.W.3d 214, 222 (Tex. 2017). Conspiracy often must be proven by circumstantial evidence.

The evidence shows that Defendants' objective here was simple: run Vic out of Funimation, ruin his reputation, and get him kicked from conventions ... *i.e.*, #kickVic.

Jamie Marchi signaled the plan: the best way to ruin a career is to “name and shame.” Monica initiated Funimation’s internal investigation. Funimation shared details with Monica and Ronald, and both publicly goaded Funimation to release the content of its investigation while bombarding Vic with defamatory tweets. Meanwhile, despite Funimation’s argument that she had no authority to speak for the company, Monica and several Funimation employees (with whom she is “very good friends”) emailed back and forth about the investigation and how to make Monica “feel better” and what Monica could say to the public. Even Marchi tweeted about the investigation. Seeing conventions cancel after Monica’s retweet of @hanleia’s false accusations, Funimation tweeted its defamatory statement that it was parting ways with Vic after its “investigation” because of abusive and harassing behavior. Monica then tweeted her endorsement of Funimation’s investigation. And Ronald tweeted gleefully that Vic’s career was over. Mission accomplished. Funimation has stood by Jamie, Monica and Ronald, exposing themselves to damages – fulfilling its part of the conspiracy by lending credence to Monica’s [and Jamie’s] allegations. They have played their role as the *sine qua non* of the conspiracy.

4. Vic can establish a *prima facie* case of vicarious liability

Monica’s email with Funimation shows they exercised control over what she could say in the public arena; and by virtue of her relationship with Ronald, over him as well. While Jamie claims she is an independent contractor, her legal conclusion that Funimation has no control over her is unfounded and inadmissible. Perhaps, most damning, Funimation never once stated publicly that Monica, Ron and Jamie did not speak for Funimation but only expressed their own opinions. The rational inference: Monica, Ron and Jamie had inside information and had authority to speak for Funimation.

C. Defendants fail to establish their affirmative defenses.

In Defendants', Monica Rial and Ron Toye's *Motion to Dismiss Pursuant to the Texas Citizens Participation Act*, there are two Affirmative Defenses listed: Qualified Privilege and Libel Proof. In Funimation's Supplemental *Brief in Support of Its TCPA Motion*, which Vic objects to due to its being filed outside of the TCPA deadline, Funimation adds the Affirmative Defense alleging Vic is Libel Proof. Under Texas Civil Practice & Remedies Code § 27.005(d), the Court should dismiss a lawsuit if the moving party establishes by a preponderance of the evidence each essential element of a valid defense to the nonmovant's claim. See *Bui Phu Xian v. Fort Worth Star Telegram*, No. 2-06-206-CV, 2007 WL 530078 (Tex.App.–Fort Worth Feb. 22, 2007, rev. denied); *Swate v. Schiffers*, 975 S.W.2d 70, 74–75 (Tex. App.–San Antonio 1998, pet. denied). The Court should not dismiss this lawsuit because Defendants' are unable to prove by a preponderance of the evidence each essential element of the affirmative defenses they claim.

Qualified Privilege

For Defendants' to prevail on the affirmative defense of qualified privilege, they must show (1) their statements were made without malice, (2) their statements concerned a subject matter of sufficient interest to the author or was in reference to a duty owed by the author; and (3) the statements were communicated to another party with a corresponding interest or duty. *Bryant v. Lucent Technologies, Inc.*, 175 S.W. 3d 845 (Tex. 2005).

i. Statements made without malice

“Malice” means the statement was published with knowledge that it was false or with reckless disregard of whether it was true or not. *In re Lipsky*, 460 S.W. 3d 579, 593-94 (Tex. 2015); *See also Greer v. Abraham*, 489 S.W. 3d 440, 443 (Tex. 2016) “Reckless disregard” means the

publisher doubted the truth of its publication. Reckless disregard may be shown by circumstantial evidence as well as by showing the publisher purposefully avoided the truth. Weber, 2019 WL 1395796 at *6, 16-17 and 24. Defendants' claim that because Ron Toye was "aware of multiple allegations" against Vic and because there were articles written about Vic with statements by individuals, then his over 300 statements are not only true, but were made without malice. The "multiple allegations" Defendants' are claiming involve 4 people who were involved in the Funimation investigation. Vic has denied the allegations made by three of the people, including Monica Rial, and is adamant that the kiss between he and a former Funimation employee was consensual. The allegations made against Vic by Monica Rial are clearly false not only based upon Vic's denial and affidavit but based upon the affidavit of Stan Dahlin, the person Monica Rial has claimed can verify her "story". Monica Rial and Ron Toye were aware the statements they were making about Vic were false at the time they made them and made them with a reckless disregard of the truth. Furthermore, Monica Rial and Ron Toye appear to be using the "Seinfeld Defense" which is "it is not a lie if you believe it to be true." The misplaced use of this defense further bolsters the fact that their statements were made with malice and thus, qualified privilege does not apply and Vic' lawsuit should not be dismissed.

- ii. Statements concerned a matter of sufficient interest to the author or was in reference to a duty owed by the author

Defendants' claim that Monica Rial and Ron Toye had an interest in the Funimation investigation and its result because Monica Rial was "the person assaulted" (which is debunked by Vic's denial and Stan Dahlin's affidavit) and Ron Toye is her "fiancée". Monica Rial and Ron Toye had no interest in Vic being terminated by Funimation. Vic being

terminated by Funimation had no financial, legal or moral implications for either of them and thus, they had no interest to discuss the investigation or Vic's termination. Monica Rial was under no duty to discuss Vic's termination by Funimation. In fact, in the emails with Funimation, she asked for direction about what she could discuss, thus telling her "story" had nothing to do with Funimation's investigation or subsequent termination of Vic. Ron Toye was under no duty to discuss Funimation's termination of Vic either. For these reasons, Monica Rial and Ron Toye's claim that their statements concerned a matter of sufficient interest or that they had a duty to discuss Vic's termination by Funimation fail and the Court should not dismiss Vic's lawsuit.

- iii. Statements were communicated to another party with a corresponding interest or duty

Defendants' do not address that the statements they made were communicated to another party with a corresponding interest. They simply assert that they had a "right to defend themselves from attack online." Nothing is provided by them to explain how calling Vic a "predator" and accusing Vic of "sexual assault against 100s and 1000s of people" was communicated to another party with a corresponding interest or duty, thus, qualified privilege does not apply and Vic's lawsuit should not be dismissed.

LIBEL PROOF

For Defendants' to prevail on the affirmative defense that Vic is libel proof, they must show (1) Plaintiff engaged in antisocial or criminal behavior in the past and (2) his activities were widely reported to the public. McBride v. New Braunsfel Herald – Zeitung, 894 S.W.2d 6 (Tex. Ct.App.-Austin 1994). "A libel-proof plaintiff is one whose reputation on the matter in issue is so diminished that, at the time of otherwise libelous publication, it could not be

further damaged; when invoked, the doctrine bars the plaintiff from presenting his claim of libel to the jury.” *Id.* The “Libel Proof Doctrine shall have only limited application, as there are so few impure that they cannot be traduced and, while person’s general reputation may be so bad as to render him libel proof on all matters, ordinarily even the public outcasts remaining good reputation is entitled to protection.” Finklea v. Jacksonville Daily, 742 S.W.2d 512, 515 (Tex.Ct. App.-Tyler 1987). Defendants’ would have this Court believe that Vic’s reputation was so diminished at the time they made their defamatory statements that his reputation could not be further damaged. However, prior to the defamatory statements of the Defendants’, Vic was employed and attending conventions. After their defamatory statements, Vic’s twenty plus year voice acting career was in doubt and he had ten conventions cancel his appearances. Vic’s reputation did not and does not render him libel proof.

i. Plaintiff engaged in antisocial or criminal behavior in the past

Defendants’ allege Vic is libel proof based upon the “Defamatory Articles” and his own admissions that rumors of pedophilia have followed him for years. Defendants’ do not demonstrate how Vic engaged in antisocial or criminal behavior in the past in any way. They provide no criminal history or police reports to show that Vic engaged in criminal behavior. Instead they rely on supposed “rumors” as their basis to claim that Vic is libel proof. Furthermore, some of the “Defamatory Articles” they claim make Vic libel proof were published after Vic was terminated by Funimation and after the defamatory statements were made by Monica Rial and Ron Toye, thereby debunking their own claim that Vic is libel proof. Since Defendants’ cannot prove that Vic engaged in criminal behavior, the affirmative defense that Vic is libel proof fails.

ii. Plaintiff's activities were widely reported to the public

Defendant's rely upon Swate v. Schiffers, 975 S.W. 2d 70, 74-75 (Tex.App.-San Antonio 1998) as their basis for their claim that Vic is libel proof. Unlike Swate, Vic has not been the target of extensive negative media attention for ten years. Defendants' are unable to point to a single negative news article published about Vic prior to the "Defamatory Articles" cited in their Motions to Dismiss. Complaints about Vic on a website is not demonstrative of his activities being widely reported to the public. Had Vic's activities been widely reported to the public, the Court as well as opposing counsel would have known who he was and how to pronounce his name at the first hearing, thus Defendants' are unable to prove that Vic is libel proof by a preponderance of the evidence.

IV. CONCLUSION & PRAYER

WHEREFORE, Plaintiff requests that the Court sustain his objections, strike Funimation's evidence as discussed above, deny Funimation's Motion, and award him such other and further relief to which he may be entitled at law or in equity. Plaintiff prays for general relief.

Respectfully submitted,
BEARD HARRIS BULLOCK HUGHES

By: /s/ Ty Beard

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Certificate of Service

The undersigned certifies that the foregoing motion was electronically filed today and served via electronic filing manager on counsel of record.

/s/ Ty Beard

Date: August 31, 2019

CAUSE NO. 141-307474-19

VICTOR MIGNOGNA,
Plaintiff,

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IN THE DISTRICT COURT

v.

141st JUDICIAL DISTRICT

FUNIMATION PRODUCTIONS, LLC,
JAMIE MARCHI, MONICA RIAL,
AND RONALD TOYE,
Defendants

TARRANT COUNTY, TEXAS

**PLAINTIFF’S OBJECTIONS TO AND MOTION TO STRIKE
EVIDENCE OFFERED IN SUPPORT OF DEFENDANTS’ MOTIONS TO DISMISS,
AND DEFENDANTS’ SUPPLEMENTAL EVIDENCE FILED IN SUPPORT OF
DEFENDANTS’ TCPA MOTIONS TO DISMISS AND SUPPLEMENTAL**

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff Victor Mignogna objects to and requests that the Court strike the following evidence which Defendants Monica Rial and Ronald Toye have offered in their Motion to Dismiss under the TCPA (“Rial/Toye’s Motion”) and their Supplement To Motion To Dismiss (Rial/Toye’s Supplement”), as well as the following evidence in Defendant Funimation Productions, LLC’s Supplemental Brief In Support of its TCPA Motion (“Funimation’s Supplemental Brief”) and Supplemental Evidence in Support of its TCPA Motion to Dismiss (“Funimation’s Supplemental Evidence”).

I. BACKGROUND

The Defendants’ Motions to Dismiss ask the Court to dismiss Plaintiff’s claims under the Texas Citizens Participation Act (Texas Civil Practice and Remedies Code, Chapter 27). The TCPA requires that each Defendant show, by a preponderance of the evidence presented, that Plaintiff’s claims are based on, relate to, or are in response to that Defendant’s exercise of the right of free speech, to petition, or of association. TEX. CIV. PRAC. & REM. CODE

§27.005(b). Under a preponderance of the evidence standard, the factfinder must determine whether the movant's version of the events is more likely than not true. *See In re Lipsky*, 460 S.W.3d 579, 589 (Tex. 2015). Hence, the admissibility of each Defendant's evidence is a threshold question for the Court.

II. OBJECTIONS TO RIAL/TOYE MOTION

A. Exhibits Attached to the Deposition of Victor Mignogna

Plaintiff objects to Exhibits 1-13, 15-18 and 22 attached to Exhibit A of the Rial/Toye Motion. These Exhibits are hearsay as they are out of court statements offered to prove the truth of the matter asserted. TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

B. Exhibit B: Affidavit of Robin Michelle Blankenship McConnell

Plaintiff objects to Exhibit B because it is not relevant or material to any issue in this case. TEX. R. EVID. 401. Evidence that is not relevant is inadmissible. TEX. R. EVID. 402. Plaintiff objects to Exhibit B because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault of a female) that is being offered to to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault of a female). Such evidence is inadmissible. TEX. R. EVID. 404.

C. Exhibit C: Affidavit of Kara Edwards

Plaintiff objects to Exhibit C because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault of a female) that is being offered to to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault of a female). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 2, 3, 4, 5, 6, 7, 10, 11, 12, 14, 16, 17, 18, 20, 21, and 23 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and

because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 14, 17 and 18 and the exhibits attached to this Exhibit because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

D. Exhibit D: Affidavit of Lynn Hunt

Plaintiff objects to Exhibit D because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 2-10 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 5, 6, 7, 9, and 10 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

E. Exhibit E: Affidavit of Faisal Ahmed

Plaintiff objects to Exhibit E because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 3-7 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated

opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 3-7 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802. Plaintiff objects to paragraph 4 because it is contradicted by the Affidavit of Erica McCord.

F. Exhibit F: Affidavit of Mary Reese

Plaintiff objects to Exhibit F because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 3-15 and 17 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 8-11 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

G. Exhibit G: Affidavit of Whitney Falba

Plaintiff objects to Exhibit G because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraph 3-10 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated

opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 8 and 9 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

H. Exhibit H: Affidavit of Neysha Perry

Plaintiff objects to Exhibit H because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 3-4 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 4 and 5 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

F. Exhibit F: Affidavit of Mary Reese

Plaintiff objects to Exhibit F because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 3-15 and 17 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily

controverted by opposing parties. Plaintiff objects to paragraphs 8-11 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

J. Exhibit J: Affidavit of Adam Sheehan

Plaintiff objects to Exhibit J because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 4, 7, 8, 10 and 11 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 4, 6, 7, 8, and 10 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802. Plaintiff objects to paragraph 5 because the affiant is making legal conclusions regarding questions of law. Greater Houston Transportation Co. v. Phillips, 801 S.W.2d 523, 525 (Tex. 1990) (the existence of a duty, imposed by the relationship between employer and employee or independent contractor and contractee is a question of law); Boyd v. Texas Christian University, Inc., 8 S.W.3d 758, 760 (Tex. App.—Fort Worth 1999, no pet.) (whether such a duty exists is a threshold question of law). Affiant cannot opine on these questions of law. TEX. R. EVID. 701; *see also* Puente v. A.S.I. Signs, 821 S.W.2d 400, 402 (Tex. App.—Corpus Christi 1991, writ denied) (an expert is not permitted to give an opinion or state a legal conclusion regarding a question of law).

K. Exhibit K: Affidavit of Kelly Loftus

Plaintiff objects to Exhibit K because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 3-5 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 5-7 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

L. Exhibit L: Affidavit of Michelle Specht

Plaintiff objects to Exhibit L because it is not relevant or material to any issue in this case. TEX. R. EVID. 401. Evidence that is not relevant is inadmissible. TEX. R. EVID. 402. Plaintiff objects to Exhibit B because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault of a female/infidelity) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault of a female). Such evidence is inadmissible. TEX. R. EVID. 404.

M. Exhibit M: Affidavit of John Prager

Plaintiff objects to Exhibit M because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or

trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 3, 5 and 9 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 3, 4, and 7 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

N. Exhibits Attached to the Deposition of Monica Rial

Plaintiff objects to Exhibits attached to Exhibit N of the Rial/Toye Motion. These Exhibits are hearsay as they are out of court statements offered to prove the truth of the matter asserted. TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

O. Exhibits Attached to the Deposition of Ronald Toye

Plaintiff objects to Exhibits attached to Exhibit O of the Rial/Toye Motion. These Exhibits are hearsay as they are out of court statements offered to prove the truth of the matter asserted. TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

P. Exhibit P: Affidavit of Sean Lemoine

Plaintiff objects to Exhibits attached to Exhibit P of the Rial/Toye Motion. These Exhibits are hearsay as they are out of court statements offered to prove the truth of the matter asserted. TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802. Plaintiff objects to Exhibit P because it is not relevant or material to any issue in this case. TEX. R. EVID. 401. Evidence that is not relevant is inadmissible. TEX. R. EVID. 402.

Q. Exhibit Q: Timeline

Plaintiff objects to Exhibit Q because it contains inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because it contains unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to Exhibit Q because it contains hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

R. Exhibit R: Affidavit of Monica Rial

Plaintiff objects to Exhibit R because it contains inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because it contains unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to Exhibit R because it contains hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

S. Exhibit S

Plaintiff objects to Exhibit S because it contains hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

II. OBJECTIONS TO RIAL/TOYE SUPPLEMENT

A. Exhibit T

Plaintiff objects to Exhibit T because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX.

R. EVID. 404. Plaintiff objects to paragraphs 4, 8, 9, 10, 12, 13, 16, 17, 18 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 9 and 10 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

B. Exhibit U

Plaintiff objects to Exhibit U because it contains evidence of Plaintiff's character or traits (his purported sexual harassment/assault, temper tantrums and rudeness) that is being offered to prove that on a particular occasion the person acted in accordance with the character or trait (his purported sexual harassment/sexual assault). Such evidence is inadmissible. TEX. R. EVID. 404. Plaintiff objects to paragraphs 4, 8, 9, 10, 12, 13, 16, 17, 18 because they contain inadmissible opinion testimony in violation of TEX. R. EVID. 701 and because they contain unsubstantiated opinions or unilateral subjective determinations of facts/statements that cannot be readily controverted by opposing parties. Plaintiff objects to paragraphs 9 and 10 because they contain hearsay (out of court statements offered to prove the truth of the matter asserted). TEX. R. EVID. 801. Hearsay is inadmissible. TEX. R. EVID. 802.

III. OBJECTIONS TO FUNIMATION'S SUPPLEMENTAL BRIEF

A. Exhibit D

Plaintiff objects to paragraph Exhibit D because the affiant is making legal conclusions regarding questions of law. Greater Houston Transportation Co. v. Phillips, 801 S.W.2d 523, 525 (Tex. 1990) (the existence of a duty, imposed by the relationship between employer and employee or independent contractor and contractee is a question of law); Boyd v. Texas

Christian University, Inc., 8 S.W.3d 758, 760 (Tex. App.—Fort Worth 1999, no pet.) (whether such a duty exists is a threshold question of law). Affiant cannot opine on these questions of law. TEX. R. EVID. 701; *see also* Puente v. A.S.I. Signs, 821 S.W.2d 400, 402 (Tex. App.—Corpus Christi 1991, writ denied) (an expert is not permitted to give an opinion or state a legal conclusion regarding a question of law).

IV. OBJECTIONS TO FUNIMATION’S SUPPLEMENTAL EVIDENCE

A. Exhibit 1

Plaintiff objects to Exhibit 1 for the same reasons stated for the affiant’s previous affidavit in Plaintiff’s Objections To And Motion To Strike Evidence Offered In Support Of Defendant Funimations’ Motion To Dismiss, incorporated herein by reference.

B. Exhibit 2

Plaintiff objects to Exhibit 2 for the same reasons stated for the affiant’s previous affidavit in Plaintiff’s Objections To And Motion To Strike Evidence Offered In Support Of Defendant Funimations’ Motion To Dismiss, incorporated herein by reference. Plaintiff objects to Paragraph 6 because it contains inadmissible hearsay. TEX. R. EVID. 801, 802.

III. PRAYER

WHEREFORE, Plaintiff requests that the Court sustain his objections and strike the evidence objected to above, or such portions that the Court determines violate the Texas Rules of Evidence as argued above, and award him such other and further relief to which he may be entitled at law or in equity. Plaintiff prays for general relief.

Respectfully submitted,
BEARD HARRIS BULLOCK HUGHES

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Attorneys for Plaintiff

CAUSE NO. 141-307474-19

VICTOR MIGNOGNA,
Plaintiff,

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IN THE DISTRICT COURT

v.

141st JUDICIAL DISTRICT

FUNIMATION PRODUCTIONS, LLC,
JAMIE MARCHI, MONICA RIAL,
AND RONALD TOYE,
Defendants

TARRANT COUNTY, TEXAS

AFFIDAVIT OF CHUCK HUBER

STATE OF TEXAS
COUNTY OF TARRANT

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On this day, CHUCK HUBER, personally known to me to be the affiant herein,
appeared before me and, after being sworn according to law, on his oath, deposed and said
as follows:

1. My name is CHUCK HUBER, and I reside at 7005 Overhill Road, Fort Worth, Tarrant County, Texas. I am over the age of eighteen years and competent to make this affidavit. I have personal knowledge of the facts stated in this Affidavit, and these facts are true and correct.
2. The facts in this affidavit should not be construed to condone Vic Mignogna’s behavior especially as it relates to his infidelity toward Michelle Specht which was personally heartbreaking and horrible.
3. I have been an Anime Voice Actor or VA since 1998 and have performed over 200 roles.
4. I have attended over 150 anime conventions.
5. I have been a voice actor for Funimation since 1998 and am intimately familiar with the work environment at Funimation.
6. I am friends with several employees of Funimation and have had direct communication with former CEO Gen Fukanaga, Karen Mika, Justin Cook and Colleen Clinkenbeard through my years of employment at Funimation.
7. I have been a voice actor for Okratron5000, a company owned by Chris

Sabat, since 2004 and have been an employee of Deep Space Mustache, a film company founded by Chris Sabat, during 2012-2013.

8. I have been friends with Plaintiff, Victor Mignogna (“Vic”), for at least 10 years.
9. I have been friends with the Defendants’, Jamie Marchi and Monica Rial for at least 10 years.
10. I know Ron Toye from his relationship with Monica Rial.
11. The first time I heard Vic’s name was in a conversation in 2003 or 2004 with Chris Sabat. This occurred while I was recording for a Funimation property at Okratron5000.
12. In that conversation, Chris Sabat verbally disparaged Vic’s Christian faith and speculated that Vic was “actually gay” based on the way he dressed.
13. In that conversation, Chris Sabat stated that Vic was a pedophile who liked “little girls”. Despite these statements, he did not express concerns about risks to fans, which I thought was odd.
14. During this conversation, there was no specific mention of Vic committing sexual harassment, sexual assault, inappropriate behavior with teenage fans or that Vic posed a risk to fans at conventions.
15. In approximately 2007, Vic began the practice of autographing artwork depicting anime characters for money at anime conventions.
16. Other voice actors (Jamie Marchi, Monica Rial and Chris Sabat) and other Funimation employees initially described that practice as “stealing from fans,” “using fans,” or “being an asshole.” We all later adopted the same practices and currently follow those practices at conventions.
17. This behavior by voice actors (including Jamie Marchi, Monica Rial and Chris Sabat) and other Funimation employees toward Vic’s successful business tactics demonstrates longstanding negative opinions about Vic.
18. In virtually all conversations I had with these voice actors when Vic was not present, disparaging remarks were made about Vic. Typical statements included “he’s a prima dona, he’s a douche, he’s a diva, his clothes are gay,” plus comments of his purported infidelity, dislike of his conservative Christian beliefs and personal attacks for his support of Donald Trump. All of these comments were made at one time or another by Monica Rial, Jamie Marchi, Chris Sabat, and others. All of them, however, conceded his ability to do his job.

21. In December 2013, at Yama-Con, I had lunch with Sean Schemmel and Sonny Strait.
22. Sean Schemmel tried to persuade me to participate in a derogatory video about Vic known as the "Vince Mangina VA pedophile video". The video was to portray Vic as a pedophile. I refused because Vic is my friend and he is not a pedophile.
23. Most of the time when I interacted with Sean Schemmel, he attacked Vic for pushing his Christian faith on fans at conventions and for Vic's purported sexual promiscuity.
24. In 2016, I was at Funimation and witnessed a producer at Funimation, warn other Funimation employees of Vic's arrival and address Vic negatively with directors at Funimation.
25. In approximately 2016-2017, a director employed at Funimation, told me that Vic would never get a directing job at Funimation because he was "such a douche." This conversation happened at Funimation. I advised Vic of this conversation. Vic later told me he addressed this issue with Justin Cook, a member of Funimation management.
29. In my opinion, the voice actors and Funimation employees described above were overly preoccupied with disparaging Vic.
30. Over the last decade, I was around Vic, the Defendants' and other Funimation employees hundreds of times. Until January 2019, none of them directly accused him of sexual assault or sexual harassment in my presence.
31. Until January 2019 negative discussions about Vic Mignogna in my presence were accompanied by laughter and derision but never included concern for any alleged victims or named specific victims. Vic has always been a joke to a certain clique of influential Funimation employees for decades but never a threat.
32. Vic indicated to me that in 20 years of working at Funimation he had never been warned of any complaints about his behavior.
33. Vic told me he had a meeting with a producer at Funimation, in approximately 2018 specifically to discuss any issues with his behavior. He stated that there was no mention in this meeting of his having committed sexual harassment, sexual assault or his having behaved in an inappropriate manner at Funimation or at any conventions. He stated that

she told him that he was “difficult to work with” because he sometimes asked directors to do additional takes when the director was satisfied with his initial take.

34. Senior Funimation directors have described the work environment at Funimation to me as a “Den of Poison,” “Kafka Nightmare,” and “Orwellian Slave Factory.”
35. My experience working at Funimation was unpleasant. It is well known that if one falls out of favor with certain people (including Chris Sabat) or if one tries to do anything to change the working conditions, that person will not be rehired as a voice actor. I felt threatened with not being used as a voice actor in subsequent projects if I complained about the work environment.
36. Funimation posted no employment policies regarding sexual harassment in the workplace or at conventions.
37. Funimation did not provide an employee handbook to me, Vic, Jamie Marchi and Monica Rial.
38. In the twenty (20) years I worked at Funimation, it was very common for employees, voice actors, writers, producers, directors to hug and kiss each other at the Funimation offices. Raunchy and sexual comedy was extremely common. Sexual relationships between Funimation employees and voice actors was common. No one was ever disciplined or terminated for this conduct.
39. When Sony acquired a majority interest in Funimation in late 2017, a “no hugs” policy was announced. Funimation employees and voice actors largely ignored this policy at first.
40. The voice actors (including Jamie Marchi and Monica Rial) and other Funimation employees talked and flirted freely at Funimation on a regular basis, though this did become less common after Sony instituted the “no hugs” policy.
41. When the Dragonball Kai was being recorded in 2007, I heard rumors that actresses had been recast at Funimation for refusing sexual advances by Funimation employees. I consider these rumors credible based on my experience working at Funimation and from direct messages received from a former DBZ cast member.
42. I also heard that actresses who participated in sex with Funimation/Okatron5000 employees were cast in roles. I consider these rumors credible based on my experience working at Funimation

43. When the trailer for the Dragonball Z: Super Broly movie was released, Vic did not voice the character of Broly, even though Vic was the only English actor who had ever voiced Broly up to that point.
44. During this timeframe, I sent a text message to Chris Sabat who responded that “if this has anything to do with Vic, I will not talk about it.”
45. Chris Sabat is the owner of Okratron5000 and is a voice actor at Funimation.
46. Chris Sabat did most of the casting and recording for the Dragonball Z properties including for the movie Dragonball Z: Super Broly.
47. Chris Sabat engaged in negotiations, either directly or through Funimation for various projects with TOEI, owner of the Dragonball Z properties.
48. The voice actors employed by Funimation generally consider Chris Sabat to be a de facto manager at Funimation and they believe his approval and support is vitally beneficial to succeeding at Funimation and the conventions and the converse regarding his disapproval.
49. Chris Sabat has more influence at Funimation and other studios, including Roosterteeth and Toei, than Vic has ever had in the Anime industry.
50. I heard Chris Sabat and Sean Schemmel call Vic a pedophile numerous times before the allegations against Vic in January/February 2019 arose.
51. I have observed Chris Sabat on multiple occasions talk in a derogatory manner about members of Funimation management and other people he calls “friends.”
52. I was aware of no rumors or accusations that Vic committed rape, sexual assault or sexual harassment until the accusations arose in January-February 2019 on the internet.
57. I was aware of no rumors or statements that identified any purported victims of sexual assault or sexual harassment by Vic until January-February 2019 on the internet.
58. Jamie Marchi and I have been close friends and writing partners since 2009. She never mentioned the hair-pulling incident at Funimation that she alleges occurred between Vic and her.

60. I believe Jamie Marchi would have mentioned the hair-pulling incident, if it had bothered her, since she is typically very outspoken. In addition, while Jamie Marchi, Monica Rial and other Funimation employees often expressed animosity towards Vic, they never claimed he had sexually harassed or sexually assaulted anyone. Their animosity was primarily due to his personality, his sexual promiscuity, his Christian faith and claims that he was difficult to work with.
61. In 2009, Jamie Marchi and I worked with Chris Sabat on CONdotcom.com, which was a website where voice actors could provide content for fans. Vic was a digital guest on that website and our primary marketing force because of his prolific convention schedule. In dozens of specific conversations about Vic there was never any concern about pedophilia or other criminal sexual behavior.
62. I have never seen Vic behave inappropriately with any fans of any age.
63. Although voice actors and other Funimation employees called Vic a pedophile and accused him of liking underage girls for years, they never said these things to Vic and never expressed any concerns about working with Vic or doing panels at conventions with Vic until 2019. Nor did they express concern for the convention fans until 2019.
64. The sexual assault and sexual harassment allegations by the Defendants and Funimation employees have seriously damaged Vic's career by inducing numerous conventions to cancel his appearances, by inducing producers and directors to not consider him or terminate him from projects.
65. Jamie Marchi, Monica Rial, myself and almost all other voice actors have kissed and hugged hundreds of fans at conventions, no matter their age.
66. I approached Jamie Marchi and Monica Rial to attempt a settlement between Vic and the Defendants' in early March 2019. Vic was not aware of my efforts.
67. I was initially supportive of what Jamie and Monica were doing because my understanding was that they were, with inflated versions of their stories, attempting to help the alleged underage victims of rape and sexual assault by Vic, which they along with Michelle Specht directly told me existed, who would otherwise be too afraid to speak out. I never considered Jamie and Monica to be victims of attempted rape or sexual assault by Vic.
68. I drafted a proposed statement by Vic that included the phrase "I am a sex

addict” because my conversations with Jamie Marchi and Monica Rial convinced me that Vic would have to admit some form of “guilt” for them to settle. Vic never saw or approved that phrase.

69. I am not educated about sex addiction nor am I an expert about sex addiction.
70. I talked with Vic about sex addiction and advised him to speak with his counselor about it. I now believe his sexual activity and infidelities are more closely associated to the common narcissism and ego from men in his position. I believe Vic is sincere in his efforts with his counselor to correct the abject moral failings associated with his sexual behavior.
71. My settlement efforts were an attempt to help my friend Vic who was suffering tremendously, to protect Jamie and Monica from the difficulty of a lawsuit and to heal the Anime community, which has been seriously divided by the allegations against Vic.
72. During my settlement efforts. Todd Haberkorn told me that that Chris Sabat, Ron Toye and Sean Schemmel told him that he was in danger of never working at Funimation again because Haberkorn retained the same law firm as Vic. (see attached email)
73. I also feared that my twenty (20) year voice acting career at Funimation and personal reputation would be damaged by retaliation for my association with Vic.
74. I contacted Gen Fukanaga, the then CEO of Funimation to discuss my concerns with Chris Sabat’s gaslighting of Sean Schemmel, damaging use of his authority toward actors and his attempts to destroy my career, in early March 2019 who met with me and advised that Vic would lose and have to pay via something he had learned about called an Anti-SLAPP motion. He also, in response to my specific concerns about Chris Sabat, said that he had been friends with Chris Sabat for 17 years and he did not believe me. This meeting occurred on March 5, 2019 at 2:30 p.m. in Gen’s office approximately a month to a month and a half prior to Vic filing the current pending lawsuit.
75. I and my wife fear direct, planned and specific retaliation from Chris Sabat and those loyal to him in response to this affidavit that will be damaging to my reputation and career.
76. I have known Vic for many years, and I do not believe he has ever sexually approached anyone past the point of them telling him no.
77. I believe Vic utilized his position of privilege in shameful ways in attempts

to obtain sex.

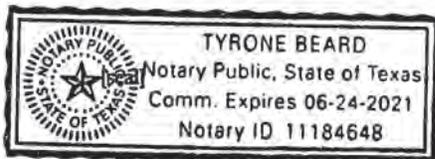
78. In my experiences with Vic, if someone acted like they did not want to be hugged or kissed, he stopped immediately.
79. Funimation employees, including Jamie Marchi, Monica Rial and Michelle Specht have advised me more than once since February 2019 that criminal charges are coming against Vic. In response I encouraged them to help these alleged underage victims of rape and sexual assault to come forward. When asked to provide specifics to these allegations they couldn't or refused to do so.
80. When I was told about the contents of the "confidential" investigation undertaken by Tammie Denbow on behalf of Funimation, my opinion was that Funimation, Jamie Marchi and Monica Rial acted together and with encouragement from Chris Sabat and Sean Schemmel, to destroy Vic's career and life.
81. I believe that the purported incidents investigated by Tammi Denbow occurred off Funimation property and not at Funimation events. The one incident that purportedly occurred on Funimation property occurred prior to Sony's acquisition of Funimation, thus the "no hugs" policy from Sony was not in effect (i.e. there were no signs about the policy hung around the Funimation office).
81. I do not believe that Vic kissed Sarah Bachmeyer without her consent. I have never heard rumors of Vic behaving sexually inappropriate at Funimation.
82. Funimation has supported the accusations made by Defendants' that Vic is a sexual predator, pedophile and rapist by supporting the accusations directly with their own public statements (I, as a member of the public, viewed the Tweets made on February 11, 2019 by Funimation as supporting the accusations against Vic and asserting Vic was fired for sexual harassment and threats).
83. It appears to me that Ron Towe, Monica Rial and Jamie Marchi have been speaking with Funimation's tacit or overt consent in tweets that have been made by them since January 2019.



Affiant

Printed name: Chuck Huber

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public in and for the State of Texas, on this 30 day of AUGUST, 2019, by CHUCK HUBER, the affiant named above, to which witness and certify my signature and official seal.





NOTARY PUBLIC
STATE OF TEXAS

Unsworn Declaration

1. My name is Erica Nicole McCord.
2. I have read the Affidavit executed by Faisal Ahmed on July 12, 2019, attached to this Unsworn Declaration and am familiar with its contents.
3. I have never been personal handler/assistant for Vic Mignogna ("Vic"). Any time I have served as his handler it was at a convention and as a representative of that convention. As such the only person I was answerable to was the person in charge of guest relations at said convention.
4. I have never been on the same airplane as Vic. I have never been flown to any convention where I was Vic's handler. Three conventions have ever flown me to their venues. Two of those conventions were ones owned and operated by Faisal Ahmed and at those conventions I was not Vic's handler. I was not Vic's handler at the third convention I was flown to, ColossalCon.
5. I have never been a "die-hard fan and admirer of Vic Mignogna". My prolific work with Vic was due solely to the fact that I had a strong understanding of the venues in which I volunteered and/or in my understanding of Vic's idiosyncrasies as they relate to conventions. My involvement on the Star Trek Continues series was limited to one episode and I joined that production because I loved Star Trek and believed I would be acting as organizer and liaison for cast and crew transportation.
6. I have no memory of making any request to Faisal Ahmed "not to be assigned to Mignogna or work with him directly anymore." It would be out of character for me to communicate directly with Faisal Ahmed about anything at a staff meeting. I made this statement to Natalee Aukerman, Director of Guest relations who was in charge of the American and Japanese guest handlers at Anime Weekend Atlanta, and several of Faisal's other conventions. The reason I made this request is that I was tired of being "pigeonholed" into handling Vic at conventions. I had also volunteered on an episode of Star Trek Continues and was scheduled to work with him at another event and I just wanted a change and the opportunity to work with other guests.
7. I have no memory of saying to Faisal Ahmed that "[Vic] was not who I thought he was". I would not have made such a statement to Faisal Ahmed.
8. I have never in my life been afraid of Vic Mignogna.
9. Vic never "forcibly kissed me without my consent...".

Jurat

My name is Erica Nicole McCord, my date of birth is December 17th, 1986 and my address is, 491-0033 Japan, Aichi Prefecture, Ichinomiya City, Betsumeichou 3-20, Esupoa Tanigawa 102. I declare under

penalty of perjury that the foregoing is true and correct.

Executed in Ichinomiya City, Aichi Prefecture, Japan, on the 28th day of August 2019.

Erica Nicole McCord
Erica Nicole McCord, Declarant"

McCord Affidavit

Exhibit A

AFFIDAVIT OF FAISAL AHMED

STATE OF GEORGIA

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§

COUNTY OF GWINNETT

Before me, the undersigned Notary Public, on this day personally appeared Faisal Ahmed, known to me to be the person whose name is endorsed hereto, and who, after being first duly sworn, stated under oath as follows:

1. My name is Faisal Ahmed. I am of sound mind, competent, and authorized to make this declaration, the statements of which are within my personal knowledge, true, and correct.

2. I am the CEO of the Kawaii Kon Convention and Anime Weekend Atlanta held in Atlanta, Georgia. I initially met Victor Mignogna ("Mignogna") on September 25th, 2004 at Anime Weekend Atlanta.

3. I have known about Mignogna's bad reputation with women and convention staff for many years. Around seven years ago, I was attending the Anime Central Convention in Rosemont, Illinois, and I saw Mignogna being overly friendly with a female cosplayer near the FUNimation booth. The cosplayer looked very uncomfortable with his actions, and I witnessed her tell Mignogna that she needed to go. I then witnessed the cosplayer quickly try to run away from Mignogna, and it appeared to me that she was removing herself from the situation to avoid a confrontation. I went to Sarah Sullivan, an employee at FUNimation at the time, and reported what I saw. Sarah Sullivan told me that this was normal for him. In response, I told her that if it happened at one of my conventions and shows, then I would not allow him back. Sarah Sullivan looked extremely exhausted and told me that I can make a complaint about it if I wanted to. I told her "okay." I did not hear anything afterwards about my report regarding Mignogna.

4. I have received complaints from attendees at Anime Weekend Atlanta and Kawaii Kon about Mignogna. For example, about four years ago at the Anime Weekend Atlanta, one of

our volunteers, Erica McCord, in guest relations was also Mignogna's personal handler/assistant. She would fly with Mignogna and accompany him to other conventions as well as the Star Trek Continues set. This volunteer was a die-hard fan and an admirer of Mignogna, and I witnessed her defend him anytime someone complained about him being a diva or too demanding. However, one day she came up to me and said that while she loved Anime Weekend Atlanta and wanted to keep volunteering in guest relations, she requested not to be assigned to Mignogna or work with him directly anymore. She stated that "he was not who I thought he was," and when I pushed for more details as to why she felt that way, she was hesitant and uncomfortable to say anything. I believed that she was too scared to say anything further, so I dropped the matter. I learned from someone else last year that Mignogna had forcibly kissed her without her consent, and I believe this is why she did not want to work with him. While I was frustrated she did not tell me this sooner, I understood why she was hesitant to tell me because she knew I would not allow to invite him back to Anime Weekend Atlanta ever again.

5. I have also received complaints from attendants at the Kawaii Kon Convention. One complaint was from attendee, Kelly Loftus. Kelly emailed me and stated that Mignogna was grabby and touched and kissed her without consent, and she did not know what she should do. I have attached the emails I received from Kelly on January 28, 2019 to this statement as Exhibit A. Another complaint was from attendee, Leah Hamilton—also known as Leah Rose—who is a cosplayer. Originally, I knew Leah admired Mignogna, but he aggressively pursued her despite her rejecting him and both of them being in committed relationships. Leah publicly announced this incident and there was an enormous amount of media backlash against her and Kawaii Kon from Mignogna's fan base, also known as the "Vic Risembool Rangers."

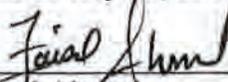
6. Due to the two incidents at Kawaii Kon, the incident from Anime Weekend Atlanta,

the incident I witnessed at Anime Central Convention, and other poor behavior we witnessed from Mignogna, I and the other management staff voted to ban Mignogna from Kawaii Kon and Anime Weekend Atlanta in the future. Neither Monica Rial, Jamie Marchi, Ron Toye, or FUNimation have contacted me to request that I ban Mignogna from any convention. I am not aware of any signed contract with Mignogna that guarantees Mignogna's appearance at Kawaii Kon or Anime Weekend Atlanta. The invitations for Mignogna to attend Kawaii Kon was made in the sole discretion of the management staff and could be withdrawn at any time without penalty.

7. Because I have independently agreed with Leah Rose and other victims, I have been targeted, stalked, and harassed by fans of Mignogna. For example, on April 4, 2019, a little before Kawaii Kon convention started, I received roughly 500 spam emails during a two hour period. I was also contacted by the State of Hawaii, because they received a complaint from one of Mignogna's fans because we banned him from attending. I had a meeting with the Management of the Hawaii Convention Center to discuss the complaint.

8. This concludes my affidavit testimony.

Executed in Gwinnett County, Norcross, Georgia on July 12, 2019.


Faisal Ahmed

SUBSCRIBED AND SWORN TO BEFORE ME on this 12th day of July 2019.


Notary Public, State of Georgia

Printed Name

My Commission Expires: 11/30/2023



CAUSE NO. 141-307474-19

VICTOR MIGNOGNA,
Plaintiff,

v.

FUNIMATION PRODUCTIONS, LLC,
JAMIE MARCHI, MONICA RIAL,
AND RONALD TOYE,
Defendants

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IN THE DISTRICT COURT

141st JUDICIAL DISTRICT

TARRANT COUNTY, TEXAS

AFFIDAVIT OF CHRISTOPHER SLATOSCH

STATE OF TEXAS
COUNTY OF SMITH

§
§

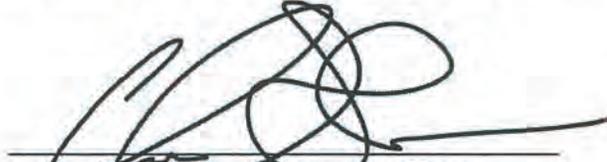
On this day, Christopher Slatosch, personally known to me to be the affiant herein, appeared before me and, after being sworn according to law, on his oath, deposed and said as follows:

1. My name is Christopher Slatosch, and I live in Ector County, Texas. I am over the age of eighteen years and competent to make this affidavit. I have personal knowledge of the facts stated in this Affidavit, and these facts are true and correct.
2. I and my company, Silvrfire LLC ("Silvrfire") are owners of Kameha Con, an anime convention.
3. The agreement attached as Exhibit A was a binding contract between Silvrfire and Victor Joseph Mignogna ("Vic"), providing for his appearance at Kameha Con on April 12-14, 2019. This agreement was executed in July of 2018.
4. The listed date for Kameha Con is incorrect in the Agreement; it should have been April 12-14, 2019, but both parties understood.
5. Monica Rial ("Rial") was also scheduled to appear at Kameha Con on April 12-14, 2019.
6. From February, 2019 through April 11, 2019, I had several conversations with Ronald Toye ("Toye") and Rial by telephone and numerous text

message conversations with Toye. Exhibit B is a true and accurate copy of the text messages exchanged between us.

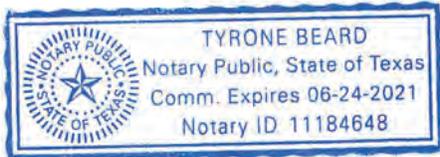
7. In these conversations, Toye repeatedly asserted that Vic was a sexual predator and that criminal charges would soon be filed against Vic. Toye urged me repeatedly to terminate Vic's appearance. I told him that this would breach the contract with Vic. He urged me to do it anyway, emphasizing that criminal charges would be filed before April 12-14, 2019.
8. In these conversations, Toye also encouraged me to not do business with Vic in the future.
9. I participated in a telephone conversation with Rial in which she repeatedly asserted that Vic was a sexual predator and that criminal charges would soon be filed against him. She also implied (and I inferred) that she would convince numerous other voice actors to cancel their appearances at Kameha Con. I heard Toye in the background talking to her and she periodically responded in agreement with him.
10. Termination of multiple appearances at the last minute would have severely threatened the profitability of Kameha Con.
11. Her threat turned out to be credible, since a number of the voice actors she claimed to have influence over ultimately did cancel their appearances.
12. Rial and Toye were aware that a contract had been executed between Silvrfire and Vic because I informed both of them of that fact and they repeatedly urged me to have Silvrfire breach the contract.
13. Toye also clearly implied that his company would withdraw a promised sponsorship (worth approximately \$25,000) if Silvrfire did not breach its contract with Vic. The sponsorship ultimately did not materialize.
14. Silvrfire did breach its contract with Vic by cancelling his appearance. After being threatened with litigation from Vic's counsel, and after long negotiations and legal expenses, Silvrfire agreed that Vic could attend Kameha Con under numerous restrictions that were not part of the original agreement and that were not imposed on other guests, including Vic paying for additional security, not participating in panel discussions, signing in a different location from the other guests, etc.
15. As a result of this compromise, a number of the voice actors Rial mentioned cancelled their appearances.
16. In summary, Rial and Toye individually and jointly, told me that Vic was a sexual predator who would be criminally charged before Kameha Con

and they urged me to breach the contract with Vic. They threatened to lead a boycott of Kameha Con and they threatened to withdraw significant sponsorship money that had been promised unless Silvrfire breached its contract with Vic. Finally, they urged me to never do business with Vic in the future.



Christopher Slatosch, Affiant

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public in and for the State of Texas, on this 30th day of August, 2019, by Christopher Slatosch, the affiant named above, to which witness and certify my signature and official seal.



NOTARY PUBLIC, STATE OF TEXAS

Slatosch Affidavit
Exhibit A



SILVRFIRE LLC | ODESSA, TX 79762 | 432-653-6511 | CHRIS@SILVRFIRE.COM

Confidential Contract between "SILVRFIRE LLC" and "Guest" for
Personal and/or Autograph Appearance (Hereafter referred to as the "Agreement")

I. General

This document and all identified and attached Appendices constitute
an agreement between Guest and SilvrFire LLC.

Guest Information :

- **Full Legal Name:** Vic Mignogna
- **DOB:** 08/27/62
- **Email:** victhewop@aol.com
- **Airline AA#, SkyMiles#, Rapid Rewards#:** 340YNL8
- **TSA#:** n/a
- **Departing Airport:** LAX
- **Signature Price:** 30
- **Table Side Photo Op Price:** 20

1.1 This Agreement shall be governed by the laws of the state of Texas. In the event of any conflict, inconsistency, or incongruity between the provisions of any attached Appendices, the provisions of this Agreement shall govern and control.

1.2 Silvrfire, by virtue of this Agreement, agrees to conduct the:

- **Event:** Kameha Con
- **Dates:** April 12th-14th 2018
- **Venue:** Irving Convention Center-500 west Las Colinas Boulevard
- **City, State:** Irving, TX 75039

1.3 Vic Mignogna will be the Guest's representative and agent for purposes of facilitating this Agreement in all respects.

1.4 It is understood that this Agreement is binding on both parties. It cannot be altered or changed unless agreed to, in writing, by SilvrFire and Guest and/or SilvrFire LLC and Agent. No oral representation, warranty, condition, or agreement of any kind or nature whatsoever shall be binding unless specifically incorporated into this Agreement.

1.5 Silvrfire will not announce Guest until this agreement is fully executed unless otherwise agreed upon in writing by SilvrFire and Guest/Representative.

II. Financial and Related Arrangements by Promoter

SilvrFire agrees to provide Guest with the following:

2.1 \$6,500.00US Dollars (hereafter referred to as the "Guarantee") will be paid to Guest:

2.1 (a) The Guarantee represents a draw against autograph, merchandise, photo opportunity and Meet & Greet sales made at the Event during autograph sessions at the signing table (such sales hereafter referred to as the "Proceeds") at Silvrfire's Event;

2.1 (b) Silvrfire guarantees Guest the total amount of the Guarantee whether or not the Proceeds actually reach such amount;

2.1 (c) Should Guest's proceeds not reach the amount of sales necessary to equal or surpass the Guarantee, Silvrfire will purchase autographs the difference in such amount needed to bring the total amount of proceeds to the guarantee.

2.1 (d) Guest will retain 100% of all Proceeds collected during Event and at the end of each day the Agent/assigned SilvrFire Handler will report the total amount of proceeds collected during the Event to Silvrfire Staff after a tally of the daily sales has been completed

II. (A) Photo-Ops

2.2 If SilvrFire and Guest agree in writing, SilvrFire may offer professional photo opportunities with Guest for \$50 for each photo taken.

2.2 (a) Of the for each photo taken, Guest will receive \$25 and Photographer and SilvrFire will divide the remaining however they may agree; Guest amount will count toward guarantee, when guarantee is applicable.

2.2 (b) Photographer will supply 8" x 10" photographs.

II. (B) Meet & Greets

2.2 (c) Guest agrees to participate in at least (1) one Meet & Greet during scheduled hours of appearance. Guest will receive combo price of autograph and signature. The remaining will be spit between promoter, artist and signature verification company.

2.2 (d) Meet & Greets will be presold and guest will receive Meet & Greet purchases upon arrival to the event.

2.2 (e) Meet & Greet amount paid out to guest will count toward guarantee is applicable.

2.2 (d) If Meet & Greet is scheduled, it will be cleared with Guest upon signing. Schedule will be set at least 30 days before the event and included in guest itinerary.

II. (C) Travel/Lodging/Misc. Arrangements

2.3 Promoter will provide one Economy Airfare for Guest: (1) Economy round-trip airfare when available from for Guest. Guest must approve all flight arrangements in advance of Promoter's purchase. Please note the following:

2.3 (a) Confirmed flight itineraries and/or tickets for Guest must be received by SilvrFire no later than 30 days prior to the first day of the Event;

2.3 (b) If SilvrFire does not receive confirmed flight itineraries and/or tickets for Guest no later than 30 days prior to the first day of the Event, Guest may consider this contract null and void.

2.3 (c) SilvrFire will provide transportation or hotel shuttle service for Guest. This transportation will be scheduled for airport/hotel/venue throughout the length of the event.

2.3 (d) SilvrFire will provide 1 hotel room for Guest. Hotel room will be at least a three star rating or higher.

2.3(e) SilvrFire will only cover room charges and taxes. All incidental charges (ex. phone calls, room service, pay per view) are the guest's responsibility. Guest will be required to place card on file for incidentals upon arrival.

2.3 (f) Promoter will provide Guest with \$60 US Dollars per diem for three (3) days, for a total of \$180 payable in cash immediately upon Guest's arrival at Event city. Access to Event Green Room will also be provided to Guest and guest only. Handlers, agents or representatives will not be allowed to access guest green room.

III. Guest's Responsibility

The Guest is responsible to provide the following:

3.1 Guest will attend the SilvrFire's Event as a guest. Guest will appear at selected times throughout the Event but no earlier than 10 AM and no later than 7 PM unless otherwise agreed to in writing by Guest and/or SilvrFire.

3.2 Guest will attend at least one discussion session for no more than 60 minutes each day, over the 3 day event (said day, time, title of panel/Q&A/discussion and other panelist to be agreed upon in writing by Guest and/or Agent prior to printing of the Event program or internet/website publication) unless otherwise agreed upon in writing by Guest and/or Agent;

3.3 Subject to Guest's written approval and availability, Guest will participate in a maximum of 2 pre-arranged media and promotional activities for Event to be arranged by Promoter and approved by Guest before Guest arrival.

3.4 Guest agrees not to appear at another event within 50 miles of SilvrFire's event within 60 days before or after the Event date.

3.5 Guest will use their best efforts to promote their appearance through social media and other viable means available to the guest.

3.6 Guest will provide all photos and merchandise for all autograph sessions.

3.7 Guest will provide 30 signed photos for SilvrFire.

IV. Cancellation

It is agreed that both parties are to make their "best efforts" in order to attend and/or present at the Event as scheduled. In addition:

4.2 Once Guest has been advertised or promoted, in any way, to appear at Event, neither SilvrFire nor Guest may change the parameters of this Agreement or cancel Guest's appearance for any reason other than as outlined in section 4.3 & 4.4; however neither party shall be in breach of this Agreement if here is any total or partial failure of performance by it of its duties and obligations under this Agreement occasioned by any act of God, fire, act of government or state, criminal act of any third party, war, civil commotion, insurrection, act of terrorism, embargo, labor disputes of whatever nature, adverse weather conditions, event cancelation and any other reason beyond the control of either party. If either party is unable to perform its duties and obligations under this Contract as a direct result of the effect of one of those reasons, that party shall give written notice to the other of the inability which sets out full details of the reasons therefore. Providing substantial proof of reason.

4.3 Guest shall not be liable for failure to appear, present, or perform, if such failure is caused by or due to the disability or illness or accident of Guest or Guest's immediate family member, or for any total or partial failure of performance by Guest of Guest's duties and obligations under this Agreement occasioned by any act of God, fire, act of government or state, criminal act of any third party, war, civil commotion,

insurrection, act of terrorism, embargo, labor disputes of whatever nature, adverse weather conditions, and any other reason beyond the control of either party. If either party is unable to perform its duties and obligations under this Contract as a direct result of the effect of one of those reasons, that party shall give written notice to the other of the inability which sets out full details of the reasons therefore. Once notification of Guest's cancellation is given to SilvrFire, SilvrFire will immediately cease all advertising and promotion of Guest's appearance. An announcement of Guest's cancellation must be placed in any and all of Guests and SilvrFire's websites promoting appearance within 24 hours of notification. Any advertising or promoting of Guest's appearance will be removed from SilvrFire's Event website within 24 hours of notification of cancellation of Guest's appearance. In addition to the reasons for Guest's cancellation described herein, Guest may also cancel appearance if required to be in attendance for film and/or television work or other professional obligations of work that may fall outside the entertainment industry. Guest will provide detailed description of how it interferes with appearance.

4.4 Guest may not cancel appearance at Event to attend another autograph appearance unless Guest is contractually obligated to a studio for an upcoming film or television appearance.

V. Miscellaneous

Please note the following miscellaneous provisions of this Agreement:

5.2 The failure or forbearance by either party on any occasion to insist upon the full performance of the terms, conditions and provisions of the Agreement shall not thereby constitute a waiver of such breach or an acceptance of any variation of the Agreement.

5.3 This executed Agreement supersedes all prior agreements, written or oral, between SilvrFire and Guest and shall constitute the entire Agreement and understanding between the parties with respect to the subject matter hereof. The Agreement and each of its provisions shall be binding upon the parties and may not be waived, modified, amended or altered except by a writing signed by Guest and SilvrFire.

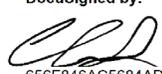
5.4 No permission is given for the disclosure of any term or provision of this Agreement to any third party. If made known that this provision has been breached, SilvrFire LLC reserves the right to nullify this contract in its entirety.

5.5 Agent and Guest agree that, unless otherwise provided by mutual agreement in writing, all communications by, among or between SilvrFire, Guest and Agent concerning the Event, arrangements for the Event, this Agreement (including any Appendices hereto), and/or any of the terms of this Agreement are confidential and shall not be disclosed, shared, or communicated to any person or entity other than SilvrFire, Guest or Agent.

VI. Signatures

Once this Agreement has been signed by a SilvrFire LLC Representative, the Guest has seven (7) business days to sign and return the fully executed agreement or this agreement may be considered null & void. By signing this Agreement, I confirm that I have read and agree to all terms and conditions stated above:

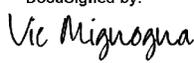
“SilvrFire Representative”:

DocuSigned by:

656F846AC5684AD...

Date: 7/8/2018 8:49:23 AM PDT

By signing this Agreement, I confirm that I have read and agree to all terms and conditions stated above:

“GUEST”:

DocuSigned by:

F698E56530A546F...

Date: 7/7/2018 11:03:06 AM PDT

Slatosch Affidavit

Exhibit B

< (469) 623-6677



10:49 AM, Jan 10

Hey bud, sorry my schedule is insane. I am sure it's too late to sponsor the event but I wanted to see if there is a possibility of having a vendor booth? Sizable section. :) could we do a call or an online meeting? I would have my business partner on the call so there wouldn't be delays in communication. Also, this is Ron Toye if my number isn't saved in your phone :)



Copy text



Share



< Me



11:12 AM, Jan 10

All good man! We are actually just wrapping up our sponsor pushes. So you still have time there. Plus if you are wanting to set up something promotional it would need to be done in that format vs being on the floor with dragon ball merch. We have a packet for it I can send over, I think we can make it worth the time for you and your partners. Whens a good time to talk?



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Share



< (469) 623-6677



Yes :) that sounds great. Let me talk with Andy. I am good for a call at 7-8pm today but I would like to get us all on a call together. He is in a meeting but I will shoot you the times once I get with him but for sure I am good at 7-8 today if you are available

11:55 AM

Friday, January 11, 2019



Sorry about missing the call I had a client whose had an issue with their closing and the realtor was blowing me up. I am meeting with Andy at 5 and I will update you soon. My email is rtoye@fairwaymc.com if you would like to email me the packages :)

3:40 PM

5:18 PM

Will do

Tuesday, January 22, 2019

Hey wondering how the meeting went. Was kind of waiting to send that over til you got a confirm. Let

+ Enter message



< (469) 623-6677



Hey wondering how the meeting went. Was kind of waiting to send that over til you got a confirm. Let me know! Thanks!

12:04 PM



Sorry about that. It's been intense here. Also, with the Vic thing we might not be able to sponsor this year with him being a guest. I will get everything lined up and keep you posted. Because we want to work with you either now or in the future we just need to make sure we don't get caught up in a

View all



12:22 PM

So you are saying the internet her say is causing you to with hold sponsorship? Just what to be clear.

12:28 PM



It's not just the internet. He assaulted 3 close friends of mine and 1 additional person that's even closer but I can't say much because here is an investigation going on. This will get ugly so we are talking with our legal team to



+ Enter message



< (469) 623-6677



12:22 PM, Jan 22

Sorry about that. It's been intense here. Also, with the Vic thing we might not be able to sponsor this year with him being a guest. I will get everything lined up and keep you posted. Because we want to work with you either now or in the future we just need to make sure we don't get caught up in a mess when all this goes down with him.



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< (469) 623-6677



So you are saying the internet her say is causing you to with hold sponsorship? Just what to be clear.

12:28 PM



It's not just the internet. He assaulted 3 close friends of mine and 1 additional person that's even closer but I can't say much because here is an investigation going on. This will get ugly so we are talking with our legal team to see if there could be any fall out if we are sponsoring an event wit

View all



12:31 PM

And by it "all goes down" is there something I should know?

12:31 PM



They came forward

12:31 PM

I can tell you now, based on our contracts. If he has people step forward and/or charges he will be dropped.

12:32 PM



All I can say is there is an active



+ Enter message



< (469) 623-6677



12:31 PM, Jan 22

It's not just the internet. He assaulted 3 close friends of mine and 1 additional person that's even closer but I can't say much because here is an investigation going on. This will get ugly so we are talking with our legal team to see if there could be any fall out if we are sponsoring an event with him in attendance.



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< (469) 623-6677



12:31 PM

And by it "all goes down" is there something I should know?



They came forward

12:31 PM

12:32 PM

I can tell you now, based on our contracts. If he has people step forward and/or charges he will be dropped.



All I can say is there is an active investigation going on but just know 3 very very close friends of mine and Monica came forward and the last person, I will let her speak for herself but it's legit. Not trying to cause drama but just wanted to let you know where we stand

12:32 PM



Don't say anything please, but one of those who are coming forward is Monica. She was uneasy being there with him but wouldn't let the fans down but her agents are contacting all cons they are booked at and letting them know she won't be there if he is. The other another



+ Enter message



< (469) 623-6677



12:34 PM, Jan 22

Don't say anything please, but one of those who are coming forward is Monica. She was uneasy being there with him but wouldn't let the fans down but her agents are contacting all cons they are booked at and letting them know she won't be there if he is. The other another voice actors girlfriend, and the two twins who lived with me.



Copy text



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< (469) 623-6677



... and letting them know she won't be there if he is. The other another voice actors girlfriend, and

View all >

Cons have already started backing out.

12:34 PM

12:35 PM

Which shows.



He doesn't know who is coming to the front with these issues but that's why I need you not to say anything because it can hurt Sony's investigation and the legal investigation

I will get a list for you.

12:35 PM

Please do. From a legal stand point I can be sued without probably conduct or legal issues.

12:36 PM

Probable*



Makes sense. I will. We have time before your con it's coming quick but this stuff will probably pop before.

12:37 PM

+ Enter message



< (469) 623-6677



Most of the assaults happened at conventions.

12:38 PM

Is there a way Monica can speak with me off record? She gave me her number, but if she has concerns is love to address them trust me we won't be standing idle.

12:38 PM I'd*

Aside from that, I wouldn't let that stop you from reaching our market or utilizing our reach. Once all that comes out, he will be removed without hesitation. On top of that we are on a deadline to push promotion. So when you meet with your team let them know that.

12:40 PM



Wait on her. I will ask her to reach out to you. She doesn't know I told you anything.

12:56 PM



Excellent. That helps. :) I will talk to Monica tonight and set up a call. I will let her know I talked with you about sponsoring the event and my concerns with Vic



+ Enter message



< (469) 623-6677 

2:23 PM, Jan 22

Excellent. That helps. :) I will talk to Monica tonight and set up a call. I will let her know I talked with you about sponsoring the event and my concerns with Vic. She will more than likely bring up the actual documented cases naturally, just please don't let her know I told you without her permission. :) you guys are awesome and this year is going to be amazing!



Copy text



Share



< (469) 623-6677



Not a problem. And thanks! The last thing we'd want is anyone feeling uncomfortable at an event we hold, that goes from talent to the attendees. I do very much appreciate you letting me know, and I'll be sure to have fresh ears during our conversation about the topic. Thanks Ron!

2:28 PM

Friday, February 1, 2019

Hey! So currently Vic is not attending. Can you have Monica call me if possible? Thank you.

7:15 PM



I can call tomorrow. She is in Houston recording. You made the right call not having him out.

7:18 PM

Based on what we've seen we think so. Our decision was based on the potential of his past victims being VAs. We are also taking a ton of heat so I just want to make sure those allegations you brought to me are seriously being acted upon.

7:31 PM



I promise it's true VAs and

+ Enter message



< (469) 623-6677



7:13 PM



I can call tomorrow. She is in Houston recording. You made the right call not having him out.

7:18 PM

Based on what we've seen we think so. Our decision was based on the potential of his past victims being VAs. We are also taking a ton of heat so I just want to make sure those allegations you brought to me are seriously being acted upon.

7:31 PM



I promise it's true. VAs and staff. I will see if Ian would feel comfortable telling you his story of someone extremely close to him getting assaulted by Vic

7:32 PM

I don't doubt it at all, just makes it easier when the voices are louder. Especially for these young women who are stepping up. People think this guy is a hero.

8:09 PM

Again thank you for all your help with this and being open in sharing. It's certainly a big deal in my eyes you were willing to reach out

8:15 PM



You're welcome. I know it is tough but he is a predator. He can be really nice at times but when he gets upset he can be a terror and the other obvious thing is the sexual harassment stuff

10:15 PM

+ Enter message



CAUSE NO. 141-307474-19

VICTOR MIGNOGNA,
Plaintiff,

v.

FUNIMATION PRODUCTIONS, LLC,
JAMIE MARCHI, MONICA RIAL,
AND RONALD TOYE,
Defendants

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IN THE DISTRICT COURT

141st JUDICIAL DISTRICT

TARRANT COUNTY, TEXAS

AFFIDAVIT OF STAN DAHLIN

STATE OF GEORGIA
COUNTY OF DEKALB

§
§

On this day, Stanley Charles Dahlin, Jr., personally known to me to be the affiant herein, appeared before me and, after being sworn according to law, on his oath, deposed and said as follows:

(1) My name is Stanley Charles Dahlin, Jr., and I reside in Dekalb county, Georgia. I am over the age of eighteen years and competent to make this affidavit. I have personal knowledge of the facts stated in this affidavit, and these facts are true and correct.

(2) I have read Monica Rial's response to Interrogatory number 4 contained in "Monica Rial's Amended Objections And Responses To Plaintiff's First Interrogatories And Requests For Production," in Cause No. 141-307474-19 in the 141st District Court of Tarrant County, Texas (the Response"). This Response is attached to my affidavit as Exhibit A.

(3) I was the owner of Izumicon in Oklahoma City in November 2007.

(4) Monica Rial and Victor Mignogna were both guests at that convention.

(5) I have no memory of the events described in bullet point 4 of the Response.

(6) If I had noticed Monica Rial being distressed leaving Victor Mignogna's room, I am certain that I would remember it.

(7) In subsequent years, I invited Monica Rial and Victor Mignogna back to my conventions several times. I would never have done this if I had been informed of any problems between Monica Rial and Victor Mignogna.

Stanley C Dahlin Jr
Affiant

Printed name: Stanley C DAHLIN JR

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public in and for the State of Georgia, on this 18th day of July, 2019, by Stanley Charles Dahlin, Jr., the affiant named above, to which witness and certify my signature and official seal.

Rebecca McClendon
NOTARY PUBLIC
STATE OF GEORGIA

[seal]

Exhibit A

INTERROGATORY NO. 3. Identify all persons who witnessed the incidents identified in your answer to Interrogatory No. 2.

ANSWER: Defendant objects to this Interrogatory because it seeks to have Defendant prematurely marshal all of her evidence. Defendant further objects to this Interrogatory because it seeks information that is in the possession of Plaintiff, may be publicly accessible, and/or equally accessible to Plaintiff. Defendant further objects to this Interrogatory because it assumes facts not in evidence.

Subject to, and without waiving, the aforementioned objections, Defendant answers as follows:

- Plaintiff has exhibited the described behavior too many times to recount, and in front of too many people to recall.
- Plaintiff exhibits the described behavior without warning, in private or in public, and often in front of unknown fans in order to prevent his victims from resisting or causing a scene.
- Defendant has personally spoken with fans following incidents, but Defendant cannot know all such people, or be able to contact all such witnesses.
- For example, following the incident at Louisville Supercon described in Defendant's response to Interrogatory No. 2 above, a male fan witnessed Plaintiff exhibiting the described behavior, and inquired whether Defendant would like for the male fan to confront Plaintiff about the inappropriate behavior. It is impossible to know how many other fans have witnessed this conduct.
- *See also* Toye's Amended Objections and Responses to Plaintiff's First Interrogatories and Requests for Production, and Documents Bates labeled TOYE 000001-000042, attached thereto.
- *See also* RIAL 000001-112.

INTERROGATORY NO. 4. Identify the instance in "the mid-2000s"—including the name of the convention—when Plaintiff "grabbed [you] and kissed [you] in his hotel room" as you alleged in the tweet you posted to @Rialisms on February 19, 2019.

ANSWER: Defendant objects to this Interrogatory because it seeks information that is in the possession of Plaintiff and equally accessible to Plaintiff. Defendant further objects to this Interrogatory because it assumes facts not in evidence.

Subject to, and without waiving, the aforementioned objections, Defendant answers as follows:

- Plaintiff grabbed and kissed Defendant without Defendant's consent on Sunday, November 4th, 2007 while Plaintiff and Defendant were both attending Izumicon in Oklahoma City, Oklahoma.
- After several other guests had left Oklahoma City, Stan Dahlin, one of the convention chairmen, invited Plaintiff and Defendant to dinner. Plaintiff requested that Defendant accompany Plaintiff to Plaintiff's hotel room to view Plaintiff's fan film called "Fullmetal Fantasy." Mr. Dahlin stated that he would collect us both for dinner from Plaintiff's hotel room.

- Plaintiff played the video as promised while Defendant stood to watch the video. But Plaintiff soon grabbed Defendant by the upper arms and began aggressively kissing Defendant. Defendant attempted to resist, but Plaintiff physically restrained Defendant and pushed Defendant backward toward the bed. Plaintiff climbed on top of Defendant and held her down as he continued to aggressively kiss Defendant.
- Plaintiff continued in this fashion for several minutes, despite Defendant's fear and shock, until Mr. Dahlin knocked on Plaintiff's hotel door. Plaintiff left Defendant on the bed, and hurriedly answered the door. Mr. Dahlin inquired whether Defendant was ok, clearly noticing distress. Defendant, however, was too shocked and afraid to admit to what had occurred.
- Following dinner, Plaintiff forced Defendant to speak with Plaintiff's longtime fiancée on the telephone, and Plaintiff spoke with his fiancée as if nothing had happened.
- *See also* RIAL 000001-112.

INTERROGATORY NO. 5. Identify all persons who witnessed the incident identified in your answer to Interrogatory No. 4.

ANSWER: Defendant objects to this Interrogatory because it seeks to have Defendant prematurely marshal all of her evidence. Defendant further objects to this Interrogatory because it seeks information that is in the possession of Plaintiff, may be publicly accessible, and/or equally accessible to Plaintiff. Defendant further objects to this Interrogatory because it assumes facts not in evidence.

Subject to, and without waiving, the aforementioned objections, Defendant answers as follows:

- Plaintiff waited until Defendant was away from the many other guests and friends who attended the convention before he forced himself upon Defendant. Several guests and friends noticed Plaintiff's behavior leading up to this incident, but other than Mr. Dahlin, Defendant cannot know who may have known about Plaintiff's intentions.
- *See also* Toye's Amended Objections and Responses to Plaintiff's First Interrogatories and Requests for Production, and Documents Bates labeled TOYE 000001-000042, attached thereto.
- *See also* RIAL 000001-112.

INTERROGATORY NO. 6. Identify the "three of [your] close friends" who "came forward" and "shared their stories with [you]" after "the premiere for the Broly movie" as you alleged in the tweet you posted to @Rialisms on February 19, 2019.

ANSWER: Defendant objects to this Interrogatory because it seeks to have Defendant prematurely marshal all of her evidence. Defendant further objects to this Interrogatory because it seeks information that is in the possession of Plaintiff, may be publicly accessible, and/or equally accessible to Plaintiff. Defendant further objects to this Interrogatory because it assumes facts not in evidence.

Subject to, and without waiving, the aforementioned objections, Defendant answers as follows:

CAUSE NO. 141-307474-19

VICTOR MIGNOGNA,
Plaintiff,

v.

FUNIMATION PRODUCTIONS, LLC,
JAMIE MARCHI, MONICA RIAL,
AND RONALD TOYE,
Defendants

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IN THE DISTRICT COURT

141st JUDICIAL DISTRICT

TARRANT COUNTY, TEXAS

AFFIDAVIT OF VICTOR MIGNOGNA

STATE OF TEXAS
COUNTY OF SMITH

§
§

On this day, VICTOR MIGNOGNA, personally known to me to be the affiant herein, appeared before me and, after being sworn according to law, on his oath, deposed and said as follows:

1. My name is Victor Mignogna and I live in Tarrant County, Texas. I am over the age of eighteen years and competent to make this affidavit. I have personal knowledge of the facts stated in this Affidavit, and these facts are true and correct.
 2. I have never sexually assaulted or sexually harassed anyone or attempted to do so.
 3. I have never physically assaulted any woman or attempted to do so.
 4. I have never forced (or attempted to force) anyone to kiss me, hug me, or engage in any sexual activities.
 5. I have never fondled, kissed without consent, or otherwise inappropriately had contact with underage people or adults.
 6. I have never inappropriately touched, rubbed, stroked, struck any female fans, guests, staff or acquaintances.
 7. I have never had sexual contact with anyone without their consent.
-

8. I have never attempted to sexually assault, sexually harass, touch inappropriately, or have any nonconsensual contact with Monica Rial or Jamie Marchi.
 9. I have read Jamie Marchi's July 18, 2019 affidavit, attached as Exhibit A to her Motion to Dismiss. I have (a) never grabbed her hair and pulled it down; (b) never whispered sexually suggestive or violent statements to her; and (c) never pressed my lips to ears, as she claims in the affidavit.
 10. Tammi Denbow contacted me on January 25, 2019. She stated she was an executive with Sony and advised me that she wanted to interview me by phone about several allegations that had been reported against me. We discussed the three allegations below:
 - a. An accusation that, at an anime convention, I ate a jellybean thrown at me by Monica Rial in a sexually suggestive manner. I did not eat the jellybean in a sexually suggestive manner; I made no sexually suggestive comments; and no one, including Monica Rial appeared to interpret the action and comments as being sexual in nature. I told this to Tammi Denbow.
 - b. An accusation that I invited two adult females (who had flirted with me numerous times over the previous year) to my hotel room at an anime convention, then sexually harassed or assaulted them. I did not sexually harass or assault them. I expressed romantic interest in them, they declined and left the room. I did not harass, intimidate or pressure them in any way. I told this to Tammi Denbow.
 - c. An accusation that I kissed a Funimation Productions, LLC ("Funimation") employee, Sarah Bachmeyer, without her consent, in her office. I did share a single, consensual kiss with her. There was no coercion or lack of consent. I told this to Tammi Denbow.
 11. Immediately after this conversation, I emailed Tammi Denbow about the investigation. The emails attached as Exhibit A are true and correct versions of the emails we exchanged.
 12. Before the consensual kiss in her office at Funimation, Sara Bachmeyer and I had corresponded via text, phone calls and in person for at least a year or more. I regularly stopped by her office while in the studio recording just to say hi. She appeared to welcome my interest in her and appeared to be interested in me. Eventually asked to kiss her, and she agreed. We only kissed that one time. In the years since the kiss, she has never expressed any outrage or anger to me.
-

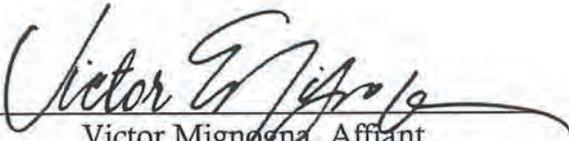
13. Tammi Denbow did not mention or ask me about any other incidents. In particular, she did not mention or ask about the purported attempted sexual assault in 2007 against Monica Rial (alleged by Monica Rial in her affidavit), nor did she mention any of the alleged hair-pulling incidents asserted by Monica Rial and Jamie Marchi.
 14. I was assured by Tammi Denbow that the investigation and its results would be kept confidential.
 15. I was informed by telephone on Saturday January 26, 2019 that I had been terminated by Funimation.
 16. By mid-January, 2019, I had valid contracts with dozens of conventions to appear as a guest in 2019. At least a dozen cancelled my appearance by the time I filed this lawsuit and they are listed in my Amended Petition. Emerald City Comic Con, Fan Expo Toronto, Fan Expo Orlando (aka MegaCon) and Planet Comic Con also cancelled my appearances, despite having contracts with me to appear.
 17. I have appeared at a number of conventions in 2019. They are listed below, along with the amounts I earned at each (all amounts rounded down to the nearest thousand dollars):
 - a. Kamehacon - \$37,000
 - b. Savannah - \$13,000
 - c. Central PA - \$5,000
 - d. Puerto Rico - \$11,000
 - e. BakAnime - \$5,000
 - f. Anime Matsuri - \$30,000
 - g. Super World Con - \$5,000
 - h. Ireland - \$12,000
 - i. Liberty - \$14,000
 - j. Jacksonville NC - \$12,000
 - k. Bubba Fest - \$17,000
 18. Five of the conventions that cancelled me were as large or larger than Anime Matsuri. These were: Emerald City Comic Con, Florida Super Con, Fan Expo Toronto, Fan Expo Orlando (aka MegaCon) and Planet Comic Con. It is reasonable to expect that I would have earned similar amounts at each of these conventions that I earned at Anime Matsuri (\$30,000), but I would have earned a minimum of \$20,000 per convention because they were all larger in attendance than Anime Matsuri. I would have expected to earn at least \$5,000 at each of the smaller conventions that cancelled my appearances, extrapolating from similar sized conventions that I did attend (i.e., the conventions listed in the previous paragraph other than Anime Matsuri).
-

19. The owners or managers of the conventions that cancelled me all stated that the cancellation was due to the allegations of sexual assault being made by defendants. Several also mentioned the Funimation investigation as motivating the cancellation.
 20. I have never been cancelled at a convention before 2019.
 21. I have no memory of anyone named Robin Michelle Blankenship or Robin Michelle Blankenship-McConnell and no memory of any of the events she described in her affidavit that was attached to Rial and Toye's Motion to Dismiss.
 22. I have read the affidavit of Kara Edwards, attached to Rial and Toye's Motion to Dismiss. I did not commit any of the improper acts she claims I did in the affidavit, such as knocking on her door repeatedly, hugging for an uncomfortably long time, saying things like "open the door; nobody has to know" or "you know you want this", etc. I did not sexually assault her, I did not attempt to sexually assault her and I never engaged in any contact without her consent.
 23. I have read the affidavit of Lynn Hunt, attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct she claims I engaged in, including the specific allegations in paragraphs 3-9 of the affidavit.
 24. I have read the affidavit of Faisal Ahmed attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct he claims I engaged in, including being "overly friendly" with female cosplayers, behaving inappropriately with Erica McCord, Kelly Loftus or Leah Hamilton.
 25. I have read the affidavit of Mary Reese attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct she claims I engaged in, including manipulating and tricking young girls, being "demanding", being a bully, being intentionally rude to her, grabbing Kara Edwards' hair and forcefully pulling it back, demanding that Kara Edwards' table be moved, etc.
 26. I have read the affidavit of Whitney Falba attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct she claims I engaged in, including being disrespectful to staff, inappropriately touching females, having underage female fans in my hotel room, etc.
 27. I have read the affidavit of Nesha Perry attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct she claims I engaged in, including stroking anyone's leg without permission, and grabbing anyone's hair and pull it back while whispering into their ear.
-

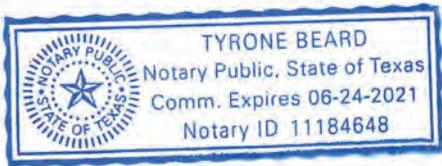
28. I have read the affidavit of Emmett Plant attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct he claims I engaged in, including stroking anyone's leg without permission, and grabbing anyone's hair and pull it back while whispering into their ear.
 29. I have read the affidavit of Adam Sheehan attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct he claims I engaged in, including "having [any] predatory tendencies", kissing, touching or stroking female fans inappropriately, etc.
 30. I have read the affidavit of Kelly Loftus attached to Rial and Toye's Motion to Dismiss. I deny that I ever "hit" on her. I also deny all improper conduct she claims I engaged in, including hugging, touching or kissing her without her consent or doing so inappropriately.
 31. I have read the affidavit of John Prager attached to Rial and Toye's Motion to Dismiss. I deny all improper conduct he claims I engaged in, including "stalking" or behaving inappropriately with Mari Iijima. Being a sexual predator, touching women inappropriately or without their consent.
 32. I have read the affidavits of Elizabeth Yost and Theresa Yost, attached to Rial and Toye's Supplement to Motion to Dismiss. I deny that I touched either of them without consent or in any inappropriate way. I did invite them to my room (after they had flirted with me numerous times over the previous year), but when their made their lack of interest clear, I bid them goodbye and they left freely and peacefully. I did not ask them to do a strip tease show for me. I did not try to kiss either of them. I did not later express a desire to kiss them nor did I ever become angry with them. They never cried, teared up or acted afraid in my presence.
 33. As a result of the stress and anguish caused by Defendants, I have been diagnosed with depression and have been prescribed Zoloft. I have also been diagnosed with high blood pressure and have been prescribed Losartan for that condition. These medications were prescribed after the defamatory assertions by Defendants.
 34. I have never asked my fans to harass, attack or mistreat anyone.
 35. In late 2017, I walked into Coleen Clinkenbeard's office and asked her why I was not cast more often. At the time, I was directing *Juni Taisen*. She told me that (a) they did not like casting people who weren't local and (b) that some directors thought I was "difficult" because I occasionally requested additional takes even though the director was satisfied. She stated that there were no other concerns about my conduct and did not
-

mention any reports of inappropriate conduct. I told Chuck Huber of this meeting.

36. Until the January 25, 2019 communication with Tammi Denbow, I had never been reprimanded or questioned for any inappropriate conduct of any kind.


Victor Mignogna, Affiant

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned Notary Public in and for the State of Texas, on this 30th day of August, 2019, by Victor Mignogna, the affiant named above, to which witness and certify my signature and official seal.




NOTARY PUBLIC, STATE OF TEXAS

Mignogna Affidavit
Exhibit A

----- Forwarded message -----

From: **victhewop** <victhewop@aol.com>
Date: Fri, Jan 25, 2019 at 5:30 PM
Subject: Fwd: Confidential Discussion
To: Lisa Hansell <liser67@gmail.com>

Begin forwarded message:

From: "Denbow, Tammi" <Tammi_Denbow@spe.sony.com>
Date: January 25, 2019 at 7:20:44 PM CST
To: "victhewop@aol.com" <victhewop@aol.com>
Subject: RE: Confidential Discussion

Vic,

As we discussed during our previous conversation today, please do NOT reach out to either party listed below or anyone else you believe might have raised a concern, or be connected to this investigation.

Thanks,

Tammi

From: victhewop@aol.com <victhewop@aol.com>
Sent: Friday, January 25, 2019 12:33 PM
To: Denbow, Tammi <Tammi_Denbow@spe.sony.com>
Subject: Re: Confidential Discussion

just one more thing..... I hope this is acceptable to offer....

I would be more than willing to make a sincere heartfelt apology to Monica and Sara for any unintended offense. I have considered them both friends and I believed the feeling was mutual. I would have apologized at the time, but was never given any indication that anything offensive had occurred.

thanks again, sorry to bother again.

vic

-----Original Message-----

From: Denbow, Tammi <Tammi_Denbow@spe.sony.com>

To: victhewop@aol.com <victhewop@aol.com>

Sent: Fri, Jan 25, 2019 2:19 pm

Subject: RE: Confidential Discussion

Hi, Vic.

Thank you for the additional information/clarification. I will add it to my file.

Tammi

From: victhewop@aol.com <victhewop@aol.com>

Sent: Friday, January 25, 2019 11:59 AM

To: Denbow, Tammi <Tammi_Denbow@spe.sony.com>

Subject: Re: Confidential Discussion

thank you for your time, Tammi, albiet a difficult conversation.

I just wanted to reiterate a couple things....

1. Sara Bachmeyer and I corresponded via text, phone calls and in person for at least a year or more. I regularly stopped by her office while in the studio recording just to say hi. She gave me every indication that she liked me and welcomed my interest in her before I ever asked to kiss her... and she agreed. And it was a couple years ago and she has never expressed any offense then or since, so I feel that why it's coming up now is suspect.

2. My relationship with Monica has always been completely platonic. That jelly bean joke was in bad taste at worst, but it was also many years ago and it was simply quick banter meant to be funny. She and I

have done dozens of events and projects together since then and she has not only never mentioned any offense, but has treated me exactly the same as the good friends we've been for 20 years.

Additionally, many many things are said and done by voice actors at conventions in front of fans that's MUCH worse. In fact, many conventions have "after dark" panels where voice actors actually share explicitly sexual stories and profanity in front of an audience of fans. (I have never attended one because it's not who I am)

I hope you dont mind me sending you this. I just wasn't sure if I communicated those points clearly enough.

Sincerely,

vic

-----Original Message-----

From: Denbow, Tammi <Tammi_Denbow@spe.sony.com>

To: victhewop@aol.com <victhewop@aol.com>

Sent: Fri, Jan 25, 2019 11:20 am

Subject: RE: Confidential Discussion

Hi, Vic.

10 a.m. is perfect. I'll make sure I'm free at that time.

Thanks,

Tammi

From: victhewop@aol.com <victhewop@aol.com>

Sent: Friday, January 25, 2019 9:19 AM

To: Denbow, Tammi <Tammi_Denbow@spe.sony.com>

Subject: Re: Confidential Discussion

hi Tammi,

Thanks for your email. I've been expecting your call. Would it be OK for me to call you at your number listed below around 10 AM your time? It will be from my cell 713-927-3897.

Thanks,

Vic

-----Original Message-----

From: Denbow, Tammi <Tammi_Denbow@spe.sony.com>

To: victhewop@aol.com <victhewop@aol.com>

Sent: Fri, Jan 25, 2019 11:09 am

Subject: Confidential Discussion

Hi, Vic.

As Karen informed you, I need to speak with you regarding a confidential matter brought to my attention. Please do not discuss this request with others to maintain the integrity of this confidential process. My schedule is open until 2 p.m. Pacific time today. You will need privacy on your end of the call, so please plan accordingly when responding with a time you are available. Please indicate whether you would prefer to call me at the number below or if I should call you at 713-927-3897.

I look forward to speaking with you soon.

Tammi

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DEPOSITION OF VICTOR MIGNOGNA
June 26, 2019

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NO. 141-307474-19

VICTOR MIGNOGNA,)	IN THE DISTRICT COURT
)	
Plaintiff,)	
)	
VS.)	TARRANT COUNTY, TEXAS
)	
FUNIMATION PRODUCTIONS,)	
LLC, JAMIE MARCHI, MONICA)	
RIAL, and RONALD TOYE,)	
)	
Defendants.)	141st JUDICIAL DISTRICT

ORAL AND VIDEOTAPED DEPOSITION OF
VICTOR MIGNOGNA
JUNE 26, 2019

ORAL AND VIDEOTAPED DEPOSITION OF VICTOR MIGNOGNA, produced as a witness at the instance of the DEFENDANTS, and duly sworn, was taken in the above-styled and numbered cause on June 26, 2019, from 10:05 a.m. to 5:39 p.m., before Claudia White, CSR in and for the State of Texas, reported by machine shorthand, at the 141st Judicial District Court, 100 North Calhoun Street, 1st Floor, Fort Worth, Texas, pursuant to the Texas Rules of Civil Procedure and the provisions stated on the record or attached hereto.

Job No. 132281

DEPOSITION OF VICTOR MIGNOGNA
June 26, 2019

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ALSO PRESENT: (Appearing via Zoom)

Ms. Jamie Marchi
Mr. Ronald Toye
Ms. Monica Rial

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CSI GLOBAL DEPOSITION SERVICES

972-719-5000

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REQUESTED DOCUMENTS/INFORMATION

3

NO.	DESCRIPTION	PAGE
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4

	NONE	
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5

6

CERTIFIED QUESTIONS

7

NO.	DESCRIPTION	PAGE/LINE
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	NONE	
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*XXXX identifies redacted names in the transcript per confidentiality stipulation

24

25

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1 THE VIDEOGRAPHER: And we're going on the
2 record in the videotaped deposition of Mr. Victor
3 Mignogna. Today's date is June 26th, 2019. The time is
4 10:05 a.m.

5 At this time, will counsel please state
6 their appearances for the record, and then the court
7 reporter will swear in the witness.

8 MR. BEARD: Ty Beard for the Plaintiff.

9 MR. ERICK: Casey Erick for Defendants
10 Monica Rial, Ron Toye.

11 MR. LEMOINE: Sean Lemoine for the
12 Defendants Monica Rial and Ron -- Ron Toye.

13 MR. VOLNEY: John Volney for Funimation.

14 MR. JOHNSON: Sam Johnson for Jamie Marchi.

15 MR. BEARD: Go ahead and announce.

16 MS. CHRISTIE: Carey Christie for Vic
17 Mignogna.

18 MR. LEMOINE: And then we have appearing by
19 Zoom, which is a teleconference, we have Ethan Minshull
20 from Wick Phillips and Andrea Perez from Kessler
21 Collins. And, also, Ms. Marchi and Mr. Toye, and I
22 think Ms. Rial, are joining by Zoom.

23 And do you want to do the --

24 MR. BEARD: Yeah. We're on the record?

25 MR. LEMOINE: Yeah.

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1 MR. BEARD: Okay. Counsel has agreed that
2 the only people that will be watching this live stream
3 are the parties and counsel, and that it will not be
4 recorded or otherwise distributed without agreement of
5 all the parties.

6 MR. ERICK: That's agreed.

7 MR. LEMOINE: That's correct.

8 MR. JOHNSON: That's agreed.

9 MR. LEMOINE: One other -- one other thing.
10 This lady sitting in the black with the gray sweater
11 hasn't introduced herself, has she?

12 MR. BEARD: No. She's Lisa Hansell, she's
13 our witness consultant.

14 MR. LEMOINE: Okay. She's a jury
15 consultant of some sort?

16 MR. BEARD: Witness, but, yeah, my -- my
17 office.

18 MR. LEMOINE: All right. One other
19 agreement, can we have an agreement that objection for
20 one of the Defendants is an objection for all, so we
21 don't jump all over each other?

22 MR. JOHNSON: Agreed.

23 MR. LEMOINE: All right. And I don't know
24 if everybody wants to do consecutive deposition
25 numbering so that it would be throughout the

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1 depositions, since I suspect there will be a large
2 number of them, but, Mr. Beard, that's up to you.

3 MR. BEARD: In other words, one objection
4 that you guys -- that one person makes is deemed to
5 be --

6 MR. LEMOINE: Oh, I'm -- I'm sorry.

7 MR. BEARD: -- made for all?

8 MR. LEMOINE: That -- that's an agreement
9 for the Defendants, that way we don't have to keep
10 objecting.

11 MR. BEARD: I was wondering what I was
12 involved in.

13 MR. LEMOINE: The agreement, what I was
14 asking everybody at the table, because I can't dictate
15 this, is consecutive deposition numbering, meaning we
16 start today at 1, and if we go to 42, and then tomorrow
17 there's a new deposition, 1 through 42 stays set, you'll
18 have them, you can use the 1 through 42, and then any
19 new depositions would start at 43. That way, when you
20 go to trial and you're playing deposition testimony, the
21 42nd deposition exhibit is the same in every deposition.
22 Does that make sense?

23 MR. BEARD: No. But --

24 MR. JOHNSON: If I may jump in, he means
25 consecutive exhibit numbering.

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1 MR. BEARD: Oh, sure, yeah, that's fine.

2 MR. LEMOINE: What am I saying?

3 MR. JOHNSON: You're saying consecutive
4 deposition --

5 MS. CHRISTIE: Deposition.

6 MR. JOHNSON: -- numbering.

7 MR. BEARD: Yeah.

8 MR. LEMOINE: I got it.

9 MR. BEARD: Yeah, that's fine.

10 MR. LEMOINE: Okay. Any -- anything else
11 we need to discuss? Read and sign, I assume?

12 MR. BEARD: No.

13 MR. LEMOINE: Okay.

14 THE REPORTER: You don't want to read and
15 sign?

16 MR. BEARD: Oh, I'm sorry. Help me out
17 here.

18 MR. LEMOINE: Do you want Mr. -- is it
19 Mignogna?

20 THE WITNESS: Mignogna, yes, sir.

21 MR. LEMOINE: Very good. Mr. Mignogna to
22 read his deposition and sign it when it's over?

23 MR. BEARD: Oh, yeah.

24 MR. LEMOINE: Okay.

25 MR. BEARD: Absolutely. I'm sorry, I was

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1 --

2 MR. LEMOINE: Yeah, I thought that's --

3 MR. BEARD: I was -- I was a thousand miles
4 away.

5 MR. LEMOINE: That's what I thought. All
6 right. Are we otherwise ready?

7 (Oath administered.)

8 THE REPORTER: This will be taken under the
9 Texas Rules of Civil Procedure?

10 VICTOR MIGNOGNA,
11 having been first duly sworn, testified as follows:

12 DIRECT EXAMINATION

13 BY MR. LEMOINE:

14 **Q. Would you state your name for the record.**

15 A. Victor Joseph Mignogna.

16 **Q. Mr. Mignogna, would you identify the woman with
17 the black shawl and gray shirt. Who is she?**

18 A. Her name is Lisa Hansell.

19 **Q. And what does she do for a living?**

20 A. For a living?

21 **Q. Yeah. Do you know?**

22 A. She does several things, but among other
23 things, she does makeup work and production work.

24 **Q. And when you say makeup work and production
25 work, is that in some kind of --**

DEPOSITION OF VICTOR MIGNOGNA
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1 A. For film and television.

2 **Q. Okay. Is she -- to your knowledge, has she**
3 **ever been a witness consultant?**

4 A. I don't know anything about --

5 **Q. As you sit here today, is she -- do you -- have**
6 **you hired her to be your witness consultant?**

7 A. I have not hired her.

8 MR. LEMOINE: Okay. Then I'm going to ask
9 that Ms. Hansell be excluded from the deposition.

10 MR. BEARD: Counsel, I hired her. But
11 that's fine, she can be excluded.

12 MR. LEMOINE: Okay.

13 (Ms. Hansell exits.)

14 **Q. (BY MR. LEMOINE) Have you ever been deposed**
15 **before, Mr. Mignogna?**

16 A. No, sir.

17 **Q. Have you ever had to give testimony in any**
18 **capacity before?**

19 A. Yes, sir.

20 **Q. In what capacity?**

21 A. I was a police officer for a time, and in my
22 job capacity, I -- I would have to testify against
23 defendants that I arrested and give testimony.

24 **Q. And when were you a police officer?**

25 A. A long time ago. Roughly '86, '87, in

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1 Maryland.

2 Q. And how long were you a police -- and how long
3 were you a police officer, a year?

4 A. Roughly two years, on and off.

5 Q. And when you -- when you say on and off, were
6 you some kind of auxiliary police officer?

7 A. Well, no, I -- well, I was a -- I was a
8 seasonal officer, went through a -- the -- the necessary
9 degree of training and sworn in, powers of arrest, etc.

10 Q. Were you allowed to carry a pistol?

11 A. Yes, sir. And -- I'm sorry.

12 Q. Go ahead.

13 A. And then at some point they realized that I had
14 a background in film and television and they asked me to
15 -- to start making PSAs and commercials for
16 pedestrian-related, citizen-related videos to help
17 educate the -- the -- the public. That's why I meant on
18 and off. I -- I started doing the video stuff toward
19 the end.

20 Q. When did you stop being a police officer?

21 A. It was just a couple of years, so, I guess, you
22 know, roughly -- again, I -- I don't remember the years,
23 specifically, but a couple of years.

24 Q. And why did you cease being a police officer?

25 A. It was never a career move, it was a -- it was

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1 something that I thought would be interesting to do
2 right out of college. I mean, it wasn't something I
3 intended to do for a long period of time.

4 **Q. Were you terminated or did you voluntarily**
5 **quit?**

6 A. No, I voluntarily quit.

7 **Q. Apart from your attorneys, have you talked to**
8 **anybody in preparation for this deposition?**

9 A. No.

10 **Q. What have you done to prepare for this**
11 **deposition?**

12 A. Just spoken with my attorneys and prepared.

13 **Q. Did you review any documents to refresh your**
14 **recollection about any events that you might be**
15 **discussing today?**

16 A. No, sir.

17 **Q. Are there any medications that you're on that**
18 **would prevent you from testifying truthfully?**

19 A. No, sir.

20 **Q. Is there anything that you can think of that**
21 **would prevent you from testifying truthfully today?**

22 A. No, sir.

23 **Q. What's your full name?**

24 A. Victor Joseph Mignogna.

25 **Q. How old are you?**

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1 A. Fifty-six.

2 Q. Do you ever go by any nicknames?

3 A. Vic.

4 Q. Is that it?

5 A. Yes.

6 Q. What about the Fuhrer, ever be -- ever go by
7 the nickname the Fuhrer?

8 A. No.

9 Q. Have any --

10 MR. BEARD: Excuse me --

11 Q. (BY MR. LEMOINE) Are you aware of --

12 MR. BEARD: -- Counsel, could you say that
13 louder?

14 MR. LEMOINE: The Fuhrer.

15 MR. BEARD: The Fuhrer?

16 MR. LEMOINE: Yeah.

17 MR. BEARD: As in Adolph Hitler?

18 MR. LEMOINE: I don't know.

19 MR. BEARD: Is that how it's spelled?

20 MR. LEMOINE: Yes.

21 MR. BEARD: Okay. Sorry.

22 Q. (BY MR. LEMOINE) Are you aware of there being
23 any group of people out there in -- in -- in the world
24 that refer to you as the Fuhrer?

25 A. Yes.

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1 **Q. And who refers you -- as you to the Fuhrer?**

2 A. Many years ago, members of my fan club, the
3 Risembool Rangers, thought that it would just be fun,
4 since it was kind of a nickname of the fan club, that
5 they were kind of Risembool -- that they were Rangers,
6 and somebody made it up as a joke. I had nothing to do
7 with it. It was short-lived. I didn't make it up, I
8 didn't condone it, it was just a -- something some fan
9 made up.

10 **Q. Do you know if your mother ever referred to you**
11 **as the Fuhrer?**

12 A. Not to my knowledge.

13 **Q. And when you say short-lived, short-lived like**
14 **how long, few days, few weeks?**

15 A. I don't even know. I haven't heard that
16 reference in a very long time until you just said it.

17 **Q. I take it that when the -- the Risembool**
18 **Rangers started referring to you as the Fuhrer, you --**
19 **you understood the inappropriateness of something like**
20 **that, correct?**

21 A. I didn't really have any feeling about it.

22 **Q. Well, can you associate for me any other human**
23 **being that's been called the Fuhrer besides Adolph**
24 **Hitler?**

25 A. Not to my knowledge.

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1 Q. All right. And so you would agree with me that
2 it would be inappropriate for you to have a nickname or
3 condone a nickname like the Fuhrer?

4 A. I never condoned it.

5 Q. Okay. And you would agree with me that would
6 be in -- inappropriate for people to call you that, but
7 you don't support that kind of nonsense, do you?

8 A. I don't fully understand.

9 Q. Sure.

10 A. Can you rephrase?

11 Q. If somebody called me the Fuhrer, I would tell
12 them to stop immediately, because it's anti-Semitic and
13 refers to a time in our history where terrible things
14 were done to Jewish people. Do you -- do you have that
15 same feeling?

16 A. Of course I do.

17 Q. Okay. So you would agree with me that if there
18 were people out there calling you the Fuhrer, one of the
19 things you would do would be to intervene to stop that?

20 A. I knew that they were fans who meant nothing by
21 it. They're young people. And I didn't address it one
22 way or the other, and it died off.

23 MR. LEMOINE: All right. I'll object as
24 nonresponsive.

25 Q. (BY MR. LEMOINE) My question was not what you

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1 think the fans might believe, but if you agree, they
2 would be --

3 A. I believe you asked me if they would -- if I
4 told them to stop, and I said no. And my answer to that
5 is, no, because they were fans and I knew they didn't
6 mean anything by it. Their intentions were nothing more
7 than playful, and so I didn't address it and it died
8 off.

9 Q. Does the Risembool Rangers, do they have a
10 definitions page somewhere?

11 A. I don't know.

12 Q. That's not something you have anything to do
13 with?

14 A. No, sir.

15 Q. Is there any adult that monitors this --

16 A. Yes.

17 Q. -- Risembool Rangers page?

18 A. Sorry. Sorry. Not supposed to overlap. I
19 apologize.

20 Yes.

21 Q. And who's that adult?

22 A. I don't -- I don't specifically know all their
23 names, but we have moderators. We've always had
24 moderators of legal age to make sure that any of the,
25 like, forums and -- and places where the fans would

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1 gather to chat, were safe places where -- where there
2 wasn't any inappropriate discussions or challenges or
3 bullying.

4 **Q. Okay. And so do you know who any of these**
5 **moderators are?**

6 A. I know some -- they've changed over the years,
7 because, again, they're volunteers, they're fans who
8 just offered to help.

9 **Q. And who screens them to make sure they're of**
10 **legal age?**

11 A. I'm sorry?

12 **Q. Who screens them to make sure they're of legal**
13 **age?**

14 A. The other moderators who are of legal age.

15 **Q. Who screens that moderator?**

16 A. I'm sure at some point in time I -- I probably
17 had spoken to someone who I knew was of legal age.

18 **Q. As you sit here today, can you identify one**
19 **person?**

20 A. I'm sorry?

21 **Q. As you sit here today, can you identify one**
22 **person who is of legal age that is a moderator on the**
23 **Risembool Rangers page?**

24 A. Alyssa Fluty.

25 **Q. And how old is she?**

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1 A. I don't know her birthday.

2 **Q. How do you know she's of age?**

3 A. Because she's clearly of age.

4 **Q. All right. How many hours does miss --**

5 A. She's out of college, she has a job, she's
6 clearly of age.

7 **Q. How much time does she devote to the --**

8 A. I have no idea, sir.

9 **Q. -- moderator?**

10 A. I'm sorry.

11 **Q. Where do you currently live?**

12 A. Grapevine, Texas.

13 **Q. And how long have you lived in Grapevine?**

14 A. Since late December of last year.

15 **Q. And where did you live prior to that?**

16 A. I went back and forth between Los Angeles and
17 Houston.

18 **Q. Are you married?**

19 A. No, sir.

20 **Q. Have you ever been married?**

21 A. Yes, sir.

22 **Q. How long were you married?**

23 A. Six -- a little over six years.

24 **Q. From when to when?**

25 A. '95 to 2000, mid 2000.

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1 **Q. Do you have any children?**

2 A. No, sir.

3 **Q. What's the highest level of formal education**
4 **you've ever obtained?**

5 A. I have a bachelor's degree in science.

6 **Q. Where did you get that?**

7 A. Arts and science. From Liberty University.

8 **Q. In Virginia?**

9 A. Yes, sir.

10 **Q. When did you graduate?**

11 A. '86.

12 **Q. And after you left Liberty, that's when you**
13 **became a police officer in Maryland?**

14 And I know it's been a long time, so I'm
15 **not trying to --**

16 A. I know. So sorry.

17 **Q. I'm not trying to trap you on dates.**

18 A. No, I -- I -- I know, I'm just trying to work
19 **it out. When I said on and off, if I may, I guess, if I**
20 **--**

21 **Q. Sure. Go ahead.**

22 A. -- may clarify.

23 As I mentioned, I was a seasonal officer.
24 **There are cities in Maryland that are vacation towns and**
25 **they hire additional officers for -- for the -- for the**

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1 seasons. And my senior year in college, I was hired.
2 And then I went back to college so I wasn't there any
3 more. And then after college, I went back and did it
4 for another year and a half or so. That's what I meant
5 by on and off.

6 **Q. Okay. Did you teach at a school after you**
7 **graduated Liberty University?**

8 A. Yes, sir.

9 **Q. What school did you teach at?**

10 A. Trinity Christian Academy.

11 **Q. Where's that located?**

12 A. Jacksonville, Florida.

13 **Q. What did you teach?**

14 A. I taught English and speech.

15 **Q. And how long did you teach there?**

16 A. A year.

17 **Q. And why did you leave?**

18 A. Because, again, it was not a career move. It
19 was not my intention to be a teacher. It was an
20 opportunity that was offered to me right after college.

21 **Q. Were you -- did you resign or were you**
22 **terminated?**

23 A. I actually don't even recall.

24 **Q. Were there any allegations of inappropriate**
25 **behavior between you --**

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1 A. Not to my knowledge.

2 Q. Let me get my question out.

3 A. Sorry.

4 Q. Were there any allegations of inappropriate
5 behavior between you and any students at this school in
6 Jacksonville that led to your resignation or
7 termination?

8 A. Not to my knowledge.

9 Q. And you would agree with me that if you were
10 terminated for inappropriate behavior or allegations of
11 inappropriate behavior with children, that's something
12 you'd remember?

13 A. Certainly. Of course it was 30 years ago.

14 Q. Okay. But even 30 years ago, if you were
15 accused of inappropriate behavior with children at your
16 first job after graduating the Christian school of
17 Liberty University --

18 A. Uh-huh.

19 Q. -- that's something that would stick with you,
20 isn't it?

21 A. Yes, sir.

22 Q. When did you first become involved in movies or
23 theater or TV production?

24 A. Since I was very young.

25 Q. All right. When --

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1 A. Thirteen, twelve, thirteen.

2 **Q. When was your first paying job in the movie or**

3 --

4 A. I have no --

5 **Q. -- TV production?**

6 A. I have no recollection.

7 **Q. How long would you say that you've been in the**
8 **public spotlight?**

9 A. Being in the public spotlight is kind of
10 subjective, you know, like what one person would
11 consider celebrity or whatever, I don't --

12 **Q. Okay.**

13 A. I -- I -- I couldn't answer that.

14 **Q. That's fair. Let me -- let me -- let me do it**
15 **this way. Do you consider yourself to be a celebrity?**

16 A. No.

17 **Q. Okay. Why not?**

18 A. Because I don't.

19 **Q. You've been in movies before?**

20 A. Yes.

21 **Q. You've been on TV shows?**

22 A. Yes, sir.

23 **Q. You have voice acted for, what, hundreds of**
24 **Japanese anime films?**

25 A. Yes, sir.

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1 Q. You go to conventions where thousands of people
2 show up?

3 A. Yes, sir.

4 Q. You've taken -- over the course of your, let's
5 say last 20 years, you've probably taken pictures with
6 over 10,000 people; is that fair?

7 A. I don't know an exact number.

8 Q. Well, I mean, is it more or less than 10,000?

9 A. I couldn't answer. I couldn't tell you.

10 Q. Well, how many people --

11 A. I haven't kept count. Sorry.

12 Q. Well, do you think it's more than 100?

13 A. Sure.

14 Q. All right. What's the last convention you went
15 to?

16 A. I was at an event last weekend in Dublin,
17 Ireland.

18 Q. How many people did you take pictures with
19 there?

20 A. I didn't count.

21 Q. More than 100?

22 A. Probably not.

23 Q. Do you consider yourself to be a celebrity in
24 the American voice actor community?

25 A. I don't feel like it's for me to say whether

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1 I'm a celebrity or not.

2 Q. Okay. Anybody a more popular voice actor in
3 the, I guess, American anime community than you?

4 A. I'm sorry, would you ask that again, please?

5 Q. Yeah. I mean -- all right. You're -- you're
6 -- I know you're involved in cartoons, or something like
7 that, so how would you describe what it is you do for a
8 living?

9 A. I provide English voices for Japanese anime
10 that is -- that is dubbed into English.

11 Q. Okay. And is there a -- is there a lingo that
12 we can use in this deposition for that?

13 A. Voice actor.

14 Q. American voice actor?

15 A. Voice actor.

16 Q. Okay. All right. Is there anybody that you
17 know of in the voice acting community that is more --
18 has more celebrity than you?

19 A. I've never really thought about it.

20 Q. So as you sit here today, you don't know if
21 there's anybody that has more, what we call celebrity,
22 than you?

23 A. No, I do not.

24 Q. I mean, is -- is your -- is your reputation as
25 a voice actor, is that important to you?

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1 A. Yes.

2 **Q. Why?**

3 A. My reputation, in general, is important to me.

4 MR. LEMOINE: Object as nonresponsive.

5 **Q. (BY MR. LEMOINE) Is your reputation as a voice**
6 **actor important to you?**

7 A. Of course.

8 **Q. Okay. Why?**

9 A. Because it reflects on me as a person, it
10 reflects on me as a professional in a field.

11 **Q. And -- and do you feel like you have a positive**
12 **reputation as a voice actor in your field?**

13 A. I believe I do.

14 **Q. And how long have you had that, what you would**
15 **call, positive reputation?**

16 A. Well, I've been a voice actor for almost 20
17 years, so I can only assume that since I've been hired
18 repeatedly for, you know, over 20 years, that somebody
19 must think I'm relatively good at what I do.

20 **Q. And over the last 20 years, have you attended**
21 **conventions or Japanese anime films?**

22 A. Yes, sir.

23 **Q. Is that a -- is that how -- part of how you**
24 **make a living?**

25 A. Sorry?

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1 Q. Is that part of how you make a living?

2 A. Certainly.

3 Q. And I assume these conventions are open to the
4 public?

5 A. Yes, sir.

6 Q. And lots of people come and watch or meet you
7 at these conventions?

8 A. Yes, sir.

9 Q. What's the largest number of people that you
10 think you've ever spoken to at one of these conventions?

11 A. I have no idea.

12 Q. More than 20?

13 A. Sure.

14 Q. More than 100?

15 A. Probably.

16 Q. More than 500?

17 A. That's the point at which I wouldn't -- I
18 wouldn't be able to comment specifically.

19 Q. Are you usually in a room of the same size that
20 we're in right now?

21 A. The sizes of the rooms vary.

22 Q. Are they bigger or smaller than the room we're
23 in?

24 A. They vary.

25 Q. Well, on average, are they bigger or smaller

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1 **than this room?**

2 A. They vary.

3 **Q. Okay. What's the smallest?**

4 A. I've been in rooms, large rooms, that had a
5 small amount of people, I've been in small rooms that
6 have had a larger number of people. I mean, they're --
7 they vary.

8 **Q. Is your personal reputation important to you?**

9 A. Yes, sir.

10 **Q. Why is that? Why?**

11 A. The same reason anyone's is important to them.

12 **Q. Well, not anyone is suing my clients for**
13 **defamation. You are, sir. So why is your reputation**
14 **important to you?**

15 A. Well, because it goes to credibility, it goes
16 to the opportunity to continue to work and be hired.

17 **Q. Anything else?**

18 A. Nothing comes to mind at the time.

19 **Q. If you think of something, feel free to jump**
20 **back in. It's not a power --**

21 A. Yes, sir.

22 **Q. It's not a power test.**

23 **With regard to your credibility, how has**
24 **whatever you think Mr. Toye has said, how has that hurt**
25 **your credibility?**

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1 A. Mr. Toye has made a large number of public
2 assertions to which there is no evidence or proof.
3 They're very negative, they're -- they're defamatory.

4 **Q. Okay.**

5 A. And -- sorry.

6 **Q. No, you get to answer until you're done.**

7 A. No, go ahead. I'm -- I apologize.

8 **Q. So Mr. Toye has made allegations that you would**
9 **consider to be unbelievable?**

10 A. Yes, sir.

11 **Q. All right. And so if those aren't credible**
12 **allegations, that really hasn't hurt your credibility,**
13 **has it?**

14 A. There's a matter of public perception that I
15 think we can all agree is -- is pretty prevalent and
16 powerful these days.

17 **Q. I understand what public perception is. I'm**
18 **trying to figure out whether or not somehow your**
19 **credibility has been hurt by what Mr. Toye has said.**

20 A. Yes, I believe it has.

21 **Q. Okay. How?**

22 A. By altering the perception of people that make
23 decisions about my work and career.

24 **Q. All right. And is Mr. Toye the only person**
25 **that's had this negative impact on the perception of**

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1 **people that hire in your line of work?**

2 A. No, I don't believe so.

3 **Q. Other than Ms. Rial and Ms. Marchi, anyone else**
4 **that's done anything to hurt the -- your credibility in**
5 **the voice acting industry?**

6 A. I'm sure.

7 **Q. Can you identify any of them, as you sit here**
8 **right now?**

9 A. No, sir, not -- not by name. Many of them are
10 screen names, you know, on a computer, you don't know
11 who they are, you don't know where they live, you know,
12 you -- you can't know, really.

13 **Q. You would agree with me that the allegations**
14 **surrounding your alleged homophobia, anti-Semitism, and**
15 **sexual harassment are being discussed publicly, correct?**

16 A. They are being discussed publicly, yes.

17 **Q. And because of that public discussion, that's**
18 **hurting your credibility, isn't it?**

19 A. Yes, sir.

20 **Q. And it's not just Mr. Toye and Ms. Marchi and**
21 **Ms. Rial that are discussing that; is that correct?**

22 A. Yes, sir.

23 **Q. Are you suing anybody else, as we sit here**
24 **today?**

25 A. No, sir.

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1 Q. Have you sent retraction letters to anybody
2 else?

3 A. No, sir.

4 Q. Would you agree with me that the damage to your
5 personal reputation is also damaging to your fan base?

6 A. Possibly.

7 Q. Would you agree with me that if this litigation
8 was resolved in one form or fashion, that that would be
9 a benefit to your fan base?

10 A. Would you rephrase that, please?

11 Q. Yeah. If this litigation was resolved, that
12 would -- that would help your fan base, wouldn't it?

13 A. I don't know.

14 Q. Well, for instance --

15 A. I've never been involved in anything like this.
16 I don't really know what the outcome would be or how it
17 would affect anything.

18 Q. Okay. How about this for an example: If the
19 litigation was resolved today, your fan base could save
20 their money and not donate to the GoFundMe campaign
21 that's been set up for you. Would you agree with that?

22 A. I have nothing to do with that.

23 MR. LEMOINE: Objection, nonresponsive.

24 Q. (BY MR. LEMOINE) Would you agree with me that
25 if this litigation got resolved, then your fan base

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1 **wouldn't have to donate to your GoFundMe campaign?**

2 A. They don't have to donate. No one is
3 compelling them to donate.

4 **Q. And no one's asking them to donate?**

5 A. I'm sorry?

6 **Q. And no one's asking them to donate?**

7 A. Not that I know of. I have nothing to do with
8 that.

9 **Q. Do you know how the money is spent?**

10 A. No, sir.

11 **Q. So who makes sure the money is actually spent**
12 **for your benefit?**

13 A. I didn't set it up. I don't know anything
14 about it.

15 MR. LEMOINE: Objection, nonresponsive.

16 A. I don't know.

17 **Q. (BY MR. LEMOINE) So you have a GoFundMe**
18 **campaign out there in your name. Do you know how much**
19 **money is in it?**

20 A. No, sir.

21 **Q. You have no clue?**

22 A. No, sir.

23 **Q. So somebody is raising money with your name and**
24 **face on a GoFundMe page. Do you agree with that?**

25 A. That's what I've been told, yes.

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1 **Q. And you have no idea -- do you know who runs**
2 **that account?**

3 A. Do I know who funds the account?

4 **Q. Runs the account.**

5 A. Oh. I believe it was set up by a gentleman
6 named Nick Rekieta.

7 **Q. How do you spell Rekieta?**

8 A. I don't know. R-E-K-E --

9 MR. BEARD: I-E.

10 A. -- E-I-T-A -- I-E -- I-E-T-A.

11 **Q. (BY MR. LEMOINE) All right. Do you know Mr.**
12 **Rekieta?**

13 A. I'd never met him until, for the first time, a
14 couple of weeks ago.

15 **Q. Where did you meet him at?**

16 A. I met him at an anime convention in Houston.

17 **Q. Is he your attorney?**

18 A. No, sir.

19 **Q. Has he ever represented you?**

20 A. No, sir.

21 **Q. Have you ever communicated with Mr. Rekieta by**
22 **email, text, any type of application on your phone?**

23 A. Briefly.

24 **Q. About what?**

25 A. He wrote me back in, probably, February. I

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1 didn't know who he was, it was unsolicited, and I did
2 not reply. And then it was brought to my attention that
3 there was a gentleman on the internet who was making
4 videos and -- and being very supportive of -- of my
5 situation. And when they told me his name, I went back
6 into my email and looked up to see if that was the
7 person that had contacted me, and it was. And so I sent
8 him an email and thanked him for his support.

9 **Q. Is that the only exchange that you-all had or**
10 **have you-all had continuous email, text message?**

11 A. Occasionally.

12 **Q. Did you talk about this litigation?**

13 A. Briefly.

14 **Q. Do you know what his cell number is?**

15 A. No, sir.

16 **Q. Is it stored in your phone somewhere?**

17 A. Yes, sir.

18 **Q. When's the last time you got a text message**
19 **from Mr. Rekieta?**

20 A. I don't recall.

21 **Q. Have you done anything to delete any**
22 **communications off your, either email or phone, or other**
23 **electronic devices, from Mr. Rekieta?**

24 A. Well, I -- I have a routine of, once I finish a
25 conversation with somebody, I delete it because I don't

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1 want to have 600 text messages. So if you and I have a
2 conversation about a particular thing, where are we
3 going to lunch today, whatever, once that conversation
4 is over, I delete it.

5 **Q. All right. Have you ever done a factory reset**
6 **on your phone?**

7 A. No, sir.

8 **Q. Do you ever take your phone and put a lightning**
9 **cord in it -- well, strike that.**

10 **What kind of phone do you use?**

11 A. iPhone.

12 **Q. All right. Do you ever plug your iPhone into**
13 **your laptop?**

14 A. I have, yes.

15 **Q. When's the last time you did that?**

16 A. I don't recall. It's been a while, actually.

17 **Q. Have you done anything to remove communications**
18 **off your laptop?**

19 A. No.

20 **Q. All right. Do you have an iCloud account?**

21 A. No -- wait.

22 **Q. Just --**

23 A. I -- I -- I -- I may, yes, actually.

24 **Q. And do you know whether or not your phone backs**
25 **up to your iCloud account?**

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1 A. I don't know.

2 Q. Do you have some type of administrator that
3 would help you with that, that handles --

4 A. No.

5 Q. So Mr. Rekieta communicates with you in
6 February of 2019, for the first time, and at some point
7 you reach back out to him and you-all have a
8 conversation.

9 Who came up with the idea of the GoFundMe
10 campaign?

11 A. Mr. Rekieta.

12 Q. And what was the purpose of the GoFundMe
13 campaign?

14 A. You'll have to ask Mr. Rekieta.

15 Q. What did Mr. Rekieta tell you the purpose of
16 the GoFundMe campaign was?

17 A. He said that he believed that the people who
18 supported my position wanted to help in any way they
19 could. And he said he was going to provide them a way
20 to do so, if they chose to.

21 Q. And you told him that was okay with you?

22 A. No. I did not give him permission. He had
23 already done it.

24 Q. Okay. Did you -- did he ask for permission
25 after he did it?

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1 A. No, sir.

2 **Q. All right. You do realize that people have put**
3 **hundreds -- over \$100,000 into that GoFundMe account?**
4 **Did you know that?**

5 A. If -- if that's the number you're telling me,
6 then I believe you. Voluntarily. I -- I believe. I
7 don't think anyone's been compelled to do anything.

8 **Q. Did you ask Mr. Rekieta to set up this GoFundMe**
9 **campaign?**

10 A. No, sir.

11 **Q. It was a complete shock to you when it**
12 **occurred?**

13 A. Define complete shock.

14 **Q. Well --**

15 A. That sounds rather, you know --

16 **Q. Well, how about this: How many GoFundMe**
17 **campaigns have been set up for your benefit, without**
18 **your knowledge, in your lifetime?**

19 A. None that I'm aware of.

20 **Q. So this is the first?**

21 A. As far as I know.

22 **Q. And Mr. Rekieta wasn't a friend of yours when**
23 **it was set up, was he?**

24 A. No, sir.

25 **Q. All right. So would you agree with me that**

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1 that was kind of shocking, that a random individual that
2 you don't know sets up a GoFundMe campaign?

3 A. It was unexpected.

4 Q. Did you ever bless him doing that?

5 A. No.

6 Q. Are you okay with the -- the GoFundMe account?

7 A. As a matter of fact, sir, I remember when he
8 first told me that he had done it, I told him I -- I
9 didn't -- I didn't really know how I felt about it,
10 because I didn't want people -- you know, I didn't want
11 people giving money to something. And that was the
12 point at which he said what I just mentioned to you
13 earlier, that he felt that there were a lot of people
14 out there who felt that I was being treated unjustly and
15 wanted to help.

16 Q. So this GoFundMe campaign, you don't have any
17 idea how the money is being spent?

18 A. No, sir.

19 Q. Don't know who -- where the money is going?

20 A. No, sir.

21 Q. What happens to the money when this -- if
22 there's any money left over after this litigation is
23 over?

24 A. I -- I believe I was told at some point that if
25 there was money, any money that was not spent, left

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1 over, as you say, would go to a charity, a charitable
2 cause.

3 Q. And who picked the charitable cause?

4 A. I don't remember.

5 Q. Does it strike you as odd that there's someone
6 out there raising money in your name and you can't tell
7 me how that money is being spent?

8 A. No, sir.

9 Q. Do you feel no responsibility to make sure --

10 A. No, sir.

11 Sorry.

12 MR. LEMOINE: Objection.

13 A. I apologize.

14 Q. (BY MR. LEMOINE) Thank you. So you feel no
15 responsibility to the --

16 MR. BEARD: Objection, form.

17 Q. (BY MR. LEMOINE) -- tens or thousands of
18 people that are putting money into this GoFundMe
19 campaign to make sure you know how the money is being
20 spent?

21 MR. BEARD: Objection, form.

22 Q. (BY MR. LEMOINE) Are you -- you struggling
23 with that question?

24 A. No, sir. I'm --

25 Q. Are you going to answer it?

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1 A. I'm responding to my --

2 MR. BEARD: You can answer the question,
3 I'm sorry.

4 A. -- attorney's objection.

5 **Q. (BY MR. LEMOINE) Oh. Unless he tells you not**
6 **to answer it, you have to answer it.**

7 A. Okay. Sorry. I didn't know how that worked.

8 **Q. Yeah.**

9 MR. BEARD: No, that's right.

10 A. Please repeat the question.

11 **Q. (BY MR. LEMOINE) Sure. You feel no**
12 **responsibility whatsoever to make sure that the money**
13 **being put into a GoFundMe campaign for your benefit, how**
14 **it's spent?**

15 MR. BEARD: Same objection. Objection,
16 form.

17 You can answer the question.

18 A. My understanding is that it's being spent for
19 legal defense.

20 **Q. (BY MR. LEMOINE) Okay.**

21 A. And I trust what I've been told.

22 **Q. All right. Where did you get the understanding**
23 **that it's being spent for your legal defense?**

24 A. What's the name of the GoFundMe? Do you know
25 what it is?

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1 (Exhibit 11 marked.)

2 Q. (BY MR. LEMOINE) Sure. I'm going to show you
3 what's been premarked as Exhibit 11. I will represent
4 to you that Exhibit 11 is a screenshot of the GoFundMe
5 campaign called Vic Kicks Back, that started on February
6 19th, 2019. Are you with me so far?

7 A. Yes, sir.

8 Q. Have you ever seen the GoFundMe page?

9 A. No, sir.

10 Q. This is the first time you've ever seen it?

11 A. I haven't followed it.

12 MR. LEMOINE: Objection, nonresponsive.

13 Q. (BY MR. LEMOINE) Is this the first time you've
14 ever seen the GoFundMe page?

15 A. I don't recall if I've -- if I've looked at it
16 before, but --

17 Q. So -- so why is it that you don't feel a desire
18 to make sure that money that's being collected in your
19 name is spent properly?

20 MR. BEARD: Objection, form.

21 A. Because I didn't start it.

22 Q. (BY MR. LEMOINE) Okay. So --

23 A. I didn't request it.

24 Q. -- if Mr. Rekieta is some kind of con artist,
25 it's okay that he takes money from your fans because you

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1 **didn't start it?**

2 MR. BEARD: Objection, form.

3 **Q. (BY MR. LEMOINE) Fair point?**

4 A. I have no knowledge of Mr. Rekieta being a con
5 artist.

6 MR. LEMOINE: Objection, nonresponsive.

7 **Q. (BY MR. LEMOINE) If Mr. Rekieta is a con**
8 **artist and he is just taking money and doing whatever**
9 **with it that is coming from your fans, not your problem?**

10 MR. BEARD: Objection, form.

11 A. I have nothing to do with it.

12 **Q. (BY MR. LEMOINE) Okay. So not your problem,**
13 **right?**

14 A. Correct.

15 **Q. All right. Anybody else that you let use your**
16 **face and your name to collect money from your fans, that**
17 **you don't --**

18 A. Not that I'm aware of. But I can assure you a
19 lot of people are using -- have used my face and my name
20 for their own purposes over the years and I don't have
21 anything to do with them.

22 MR. LEMOINE: Object as nonresponsive.
23 There's no question on the table.

24 **Q. (BY MR. LEMOINE) Exhibit 11, the photo, that**
25 **is a photo of you?**

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1 A. Yes, sir.

2 Q. All right. Do you know if that's a copyrighted
3 photo?

4 A. No, sir.

5 Q. How old were you when that photo was taken?
6 Got to be 30, right?

7 A. Sorry?

8 Q. You gotta be about 30 when this was taken?

9 A. Oh, you're very kind. That was taken in
10 roughly 2008, 2009, I -- I -- I think, so I would have
11 been mid-40s.

12 Q. As you sit here today, other -- other than your
13 attorney, because I'm not allowed to get into those
14 communications, has anybody else told you how money that
15 is going into this GoFundMe campaign, how it's being
16 spent?

17 A. No, sir.

18 Q. You've never seen any documents that -- that
19 show how it's being distributed?

20 A. No, sir.

21 Q. As you sit here today, are you paying your
22 attorneys to represent you?

23 A. I have not, as of this moment, paid them.

24 Q. Okay. Do you have an engagement agreement with
25 them?

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1 A. Yes.

2 **Q. All right. And does the engagement agreement**
3 **have where you pay an hourly rate, or is it a**
4 **contingency fee agreement?**

5 A. I don't recall.

6 **Q. But as we sit here today, since -- since you've**
7 **been involved with your current attorney, Mr. Beard,**
8 **you've not paid him any money?**

9 A. No, sir.

10 MR. BEARD: Counsel?

11 MR. LEMOINE: Yeah.

12 MR. BEARD: Can I interrupt? Off the
13 record just a second.

14 MR. LEMOINE: Let's go off. Let's go off
15 the record.

16 THE VIDEOGRAPHER: And we're going off the
17 record, the time is 10:43.

18 (Break taken from 10:43 a.m. to 10:43 a.m.)

19 THE VIDEOGRAPHER: And we're back on the
20 record at 10:43.

21 **Q. (BY MR. LEMOINE) Real quick. If at any time**
22 **you want to take a break, this is not a -- this is not**
23 **the Bataan Death March.**

24 A. Okay.

25 **Q. So if you need to -- you need a break, as long**

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1 as you answer whatever question is on the table --

2 A. Yes, sir.

3 Q. -- we'll take a break.

4 A. Yes, sir.

5 Q. All right. So I want to clarify something
6 about your engagement with your attorney.

7 As we sit here today, you've not paid Mr.
8 Beard any money?

9 A. No, sir.

10 Q. Okay. You had an attorney prior to Mr. Beard?

11 A. Yes.

12 Q. Who was that, if you remember?

13 A. Tonya.

14 MR. BEARD: Tonya something.

15 A. Tonya --

16 MR. BEARD: Meier?

17 A. Yes, Tonya Meier or Meiers.

18 Q. (BY MR. LEMOINE) Is she here in -- here in
19 Dallas-Fort Worth?

20 A. Yes, sir. Yes, sir.

21 Q. And how long did she represent you?

22 A. A few weeks.

23 Q. And you paid her some money?

24 A. Yes, sir.

25 Q. Are there any other attorneys that you have

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1 **paid in association with the --**

2 A. No, sir.

3 **Q. So do you know of any people, any of your fans**
4 **who have donated to this GoFundMe campaign?**

5 A. No, sir.

6 **Q. So when Mr. Rekieta came to you and said, I'm**
7 **going to go set up the GoFundMe campaign, did you-all**
8 **have a discussion of what the money would be used for?**

9 A. He actually came to me and said, I've already
10 set one up and I wanted to tell you.

11 **Q. Okay. And so it wasn't something you approved**
12 **ahead of time?**

13 A. Correct.

14 **Q. I mean, but -- but you're okay with it, right,**
15 **you're okay with there being a GoFundMe campaign out**
16 **there?**

17 A. As I mentioned earlier, I -- I didn't have a
18 really good feeling about it at first, and I expressed
19 my concerns to Mr. Rekieta. And his response was, You
20 have a lot of people out there that feel like you're
21 being mistreated and they want to help, and it would
22 mean a lot to them to be able to help you, and -- so I
23 did not object.

24 **Q. If anybody said that you approved Mr. Rekieta**
25 **of setting up the GoFundMe campaign, that would be**

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1 **incorrect?**

2 A. I did not object to it.

3 **Q. But I'm -- I'm not asking whether or not you**
4 **objected. I understand that that's your position. I'm**
5 **wondering if you approved him doing that.**

6 A. Well, I guess what I mean to say is if -- he
7 didn't ask me if it was okay if he did it. He just went
8 ahead and did it, and let me know that he was doing it.

9 **Q. Okay.**

10 A. That he had done it.

11 (Exhibit 17 marked.)

12 **Q. (BY MR. LEMOINE) All right. I'm going to show**
13 **you what -- what has been marked -- premarked as**
14 **Exhibit 17. Do you recall issuing a tweet on**
15 **February 20th, 2019?**

16 A. Not offhand, but --

17 **Q. All right. I'm going to represent to you that**
18 **Exhibit 17 is me pulling a screenshot of a tweet from**
19 **you off of --**

20 A. Uh-huh.

21 **Q. -- your Twitter account for February 20, 2019.**
22 **Do you recognize this?**

23 A. Yes, sir.

24 **Q. Does it look like a tweet that you issued?**

25 A. Yes, sir.

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1 Q. All right. I want to look on the left-hand
2 side, second column down. It says: A friend expressed
3 a desire to set up a GoFundMe for legal expenses. I
4 approved his kind offer and am so grateful, but I am not
5 managing it, nor will I personally receive any of it.

6 First question, the friend that expressed
7 that desire is Nick Rekieta?

8 A. Yes, sir.

9 Q. And you would agree with me that when he
10 expressed that desire, you approved it?

11 A. As I mentioned, he had already done it.

12 MR. LEMOINE: Objection, nonresponsive.

13 Q. (BY MR. LEMOINE) Does --

14 A. He did not express a desire to do it, he
15 expressed that he had already done it.

16 Q. Okay. So when you tweeted this out to your
17 people, you didn't say -- or on -- to all of your
18 followers -- how many do you have?

19 A. Twitter followers?

20 Q. Twitter followers.

21 A. Roughly, 113,000.

22 Q. Okay. So when you -- when you made this tweet
23 on February 20th, 2019 to all these people, you didn't
24 say, Mr. Rekieta, or my friend, set this up without
25 asking me, but -- but I was okay with it?

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1 A. No, sir, I did not.

2 Q. In fact, what you said was you gave it -- what
3 it appears to be is you gave it your blessing, didn't
4 you?

5 MR. BEARD: Objection, form.

6 Q. (BY MR. LEMOINE) "I approved his kind offer
7 and am so grateful," that's -- that's Nick -- that's Vic
8 Mignogna blessing the GoFundMe?

9 A. Well, I -- I wanted to communicate that I was
10 aware of it, and --

11 Q. And grateful, right?

12 A. And grateful.

13 Q. Yeah.

14 A. Certainly.

15 Q. And grateful.

16 A. Certainly.

17 Q. Because you-all are going to take that money,
18 and you-all are going to sue some women into the dirt,
19 aren't you, Mr. Mignogna?

20 MR. BEARD: Objection, form.

21 A. I'm sorry, say that again.

22 Q. (BY MR. LEMOINE) You-all are going to take
23 that money and you're going to grind some women down
24 into the dirt with this lawsuit?

25 MR. BEARD: Objection, form.

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1 Q. **(BY MR. LEMOINE)** That's what you were going to
2 do?

3 A. No, sir.

4 Q. **That's not what happened?**

5 A. No, sir.

6 Q. **I mean, where has the money been spent?**

7 MR. BEARD: Objection, form.

8 A. You -- I don't know. As I mentioned in an
9 early -- to an earlier question.

10 Q. **(BY MR. LEMOINE)** You've sued Mrs. -- you've
11 sued Mrs. Rial?

12 A. Yes, sir.

13 Q. **You've sued Ms. Marchi?**

14 A. Yes, sir.

15 Q. **Hadn't sued anybody else, right?**

16 A. Mr. Toye.

17 Q. **Mr. Toye.**

18 A. Not yet, in answer to your question, anybody
19 else.

20 Q. **Are there other people you plan on suing?**

21 A. Possibly.

22 Q. **Are there other people out there that have**
23 **damaged your reputation that I should know about?**

24 A. Possibly.

25 Q. **I mean, did they do more damage to your**

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1 **reputation than my clients?**

2 A. I don't think so.

3 **Q. What was the money going to be used for?**

4 MR. BEARD: Objection, form.

5 A. What was this money going to be used for?

6 **Q. (BY MR. LEMOINE) Yeah.**

7 A. Well, I would encourage you to read it
8 yourself.

9 MR. LEMOINE: Object as nonresponsive.

10 A. I will read it --

11 MR. BEARD: The witness answered the
12 question.

13 A. I will read it for you, sir. Oh, no, here.

14 The fund is set up for Vic's legal
15 defenses.

16 And as you know, as well, anything that was
17 left over was told, very clearly, that it would be
18 donated to charity.

19 **Q. (BY MR. LEMOINE) Okay.**

20 A. If this all ended tomorrow, the lion's share of
21 what -- of this money would go to charity, which, I'm --
22 I assume you would approve of.

23 MR. LEMOINE: So object as nonresponsive.

24 **Q. (BY MR. LEMOINE) My first question is, so the**
25 **money in -- according to the GoFundMe page, is for your**

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1 **defenses, correct?**

2 A. That's my understanding.

3 **Q. Are you being sued by anybody right now?**

4 A. No, sir.

5 **Q. So what is the money defending against?**

6 A. That seems like a semantic to me. I think we
7 both know what it's for. It's -- it's --

8 **Q. Oh, yes, we do.**

9 A. It's for the lawsuit itself.

10 **Q. That's right, it's for you to sue two women**
11 **that have accused you of sexual harassment --**

12 MR. BEARD: Objection.

13 A. No, sir.

14 MR. BEARD: Objection, form.

15 **Q. (BY MR. LEMOINE) Oh, it's not -- the money's**
16 **not for you -- for -- not to be used to help you sue two**
17 **women that have accused you of sexual harassment?**

18 A. The money is -- is to be used for me to seek
19 justice for defamation of my reputation.

20 **Q. Are you aware of any other GoFundMe campaign in**
21 **the entire United States where a man accused of sexual**
22 **harassment gets money to go sue his accusers?**

23 A. No, sir.

24 **Q. I mean, you're a unicorn, aren't you?**

25 MR. BEARD: I'm sorry, could you say that

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1 again?

2 A. What do you mean?

3 Q. (BY MR. LEMOINE) I mean, you're literally the
4 only male in the entire United States accused of sexual
5 harassment who solicited money not to keep --

6 MR. BEARD: Objection, form.

7 Q. (BY MR. LEMOINE) -- himself out of jail, but
8 to go sue the harassers. Do you realize how unique you
9 are?

10 MR. BEARD: Objection, form.

11 A. Am I?

12 Q. (BY MR. LEMOINE) Do you realize it?

13 A. No, sir, I don't.

14 Q. Okay. I mean, you're --

15 A. I didn't ask for any of this, sir.

16 MR. BEARD: Okay. Let's take a break.

17 He's answered the question.

18 THE VIDEOGRAPHER: And we're going off the
19 record at 10:52.

20 (Break taken from 10:52 a.m. to 11:00 a.m.)

21 THE VIDEOGRAPHER: And we're back on the
22 record for the beginning of disc number 2. The time is
23 11:00 a.m.

24 Q. (BY MR. LEMOINE) Mr. Mignogna, I'd like you to
25 pull Exhibit 17 back out, and we'll talk about it a

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1 little bit more. Left-hand side of the page, top
2 column, there's a discussion there about public and
3 private apologies.

4 **What are the private apologies that you**
5 **made?**

6 A. Shortly after Monica publicly stated that I had
7 done something that upset or offended her in some way.
8 I had been friends, at least I considered us friends for
9 a very long time, and so I wrote Monica an email,
10 basically saying I -- I am mortified if I've done
11 something somewhere in the past to upset or offend you,
12 but I -- would you please tell me what it is because I
13 -- I didn't know in -- what she was referring to in her
14 tweets.

15 **Q. Is that the only person you privately**
16 **apologized to?**

17 A. Yes, sir.

18 **Q. Okay. And so if I understand this correctly,**
19 **Ms. Rial publicly made statements about you that**
20 **reflected negatively upon you?**

21 A. Yes, sir.

22 **Q. Did they describe why she felt negatively about**
23 **you?**

24 A. The first several -- for the first bit of time,
25 I can't tell you exactly how much -- how much time were

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1 rather vague, and that was when I wrote her. As I said,
2 we'd been friends, my understanding, for 20 years.

3 **Q. Okay. The public apologies, what would those**
4 **be?**

5 A. I -- I put out a tweet at some point that just
6 basically said, I am extremely sorry for any unintended
7 -- certainly unintended offense or, you know, anything
8 that has hurt or offended anyone. Certainly never my
9 intention. And I also apologized publicly at an event.

10 **Q. And -- and what -- what did you think you were**
11 **apologizing for?**

12 A. Inadvertently offending them.

13 **Q. And when you say inadvertently offending,**
14 **you're talking about giving hugs or kisses, and things**
15 **like that, people that didn't want it?**

16 A. Whatever it was that -- that people had a
17 problem with.

18 **Q. Like, now, were you also referring to instances**
19 **-- the various instances in your hotel room where it was**
20 **just you and a woman?**

21 A. No, sir.

22 **Q. Was that a part of it? So the public and**
23 **private apologies didn't apply to that?**

24 A. I'm sorry, say that again, please.

25 **Q. You know, as we sit here today, that a number**

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1 of people have accused you of inappropriate behavior in
2 your hotel room at these various conventions. Do you
3 agree with that?

4 A. No, sir.

5 Q. You don't think that that's been -- you've been
6 accused publicly of inappropriate conduct in your hotel
7 room?

8 A. You said a number of people. I'm not aware of
9 a number of people accusing me of that.

10 Q. So you're quibbling over the word "a number of
11 people"?

12 A. Yes, sir, I am.

13 MR. BEARD: Objection, form.

14 Q. (BY MR. LEMOINE) Okay. How many?

15 A. I don't know. Do you?

16 Q. Well, how do you know it's not a number?

17 MR. BEARD: Objection, form.

18 A. I didn't say it wasn't a number.

19 Q. (BY MR. LEMOINE) All right. Let me strike
20 that. Let me start this one over.

21 How many people do you know of that have
22 publicly accused you of inappropriate conduct in your
23 hotel room?

24 A. I don't know.

25 Q. More than one?

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1 A. Yes.

2 Q. **More than five?**

3 A. I don't believe so, but I don't -- I don't --

4 Q. **Somewhere between one and five?**

5 A. Possibly.

6 Q. **And you don't know who those people are that**
7 **have accused you of this?**

8 A. I certainly know some of them.

9 Q. **And all false, right?**

10 A. I'm sorry?

11 Q. **And all false?**

12 A. Anything that happened was consensual.

13 Q. **Okay. Exhibit 17, left-hand side of the page,**
14 **second column, talks about if there's any surplus, that**
15 **will go to the Salvation Army Dallas Domestic Violence**
16 **and Abuse Shelters.**

17 **Whose idea was that?**

18 A. I don't recall, actually.

19 Q. **But it wasn't yours?**

20 A. No, sir.

21 Q. **Have you ever donated to the Salvation Army**
22 **Dallas Domestic Violence and Abuse Shelters?**

23 A. No, sir.

24 Q. **Have you ever donated to any domestic abuse**
25 **shelters?**

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1 A. No, sir.

2 Q. Have you ever donated to the Me Too Movement?

3 A. No, sir.

4 Q. Ever donated to any organization designed to
5 stop sexual harassment?

6 A. No, sir.

7 Q. Have you ever been arrested?

8 A. No, sir.

9 Q. And this is your first lawsuit ever?

10 A. Yes, sir.

11 Q. In this lawsuit, there's --

12 A. Does a divorce count? I guess not, does it?

13 Q. Kind of, but -- but I won't hold you to that.

14 A. Okay.

15 Q. Did you do anything to look for documents to
16 produce in this lawsuit?

17 A. I'm sorry?

18 Q. Did you do anything to look for documents to
19 produce in this lawsuit?

20 A. Can you -- can you --

21 Q. Let me -- let me --

22 A. -- clarify?

23 Q. In -- in most lawsuits, there's a process where
24 documents are requested from inside. Your attorney has
25 requested documents from my clients, we've requested

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1 **them from you.**

2 A. Uh-huh.

3 **Q. Are you with me so far?**

4 A. Yes, sir.

5 **Q. All right. Have you done anything to pull any**
6 **documents together for this lawsuit?**

7 A. I have provided everything to Mr. Beard that --
8 that was relevant, that --

9 **Q. Okay. So let me -- let me break that down a**
10 **little bit. When you say provided to him, in what form**
11 **did you provide it? Did you give him your phone, give**
12 **him your computer?**

13 A. I forwarded -- I -- I guess, I forwarded emails
14 or -- or --

15 MR. BEARD: Don't answer that. I'm going
16 to object to privileged -- to privilege.

17 MR. LEMOINE: Okay.

18 MR. BEARD: Don't answer.

19 **Q. (BY MR. LEMOINE) Did anyone assist you in**
20 **selecting information that you forwarded to your client**
21 **[sic]?**

22 A. Not to my knowledge.

23 **Q. Did anybody provide you documents to provide to**
24 **your attorneys?**

25 A. Not to my -- no, sir.

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1 **Q. Where did you look for information; file**
2 **folders, computer, phone? Where did you look?**

3 A. Well, I -- I didn't have a great deal, because
4 this has not been -- I -- it wasn't any kind of an
5 issue. When it came up, the only information that I
6 really had were any emails or -- or documentation
7 online, mostly.

8 **Q. Okay. So let me see if I can narrow this down.**

9 A. Stuff that might have been sent to me
10 anonymously.

11 **Q. Do you -- did you have any type of computer**
12 **expert look at your phone or laptop?**

13 A. No, sir.

14 **Q. Did you give your attorneys or anybody else**
15 **access to your phone or laptop?**

16 A. No, sir.

17 MR. BEARD: That's fine.

18 **Q. (BY MR. LEMOINE) Were you given what are**
19 **called requests for production, it's an actual list of**
20 **requests for documents and it specifies what we're**
21 **looking for?**

22 A. I believe my attorney was.

23 **Q. Was that provided to you, do you know?**

24 A. I believe he told me about it.

25 **Q. Okay. I don't want to -- I can't get into**

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1 **that. How did you --**

2 MR. BEARD: Off the record real quick.

3 MR. LEMOINE: No, I don't want to go -- I
4 don't -- I don't like that. If you have a -- if you
5 have a question, we can --

6 MR. BEARD: Works for me just fine. I
7 don't think you propounded requests for production. I
8 think -- is that right?

9 MS. CHRISTIE: No.

10 MR. ERICK: Yeah, well, just in the context
11 of the deposition.

12 MR. BEARD: Subpoena duces tecum is all we
13 got.

14 MS. CHRISTIE: Just a subpoena duces tecum.

15 MR. LEMOINE: Oh, my apologies.

16 MR. BEARD: Accepted.

17 **Q. (BY MR. LEMOINE) So any -- any documents that**
18 **have been provided to your attorney were provided by**
19 **you. Did you have assistance pulling documents and**
20 **providing them to the attorneys?**

21 A. Not to my knowledge.

22 **Q. There were a number of folders produced for --**
23 **to -- by your attorneys, one of them is called Fan Club**
24 **Discovery, and it's like a little icon folder.**

25 A. Okay.

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1 Q. Did you put that together?

2 A. No, sir.

3 Q. Do you know how it would have gotten to your
4 attorneys?

5 A. No, sir.

6 Q. Do you know a woman named Lauren Kocich,
7 K-O-C-I-C-H?

8 A. Yes.

9 Q. And who is that?

10 A. She is one of the moderators of the Risembool
11 Rangers fan club.

12 Q. And how old is she?

13 A. If I had to guess -- I don't know. But if I
14 had to guess, probably mid-20s.

15 Q. Any idea why she would be producing documents
16 or why we even would be getting documents with her name
17 on it?

18 A. No.

19 Q. Are you familiar with a screen name or email
20 macwarrior_m@msn.com?

21 A. No, sir.

22 Q. What about chebedragonessa47?

23 A. It's fun to say, isn't it?

24 Q. Do you know who that is?

25 A. No, sir.

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1 Q. amandalynnmartin@yahoo.com?

2 A. No, sir.

3 Q. What about Jenna Gentry?

4 A. No, sir.

5 Q. Do you know who Martin Palmer is?

6 A. No, sir.

7 Q. How about a Christian Echols, E-C-H-O-L-S?

8 A. No, sir.

9 Q. Do you have any text messages with this -- with
10 this Ms. Rial?

11 A. No, sir.

12 Q. None at all?

13 A. No, sir.

14 Q. And, certainly, if you don't have any text
15 messages, then no one could be reporting that you were
16 showing text messages from Mrs. Rial at conventions?

17 A. I'm sorry, say that again.

18 Q. Well, I'm -- oh, let me see if I do it this
19 way. I heard a rumor that you've been going to
20 conventions and showing people text messages supposedly
21 from Monica Rial; is that true?

22 A. Not to my knowledge.

23 Q. Okay. Are you familiar with a website called
24 Kiwi Farms?

25 A. I've heard of it.

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1 **Q. And do you know what it is?**

2 A. Not -- I think it's some kind of an information
3 gathering website. I've never been there.

4 **Q. How did you -- when did you first learn of it?**

5 A. Just during this -- during this incident, over
6 the course of this incident.

7 **Q. And how did -- I mean, when you say incident,**
8 **you're talking about the -- kind of the online eruption**
9 **of --**

10 A. Yes, sir.

11 **Q. -- allegations against you?**

12 A. Yes, sir.

13 **Q. And who introduced you to Kiwi Farms, or how**
14 **did you learn about it?**

15 A. I don't even remember.

16 **Q. Do you know what goes on in -- at Kiwi Farms?**

17 A. No, sir.

18 **Q. So what is it you know about Kiwi Farms?**

19 A. As I mentioned earlier, it -- it's some sort of
20 an information gathering website. That's about all I
21 know.

22 **Q. Do you know what doxing is, D-O-X-I-N-G?**

23 A. I've heard that word, yes.

24 **Q. What's -- what does that -- what does it mean**
25 **to you?**

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1 And what I want to do is take a look at page 10 -- I'm
2 sorry, page 2, at the beginning.

3 A. Okay.

4 Q. Page 2, there's a number of names, including
5 Mr. Toye, Mrs. Rial.

6 MR. BEARD: Page 10?

7 Q. (BY MR. LEMOINE) Pardon --

8 A. Page 2?

9 Q. Page 2.

10 MR. BEARD: Page 2. Okay.

11 A. Oh. They're -- are they printed on both sides?

12 Q. (BY MR. LEMOINE) Printed on the backsides.

13 A. Oh, okay.

14 Q. And if you look in the bottom -- bottom corner,
15 you see that Exhibit 10, page 2, it's called a Bates
16 label, at the very bottom of the document?

17 A. Down -- down here?

18 Q. Yeah. That's how I'll -- I'll direct you to
19 pages.

20 A. Okay.

21 Q. Okay. So first time you've ever seen this web
22 page?

23 A. Absolutely.

24 Q. Know anybody that -- that has anything to do
25 with Kiwi Farms?

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1 A. No.

2 **Q. Any idea why these particular individuals might**
3 **be on this page?**

4 A. No.

5 **Q. Do you know any individuals identified on page**
6 **2?**

7 A. Are you talking about these pictures?

8 **Q. Yes.**

9 A. Certainly, I know Jamie. I know who Daman
10 Mills is, I know who Amanda Winn Lee is, I know who
11 Monica Rial is, Ron Toye, Chris Sabat, Sean Schemmel,
12 Adam Sheehan, Jamie McGonnigal. They're all members of
13 the -- of the industry.

14 **Q. And no idea why they might be on this page that**
15 **says "Doxemon," at the top, "Gotta catch 'em all"?**

16 A. You'd have to ask the people that produced
17 this. I don't -- I didn't do it. I -- I've -- I've
18 never seen this before.

19 **Q. And you understand that there are people who**
20 **have accused you of inappropriate acts that have not**
21 **disclosed their names, you're aware of that?**

22 A. Yes.

23 **Q. And -- and would you agree with me that you --**
24 **because they want to maintain their privacy, you would**
25 **not want those names disclosed publicly?**

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1 A. I believe that someone who makes accusations
2 publicly, especially with the intention of -- of
3 destroying someone's reputation or job, at least should
4 be identified. I don't believe somebody should have the
5 power to destroy someone and remain safely anonymous.

6 **Q. Okay. So if women come forward and accuse you**
7 **of -- and are willing to testify, you want that public**
8 **-- their identities publicly disclosed, fair?**

9 MR. BEARD: Objection, form.

10 A. I would expect as much public disclosure of
11 them as they have of me.

12 **Q. (BY MR. LEMOINE) What about women who have not**
13 **publicly accused you of anything anonymously, should**
14 **they -- their names be disclosed?**

15 A. Say that again, please, I'm sorry.

16 **Q. Sure. What if there are women out there who**
17 **have never publicly accused you of doing anything**
18 **inappropriate, but are willing to testify in this case,**
19 **are -- should their identities be disclosed to the**
20 **public?**

21 A. No, I don't believe so.

22 **Q. Are you aware of anyone involved in this**
23 **lawsuit receiving death threats?**

24 A. No, sir.

25 **Q. Have you received any death threats?**

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1 A. No, sir.

2 **Q. And you certainly don't want anyone receiving**
3 **death threats?**

4 A. Absolutely not.

5 **Q. Okay. Do you think you're a pretty good judge**
6 **of character of people?**

7 A. Apparently not. I thought I was.

8 **Q. And when did -- when did you start to doubt**
9 **your ability to judge people's character?**

10 A. When people that I have known for many, many
11 years, who have treated me publicly, privately to my
12 face, in dozens of settings, as friends, and then spent
13 the last five months trying to ruin my career and
14 reputation.

15 **Q. Okay. So besides the Defendants in this case,**
16 **is there anybody else that you would put in that bucket**
17 **of trying to ruin your career?**

18 A. Oh, sure.

19 **Q. Who -- how about this: I'll go through some**
20 **names.**

21 **Do you know who Michele Specht is?**

22 A. Sure.

23 **Q. Your former fiancée, correct?**

24 A. Yes, sir.

25 **Q. Is she a truthful person?**

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1 A. Yes, sir, to a degree.

2 **Q. Any reason why she would make up things about**
3 **you that you can think of?**

4 A. You'd have to ask her that. I -- I'm not going
5 to speak for her.

6 **Q. I'm not asking you to speak for her. I'm**
7 **asking you --**

8 A. Do I -- you asked me if I thought she would do
9 that, and I said you'll have to ask her.

10 **Q. What about Stan Dahlin, do you know who that**
11 **is?**

12 A. Yes, sir.

13 **Q. Who is he?**

14 A. He ran a number of anime conventions.

15 **Q. Truthful person?**

16 A. As far as I know.

17 **Q. Got any ax to grind with you, that you're aware**
18 **of?**

19 A. Not as far as I know.

20 **Q. All right. Do you know who Tammi Denbow is?**

21 A. No.

22 **Q. You never heard of Tammi Denbow?**

23 A. No.

24 **Q. D-E-N-B-O-W?**

25 A. No.

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1 Q. Okay. What about Chuck Huber, do you know who
2 that is?

3 A. Sure.

4 Q. Who is that?

5 A. He is a fellow voice actor.

6 Q. Is he a friend of yours?

7 A. I would consider him so.

8 Q. Does he have some kind of talent agency
9 company?

10 A. I don't -- does he? I don't -- I don't know if
11 he does.

12 Q. Has he ever represented you in any capacity?

13 A. No, sir. Represented me in what way?

14 Q. In any way.

15 A. Not that I'm aware of. No, not that I --
16 nothing comes to mind.

17 Q. Have you ever discussed this lawsuit with Mr.
18 Huber?

19 A. Sure. He's a friend. I consider him a friend.

20 Q. Did you email and text about it?

21 A. Possibly. Definitely, you know, phone
22 conversation.

23 Q. What did you-all talk about?

24 A. When?

25 Q. What.

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1 A. I'm sorry. Just about the -- the online storm,
2 and then when Jamie and Monica started posting things
3 publicly, we spoke about that.

4 **Q. And how long have you and Mr. Huber been**
5 **friends?**

6 A. I -- I don't -- maybe -- I don't know, maybe 10
7 or 12 years, I -- I don't --

8 **Q. Truthful guy?**

9 A. As far as I know.

10 **Q. How about Chris Slatosch, S-L-A-T-O-S --**
11 **T-O-S-C-H?**

12 A. I don't really know him that well. He run --
13 he ran a convention here in Dallas that I attended.

14 **Q. Is that Kameha Con?**

15 A. Yes, sir.

16 **Q. Did you email or text with Mr. Slatosch?**

17 A. Yes, sir.

18 **Q. What about?**

19 A. What about?

20 **Q. Yeah.**

21 A. He invited me to his event last fall. I was
22 actually the first guest that he announced for his
23 Kameha Con this year. And -- and then when -- when this
24 eruption took place, shortly after it took place, Mr.
25 Slatosch called me and told me that he had been getting

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1 pressure from Monica and Chris Sabat to dump me as a
2 guest. And they made threats and -- and -- and put
3 pressure on him, and so he told me that he had no choice
4 but to cancel my appearance. And then I did not speak
5 with him for quite some time, like two or three months,
6 at least.

7 **Q. And did you end up going to Kameha Con?**

8 A. I did. I spoke with him two or three months
9 later, after that hiatus, as I mentioned, and -- and he
10 told me that he didn't -- he didn't really see any
11 reason -- he -- he -- he didn't feel good about
12 canceling me, that he felt that there were people that
13 wanted me there and that, you know, barring any -- you
14 know, anything substantial, that he wanted to have me
15 back. And so I was very excited about that.

16 And he -- he -- my understanding, Sean, is
17 that he called or communicated with Monica and Chris
18 Sabat that he was going to re-invite me, and --

19 **Q. Did you get to go?**

20 A. And -- and -- and then they expressed more
21 pressure and -- toward him not to have me. He -- and he
22 went back and forth, vacillated on it for, I don't know,
23 a couple of weeks, and then -- we did have a contract as
24 well.

25 **Q. And what do you mean a contract?**

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1 A. A contract that I was to attend that event.

2 **Q. And you ended up going to the event?**

3 A. Yes, sir, I did.

4 **Q. Okay. Do you know a woman named Michelle**
5 **McConnell Blankenship?**

6 A. Not specifically by name.

7 **Q. Okay. What about Lynn Hunt?**

8 A. No, sir.

9 **Q. Whitney Robinson Falba?**

10 A. No, sir.

11 **Q. Greg Ayres?**

12 A. Sure. Greg's a voice actor, been a voice actor
13 for years with me.

14 **Q. Truthful, as far as you know?**

15 A. (Witness nods.)

16 **Q. No?**

17 A. I -- I -- that's problematic.

18 **Q. Okay. So -- so --**

19 A. Greg has never really liked me much.

20 **Q. Okay.**

21 A. And I've -- and I've known that. He's spoken
22 negatively about me to fans, and publicly, for many
23 years.

24 **Q. And what's he said publicly that was negative**
25 **about you?**

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1 A. Oh, you know, Greg is gay and he -- he thinks
2 that I am somehow against homosexuals, or something like
3 that. I'm conservative, Greg is not, and he's very
4 vocal about -- he was, for many years, that he didn't
5 like me much.

6 **Q. Okay. What about Donald Schultz?**

7 A. Don Schultz, don't know that name.

8 **Q. Chris Sabat?**

9 A. Sure.

10 **Q. Who is he?**

11 A. Chris is a voice actor, has been a voice actor
12 as long as I've been voice acting.

13 **Q. Truthful guy, as far as you know?**

14 A. No, sir.

15 **Q. Okay. So what -- do you and Mr. Sabat have**
16 **some kind of issue?**

17 A. Oh, no. See, that's the unfortunate part. Mr.
18 Sabat has looked me in the face, as long as I've known
19 him and been friend -- and acted like friends, pretended
20 to be supportive, told me that he was, you know, with me
21 and -- and for me, and then over the course of this
22 storm, it has come to my attention from different
23 people, that he has, as long as they have known him,
24 spoken disparagingly about me, made accusations behind
25 my back and not been a friend at all.

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1 So, as I mentioned, apparently I don't have
2 the greatest luck when it comes to judging people's
3 friendship.

4 **Q. And who -- who told you that Mr. Sabat was**
5 **speaking -- had been speaking negatively about you?**

6 A. Several people.

7 **Q. And who are they?**

8 A. Chuck Huber, for one.

9 **Q. Anybody else? If you -- if you -- if it comes**
10 **to you, that's fine.**

11 A. Yeah, I'm -- yeah, I'm sorry, I can't.

12 **Q. How about Faisal Ahmed?**

13 A. Faisal works with conventions.

14 **Q. How long have you known him?**

15 A. I know who he is because, you know, in your
16 interactions going to a convention, you interact with
17 somebody for a weekend who's running the show or who's
18 in charge of the show in some way, but I don't really
19 know him, he doesn't know me.

20 **Q. Jim Gogal, do you know that name?**

21 A. No, sir.

22 **Q. All right. Adam Sheehan, do you know that**
23 **name?**

24 A. Yes. Adam used to work at Funimation.

25 **Q. Truthful, as far as you know?**

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1 A. I don't know him well enough to be able to make
2 that judgment.

3 **Q. Okay. Emmett Plant, do you know that person?**

4 A. No, sir.

5 **Q. Neysha Perry?**

6 A. No, sir.

7 **Q. Dayna Price, do you know that name?**

8 A. No, sir.

9 **Q. Todd Haberkorn?**

10 A. Sure.

11 **Q. Who is he?**

12 A. Todd is a voice actor I've known for a while, a
13 long time.

14 **Q. Do you consider him a friend?**

15 A. Yes.

16 **Q. Consider him truthful?**

17 A. He has his moments.

18 **Q. Any ax he has to grind with you, that you're**
19 **aware of?**

20 A. Apart from -- honestly, apart from just the --
21 the normal kind of rivalry, competitive rivalry, I -- I
22 will even tell you I -- you know, I've -- I've made
23 jokes and, you know, things at Mr. Haberkorn's expense
24 that I have apologized to him for. We have a -- a long
25 history of friendship and conflict, and friendship and

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1 conflict, and friendship and conflict.

2 **Q. Kaylan Saucedo --**

3 A. No.

4 **Q. -- do you know that name?**

5 A. Well, I -- I -- I -- I've heard the name. I --
6 I mean, I've heard the name because I -- I know that
7 she's been part of this Twitter online situation.

8 **Q. But she's not somebody you know?**

9 A. No, sir. I wouldn't -- I wouldn't know her if
10 she walked up to me right now.

11 **Q. Janna Bruss?**

12 A. No.

13 **Q. Tara Sands?**

14 A. No.

15 **Q. Jessie Pridemore?**

16 A. Oh, wait. Janna Bruss is married to Jerry
17 Jewel. Yes, I know who Janna is, but I have not
18 interacted with her in years.

19 **Q. Do you know who Jessie Pridemore is?**

20 A. I've heard the name.

21 **Q. But you've -- have you ever met her?**

22 A. I'm -- I've met her. I'm sure I've met her.
23 She attended a lot of conventions, and I'm sure I've met
24 her over the course of time. I've met an awful lot of
25 people.

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1 **Q. How about Kara Edwards, do you know who that**
2 **is?**

3 A. Sure. She is a voice actress.

4 **Q. All right. Is she truthful, as far as you**
5 **know?**

6 A. Depends on what she says.

7 **Q. Well, as you sit here today, have you known any**
8 **instances where Mrs. Edwards has lied?**

9 A. My understanding is that she has recounted
10 interaction between us inaccurately, that I would take
11 issue with.

12 **Q. Okay. Do you know what -- how do you know**
13 **that? Did somebody tell you that?**

14 A. I -- I assumed that, because there was an
15 article written that quoted an anonymous source, and I
16 -- just from reading this -- the account, I deduced that
17 it was Kara.

18 **Q. How about James Prager?**

19 A. No, sir.

20 MR. BEARD: I want to be sure that's on the
21 transcript.

22 MR. LEMOINE: Let's go off -- let's go off
23 the record.

24 THE VIDEOGRAPHER: We're off the record at
25 11:29.

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1 (Break taken from 11:29 a.m. to 12:54 p.m.)

2 THE VIDEOGRAPHER: And we are back on the
3 record for the beginning of disc number 3. The time is
4 12:54.

5 Q. (BY MR. LEMOINE) Has Chuck Huber ever been
6 authorized by you, or to your knowledge, to try and
7 settle this lawsuit?

8 A. Authorized?

9 Q. Yes.

10 A. Define authorized, if you would, please.

11 Q. Did you tell Mr. Huber, Go settle this lawsuit
12 for me?

13 A. No.

14 Q. Okay. Have you ever been diagnosed as a sex
15 addict?

16 A. No.

17 Q. Have you ever received treatment for -- as a
18 sex addict?

19 A. No.

20 Q. Is there any -- anyone ever told you that they
21 thought you were a sex addict?

22 A. Not to my knowledge.

23 (Exhibit 12 marked.)

24 Q. (BY MR. LEMOINE) I'm going to show you what
25 I've premarked as Exhibit 12.

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1 A. Okay.

2 Q. I will represent to you that is an email that
3 was sent to Ms. Rial in March of 2013 by a person
4 identifying themselves as Chuck Huber.

5 First question, looking at the first page
6 of Exhibit 12. Do you recognize fireflyworks@gmail.com,
7 is that an email you're familiar with?

8 A. Yes, sir.

9 Q. And whose email is that?

10 A. Chuck Huber's.

11 Q. All right. If you would, using the Bates label
12 at the bottom, if you would turn to page 3 of
13 Exhibit 12.

14 A. Uh-huh.

15 Q. First full email in the middle of the page.

16 A. Yes, sir.

17 Q. Appears to be from Chuck Huber on March 6,
18 2019, and then it says from Vic Mignogna. My name is
19 Vic Mignogna and I'm a -- a sex addict.

20 Any idea why Mr. Huber would be emailing
21 something like that to Monica Rial?

22 A. You'd have to ask Mr. Huber.

23 Q. All right. Certainly nothing that you were
24 authorized --

25 A. No, sir.

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1 Q. -- that you authorized him to do?

2 A. He wrote this.

3 Q. Have you ever seen this document before?

4 A. Yeah.

5 Q. When?

6 A. I -- I don't remember. He was -- he considers
7 himself a friend of many of the parties involved, and
8 apparently he wanted to try to see if he could help, and
9 he crafted this. I didn't authorize any of it.

10 Q. And so did he email it to you or just tell you
11 about it?

12 A. I -- I don't remember.

13 Q. And do you have a policy of deleting emails the
14 same as you do regarding deleting texts?

15 A. Well, I get a lot of emails, sir.

16 MR. LEMOINE: Objection, nonresponsive.

17 Q. (BY MR. LEMOINE) Do you have a policy of
18 deleting emails the same as you do of deleting texts?

19 A. Once I read them, they go into an old mail
20 folder, but I don't, like, permanently delete them, no.

21 Q. (BY MR. LEMOINE) Okay. So if Mr. Huber sent
22 you this email, it would be in your -- in some folder --

23 A. Yes, sir, I suppose so.

24 Q. And just -- I know that this is your first
25 litigation so just -- so you know, there's a concept in

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1 **litigation called spoliation.**

2 A. I'm sorry, what is it called?

3 **Q. There's a concept called spoliation.**

4 A. Spoliation?

5 **Q. S-P-O-I-L-A-T-I-O-N [sic].**

6 A. Okay.

7 **Q. As in to spoil something.**

8 A. Oh, okay.

9 **Q. And -- and one of the things with regard to**
10 **spoliation is that when litigation starts, you shouldn't**
11 **delete relevant information. Do you follow me so far?**

12 A. Sure.

13 **Q. So, for instance, you shouldn't do anything to**
14 **delete emails off your computer --**

15 A. Of course.

16 **Q. -- or phone, things like that. You understand?**

17 A. Yes, sir.

18 **Q. All right. Thank you.**

19 **Okay. So very clear in your mind that Mr.**
20 **Huber was not authorized to send this email saying that**
21 **Vic Mignogna is a sex addict?**

22 A. I didn't -- I did not consult with him or agree
23 to any of this. He wrote this.

24 **Q. Okay. And when you -- when you saw it, did you**
25 **ask him the question of why are you telling -- saying**

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1 **that I'm a sex addict?**

2 A. No. It never really got that far, because he
3 contacted me and said that Monica and Ron rejected what
4 he wrote.

5 **Q. Okay.**

6 A. It -- it didn't go very far at all.

7 **Q. All right. If you turn to page 1 of**
8 **Exhibit 12. I want to start from the top, the second**
9 **email on March 26, 2019, at 4:06 p.m. Are you with me?**

10 A. 4:06.

11 MR. BEARD: Sorry, Counsel, which -- which
12 page?

13 **Q. (BY MR. LEMOINE) Page 1.**

14 A. From Chuck at 4:06?

15 **Q. Yes.**

16 A. Yes.

17 **Q. Are you with me?**

18 A. Sure.

19 **Q. All right. It says: Sean and Chris are not**
20 **going to show up in court for you. You will be on your**
21 **own.**

22 Do you have any idea who he might be
23 referring to, the Sean and Chris?

24 A. The only Sean and Chris I know in this
25 situation are Sean Schemmel and Chris Sabat.

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1 **Q. And who is Sean Schemmel?**

2 A. He's a voice actor.

3 **Q. And any idea why Mr. Huber would be referencing**
4 **Sean Schemmel in this -- in this email?**

5 A. No, sir, you'll have to ask Mr. Huber.

6 **Q. And do you recall receiving this part of the**
7 **email chain from -- where Mr. Huber forwarded it --**

8 A. No, I don't recall. I don't recall if he sent
9 me this, because I don't recall seeing any -- any
10 correspondence between he and Monica. He told me that
11 he had sent something to her and -- and that they had
12 reject -- refused to agree to it.

13 **Q. Okay. And did he ever have a discussion of**
14 **what the terms were that -- that he sent?**

15 A. No. No, sir.

16 **Q. Did you ask him what the terms were?**

17 A. Not that I recall.

18 **Q. So just so I understand, how did -- how did**
19 **this Chuck Huber involvement, how did it come to your**
20 **knowledge?**

21 A. Well, as -- as you -- as you pointed out, we
22 talked about earlier this morning, Chuck has been a
23 friend, I've considered Chuck a friend for a long time,
24 and Chuck considers himself a friend of -- of Monica's
25 and Jamie's, as well, and I -- I assume he was troubled

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1 about the events and wanted to see if he could step in
2 and -- and help out.

3 **Q. But totally operating on his own as to what --**

4 A. Yes, absolutely.

5 **Q. All right. Have you and Mr. Huber ever been**
6 **involved in any companies together?**

7 A. Companies, no, sir.

8 **Q. Do you own or control a company called**
9 **September the Movie, LLC?**

10 A. No, sir.

11 **Q. Any idea what that company is?**

12 A. No, sir.

13 MR. BEARD: September the Movie?

14 MR. LEMOINE: Yep, LLC.

15 A. I know that Chuck -- no, I'm not even -- I
16 don't -- because I don't know. I'm sorry, I
17 shouldn't --

18 **Q. (BY MR. LEMOINE) Yeah.**

19 A. I shouldn't speculate, right? I don't know. I
20 -- I certainly don't have anything to do with that. I
21 don't know what it is.

22 **Q. Okay. I'm going to -- this has been premarked**
23 **as Exhibit 13.**

24 **(Exhibit 13 marked.)**

25 **Q. (BY MR. LEMOINE) Again, I'll represent to you**

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1 **this is communications between Mr. Huber and Ms. -- Ms.**
2 **Marchi, or Marchi.**

3 A. I think she -- yeah, I think does she say
4 Marchi, I think.

5 **Q. Marchi?**

6 A. Yes.

7 **Q. I want to start on -- at the very top --**

8 A. Uh-huh.

9 **Q. -- from Ms. Marchi. Do you recall ever**
10 **receiving this particular email chain?**

11 A. I -- I don't recall that. Like I said, I
12 recall Chuck telling me that they refused, so --

13 **Q. All right. So if you look at the second email**
14 **on March 26th, 2019, at 3:55, from Mr. Huber. Are you**
15 **with me?**

16 A. 3:55 p.m.?

17 **Q. Yes, sir.**

18 A. Yes, sir.

19 **Q. I've discussed it with --**

20 MR. BEARD: March 6th, right?

21 THE WITNESS: The second one.

22 **Q. (BY MR. LEMOINE) It starts, I've discussed it**
23 **with them, they have the statements and have given their**
24 **input, I'm pushing as hard as I can on both ends to try**
25 **and meet in the middle.**

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1 Do you have any idea who he would have
2 given these statements to?

3 A. I'm sorry, any idea who Chuck --

4 **Q. Yeah. Yeah, who he's referencing?**

5 A. I -- I assume he's referencing Monica and
6 Jamie. I -- I assume.

7 **Q. Okay. So he's writing to Ms. Marchi and saying**
8 --

9 A. Oh, then he must have been referencing Ron and
10 Monica if he's writing to Jamie. I suppose he was
11 probably referencing me, as well.

12 **Q. Okay. But certainly you disavow any knowledge**
13 **of receiving any statements from Ms. --**

14 A. I said I don't recall.

15 THE REPORTER: Would you -- would you wait
16 until he's finished?

17 THE WITNESS: I'm so sorry. I'm so sorry.

18 THE REPORTER: Thank you.

19 THE WITNESS: I apologize.

20 THE REPORTER: It just helps, a clean
21 record.

22 THE WITNESS: Sorry.

23 THE REPORTER: Thank you.

24 **Q. (BY MR. LEMOINE) Okay. So --**

25 A. Sorry, Sean.

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1 Q. Yeah. You don't recall receiving any
2 statements from Mr. Huber where you would admit to
3 something like being a sex addict?

4 A. No, sir.

5 Q. And -- and as you sit here today, you don't
6 believe you're a sex addict?

7 A. No, sir.

8 Q. Are you seeking any mental anguish damages in
9 this lawsuit? Do you know?

10 A. No, sir.

11 Q. Okay. And so is that -- question was unclear.
12 Are you -- are you seeking mental anguish
13 damages?

14 A. There is certainly a lot of mental anguish.

15 Q. All right. Well, let me ask it this way.

16 A. I'm just seeking to clear my name, sir.

17 Q. Okay. And what would that look like? What
18 does clear your name mean?

19 A. To stop people from -- to -- to end the public
20 attacks, and to somehow reach an agreement where these
21 people do not contact events and production companies to
22 try to keep me from working and making a living.

23 Q. Okay. So are you seeking any treatment of any
24 type from any health care professionals as a result of
25 the defamation that you claim you've suffered?

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1 MR. BEARD: Objection, privileged.

2 Objection, privileged.

3 Do not answer.

4 **Q. (BY MR. LEMOINE) Okay.**

5 MR. BEARD: You can answer the question,
6 but any further delving into it, I'll object.

7 You can say yes or no.

8 MR. LEMOINE: I mean, maybe -- Mr. Beard,
9 maybe you can just clear this up.

10 Is he seeking mental -- are you-all seeking
11 mental anguish damages?

12 MR. BEARD: I think we've asked for broad
13 damages. Yeah, that's probably a part of it.

14 MR. LEMOINE: Okay. So --

15 MR. BEARD: You know, I mean, I don't -- I
16 don't have the pleadings in front of me, quite frankly.

17 MR. LEMOINE: All right.

18 **Q. (BY MR. LEMOINE) Are you taking any medication**
19 **as a result of the defamation that you claim to have**
20 **suffered?**

21 A. I am taking two medications. One is Losartan
22 for high blood pressure and one is Zoloft for -- I guess
23 it's an antidepressant.

24 **Q. And did you take that before these allegations**
25 **came out?**

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1 A. No. That started -- that started in mid, late
2 January.

3 **Q. Okay. Have you been unable to work as a result**
4 **of any mental issues that you're suffering because of**
5 **this alleged defamation? Not that somebody is not**
6 **letting you work, but you can't get up and go to work.**

7 **Do you understand the distinction?**

8 A. If I'm honest, and of course I -- I'm supposed
9 to be.

10 **Q. If you want to --**

11 A. I had -- for the first several months, I found
12 it very difficult to -- you know, to really do much of
13 anything. I had -- I had offers from people to do
14 certain things, and I, you know, found it very difficult
15 to -- to -- to get motivated.

16 **Q. Did you do those --**

17 A. I didn't sleep, I didn't eat, I was losing
18 weight.

19 **Q. Did you do those things you had offers to do?**
20 **Did you turn them down?**

21 A. I haven't done them. I asked them if I could
22 have some time.

23 **Q. Okay. All right. As I understand it, you're**
24 **-- you may be seeking a million dollars or more in this**
25 **lawsuit?**

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1 A. No, sir.

2 **Q. No?**

3 A. Not -- not that I'm aware of. I -- I haven't
4 -- I have not discussed any numbers of any kind of
5 monetary anything.

6 **Q. All right. Do you believe that you've been**
7 **damaged as a result of the defamation of Mrs. --**

8 A. Yes.

9 **Q. Let me get the question out.**

10 A. I'm sorry. I'm so sorry. Sorry.

11 **Q. Do you believe that you have been damaged as a**
12 **result of the defamatory statements that you allege were**
13 **made by the defendants in this case?**

14 A. Yes.

15 **Q. Do you have a -- can you put a monetary value**
16 **on that?**

17 A. No.

18 **Q. What would you need to know to put a monetary**
19 **value on that?**

20 A. If I may, Sean, let me answer by saying this:
21 I didn't -- I didn't want to do this. I sat by for five
22 months and let these people destroy me online. I didn't
23 even know what to do. I -- I -- I literally did not
24 respond. I did not attack back. I didn't even defend.
25 I just couldn't believe it was happening for five

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1 months.

2 And when it got to the point where I had
3 lost so much, I -- I realized that the -- my only
4 recourse was legal recourse. I wasn't looking for
5 money, I wasn't asking for anything but to be left alone
6 and -- and to -- you know, to be allowed to -- to have
7 my career and my work.

8 **Q. All right.**

9 MR. LEMOINE: I'm going to object as
10 nonresponsive.

11 **Q. (BY MR. LEMOINE) Tell me how, in 2018, how did**
12 **you make money? How did you generate a living? What**
13 **were things that you did?**

14 A. I -- I do voice acting. I write music for,
15 like, ad agencies, commercials, private individuals. I
16 do graphic design work. I act on camera and I do event
17 appearances.

18 **Q. Is one -- is one of those more lucrative than**
19 **the other on a given -- in every year?**

20 A. They're all over the place. They fluctuate.

21 **Q. So it just depends?**

22 A. Yes, sir.

23 **Q. And then when you say you write music, does**
24 **that mean you sing and -- and write, or just write**
25 **music?**

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1 A. No, sir. I play the piano and I sing, and I
2 write and I produce.

3 If you guys live in -- in this area, you
4 probably have heard a couple of my jingles on the radio,
5 so --

6 **Q. How many conventions, for these anime**
7 **conventions, how many of those do you attend a year?**

8 A. It varies. It fluctuates from year to year.

9 **Q. So you're not consistent?**

10 A. No, sir.

11 **Q. And do you typically have a contract with these**
12 **conventions, a written agreement?**

13 A. Sometime -- sorry. Sorry. Sometimes.

14 **Q. It just depends?**

15 A. Yes, sir.

16 **Q. And --**

17 A. Some of them -- if I may, some of them are run
18 by people that I've known for a while, and they're just
19 like, hey, do you want to come to my show? Okay.

20 **Q. Is that something you schedule out months,**
21 **years in advance?**

22 A. It -- again, it varies. Sometimes months in
23 advance, sometimes a year in advance, sometimes weeks in
24 advance, if I'm free.

25 **Q. Do you get paid by the convention to show up?**

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1 A. Occasionally.

2 **Q. How else do you make money when you attend the**
3 **conventions?**

4 A. Well, when the convention appearances started,
5 and Monica knows this as well as I do, a lot of the
6 events didn't pay anything. It was literally just kind
7 of helping build the industry, you know, promoting
8 projects we were working on. There wasn't any -- there
9 really wasn't any payment at all.

10 And, again, it fluctuates. Some
11 conventions will -- will give you a flat amount to
12 appear and you'll spend all weekend signing autographs.
13 Some events will just provide air fare and hotel and you
14 might -- you might make some money selling a headshot or
15 signing a picture, or --

16 **Q. Do most conventions that you go to, you sell**
17 **some type of merchandise?**

18 A. Yes.

19 **Q. Isn't that pretty standard at every convention?**

20 A. Yes, for -- for every voice actor.

21 **Q. And how do you keep track of the amount of**
22 **money that you get paid at conventions?**

23 A. I don't. My -- I have an accountant who takes
24 care of that.

25 **Q. And does the accountant go to the conventions**

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1 **with you?**

2 A. No, sir.

3 **Q. So is there someone there that collects the**
4 **money?**

5 A. Yes. The convention usually provides someone,
6 a handler or a liaison of sorts.

7 **Q. And are most of these transactions in cash?**

8 A. They vary.

9 **Q. Does the handler bring some type of device to**
10 **track, to swipe credit cards?**

11 A. Yes. There's a -- there's a Square card.

12 **Q. And at the end of the --**

13 A. A Square reader.

14 **Q. At the end of the convention, are you provided**
15 **a check or direct deposit or cash?**

16 A. Everything you just said. It varies.

17 **Q. And then you provide that to your accountant?**

18 A. Yes, sir.

19 **Q. Do you know what your gross income was in 2018?**

20 A. Not offhand. I'd have to check with him.

21 **Q. But your accountant would know?**

22 A. Yes, sir.

23 **Q. And I guess if I asked you that question for**
24 **2017 to 2014, it would be the same?**

25 A. Yes, sir.

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1 Q. And does your accountant also do your taxes?

2 A. Yes, sir.

3 Q. Has there been a drop off in the amount of
4 money that you have made in 2019, after these
5 allegations started coming out against you?

6 A. Yes, sir.

7 Q. How much?

8 A. I don't know. There -- there -- it's --
9 there's not a specific amount, because you don't know.
10 There are so many variables. You just -- you can't
11 know. But, obviously, if you don't go to an event,
12 you're not going to do anything. So any time -- you
13 know, going would obviously be different than not going.

14 Q. You said earlier that you sat by for five
15 months before you did anything with regard to these
16 allegations.

17 You would agree with me the GoFundMe
18 campaign started at the end of February 2019, correct?

19 A. I believe that's what your -- the exhibit you
20 gave me said. I -- I don't remember when it started.

21 Q. And -- and then you put a tweet out on
22 February 20th where you talk about hiring a law firm,
23 correct?

24 A. I -- I don't remember the date, but I -- I put
25 out a tweet if -- I put out very few tweets, and one --

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1 the one that I remember was I -- I felt like I -- I have
2 no recourse left, but --

3 Q. Okay. If you pull Exhibit 17 back out in front
4 of you.

5 A. Okay.

6 Q. Do you recall -- do you recall Exhibit 17 is
7 your February 20th tweet where you discuss GoFundMe
8 being set up? Do you remember that?

9 A. Yes, sir. Yes, sir.

10 Q. All right. And you'd agree with me that what
11 you're telling the people that follow you on Twitter is
12 that you've retained a law firm -- firm to defend your
13 reputation as of February 20th; is that right?

14 A. Yeah, see, by the way, that's a different law
15 firm than -- than Mr. Beard, I believe. It wasn't -- I
16 can't keep track of the dates. There was the Tonya
17 woman that I mentioned earlier.

18 MR. BEARD: If I could interject, Counsel.

19 THE WITNESS: I'm sorry.

20 MR. LEMOINE: Sure.

21 THE WITNESS: I --

22 MR. BEARD: Yeah, you hired us, like, I
23 think on the 20th, but Tonya was not officially
24 discharged until --

25 THE WITNESS: Oh, okay.

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1 MR. BEARD: -- a couple of weeks later.

2 THE WITNESS: Okay.

3 MR. BEARD: It was kind of a blur.

4 MR. LEMOINE: Okay.

5 MR. BEARD: So -- but you had retained
6 counsel.

7 THE WITNESS: Okay.

8 **Q. (BY MR. LEMOINE) Okay. Just so I'm clear, by**
9 **February 20th, you had retained Mr. Beard?**

10 A. Yes, sir.

11 **Q. And did you know Mr. Beard prior to this --**
12 **these events that --**

13 A. No, sir.

14 **Q. -- led to this lawsuit?**

15 **And who introduced you to him?**

16 A. Mr. Rekieta.

17 **Q. Do you know their -- how their -- where their**
18 **relationship started?**

19 A. No, I don't.

20 **Q. Did -- and Mr. Rekieta never told you how he**
21 **knew Mr. Beard?**

22 A. No. Mr. Rekieta told me that he knew I was in
23 Texas and that he knew an -- an attorney in Texas if I
24 wanted to speak with him.

25 **Q. And so after you hired Mr. Beard, is it -- is**

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1 it your testimony that you basically sat silently for
2 the next couple of months until you finally decided to
3 sue somebody?

4 A. Pretty much.

5 Q. Can you think of instances in the last five,
6 six years where someone has impugned your reputation in
7 the voice acting community and you just walked away from
8 it and did nothing?

9 A. Certainly.

10 Q. Does that happen often?

11 A. There are always disgruntled fans and people
12 that are looking for attention in some way. I have
13 largely ignored it because attention is exactly what
14 they want, so I tend to ignore it. And it's never --
15 never been an issue. And -- and this time, this all
16 started, ironically, at the moment that the Dragon Ball
17 Broly movie that I was the main character in was
18 released, to the day. The day that it was released,
19 this was launched against me. And I didn't do anything
20 about it for a while, quite a while, thinking, well,
21 it's just the same old people trying to get some
22 attention. And then it just didn't -- it just didn't
23 abate, and so --

24 Q. And -- and what happened in -- when the Dragon
25 Ball movie was released in January of 2019?

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1 A. What do you mean what happened? May I ask what
2 you mean?

3 **Q. You said the same day it was released, this**
4 **started. What -- what happened?**

5 A. The social media attacks began and, like I
6 said, this has happened in the past, you know, so --

7 **Q. All right. Prior -- prior to 2019, have you**
8 **ever been banned from a convention?**

9 A. Not to my knowledge.

10 **Q. And prior to 2019, have you ever been asked not**
11 **to come back to a convention?**

12 A. Not to my knowledge.

13 **Q. Prior to 2019, have you ever not gotten an**
14 **invitation to a convention that you attended a year**
15 **before?**

16 A. Well, that's not unusual at all. Because once
17 the convention has you as a guest, they don't typically
18 bring the same people back every year because of the
19 number of people in the industry. In fact, I'm
20 actually -- I'm actually an exception because I -- I --
21 I -- I do -- I -- I do get invited back often to the
22 same events, so I -- if somebody doesn't invite me back,
23 there's nothing really unusual about that.

24 MR. LEMOINE: All right. Object as
25 nonresponsive.

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1 A. Okay.

2 Q. **(BY MR. LEMOINE) Has anyone ever told you that**
3 **you are not welcome back at a particular convention?**

4 A. No, sir.

5 Q. **What about Metrocon, have you ever been not**
6 **invited back to Metrocon Tampa?**

7 A. I was at Metrocon two years ago, sir.

8 Q. **But you didn't -- so that would have been in**
9 **2017?**

10 A. I -- I -- I think it was 2017.

11 Q. **Didn't go back in 2018?**

12 A. No, sir.

13 Q. **Didn't get invited back in 2019?**

14 A. No, sir.

15 Q. **And do you know why?**

16 A. No, sir.

17 Q. **Okay. What about Anime Central, have you ever**
18 **--**

19 A. I was at Anime Central, I believe, two years
20 ago, maybe three years ago.

21 Q. **2016 or 2017?**

22 A. Yes, I've -- I've been there.

23 Q. **And haven't been -- been back since that last**
24 **time?**

25 A. No, sir.

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1 **Q. All right. What about Tekkoshoccon?**

2 A. I was at Tekkoshoccon last year.

3 **Q. 2018?**

4 A. Yes, sir.

5 **Q. And did you get invited back for 2019?**

6 A. No. As I said, typically with 70 or 80 voice
7 actors and industry people, writers, directors, artists,
8 they don't typically invite the same people back every
9 year.

10 MR. LEMOINE: Object as nonresponsive after
11 no.

12 **Q. (BY MR. LEMOINE) What about the RTX, Rooster**
13 **Teeth Convention?**

14 A. I attended that event two years -- two years
15 ago, and was not there last year, and was supposed to be
16 back there this year, but there -- the -- it was
17 rescinded, the invitation was rescinded.

18 **Q. All right. What about Louisiana anime**
19 **MechaCon, have you ever been uninvited?**

20 A. Not to my knowledge.

21 **Q. When's the last time you went to that con?**

22 A. I -- I don't know, sir. I don't remember.

23 **Q. Do you know a woman named Kat Thompson?**

24 A. Not -- no, don't believe so. Not by name.

25 **Q. Okay. Are you familiar with a company called**

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1 **Sentai Filmworks? It's S-E-N-T-A-I.**

2 A. I believe Sentai is the new company that was
3 formed in Houston. It's an anime dubbing company.

4 **Q. What was the name of the company before then?**

5 A. I believe it was ADV Films.

6 **Q. Okay. And were you ever fired from either**
7 **Sentai or AD Film -- ADV Films?**

8 A. No, sir. I moved.

9 **Q. Okay. So you weren't -- you weren't fired by**
10 **them?**

11 A. No, sir.

12 **Q. Okay.**

13 A. I moved -- I was living in Houston and I moved
14 to L.A., or started working more in L.A. I even came
15 back on a couple of occasions and worked at Sentai.

16 **Q. What about Gear Box, have you ever been**
17 **terminated by Gear Box?**

18 A. I don't think I have ever worked for Gear Box.

19 **Q. Are you familiar with a company called Rooster**
20 **Teeth Productions, LLC?**

21 A. Yes, sir.

22 **Q. Just call it Rooster Teeth for short.**

23 A. Yes, sir.

24 **Q. What does Rooster Teeth do?**

25 A. They dub -- they -- they produce, I believe,

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1 original animated content.

2 **Q. And have you worked for Rooster Teeth in the**
3 **past?**

4 A. Yes, sir.

5 **Q. From when to when?**

6 A. Oh, goodness. They cast me in a production
7 probably four -- I don't even know, four, five years
8 ago. And I recorded my lines remotely and sent them my
9 lines, and played a character in a -- recurring
10 character in a show of theirs until I was terminated
11 earlier this year.

12 **Q. And -- and was your relationship with Rooster**
13 **Teeth, was -- were you an employee or independent**
14 **contractor?**

15 A. Just -- just an independent contractor, I
16 believe.

17 **Q. And -- and you know the distinction between an**
18 **employee and an independent contractor?**

19 A. I -- I -- I assume -- I'm so sorry. I assume,
20 like an employee, like, gets a regular paycheck, and
21 they take out taxes and, you know, that kind of thing,
22 and -- and independent contractor is just hired per
23 project.

24 Is that close?

25 **Q. I would say that's close.**

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1 A. Okay.

2 Q. And -- and do you know the difference between a
3 **W-2 and a 1099?**

4 A. Yes. Well, one of them is what an employee
5 gets and one of them is -- I guess; is that right?

6 Q. **That's right.**

7 A. Okay.

8 Q. **Okay. So do you know if you -- you would -- as**
9 **far as you knew, you were an independent contractor for**
10 **Rooster Teeth?**

11 A. As far as I know. I have been hired to do so
12 many recording projects for 20 years that I don't even
13 really think about the distinction much.

14 (Exhibit 19 marked.)

15 Q. **(BY MR. LEMOINE) Let me show you what we're**
16 **going to -- we're getting premarked as Exhibit 19. If**
17 **you'd look on page 7 of Exhibit 19. Is that your**
18 **signature?**

19 A. Yes, sir.

20 Q. **And you recognize this as an independent**
21 **contractor agreement --**

22 A. Yes, sir.

23 Q. **-- that you had with Rooster Teeth?**

24 A. Yes, sir.

25 Q. **And you signed it sometime in December of 2018?**

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1 A. Yeah. They sent it to me at the very end of
2 last year.

3 **Q. All right. And after December 2018, did you do**
4 **any work under this independent contractor agreement for**
5 **Rooster Teeth?**

6 A. I -- I don't remember. I don't think so. I
7 mean, I -- like I say, I play this recurring character,
8 and as they would need more lines from me, they would
9 send me the lines and I would record them and send them
10 back. I really didn't -- didn't keep track of the
11 dates, but I don't think so.

12 **Q. And are you typically paid, like, a day rate or**
13 **an hourly rate?**

14 A. Yes.

15 **Q. Which one?**

16 A. Oh, sorry. Hourly rate.

17 **Q. It's an hourly rate?**

18 A. Yes, sir.

19 **Q. Okay. And you keep your time and send it in,**
20 **and they'd send you a check?**

21 A. Yes, sir.

22 **Q. And do you get any type of back-end percentage**
23 **of --**

24 A. No, sir.

25 **Q. So not from Rooster Teeth?**

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1 A. I wish. No, sir.

2 Q. Now, at any point in time, were you made aware
3 that Rooster Teeth was doing any type of investigation
4 into you?

5 A. No, sir.

6 Q. You said at some point you were terminated by
7 Rooster Teeth; is that correct?

8 A. Yes, sir.

9 Q. How did -- how was that communicated to you?

10 A. By email.

11 Q. Okay. And what was the -- who sent you the
12 email?

13 A. Well, there were several people on the email.
14 They were mostly, you know, I -- I assumed people at
15 Rooster Teeth. And they said -- it was really
16 interesting -- that I had been corresponding with a
17 friend, who is one of their producers, named Koen, who I
18 believe might have even signed this. Yes, Koen Wooten.

19 He and I had been corresponding at the very
20 beginning of this social media, for several weeks at the
21 beginning, and expressed how unfortunate and how crazy
22 it was, and -- and that he certainly didn't believe any
23 of the -- the garbage that was online. And then out of
24 the blue, without any real advance anything, I got an
25 email one day from Rooster Teeth, and it was from, I

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1 I guess, Gray Haddock was one of the people on the email,
2 I expect Koen was on it, there were probably four or
3 five. And it was sent to me and it basically said,
4 Effective immediately, we will no longer be requiring
5 your services.

6 **Q. Was there any explanation?**

7 A. You know what, yeah. It said, Pursuant to
8 section something or other, or, paragraph something or
9 other. And I wrote them back and said, I'm really sorry
10 to hear this. Can you please send me the portion of the
11 contract that you're -- that you're citing? Like,
12 what -- in other words, what, why, what did I do?

13 And I never got a response. Well, I didn't
14 get an intended response. I got a response from
15 someone -- one of the people on the thread, on the
16 Rooster Teeth email, who clearly didn't mean to send it
17 to me, and it said, quote, I'm sure we're all in
18 agreement, but no one is to reply to Vic.

19 I don't think they meant to send that to
20 me. But I never heard back from anybody and I never
21 attempted to contact anybody.

22 **Q. Okay. So as far as you know, or sitting here**
23 **today, you don't really know why Rooster Teeth**
24 **terminated you?**

25 A. No, sir.

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1 Q. No one has ever talked to you about it?

2 A. No, sir.

3 Q. And no one has ever said that it was because of
4 anything that any of the Defendants did?

5 A. No, sir.

6 Q. Do -- and do you know if you produced these
7 communications that Rooster Teeth sent you, to your
8 attorneys?

9 A. Yes, sir.

10 Q. And do you know if your attorneys ever reached
11 out and talked to Rooster Teeth about why you were
12 terminated?

13 A. Yes, I believe he did. I believe he attempted
14 to contact their legal counsel.

15 Q. And do you know if they responded?

16 A. They did respond, but I don't remember the
17 details of it.

18 Q. Okay.

19 A. If I remember correctly, they -- they -- there
20 wasn't really much of anything, any kind of a response.

21 Q. Did -- Mrs. Marchi or Mrs. Rial or Mr. Toye
22 work for Rooster Teeth, to your knowledge?

23 A. Ms. Rial does.

24 Q. Okay. And do you know if she's an employee or
25 an independent contractor?

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1 A. I don't know. She is a voice actress and she
2 was cast in a new project they're working on.

3 **Q. Are you familiar with a -- obviously you are,**
4 **but you're familiar with the company Funimation**
5 **Productions --**

6 A. Oh, yes.

7 **Q. -- LLC, correct?**

8 A. Yes.

9 **Q. And that's the Defendant that you've sued in**
10 **this case?**

11 A. Yes, sir.

12 **Q. And what do they do?**

13 A. They -- they dub Japanese anime into English.

14 **Q. Similar to what Rooster Teeth does?**

15 A. Yes, sir. Well, no, actually, Rooster Teeth
16 does original programming. They make up their own
17 stories and they animate them themselves, and the vast
18 majority -- if I'm not mistaken, the vast majority of
19 Funimation's properties are Japanese animation that have
20 already been produced, and --

21 **Q. And were you an employee or an independent**
22 **contractor with Funimation?**

23 A. I assume -- I assume, again, I was an
24 independent contractor. There was a period, a year, in
25 2017, that I was hired to direct a series for

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1 Funimation, and I -- I lived in a hotel in -- in Irving
2 for 12 weeks and -- and directed a series for them.
3 I -- I -- I assume I was -- that was probably an
4 employee -- like a -- an employment thing. It was
5 different than the contracted voice actor thing.

6 **Q. Did you get a salary or were you paid by hourly**
7 **work?**

8 A. Well, it was -- it was -- it was hourly, but it
9 -- but there was like -- it was like, you know, taxes
10 taken out, kind of thing. You know, it was like a --

11 **Q. Does -- Mrs. Rial, has she worked -- ever**
12 **worked for Funimation?**

13 A. Oh, yes.

14 **Q. And do you know if she was an employee or an**
15 **independent contractor?**

16 A. I don't know. I know that she has directed, as
17 well, and I know she's done a great deal of voice
18 acting, but I don't know her -- her employment status
19 with them.

20 **Q. And what about Mrs. Marchi, do you know if she**
21 **--**

22 A. The same. I don't know.

23 **Q. And what about Mr. Toye, did he work for**
24 **Funimation?**

25 A. I don't know.

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1 **Q. Anybody ever told you Mr. Toye worked for**
2 **Funimation?**

3 A. I can't recall that anyone has.

4 **Q. Were you ever interviewed at any point in time**
5 **by Funimation with regard to allegations of improper**
6 **conduct by you?**

7 A. I was contacted in mid-January, very shortly
8 after this -- the online social media stuff started, I
9 was contacted by someone at Funimation. Basically, it
10 was about a 20-second phone call where they basically
11 said, Someone from Sony would like to chat with you, can
12 you be available tomorrow at this time.

13 And so I said yes. And someone from Sony
14 contacted me and said that they had received some --
15 some incidents that they wanted to ask me about. And
16 that was the first I had heard of it.

17 **Q. Okay. And that's the only time that -- that**
18 **you've ever dealt with any investigation --**

19 A. Yes, sir.

20 **Q. -- while at Sony?**

21 A. Yes, sir.

22 **Q. Does the name Tammi Denbow ring a bell to you?**

23 A. Not off the top of my head, no, sir.

24 (Exhibit 24 marked.)

25 **Q. (BY MR. LEMOINE) Let me show you what we've**

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1 premarked as Exhibit 24.

2 Have you ever seen Exhibit 24 before?

3 A. Yes, sir.

4 Q. And what is Exhibit 24?

5 A. It was apparently an email that Sony sent to
6 me, and I replied.

7 Q. And starting at the top, page 1 of Exhibit 24,
8 victhewop, that's your email?

9 A. Yes, sir.

10 Q. And I assume the wop is a cute reference, in
11 fact, of your Italian heritage?

12 A. Yes, sir.

13 Q. And then it says: Forwarding confidential
14 discussion to Lisa --

15 A. She's laughing at my name. No, I'm just
16 kidding.

17 Q. -- to -- to Lisa Hansell. That's the lady that
18 was here earlier in the deposition?

19 A. I'm sorry. Yes.

20 Q. If you look at the top of Exhibit 24, are you
21 with me, on page 1, very top?

22 A. Oh, yes.

23 Q. This is you forwarding this communication to
24 Ms. Hansell?

25 A. Uh-huh.

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1 **Q. Why would you be forwarding a confidential**
2 **communication between you and someone at phony -- Sony**
3 **to Ms. Hansell?**

4 A. Well, I don't consider it confidential between
5 me and my friends. I mean, this is my life, this is my
6 situation, and Lisa was a friend and I shared it with
7 her.

8 **Q. Okay. Did you share it with anybody else?**

9 A. No, sir.

10 **Q. Did you and Ms. Hansell discuss the situation?**

11 A. Not to my recollection, no.

12 **Q. So you just forwarded it to her, and then there**
13 **were no discussions after the fact?**

14 A. Not to my recollection, no.

15 **Q. And is Ms. Hansell an employee or independent**
16 **contractor for you, or --**

17 A. No.

18 **Q. Just a friend?**

19 A. Yes.

20 **Q. And how long have you-all been friends?**

21 A. Oh, maybe six, six or seven years.

22 **Q. All right. If you would turn to page 4 of**
23 **Exhibit 24. Are you with me?**

24 A. Uh-huh.

25 **Q. All right.**

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1 A. Yes, sir.

2 **Q. The bottom of the page, Ms. Tanny -- Tammi**
3 **Denbow, does that refresh your recollection --**

4 A. Yeah.

5 **Q. -- of who she is?**

6 A. Yeah, that's the woman you asked me about, yes.
7 Apparently, that's the name of the woman at Sony.

8 **Q. Okay. So prior to January 25, 2019, you had**
9 **never met Ms. Denbow and didn't know who she was?**

10 A. Not to my -- no, not to my recollection.

11 **Q. All right. And January 25, 2019 is the first**
12 **time that you even knew that there was any kind of issue**
13 **--**

14 A. Yes, sir.

15 **Q. -- with your work?**

16 **All right. So did you have a conversation**
17 **with Ms. Denbow?**

18 A. Yes. Yes, sir.

19 **Q. Okay. What -- what do you recall of that**
20 **conversation?**

21 A. She asked me about three incidents that had
22 come to their attention. The first one was a kiss with
23 a coworker at Funimation a few years earlier. One was
24 an interaction with Monica at a convention with a jelly
25 bean. And the third one was an incident that was

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1 reported to them of two twin ladies who I had met
2 several times at conventions and had invited to my room.

3 Q. Okay. So before I start asking you questions
4 --

5 MR. BEARD: Counsel, can we take a
6 30-second break?

7 MR. LEMOINE: Off the record.

8 THE VIDEOGRAPHER: We're going off the
9 record at 1:34.

10 (Break taken from 1:34 p.m. to 1:39 p.m.)

11 THE VIDEOGRAPHER: And we're back on the
12 record, the time is 1:39.

13 Q. (BY MR. LEMOINE) All right. So as I -- as I
14 recall your testimony, the three separate incidences
15 that Ms. Denbow wanted to discuss with you --

16 A. Yes.

17 Q. -- of those three, one of them is -- is Mrs.
18 Rial, correct?

19 A. Yes.

20 Q. The other two instances, are those women who
21 have publicly accused you of anything, meaning it's out
22 on -- they've given statements to magazines or otherwise
23 disclosed their names?

24 A. Not to my knowledge.

25 Q. All right. You know who these -- you know

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1 **their -- their identities, correct?**

2 A. Yes.

3 **Q. If I ask you, you can tell me their names,**
4 **can't you?**

5 A. Yes.

6 MR. LEMOINE: Mr. Beard, I would like an
7 agreement that with regard to questions surrounding not
8 Mrs. Rial, but these other two incidents, that we agree
9 to keep that confidential until we get a ruling from the
10 court.

11 MR. BEARD: That's -- yeah, I think that
12 will be okay. That's -- just to be clear, that's the --

13 MR. LEMOINE: Don't say the names.

14 MR. BEARD: Right. I was about to do that.

15 MS. CHRISTIE: That's the other two
16 incidents.

17 MR. BEARD: Oh, besides the jelly bean?

18 MR. LEMOINE: Let me see if I can
19 articulate the -- the -- the request.

20 MR. BEARD: That's fine.

21 MR. LEMOINE: What -- what we would like to
22 do is -- is currently hold -- put the portion of the
23 deposition under seal with regard to the two non Monica
24 Rial incidents.

25 MR. BEARD: The names.

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1 MR. LEMOINE: The names.

2 MR. BEARD: Nothing more?

3 MR. LEMOINE: Yes, the --

4 MR. BEARD: Agreed.

5 MR. LEMOINE: -- and the names.

6 MR. BEARD: Agreed.

7 MR. ERICK: Yeah, that was -- I mean, it --
8 it will include, you know, their residence and things
9 like that, but we're not going to get into that.

10 MR. BEARD: Names, addresses.

11 MR. LEMOINE: Identifying information.

12 MR. ERICK: Right.

13 MR. LEMOINE: Okay. So --

14 MR. BEARD: Agreed.

15 MR. LEMOINE: -- starting from this point,
16 the deposition will be under seal until I stop asking
17 questions about these two incidents.

18 MR. BEARD: The deposition or just the
19 names?

20 MR. ERICK: I mean, just the names. I
21 mean, just the names of the contact information. The
22 allegations I think are --

23 **Q. (BY MR. LEMOINE) All right. So the first**
24 **incident with the woman that you had a kiss with, what's**
25 **her name?**

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1 A. I'm allowed to say -- is it okay if I say?

2 **Q. You say it and we're going to -- we'll -- it**
3 **will be removed from the transcript --**

4 A. Okay.

5 **Q. -- until the court rules whether or not it's**
6 **allowed.**

7 MR. BEARD: Yeah, you're going to have
8 to --

9 A. Okay. XXXX XXXXXXXXXXXX.

10 **Q. (BY MR. LEMOINE) And who was Ms. XXXXXXXXXXXX?**

11 A. She was an employee at Funimation.

12 **Q. And do you know what her title was?**

13 A. I believe she was a translator or a checker.
14 She would proofread and proof check subtitles.

15 **Q. And when was this kiss that occurred?**

16 A. At least three, two, three years ago.

17 **Q. So 2019, so it's either 2016 or 2017?**

18 A. It wasn't '17. So '15 or '16, I guess.

19 **Q. And you were an independent contractor at**
20 **Funimation at the time?**

21 A. Yes, sir.

22 **Q. And the kiss occurred at the Funimation**
23 **offices?**

24 A. Yes, sir.

25 **Q. And it was only one -- one kiss?**

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1 A. Yes, sir.

2 **Q. Who kissed who? Or, how about this: Who**
3 **initiated the kiss?**

4 A. I did. I asked her if I could kiss her, and
5 she said --

6 **Q. And what did she say?**

7 A. Yes -- no, actually, she said, close the door.
8 And I went over and -- and closed the door.

9 I'd visited her every time I was at the
10 studio. We -- you know, we had been kind of flirting
11 with each other and corresponding for quite some time
12 before that.

13 **Q. And in 2015, you were engaged to Mrs. Specht;**
14 **is that correct?**

15 A. Yes, sir.

16 **Q. How long had you-all been engaged at that**
17 **point?**

18 A. We got engaged in -- bear with me. Let me do a
19 little math. Roughly, seven years ago, so let's --
20 2012, 2013.

21 **Q. Did you and Mrs. Specht have an exclusive**
22 **relationship?**

23 A. Yes.

24 **Q. Did you disclose to Ms. Specht at any time that**
25 **you kissed Ms. XXXXXXXXXX?**

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1 A. No.

2 **Q. After you kissed, did it proceed from there?**

3 A. Did what proceed?

4 **Q. Your relationship, if you had one.**

5 A. With Ms. XXXXXXXXXXXX?

6 **Q. Yes.**

7 A. No.

8 **Q. Why not?**

9 A. I don't think either one of us were looking for
10 any kind of a, you know, ongoing long-term thing.

11 **Q. And was there any other relationship beside --**
12 **physical relationship besides that one kiss?**

13 A. With Ms. XXXXXXXXXXXX?

14 **Q. Yes.**

15 A. No, sir.

16 **Q. No? No sex or --**

17 A. No, sir.

18 **Q. -- sexual-related activities?**

19 **Anybody else at Funimation, that was**
20 **employed at Funimation, that you've kissed at any point**
21 **in time?**

22 A. No, sir.

23 **Q. So as far as you were concerned, Ms. XXXXXXXXXXXX,**
24 **it was a consensual kiss?**

25 A. Yes, sir.

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1 **Q. And -- but it never -- never went anywhere**
2 **after that?**

3 A. No, sir.

4 **Q. Did you text or email Ms. XXXXXXXXXX after that**
5 **incident?**

6 A. I expect that we exchanged -- we exchanged a
7 few texts, yes, as a matter of fact.

8 **Q. But she never pursued you after that kiss?**

9 A. Well, not in any -- not in any sexual way.
10 Whenever I was in town recording, I would let her know,
11 and we talked about getting together sometime or having
12 lunch or something, but nothing heavy.

13 **Q. Right. And when Ms. Denbow -- did Ms. Denbow**
14 **explain to you what the allegations were, or did she**
15 **just give you a name and say, what's the relationship?**

16 A. Actually, she didn't give me any names, and I
17 asked her, Am I allowed to know who you're talking
18 about. And she -- she told -- that was the point at
19 which she told me their names.

20 **Q. Okay. And -- but before she gave you the**
21 **names, did she describe the alleged incident that the**
22 **people had relayed to her?**

23 A. Yes.

24 **Q. Okay. So with regard to Mrs. XXXXXXXXXX, what**
25 **was -- what is your recollection how Ms. Denbow**

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1 **explained that interaction?**

2 A. She said, do you recall going into someone's
3 office at Funimation and forcibly kissing them?

4 **Q. And you knew at that point in time that the**
5 **only person that could make -- even remotely try and**
6 **make that allegation was Ms. XXXXXXXXXX?**

7 A. Well, I -- Ms. XXXXXXXXXX was the only one that
8 I had gone into an office and kissed.

9 **Q. Okay. If you're engaged to Ms. Specht, why**
10 **kiss Ms. XXXXXXXXXX?**

11 A. Because I made some mistakes.

12 **Q. So is that not -- not the first mistake you**
13 **made in terms of your exclusive relationship with Ms.**
14 **Specht?**

15 A. No.

16 **Q. How many mistakes do you -- would you say you**
17 **made with Ms. Specht during the course of your**
18 **engagement?**

19 A. I don't know.

20 **Q. More than one?**

21 A. Yes, sir.

22 **Q. More than five?**

23 A. Yes, sir.

24 **Q. More than 50?**

25 A. I doubt it.

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1 **Q. More than 25?**

2 A. I don't know.

3 **Q. Okay. So with regard to the twin ladies, do**
4 **you know their names?**

5 A. Yes.

6 **Q. And who are they?**

7 A. XXXX and XXXXX XXXX.

8 **Q. And how do you know them?**

9 A. They had come to at least three or four
10 conventions that I was a guest at. They would always
11 come to my autograph table and to my Q and A sessions
12 and sit in the front row and come and say hello, and --

13 **Q. All right. And what was -- how did Ms. Denbow**
14 **explain that particular allegation?**

15 A. She said, Do you recall inviting two girls,
16 twins, two women, to your room at a convention. And I
17 said yes. And she said, Do you recall forcibly kissing
18 one of them, which I did not.

19 **Q. All right. So -- and what did you tell -- what**
20 **was your recollection that you relayed to Ms. Denbow?**

21 A. My recollection was that I had seen these --
22 these two ladies at multiple conventions, and I was
23 under the very clear impression that they were
24 interested or attracted to me. And they were very kind,
25 attractive, friendly young ladies.

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1 And so after the fourth or fifth time that
2 I saw them at an event, one night or one day I asked, I
3 don't remember when, I asked them if they would -- if
4 they wanted to come to my room. I invited them to my
5 room. They came, voluntarily. I let them in. One of
6 them sat on the bed, the other one sat in a chair in the
7 room, and I sat in another chair in the room.

8 We made some small talk, and then they
9 asked me why I invited them to my room. And I said,
10 Well, I was under the impression that there was a lot of
11 mutual attraction going on here and I thought maybe you
12 might be interested in -- in some -- you know, in some
13 kind of a sexual interaction. They told me they were
14 not, I said okay, and they left.

15 **Q. Do you remember what time frame this would be,**
16 **what year?**

17 A. No. It was several years ago.

18 **Q. It was while you were engaged to Ms. Specht,**
19 **though?**

20 A. Yes, sir.

21 **Q. And your intent in inviting them to your room**
22 **was to have sex with them?**

23 A. If they were consensual.

24 **Q. And did you want the -- the two sisters to have**
25 **sex with each other --**

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1 A. No.

2 Q. -- or just you? Because that would be creepy,
3 right?

4 A. If they were consensual, just me.

5 Q. And while you were engaged to Mrs. Specht, had
6 you ever had that happen before, where you had
7 consensual sex with more than one woman --

8 A. No.

9 Q. -- at the same time?

10 A. No, sir.

11 Q. What about after your engagement with Ms.
12 Specht broke off?

13 A. No, sir.

14 Q. And while you were engaged with Ms. Specht, did
15 you have consensual sex with any women at any
16 conventions?

17 A. Yes, sir.

18 Q. How many?

19 A. I don't remember.

20 Q. More than 20?

21 A. No.

22 Q. Did you ever have -- while you were engaged
23 with Ms. Specht, did you ever have sexual relations with
24 any -- with a woman more than once?

25 A. Yes.

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1 Q. And who was that?

2 A. I --

3 Q. We can put it -- you can make that
4 confidential, as well. We won't disclose it.

5 A. I -- I --

6 Q. You don't want to disclose it?

7 A. Well, it's not that.

8 Q. You don't remember?

9 A. I mean, do you want -- do you really want me to
10 just name people or someone? Is it -- I mean, I'll --
11 give me a second and I'll think about it. I mean --

12 MR. BEARD: Let's have an agreement that
13 these names will be kept confidential.

14 MR. LEMOINE: That's right.

15 MR. BEARD: Okay. Agreed.

16 A. Chelsea Beard, ironically. No relation.

17 I -- I can't seem to recall --

18 Q. (BY MR. LEMOINE) How old was Mrs. Beard?

19 A. Twenty-seven.

20 Q. And how long ago was it that you-all were
21 having a -- did you-all have a relationship as opposed
22 to just sex one time?

23 A. Say that again, please, I'm sorry.

24 Q. Did you-all have a relationship or did you just
25 have sex one time?

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1 A. No. We -- we developed a relationship.

2 **Q. And that relationship continued parallel to you**
3 **being engaged with Ms. Specht?**

4 A. Yes, sir.

5 **Q. And you didn't disclose the existence of that**
6 **relationship to Ms. Specht while it was --**

7 A. No, sir.

8 **Q. -- going on?**

9 **How old were the XXXX twins when you**
10 **invited them up for the liaison?**

11 A. Twenty, twenty-one.

12 **Q. How old would you have been?**

13 A. That would have been 40 -- I would have been, I
14 don't know, 50, 51, I don't know.

15 **Q. Any other women -- well, let me back up.**

16 **As far as you're concerned, the interaction**
17 **with the twins is completely consensual?**

18 A. Yes. There was very little interaction.

19 **Q. All right. So you didn't -- there was -- was**
20 **there -- there was no kissing, there was no nothing?**

21 A. No.

22 **Q. It was just a discussion, and then they left?**

23 A. That's correct.

24 **Q. And were you disappointed?**

25 A. I suppose.

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1 Q. Was it fairly common for you to invite women to
2 your room while you were at conventions?

3 A. Actually, very uncommon.

4 Q. So the -- the -- the XXXX -- the twins was kind
5 of a -- that was a one-off kind of a deal?

6 A. Yes. And, again, the fact that I had seen them
7 at four or five events over the years leading up to
8 this. It wasn't like, you know, I went walking down the
9 hallway and I point, you, I want you, you know. It --
10 they were people that -- that I had seen and spoken to
11 and interacted with multiple times leading up to this
12 event, which is why I developed the impression that they
13 were interested in me.

14 Q. Did you ask them to strip for you in your room?

15 A. No.

16 Q. And did Ms. Denbow communicate to you that the
17 twins thought that the interaction was not consensual?

18 A. Yes. She told me that -- yes. As I mentioned,
19 she said, do you recall this, and forcibly kissing them,
20 and, no, that is not the way it happened.

21 Q. Have you ever stated to anyone that you, in the
22 last 10 years, that you hired prostitutes or escorts?

23 A. I have.

24 Q. And who would you have said that to?

25 A. Oh, I don't remember who I said it to. I -- I

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1 thought you were asking me if I ever have.

2 Q. Well, that would have been a follow-up
3 question.

4 A. Sorry.

5 Q. So the follow-up question is, have you ever
6 hired prostitutes or escorts?

7 A. I did once, yes.

8 Q. And when was that?

9 A. Probably eight or nine years ago.

10 Q. Would that have been while you were engaged to
11 Ms. Specht?

12 A. That would have been before.

13 Q. So never during your engagement with her did
14 you hire --

15 A. No, sir.

16 Q. -- any prostitutes?

17 The behavior that we've gone -- been going
18 over, is that -- is that consistent with your Christian
19 faith?

20 A. No. I have made a lot of mistakes.

21 Q. Have you ever made any mistakes with girls
22 under 17 years old?

23 A. No, sir.

24 Q. Have you ever invited any girls up to your room
25 that were under 17?

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1 A. No, sir.

2 **Q. Have you ever invited any girls up to your room**
3 **that looked like they might be under 17?**

4 A. No, sir.

5 **Q. Okay. So for purposes of the record, how we**
6 **were handling it, I'm going to shift now to the Monica**
7 **Rial allegation. So we discussed the first two**
8 **allegations, the incidents, the -- what did Ms. Denbow**
9 **tell you was the issue with regard to Mrs. Rial?**

10 A. She said, Do you recall being at an event with
11 Monica, at a convention event, and eating a jelly bean
12 that she had signed, and saying, now -- now I can --
13 well, Monica said, Why would you eat that, you know,
14 you're going to get ink poisoning. And I, off the cuff,
15 made a joke that, Well, now I can say I -- now I can say
16 I ate Monica Rial.

17 **Q. And that was the only thing that Ms. Denbow**
18 **communicated to you?**

19 A. Yes, sir.

20 **Q. And did you think that was kind of silly?**

21 A. Yes, sir.

22 **Q. And did you tell Mrs. Denbow that you didn't**
23 **mean anything by the jelly bean comment?**

24 A. It was a -- yes. It was clearly a joke, and it
25 happened in public in front of plenty of people. It

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1 was -- it was, dare I say, kind of like a show. You
2 know, I mean, they're fans and they're all laughing and
3 thought it was funny.

4 **Q. And you understand that Mrs. Rial has accused**
5 **you of a far more serious incident than --**

6 A. I understand now.

7 **Q. But that was not relayed to you by Ms. Denbow?**

8 A. No, sir.

9 **Q. Did you have any more conversations with --**
10 **with Ms. Denbow after that initial conversation on**
11 **January 25th?**

12 A. I'm sorry, would you repeat the question,
13 please?

14 **Q. Yeah. Did you have any more conversations with**
15 **Ms. Denbow after January 25th?**

16 A. I -- I don't remember if it was her, but at the
17 end of that conversation, the first one, she said that
18 they would be in touch with me. And I don't remember
19 how much time went by, I don't think it was more than a
20 couple of days, and they called me and basic -- and
21 there was -- there was more than one person on the line,
22 and they said, We've reviewed the situation, and you're
23 being terminated from Funimation immediately.

24 **Q. And did that come as a shock to you?**

25 A. Yes, very much so.

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1 **Q. Did they say anything about why, other than the**
2 **situation?**

3 A. No. I -- I was -- I was a bit dumbfounded.

4 **Q. And so there was no, We believe them and we**
5 **don't believe you, nothing like that?**

6 A. No.

7 **Q. Now, did you -- was it anything other than you**
8 **were terminated and that's it? When that phone call**
9 **ended, did you ask them why?**

10 A. Bear with me, Sean.

11 **Q. Sure.**

12 A. It was -- it was rather a blow.

13 **Q. Sure.**

14 A. And I think I -- I think I said I've worked for
15 you for 20 years. I -- I can't believe, based on what
16 you asked me about, that this is an appropriate action
17 and that -- and I don't -- I don't remember them saying
18 much of anything in response. And they're like, all
19 right, bye. I mean, you know, I was a bit dumbfounded.
20 You know, you feel like you've been hit by a truck.

21 **Q. Now, did you talk to anybody at Funimation**
22 **after this termination, talk to anybody about it?**

23 A. Let me think. No.

24 **Q. And so as far as you know, the -- the basis for**
25 **the termination was the three incidences that they**

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1 **raised?**

2 A. That's all I was told about.

3 **Q. Now, you would agree with me that Ms. Denbow**
4 **did tell you not to reach out to any of the individuals**
5 **and to talk to them, correct?**

6 A. Yes.

7 **Q. And -- and did you reach out to any of them**
8 **after -- after the fact?**

9 A. Yes. I was terminated, why -- why in the
10 world -- why wouldn't I? Especially a woman that I'd
11 been -- thought I was friends with for 20 years. And,
12 in fact, all I reached out to do was to apologize and
13 ask her what it was that -- that -- that I -- that I
14 did.

15 MR. LEMOINE: I object as nonresponsive
16 after yes.

17 **Q. (BY MR. LEMOINE) Did you reach out to the --**
18 **to the -- the twins?**

19 A. Nope.

20 **Q. Did you reach out to Ms. XXXXXXXXXX?**

21 A. No.

22 MR. LEMOINE: Let's make sure we strike --
23 we take care of that.

24 **Q. (BY MR. LEMOINE) Okay. And you sent an email**
25 **to Mrs. Rial, correct?**

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1 A. Yes.

2 **Q. Did she ever respond?**

3 A. No.

4 **Q. Did you text or try and call her?**

5 A. No.

6 **Q. When was the first time you would say that you**
7 **understood that Mrs. Rial was raising the issue of some**
8 **kind of, what she considered to be assault in your -- in**
9 **your hotel room, in your hotel room? When did you**
10 **first --**

11 A. You mean the assertion --

12 **Q. Right.**

13 A. -- from 11 years ago?

14 **Q. Yes.**

15 A. The first time I -- well, if -- I mean, I'm
16 sure you have all reviewed the -- the tweets and stuff.

17 The first week or -- or two, Monica made
18 several very vague references online. I have a story.
19 It happened to me. And people would ask, and she -- she
20 wasn't really very specific for a week or -- or two. I
21 can't remember. And it was during that period that I
22 emailed her and said, I -- I've considered you a dear
23 friend for 20 years, I'm so sorry if I ever did anything
24 to offend you. Please tell me what it was. I didn't
25 hear back from her. And then a short time after that

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1 was when she actually published, publicly, her account.

2 Q. And what is your understanding of what her --
3 her recollection of that event in your hotel room was?

4 A. I'm sorry?

5 Q. No, I don't want to do that. I'll do that
6 later.

7 Now, did you talk to this termination with
8 Ms. Hansell after it occurred?

9 A. Sure.

10 Q. And did she have any advice for you?

11 A. Not that I recall.

12 Q. Do you know if Ms. Hansell has any relationship
13 with the -- the Kiwi Farms --

14 A. No.

15 Q. -- that we looked at in Exhibit 10?

16 A. No, not to my knowledge at all.

17 Q. And do you know if Ms. Hansell has a YouTube
18 channel?

19 A. No.

20 Q. You don't know?

21 A. I don't think she does, but I don't know for
22 sure.

23 Q. And, certainly, if she did, you wouldn't know
24 about her commenting about this litigation --

25 A. No, absolutely not.

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1 Q. -- on that YouTube channel?

2 We've talked about Rooster Teeth, we've
3 talked about Funimation. Have you ever been
4 investigated for your behavior at any other company or
5 business that you ever worked for?

6 A. Not to my knowledge.

7 (Exhibit 1 through 9 marked.)

8 Q. (BY MR. LEMOINE) All right. I'm going to hand
9 you a binder that I've pretabbed with Exhibits 1 through
10 9.

11 A. Okay.

12 Q. Right now Exhibits 1 through 8 are in there.
13 I'll give you 9 when we get -- when we get through it.

14 A. Okay.

15 Q. And I'm giving your attorney Exhibits 1 through
16 8, as well.

17 You talked earlier in the deposition about
18 kind of this firestorm that kicked off about the same
19 time that Dragon Ball came out. Do you remember that?

20 A. Yes, sir.

21 Q. Turn to Exhibit 1. I'll represent to you that
22 Exhibit 1 is a tweet that I pulled off of the internet
23 from a person that uses the Twitter handle
24 @actuallyamelia. Do you recognize this tweet?

25 A. I'm sorry, say that again, please. I was

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1 reading it, I'm sorry.

2 Q. All I'm saying, I'm going to represent to you I
3 pulled this off of the internet and it's a tweet, I
4 understand, that may have kicked off this firestorm
5 about you. Are you with me so far?

6 A. Okay.

7 Q. Looking at Exhibit 1, is this the tweet, or do
8 you know?

9 A. I don't know.

10 Q. Do you recall looking at the tweet back in
11 January of 2019? Did you know it came --

12 A. The only tweet that I remember was one that
13 said, Sorry to bring this up on the day the Broly movie
14 is -- is being premiered, but I think it's time that
15 Funimation stop casting Vic Mignogna for his sex -- for
16 his misconduct, I think was the word they used.

17 And shortly after that, they started the
18 hashtag and, like I said, it just kind of picked up
19 steam.

20 Q. All right. And was the tweet on somebody's
21 Twitter that you were following, or is that something --

22 A. No. No, sir.

23 Q. -- somebody told you?

24 A. Just somebody. There are lots of people out
25 there.

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1 Q. All right. And so after that, did -- did you
2 agree that it kind of became -- it went viral?

3 A. I suppose, yeah.

4 Q. Do you know why it went viral?

5 A. (Witness nods.)

6 Q. I mean, is there something about anything that
7 you've done over the past 20 years in the voice acting
8 community that would lend credence to people thinking
9 that maybe you were a sexual assaulter?

10 A. No. There are an awful lot of fans out there
11 who are really desperate for attention, and they often
12 like to talk about people to get it.

13 Q. And so your theory is that they make up stories
14 about you sexually assaulting them to get attention?

15 A. Absolutely.

16 Q. Wouldn't it be better to say 'I had sex with
17 Vic' to get attention, as opposed to say 'Vic assaulted
18 me'?

19 A. Oh, I'm sure, give it time, or if you haven't
20 seen it, I'm sure somebody out there would say that.

21 Q. But -- and that may or may not be true, right,
22 you've -- you have had sex with --

23 A. Consensually, yes.

24 Q. In fact, you've had sex with so many people
25 consensually, you're not sure what the number is. And

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1 when I say people, I'm talking about people at these
2 conventions, right?

3 A. No.

4 Q. Do you know the number?

5 A. No. But it's not all at conventions, is my
6 point. I don't do that very much at conventions.

7 Q. Where do you reserve that behavior for?

8 A. Where I choose.

9 Q. If you look at the bottom of Exhibit 1, I
10 believe this is the first reply ever to this Amelia
11 tweet, and she says, I've heard hundreds of story about
12 what creepy is, and I'm always floored he gets -- still
13 gets invites.

14 Would you agree with me that that is
15 defamatory?

16 A. Sure.

17 Q. All right. And you -- whatever definition you
18 have of defamation, you would say that's defamatory?

19 A. Sure.

20 Q. Do you have any evidence, any proof, any
21 indication that any of the defendants had anything to do
22 with someone putting a tweet out about you on January of
23 -- January 16th, 2019?

24 A. I do not, no.

25 Q. And do you blame them for this tweet going out?

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1 A. I have no --

2 MR. BEARD: Objection, form.

3 A. I have no reason to.

4 **Q. (BY MR. LEMOINE) Okay. And you would agree**
5 **with me that this -- the tweet going out harmed your**
6 **reputation?**

7 A. Not necessarily. Not at first, it was a
8 cumulative thing.

9 **Q. Kind of a death by a thousand cuts? Have you**
10 **ever heard that phrase?**

11 A. I have. Yeah, that's probably a good example.

12 **Q. All right. Turn to Exhibit 2. Are you**
13 **familiar with an online magazine called Polygon?**

14 A. I wasn't until -- until this came out.

15 **Q. All right. And are you familiar with the**
16 **Polygon article written on January 25th, 2019, titled**
17 **Dragon Ball Super: Broly Voice Actor Responds to Sexual**
18 **Harassment and Home -- Homophobia Claims?**

19 A. Uh-huh.

20 **Q. You've read it before?**

21 A. I -- I -- I probably did, yes.

22 **Q. And when you read it, did you -- you didn't**
23 **think there was a whole bunch of things in here that are**
24 **false?**

25 A. Yes.

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1 Q. And when you read it, you thought there was a
2 whole bunch of things in here that are defamatory?

3 A. Yes.

4 Q. All right. Have you sued Petrana Radulovic?

5 A. Not yet.

6 Q. Do you recall if -- I'm going to say Mrs., but
7 I could be wrong, Radulovic, did she reach out to you to
8 speak on this particular article --

9 A. I don't recall.

10 Q. -- do you remember?

11 All right. Would you agree with me --
12 well, did anybody email this -- a link to this article
13 to you and say, Did this happen, or how did you find --

14 A. Well, I -- again, your friends tell you things
15 that are going on, and friends of mine told me that this
16 had been released.

17 Q. All right. Would you agree with me that this
18 article being released on the internet hurt your
19 reputation?

20 A. Sure.

21 Q. Do you blame any of the Defendants for the
22 release of this article?

23 A. I can't answer that. I mean, I -- I don't
24 know. At this point in time, I don't know whether any
25 of them had anything to do with this article or not.

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1 Q. Okay. If you would turn to page 3 --

2 A. Yes, sir.

3 Q. -- on Exhibit 2. You flipped over to
4 **Exhibit 3.**

5 A. Oh, did I go too far? Oh, I'm sorry, I went to
6 Exhibit 3 instead of page 3.

7 Q. Right. So page -- page 2. Oh, I'm sorry, it
8 **should be page 3.**

9 A. Okay.

10 Q. It's Exhibit 2, page 3. Are you with me?

11 A. Yes, sir.

12 Q. All right. The last sentence on -- on page 3
13 **reads, Mignogna said he will stop his physical**
14 **interaction with fans as a result.**

15 **Is that a -- is that a statement that you**
16 **made?**

17 A. Yes. No, actually -- actually, no. The
18 statement that I made was I intend to alter my
19 interactions with fans moving forward.

20 Q. Okay. And have you done that?

21 A. Yes, I have.

22 Q. And do you still hug and kiss your fans?

23 A. No.

24 Q. Do you hug them at all?

25 A. They hug me, occasionally, and I -- it's funny,

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1 because as this has been happening in the events that
2 I've attended since then, it -- I have never hugged
3 anyone or asked them to hug me, but if a fan, who is
4 clearly an adult, says, can I give you a hug, I will
5 look at my handler, who is right here, arm's length
6 away, witnessing everything, and say, Did you hear that
7 she requested a hug? And I will usually do kind of a
8 one little, one hand thing.

9 **Q. And -- and do you restrict that to adults?**

10 A. Yes.

11 **Q. Meaning you don't hug children anymore?**

12 A. No.

13 **Q. And you don't kiss on children anymore?**

14 A. No.

15 **Q. Do you agree with me that's kind of creepy,**
16 **right?**

17 A. No.

18 **Q. Not creepy?**

19 A. Not when they ask you.

20 **Q. I mean, is there an age limit in which a child**
21 **can ask you to kiss and hug on them and you say that's**
22 **creepy?**

23 A. You see, when you say kiss, it sounds like
24 something sexual, but somebody who is kissing a child on
25 the forehead or the cheek as a -- as a symbol of

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1 kindness or appreciation, is not meant in any sexual
2 way.

3 Q. Besides yourself, do you know any 50-year-old
4 men that kiss children on the cheek or forehead that
5 aren't their children?

6 A. I'm sure there are many.

7 Q. I'm just asking if you know one.

8 A. No. I never thought to need to keep a record
9 of that. I don't.

10 Q. All right. Turn to page 4. Second full
11 paragraph, last sentence. It starts, Organizers at
12 conventions. Are you with me?

13 A. I'm sorry. Yes, sir, go ahead.

14 Q. Organizers at conventions, meanwhile, she heard
15 stories of unprofessional behavior such as oversetting
16 his panel time and yelling at staffers.

17 Any truth to that?

18 A. Occasionally.

19 Q. And when you say occasionally, that happened
20 every convention, every other convention?

21 A. No. Occasionally, not every time.

22 Q. It's not -- not a pattern of --

23 A. Absolutely not.

24 Q. Okay.

25 A. I don't think I would be invited to 40 events,

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1 30 or 40, or however many events that I've been invited
2 to over the years, if -- if I -- if that was a regular
3 pattern. There are exceptions to that when you -- when
4 you interact with people or you discuss expectations
5 leading up to an event, and the expectations are not met
6 and it causes problems, it can be frustrating. I have
7 also apologized to conventions and organizers for
8 getting frustrated.

9 **Q. What is Discord?**

10 A. I don't know.

11 **Q. You never heard of Discord?**

12 A. I -- I think it's an online thing.

13 **Q. Is it not -- is it like some kind of app or**
14 **something?**

15 A. I don't know.

16 **Q. All right. Look at the third paragraph on page**
17 **4.**

18 A. Uh-huh. Wait. Page -- okay. Go ahead.

19 **Q. The second sentence in the third paragraph**
20 **says, Leaked screenshots revealed that Mignogna took to**
21 **Discord for his private fan -- fan club, the Risembool**
22 **Rangers, last Saturday to encourage his fans to counter**
23 **the accusations. The #istandwithvic rose in response.**

24 **So my first question is, do you recall**
25 **getting on some kind of online chat with your private**

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1 fan club?

2 A. I did a group -- I did a group chat, yes.

3 Q. And that was prior to releasing your tweet, a
4 tweet about the allegations? Are you following me?

5 A. Which tweet?

6 Q. Fair point. So -- and see if I got the
7 timeline right, you tell me. My understanding is there
8 was a tweet on January 16th, 2019 when Dragon Ball:
9 Broly was released?

10 A. Yes, sir.

11 Q. That's the tweet that kind of erupted about
12 you, correct?

13 A. I assume so.

14 Q. All right. You issued a tweet on January 20th,
15 2019, basically apologizing for offending anybody, and
16 defending yourself?

17 A. Yes, sir.

18 Q. Does that sound right?

19 A. Well, apologizing.

20 Q. Okay.

21 A. I don't remember defending myself for anything.
22 I apologized for any unintended offense.

23 Q. Right. And then -- but prior to issuing that
24 tweet, you went -- went online somehow with your online
25 fan club to talk to them about what was going on?

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1 A. Uh-huh.

2 **Q. And -- and one of the things that you were**
3 **trying to do was rally the troops to defend you online.**
4 **Do you agree with that?**

5 A. No, sir.

6 **Q. Well, why not, what's wrong with that? Why**
7 **shouldn't you get on the --**

8 A. No, what I did was -- if I may be clear, what I
9 did was I encouraged them to speak of their positive
10 experiences. Because there were people online throwing
11 a bunch of negative experiences around, and I felt
12 pretty confident there were a lot more positive -- a lot
13 more positive experiences than there were negative ones,
14 and I encouraged people that had positive experiences to
15 speak up and be heard.

16 **Q. Right. You went and rallied your troops?**

17 A. I encouraged --

18 MR. BEARD: Objection, form.

19 A. -- them to speak positively. I don't have
20 troops any more than the people against me rally people
21 against me.

22 **Q. (BY MR. LEMOINE) How many -- how many people**
23 **are in your fan club that you spoke --**

24 A. I -- I don't know the exact number. I -- I --
25 I don't know the exact number, actually.

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1 Q. Would you agree with me that after you had this
2 chat, private chat with your fan club, that the
3 #istandwithvic arose?

4 A. I have no idea when that started or who started
5 it.

6 Q. I'm going to show you what I've premarked as
7 Exhibit 26.

8 (Exhibit 26 marked.)

9 A. I actually was troubled when that hashtag was
10 started because I just wanted it to die down, and I felt
11 like that was just going to exacerbate it, but that
12 wasn't really anything I had any control over.

13 Q. (BY MR. LEMOINE) Okay. I'll make a
14 representation to you about Exhibit 26, that this is
15 pulled off of the Risembool Rangers fan club page.

16 A. Uh-huh.

17 Q. Are you familiar with it? And what the first
18 screen is, I've done some blowups --

19 A. Okay.

20 Q. -- so we can see some of the language that you
21 used.

22 A. Uh-huh.

23 Q. And then pages 2 and 3 are the actual
24 screenshots just so somebody could check my homework.
25 Are you with me so far?

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1 A. Okay.

2 Q. All right. So February 19, 2019, before you
3 issue a public tweet, you are tweeting -- you're
4 communicating in your fan club group, right?

5 A. Yes, sir.

6 Q. And that group consists of people that like
7 anime?

8 A. Sure.

9 Q. And a lot of women, young women in that group?

10 A. All different ages and genders.

11 Q. Okay. And one of the things that you wanted to
12 make sure that they did was to do just whatever they
13 could do to counter any negative communications out
14 there about you, right?

15 A. Just to speak -- speak their own positive
16 experiences.

17 Q. And not just speak their own positive
18 experiences, you wanted them to do whatever they could
19 do?

20 A. No, sir.

21 Q. Go online, start a petition?

22 A. No, sir.

23 Q. Dox people?

24 A. No, sir.

25 Q. None of that? You didn't want that?

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1 A. No, sir.

2 Q. Why do this?

3 A. Why do what?

4 Q. Why -- why go online and have your fan base try
5 and rally the troops?

6 MR. BEARD: Objection, form.

7 Q. (BY MR. LEMOINE) How about this, I'll just use
8 your language: Why go online and say do whatever you
9 can do to counter all these lies and negativity? Why --
10 why did you do that?

11 A. Because my reputation and work was under
12 attack.

13 Q. Okay. Now, after January 19, 2019, the attacks
14 on you were what, or what did you understand them to be?
15 What -- what did you understand the attacks on your
16 reputation and your work, what did you think they were
17 -- they were?

18 A. I'm -- I'm sorry, I don't understand.

19 Q. I haven't done a good job.

20 A. What did I -- I don't --

21 Q. Was it that you were homophobic, that you were
22 racist, that you were a predator? What was it that you
23 were trying to get your fan base to counter?

24 A. The negativity, in general.

25 Q. All right. Any of your fans text or email or

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1 back-channel you in some way telling you what they were
2 doing to counter these lies and negativity?

3 A. I don't recall that any of that happened.

4 Q. Have you ever used this tactic in the past
5 where you encourage your fan base to go and counter
6 people that were speaking negatively about you?

7 A. Not that I recall.

8 Q. Okay. So this is kind of a first-time event,
9 right?

10 A. This -- yeah, this is a unique event.

11 Q. We're --

12 MR. LEMOINE: Let's go off the record.

13 THE VIDEOGRAPHER: And we're going off the
14 record at 2:21.

15 (Break taken from 2:21 p.m. to 2:34 p.m.)

16 THE VIDEOGRAPHER: And we are back on the
17 record for the beginning of disc number 4. The time is
18 2:34.

19 Q. (BY MR. LEMOINE) Mr. Mignogna, if you would
20 turn to Exhibit 3 in the binder.

21 A. Yes, sir.

22 Q. I'll represent to you that it's a printout from
23 the Facebook page of a woman named Jessie Pridemore.

24 A. Uh-huh.

25 Q. Are you familiar with Ms. Pridemore?

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1 A. I've heard her name.

2 **Q. Are you aware that Ms. Pridemore made some**
3 **allegations?**

4 A. Yes.

5 **Q. What is your understanding of what those**
6 **allegations were?**

7 A. I think she claims that I propositioned her at
8 an event in -- I don't even know, eight, nine years ago.

9 **Q. All right. Did you ever tell anyone that Mrs.**
10 **Pridemore was a con slut?**

11 A. No.

12 **Q. Do you know what a con --**

13 A. I don't know her.

14 **Q. Do you know what a con slut is?**

15 A. Well, I can only assume, you know, based on the
16 word itself.

17 **Q. You've -- you've heard the word before,**
18 **correct?**

19 A. Well, I -- I know what -- I understand what the
20 term slut means, and con, assumably, would be somebody
21 at a con, convention.

22 **Q. Right. But have you ever heard that word**
23 **before, or are you just breaking it down because this is**
24 **the first time you've heard it?**

25 A. No, I have not, actually.

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1 **Q. Never heard it before?**

2 A. No, sir.

3 **Q. Okay. And so if Ms. Pridemore says that you**
4 **slid your hands up in her hair and tugged her head back**
5 **and said something to you [sic], you don't remember**
6 **anything like that?**

7 A. No.

8 **Q. And don't know who Ms. Pridemore is?**

9 A. No. I mean, I -- again, I know the name. And
10 I think when you asked me about her before, I think I --
11 I said that I -- I -- I understand that she does -- she
12 shows up at a lot of events, but I don't know her
13 personally.

14 **Q. Do you have a penchant for pulling the hair of**
15 **female guests at conventions?**

16 A. No.

17 **Q. You don't put your hand up -- slide your hand**
18 **up there and pull their hair, pull their neck back?**

19 A. No.

20 **Q. No idea where people might get that idea?**

21 A. Well, there's a difference between doing
22 something on a regular basis, and no idea where somebody
23 would get that.

24 **Q. Have you ever done that, have you ever, at a**
25 **convention, in front of people, reached your hand up**

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1 behind a woman's hair and pulled her hair -- her neck,
2 head back?

3 A. No.

4 Q. Okay.

5 A. Not that I recall.

6 Q. If you would turn to Exhibit 4. Are you
7 familiar with a magazine called -- or an online group
8 called the Anime News Network?

9 A. Yes, sir.

10 Q. Is that a fairly influential publication in the
11 anime world?

12 A. I -- I don't know.

13 Q. Have you been mentioned in it before in a
14 positive manner?

15 A. I don't even know, actually.

16 Q. Have you ever --

17 A. I've not really followed it.

18 Q. Have you ever read it before?

19 A. No, sir.

20 Q. All right. Were you aware that on May 30 -- or
21 January 30th, 2019, there was an article printed in the
22 Anime News Network online titled, Far From Perfect:
23 Fans Recount Unwanted Attention from Voice Actor Vic
24 Mignogna?

25 A. Yes, sir.

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1 Q. Did you read it when it came out?

2 A. I don't know if I did in its entirety, no.

3 Q. Do you know the author, Lynzee Loveridge?

4 A. No.

5 Q. Are there things contained in Exhibit 4 that
6 you consider to be defamatory?

7 A. Yes.

8 Q. You would agree with me that the statements
9 made in the Anime News Network article about you have
10 damaged your reputation?

11 A. Yes.

12 Q. Do you see anything that any of the Defendants
13 in this lawsuit have done with the publication of this
14 article?

15 A. I don't know. They could have. I don't have
16 any knowledge either way.

17 Q. If you would look on page 1 of Exhibit 4, third
18 full paragraph.

19 A. Uh-huh.

20 Q. About the middle of the page it says, The
21 thread quickly spread with over 4,000 retweets at the
22 time of this writing and over 400 comments, many
23 relaying their own negative experiences, including
24 unwanted and unsolicited physical interaction from the
25 Full Alchemist voice actor. Did I read that correctly?

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1 A. Yes, sir.

2 Q. And you are the Full Alchemist voice actor?

3 A. I suppose so.

4 Q. And you agree with me this article is written
5 about you?

6 A. Yes, sir.

7 Q. Okay. Do you disagree with that, that -- or,
8 sorry, strike that.

9 Do you agree with me that that particular
10 thread accusing you of things on January 16th spread
11 like wildfire?

12 A. I assume so.

13 Q. Do you attribute anything that any of the
14 Defendants did, to it spreading like wildfire?

15 A. I can't answer that. Possibly. I don't know.

16 Q. Would you agree with me that kissing
17 14-year-old girls on the face, whether it's consensual
18 or not, is really not appropriate for a 40- or
19 50-year-old man?

20 MR. BEARD: Objection, form.

21 A. I would say a lot depends on context.

22 Q. (BY MR. LEMOINE) Okay. When is it -- what is
23 the context in which a 40- or 50-year-old man kissing a
24 14-year-old girl is appropriate?

25 A. Well, if it is requested, if the -- if the --

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1 in the past, this is the way I felt about it. I
2 apologized for this, by the way. I apologized for not
3 really considering, you know, that while there may be
4 500 people who appreciate that kind of kindness, there
5 may be a few that don't.

6 When they -- when they're visibly emotional
7 or upset, and you're wanting to be comforting and kind
8 to them, all of these things happened in full public
9 view of many people standing around, shooting videos,
10 taking pictures. It wasn't sexual in any way, it wasn't
11 private or sadistic or weird in any way. It was -- it
12 was literally meant as an act of kindness.

13 **Q. Right. So if you would turn to page 3 of**
14 **Exhibit 4. Page 3, look at the bottom.**

15 A. Two. This must be three.

16 **Q. Three.**

17 A. Uh-huh.

18 **Q. So top photo, that's a picture of you --**

19 A. Uh-huh.

20 **Q. -- kissing a --**

21 A. Uh-huh.

22 **Q. -- woman, perhaps girl, in 2014. That would**
23 **have been fairly regular for you to kiss women on the**
24 **side of the face like that?**

25 A. No, actually, it wasn't regular at all.

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1 Q. That was irregular?

2 A. Yes.

3 Q. Do you even -- you don't remember this photo,
4 do you?

5 A. No.

6 Q. Okay. So how do you know it's irregular?

7 A. Because I know how often I do it, and it
8 doesn't happen very often.

9 Q. And when you say very often, you're talking
10 about it happens less than 50 times at convention?

11 A. I don't count, sir, I'm sorry.

12 Q. So then how do you know it's not often if you
13 don't count?

14 A. Because if it happened often, I would know that
15 it was pretty often.

16 Q. You would agree with me that it was happening
17 often enough that people were commenting on it and --
18 online for years, weren't they?

19 A. Yes.

20 Q. Okay.

21 A. I agree that people were commenting on it,
22 certainly.

23 Q. And even though people commented on it in a
24 negative light, you continued to do it, right?

25 A. Yes.

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1 **Q. Do you ever give your phone number out to girls**
2 **under the age of 15 and 16?**

3 A. No, sir, not that I recall at all.

4 **Q. Be no reason to do that, right?**

5 A. No, sir.

6 **Q. Do you ever give out your email to girls under**
7 **-- under the ages of 15 and 16?**

8 A. My email is very public, sir. I receive lots
9 of emails from fans.

10 **Q. Do you correspond privately with women under**
11 **the age of 16?**

12 A. Define correspond.

13 **Q. Email, talk to them.**

14 A. Fan letters?

15 **Q. Yeah. Sure.**

16 A. Sure, I'll write back and say, thanks so much,
17 I'm so glad you're enjoying my work, I'll look forward
18 to meeting you some day at a convention.

19 **Q. Is that pretty much a standard response?**

20 A. Yes, sir, very standard.

21 **Q. And then this -- this chat, is there some kind**
22 **of private chat room where you can chat with your fans?**

23 A. Sorry?

24 **Q. Is there some kind of private chat room that**
25 **you use to chat with your Risembool Rangers?**

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1 A. Well, the Rangers fan club has a chat room.
2 There's nothing private about it, anybody can join it.
3 And I -- I don't go in there more than once or twice a
4 year, actually, just to say hello and -- you know, I
5 mean, when people form a fan club for you, you want to
6 let them know you appreciate that and say hello
7 occasionally.

8 **Q. Who -- who runs the Risembool Rangers? Is**
9 **there somebody that runs the website, keeps it up?**

10 A. Well, there -- there is -- there is a woman who
11 runs the website, and there is -- there are several, as
12 I mentioned earlier, moderators, who just kind of, you
13 know, moderate chat rooms and kind of administrate
14 things. It's pretty loose.

15 **Q. Does your mom have any role in dealing with**
16 **this Risembool Rangers website?**

17 A. To some degree. I -- I don't know exactly to
18 what degree.

19 **Q. Does she have a nickname that's associated with**
20 **that?**

21 A. I believe she likes to be called the Matriarch.

22 **Q. Would you agree with the proposition that at**
23 **least 40 percent of the people in Risembool Rangers are**
24 **under age?**

25 A. No, sir.

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1 Q. And why do you disagree with that?

2 A. Because I have no idea.

3 Q. So it could be more?

4 A. Or less.

5 Q. Or less. Is there any kind of age entry that a
6 person has to put when they get into -- when they become
7 a Risembool Ranger?

8 A. No, sir. It's a fan club. People who are fans
9 of something join voluntarily.

10 Q. If you would turn to page 6 of Exhibit 4.

11 A. Uh-huh.

12 Q. Second full paragraph, where it starts with
13 Mignogna.

14 A. Yes, sir.

15 Q. I want to skip down, one, two, three -- five
16 sentences. It says, While researching this article, I
17 kept learning of more conventions that supposedly
18 blacklisted Mignogna from ever returning, yet any
19 attempts to reach out to a long-time staffer at each
20 event were met with silence.

21 Do you know anything -- can you confirm or
22 deny that you've ever been blacklisted from a
23 convention?

24 A. No, sir.

25 Q. Now, would you agree with me that you were

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1 **given the opportunity to comment for this particular**
2 **article written by Anime News Network?**

3 A. Yes, sir.

4 **Q. And you declined?**

5 A. Yes, sir.

6 **Q. And why did you decline?**

7 A. Because it occurred -- because it seemed to me
8 very clear that they were not interested in -- you know,
9 in -- in just relaying truthful information. It seemed
10 like they were more interested in -- in getting clicks
11 and -- and promoting rumor.

12 **Q. Did you talk to anybody about what the article**
13 **was going to be about? Did they tell you or send an**
14 **email?**

15 A. A reasonable person could assume what the
16 article was going to be about, considering that they
17 wrote it in the midst of this social media upheaval.

18 **Q. Okay.**

19 A. And I was right, it was about exactly what I
20 thought it would be about.

21 **Q. And -- and you would agree with me this -- this**
22 **particular article was -- was very damaging to your**
23 **reputation?**

24 A. It was damaging.

25 **Q. I mean, and after this article came out, you**

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1 **started losing invitations to conventions, didn't you?**

2 A. Not -- not -- a few, but -- but not, you
3 know --

4 **Q. Well, you --**

5 A. A few, but not -- not -- not a lot.

6 **Q. What would a lot be?**

7 A. Well, what I -- what I mean to say is that my
8 recollection is that I started losing more events after
9 Funimation and Rooster Teeth terminated me, and after
10 Jamie and Monica came out and -- and started posting
11 publicly.

12 **Q. Well, how many -- how many conventions did you**
13 **lose, if you know?**

14 A. I -- I don't remember. I don't remember
15 offhand.

16 **Q. Were Jamie and Monica -- this article is**
17 **written on January 30th, 2019. Were Jamie and Monica,**
18 **were they posting prior to this time, or do you know?**

19 A. I don't know.

20 **Q. Okay. If you turn to Exhibit 5. Are you**
21 **familiar with an online blog called The Dao of Dragon**
22 **Ball?**

23 A. No, sir.

24 **Q. You don't know if that's popular with Dragon**
25 **Ball fans or not?**

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1 A. It may be. I don't know.

2 **Q. Now, were you aware that The Dao of Dragon Ball**
3 **wrote an article about you?**

4 A. I'm sorry?

5 **Q. Were you aware that The Dao of Dragon Ball**
6 **wrote an article about you?**

7 A. I -- I don't. This period was very, you know
8 --

9 **Q. Okay. So --**

10 A. I -- I don't know, specifically.

11 **Q. All right. As you sit here today, have you**
12 **ever read this Exhibit 5?**

13 A. Not that I recall.

14 **Q. So you don't know what it says --**

15 A. No, sir.

16 **Q. -- about you one way or the other?**

17 A. No, sir.

18 **Q. And so you can't comment on whether or not you**
19 **blame any of the Defendants for any of the information**
20 **in it?**

21 A. No, sir.

22 **Q. You don't even know whether or not the -- the**
23 **article was defamatory?**

24 A. I don't. I don't, but I -- I would lay odds
25 that it is.

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1 Shall we read it and find out?

2 Q. I'll represent to you that this article was --
3 was posted online on February 1, 2019. When you print
4 it out, for whatever reason, it didn't print out the
5 date.

6 A. Okay.

7 Q. Are you with me? All right. So I want to turn
8 to page 3 of Exhibit 5.

9 A. Okay.

10 Q. All right. First full paragraph, second
11 sentence reads, However, numerous allegations of sexual
12 assault have shadowed Mignogna's career and continue up
13 to today. During the research for this article, over
14 100 independent allegations surfaced dating back to
15 2013.

16 Do you agree with that statement?

17 A. No, sir.

18 Q. You don't think there's been numerous
19 allegations of assault that have shadowed --

20 A. It didn't say numerous, it says over 100. I
21 don't agree with that. I've not seen a list of 100
22 names.

23 Q. Does it make a difference to you if it's 100
24 names or 10?

25 A. Makes a difference to them. That's why they

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1 said 100; it sounds much more impressive.

2 MR. LEMOINE: Objection, nonresponsive.

3 **Q. (BY MR. LEMOINE) Does it make a difference to**
4 **you if you're accused of 10 -- 10 ti -- 10 allegations**
5 **of sexual assault or just 100, or 100? Does it make a**
6 **difference?**

7 A. Yes, it does.

8 **Q. And why does it make a difference?**

9 A. Because in a world of four billion people,
10 there are going to be people that don't like you, for
11 whatever reason, or have a problem with you, and the
12 more people there are, the more troubling it is.

13 **Q. Are you aware of any other voice actors that**
14 **have -- have had numerous allegations of -- of improper**
15 **behavior against them?**

16 A. Yes.

17 **Q. Like who?**

18 A. I'm not going to name them.

19 **Q. Fair enough. So you're not the only one?**

20 A. No, sir.

21 **Q. I assume you're familiar -- familiar with the**
22 **Me Too Movement?**

23 A. Yes, sir.

24 **Q. I take it you -- you also believe that sexual**
25 **assault victims ought to be heard?**

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1 A. Yes.

2 Q. And certainly don't want to silence them in any
3 way, right?

4 A. No, sir.

5 Q. Would you agree that most of your fans tend to
6 be female?

7 A. No, sir.

8 Q. If you would turn to page 8. Second -- or
9 first full paragraph, starts with another --

10 A. Yes, sir.

11 Q. -- or another. If you skip down four
12 sentences, it reads, This issue is exacerbated by his
13 age, as any 56-year-old who spends so much time
14 interacting with young girls on a website without
15 parental supervision and who then embraces and kisses
16 these children at conventions is going to raise
17 eyebrows, even if innocuous.

18 Do you agree with that statement?

19 A. No, sir. This is completely inflammatory.

20 Q. You don't think that it's odd that a
21 56-year-old man embraces and kisses children at
22 conventions --

23 A. No, sir.

24 Q. -- is going to raise eyebrows?

25 A. Sorry?

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1 **Q. What's inflammatory about the statement?**

2 A. If I may.

3 **Q. Sure.**

4 A. "So much time." How much is that? Who's to
5 determine how much so much time is. "On a website
6 without parental supervisor." The person who wrote this
7 does not know any of that factually. This is meant to
8 inflame.

9 Hold on. Let me please finish. "Embraces
10 and kisses children." Yeah, like every other voice
11 actor does in public for photo ops at conventions. It's
12 not seedy and dirty and pervy. And the vast majority of
13 the people, many of them that I have met over the years,
14 have no problem whatsoever with it. There is a small
15 contingent that does, and I apologized to those people
16 in the tweet where I said, I -- I accept that I need to
17 be more mindful that not everybody is open to that kind
18 of interaction.

19 **Q. And do you blame the Defendants for people who**
20 **have had that type of interaction --**

21 A. No.

22 **Q. -- or that reaction to this?**

23 A. No.

24 **Q. But you'd agree with me that that type of**
25 **reaction and the fact that it's being talked about has**

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1 damaged your reputation?

2 A. Please rephrase.

3 Q. Yeah. The fact that people have reacted
4 negatively, whether it's true or not, that you kissing
5 young girls, that has damaged your reputation, as we sit
6 here today?

7 A. To a degree.

8 Q. All right. Look at page 9. Under the word
9 allegations, are you familiar with a site called Vic
10 Mignogna Horror Stories?

11 A. No, sir.

12 Q. First time you've ever heard of it, today?

13 A. Yes, sir.

14 Q. Didn't know that it ran for six years?

15 A. No, sir.

16 Q. Are you familiar with a Twitter #kickvic?

17 A. I certainly know of it, yes.

18 Q. Do you know when it started?

19 A. If memory serves, it started very shortly after
20 January 16th, when the -- when the first tweets were put
21 up, were posted.

22 Q. And do you blame any of the Defendants for that
23 Twitter handle starting?

24 A. I don't know their involvement.

25 Q. Would you agree with me that Twitter handle has

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1 gotten some level of notoriety in -- in your -- your
2 community?

3 A. Sure.

4 Q. And would you agree with me that's also hurt
5 your reputation?

6 A. Sure.

7 Q. Do you know who -- who created the
8 #istandwithvic Twitter?

9 A. No, I don't, actually.

10 Q. Turn to page 17. Top paragraph reads, Even
11 without definitive proof following the recent
12 allegations in January, several conventions announced
13 that Vic Mignogna would no longer attend their
14 convention. For example, on January 28th, 2019, Planet
15 Comicon in Kansas City announced that Vic had canceled
16 his scheduled appearance.

17 Is that true?

18 A. Is what -- which part of it?

19 Q. Good question.

20 A. No, that's fine.

21 Q. My apologies. Did Planet Comicon cancel your
22 -- announce that you were -- wait a minute.

23 Did you cancel your appearance to Planet
24 Comicon?

25 A. No, sir.

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1 Q. Did Planet Comicon cancel your appearance?

2 A. Yes, sir.

3 Q. Did they tell you why?

4 A. No, sir.

5 Q. Have you ever spoken to any --

6 A. Well, I assume because of -- of what was going
7 on, but I don't know.

8 Q. But nobody that runs Planet Comicon has told
9 you why you weren't invited?

10 A. No, sir.

11 Q. If you look at the bottom of page 17, last --
12 last full paragraph, Likewise, the Rangerstop & Pop
13 Atlanta convention announced on January 18th that Vic
14 would attend a convention, that the fans sent them the
15 allegations and requested #kickvic. The staff replied
16 they had not heard these allegations before and
17 investigates them. Then on January 28th, the staff
18 cancels.

19 Is it true that Rangerstop & Pop Atlanta
20 canceled your attendance?

21 A. Yes, sir. That was a -- this was a first-year
22 convention, by the way. This was run by a friend of
23 mine, Nakia Burrise, who -- well, she was one of the
24 organizers of it. And -- and she had invited me, and
25 then she called me to say that they were just kind of

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1 really surprised by all these anonymous messages they
2 were getting, and they really were afraid, you know,
3 being a first-year event. And so, yes, they -- yes.

4 MR. LEMOINE: And do any of you --

5 Q. (BY MR. LEMOINE) Do you know how to spell that
6 -- that lady's name?

7 A. I'm so sorry?

8 Q. Do you know how to spell her name?

9 A. Oh. Nakia, N-A-K-I-A, Burrise, B-U-R-R-I-S-E,
10 I think. She was the yellow ranger in one of the
11 incarnations of Power Rangers.

12 Q. And when you talked to Ms. Burrise, did she say
13 that anything that any of the Defendants said or did was
14 -- was why they were canceling that?

15 A. Not specifically, no.

16 Q. Did she imply that, it was something that one
17 of the Defendants --

18 A. Not specifically, no. She didn't say any
19 names.

20 Q. Okay. So looking on paragraph -- or on page 18
21 -- or, I'm sorry, Exhibit 5, page 18. Are you with me?

22 A. Yes, sir.

23 Q. Second full paragraph. This was followed on
24 January 30th by Emerald City Comicon announcing Vic
25 Mignogna's appearance at Emerald City Comicon has been

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1 canceled.

2 **Is that true?**

3 A. Yes, sir.

4 **Q. And did you talk to anybody at the Emerald City**
5 **Comicon?**

6 A. I did not speak with them. I spoke with one of
7 my friends, my -- an agent of mine who was working with
8 Emerald City.

9 **Q. And who was that?**

10 A. His name is Gary Hassen.

11 **Q. And what did Mr. Hassen tell you?**

12 A. Gary -- Gary told me that -- Emerald City is
13 owned by a larger company that puts on several events.
14 I believe the company is called Inform -- no, ReedPOP.
15 There are two big companies that buy a lot of
16 conventions. There's ReedPOP and there's Informa. And
17 Emerald City, I believe, is owned by ReedPOP. And for
18 the same reasons, they -- they told my -- my -- my --
19 they told Gary that -- that they had received anonymous,
20 you know, negative accusations and -- and that they were
21 canceling me.

22 **Q. And did -- did Mr. Hassen relay to you that**
23 **anything the Defendants did caused ReedPOP to cancel the**
24 **-- that convention?**

25 A. Not this specific convention, no, sir.

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1 Q. Are you familiar with the concept of a broken
2 staircase?

3 A. I'm sorry?

4 Q. Have you ever heard of a broken staircase?

5 A. No, sir.

6 Q. Did you know that you were mentioned on a
7 website called Broken Staircase?

8 A. No, sir. What -- what is it?

9 Q. Turn to page 23 of Exhibit 5. If you look
10 under Broken Staircase. Apparently, you're the third
11 entry on the list for sexual misconduct with minors,
12 physical boundary violations, verbal and physical sexual
13 harassment, homophobia and anti-Semitism.

14 I take it you didn't know that?

15 A. No, I've heard that there was a list, and it's
16 preposterous.

17 Q. And, obviously, you disagree with that?

18 A. Absolutely.

19 Q. But you would agree with me that being on that
20 kind of list is damaging to your reputation?

21 A. Sure.

22 Q. Do you attribute anything to what the
23 Defendants have done for you being on that list?

24 A. I don't know. I don't know what any -- I don't
25 know what any actions that -- that I'm unaware of might

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1 be.

2 **Q. Do you recall the date that you were terminated**
3 **by Funimation?**

4 A. Well, can I consult one of your exhibits?

5 **Q. Sure.**

6 A. Whichever -- okay. So the conversation with
7 Tammi --

8 **Q. January 25.**

9 A. So I would guess it was on or about January 27,
10 28, I think, roughly.

11 **Q. And that's when they called you and said --**

12 A. Yes, sir.

13 **Q. Okay.**

14 A. Yes, sir.

15 **Q. Are you familiar with Kara Edwards?**

16 A. Yes, sir.

17 **Q. And she is a voice actor in Dragon Ball Super?**

18 A. Yes, sir.

19 **Q. I forget. Adam Sheehan used to work at**
20 **Funimation?**

21 A. Yes, sir.

22 **Q. Have you ever had any negative run-ins with Mr.**
23 **Sheehan?**

24 A. No, sir.

25 **Q. Would it surprise you to learn that Mr. Sheehan**

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1 **considered sexual assault allegations against you to be**
2 **an open secret in the voice acting industry?**

3 A. Yes, it would surprise me. All of my
4 interactions with Mr. Sheehan were always very positive
5 and friendly.

6 As we established early on in this
7 deposition, I apparently am not very good at -- at
8 assessing friends.

9 **Q. If you turn to Exhibit 6. I will represent to**
10 **you that it's a screenshot from Rooster Teeth's Twitter**
11 **account.**

12 MR. BEARD: Exhibit 6?

13 **Q. (BY MR. LEMOINE) Are you familiar -- are you**
14 **familiar with this tweet?**

15 MR. BEARD: Hold on, Counsel.

16 A. I --

17 MR. BEARD: Exhibit 6?

18 THE WITNESS: It's this one.

19 MR. BEARD: All right. Got it. Well, you
20 got the colored ones. We only got the black and whites.

21 **Q. (BY MR. LEMOINE) I'll represent to you that**
22 **this was sent out on February 5th, 19 -- I think you**
23 **were told you were terminated by Rooster Teeth on**
24 **February 4th of 2019. Does that sound right?**

25 A. I believe you. I didn't see this, but I was

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1 told about it.

2 Q. Okay.

3 A. I was in a pretty difficult state at this
4 point.

5 Q. Anything on Exhibit 6 that you consider to be
6 defamatory about you, obviously?

7 A. Sorry, I'm not the super fast reader.

8 Q. It's all right.

9 A. No, sir.

10 Q. Would you agree with me that even if it's not
11 defamatory, it -- being terminated by Rooster Teeth in a
12 public way, hurt your reputation?

13 A. Sure.

14 Q. Would you associate that termination with you
15 losing invitations to any cons?

16 A. Possibly.

17 Q. Anybody ever tell you that, that because
18 Rooster Teeth terminated you, we're not going to invite
19 you to this con?

20 A. There were certainly conventions that told me
21 that because I was terminated by Funimation and Rooster
22 Teeth, so in the same sentence they included Rooster
23 Teeth.

24 Q. As you sit here today, do you think that
25 Rooster Teeth has defamed you in any way?

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1 A. Not verbally, not publicly.

2 **Q. Do you think privately they've defamed you in**
3 **some way, that you're aware of?**

4 A. Possibly. I -- I'm not aware of anything
5 specific. But as you asked me earlier in the day, you
6 know, terminating me without even so much as a
7 conversation or any kind of an understanding of -- of --
8 of it was -- was pretty difficult.

9 **Q. If you turn to Exhibit 7. Are you familiar**
10 **with the Funimation tweet terminating you?**

11 A. Yes, sir.

12 **Q. Have you seen it before?**

13 A. Yes, sir.

14 **Q. And is this a true and correct copy of that**
15 **termination?**

16 A. Well, this is one of them.

17 **Q. There was more than one?**

18 A. Yes, sir.

19 THE WITNESS: Am I correct?

20 A. I'm sorry. May I consult my counsel? Is that
21 okay? I'm just --

22 **Q. (BY MR. LEMOINE) I'll represent to you -- I'm**
23 **not trying to trick you.**

24 A. Sorry.

25 **Q. I'll represent to you that I took this from**

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1 Funimation's page and cut it -- did a screenshot of it,
2 and those are the --

3 MR. BEARD: I think if you look here --

4 THE WITNESS: Oh, there it -- I'm so sorry,
5 it's below. That's the second tweet. The -- I was just
6 looking at the first one. So underneath it is another
7 one, and then a third one, right?

8 Q. (BY MR. LEMOINE) Right. Okay. So -- so let
9 me break it down into components.

10 The first thing is, do you consider the top
11 part of Exhibit 7 the big tweet, on February 11th, 2019,
12 that says, everyone, we want to give you an update on
13 the Vic Mignogna situation. Following an investigation,
14 Funimation's recast Vic Mignogna in Morose Mononokean
15 Season 2. Funimation will not be gauge -- engaging
16 Mignogna in future productions.

17 Do you consider that to be defamatory?

18 A. No, sir, that's not the big tweet. The big
19 tweets are the follows.

20 Q. The -- the two smaller ones?

21 A. Right.

22 Q. And when I say big tweet, I'm just saying it's
23 physically bigger.

24 A. Yeah, I was going to say -- okay.

25 Q. Right.

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1 A. Big as in important.

2 **Q. Right. So --**

3 A. Sorry.

4 **Q. Right. So it's the two tweets below what we**
5 **call the second and third tweets, that you would**
6 **consider to be defamatory, correct?**

7 A. Yes, sir.

8 **Q. And the reason you consider them to be**
9 **infammatory is -- defamatory is what?**

10 A. Because they clearly imply that -- that I am
11 guilty of harassmt, threatening behavior. There's
12 no -- there's no proof or evidence of -- evidence of
13 that. And if I'm -- if I -- if I'm not mistaken,
14 Funimation, on the phone, told me that they were not
15 going to be releasing any public statement. When they
16 terminated me -- I should say Sony. In the
17 conversation, they called me and terminated me, they
18 said they would not be releasing any public statement.
19 And shortly after, I can't remember, a week, two weeks
20 after, maybe a week, they started -- they released these
21 tweets publicly.

22 **Q. Were there any other tweets other than these**
23 **tweets?**

24 A. Not that I'm aware of.

25 **Q. Looking at the second and third tweets, is**

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1 **there anything that you think is untrue about those**
2 **statements?**

3 A. Well, as I -- as I said, it's a matter of
4 implication.

5 Q. Okay. But on its face, there's nothing that --
6 that you would point and say, that statement that Sony
7 doesn't condone harassment of any kind is -- is not --
8 it's untrue?

9 A. I'm sorry, please say that again.

10 Q. Right. As you sit here today, do you think
11 **Funimation or Sony condones harassment?**

12 A. Of course not.

13 Q. If you turn to Exhibit 8. Are you familiar
14 **with a magazine called --**

15 A. Oh, that's awesome, what a great picture.

16 Q. Are you familiar with a --

17 A. No, sir.

18 Q. All right. Let me get my question out.

19 A. Oh, I thought you just asked, and were
20 repeating it, I apologize.

21 Q. Are you familiar with a magazine -- online
22 **magazine called Gizmodo?**

23 A. No, sir.

24 Q. Have you ever seen or read the article from
25 **Gizmodo, written on February 19th, 2019, titled one of**

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1 **biggest -- One of Anime's Biggest Voices Accused of**
2 **Sexual Harassment?**

3 A. No, sir.

4 Q. **Never seen it before today?**

5 A. No, sir. I was told it was -- it existed. I
6 have not read it myself.

7 Q. **So you haven't -- you -- I could go through**
8 **this, but you can't comment one way or another in terms**
9 **of as we -- strike that.**

10 Right now, do you know whether or not this
11 **article is defamatory about you or not?**

12 A. I could lay really good odds.

13 Q. **Okay. Do you know if -- turn to page 2.**

14 **Do you know Beth Elderkin?**

15 A. No. I mean, I know the name, but I don't know
16 her personally.

17 Q. **Did Ms. Elderkin reach out to you to comment on**
18 **this particular article?**

19 A. Yes, she did.

20 Q. **And did you comment?**

21 A. I did.

22 Q. **And did she -- how did that -- was it online --**
23 **strike that.**

24 Did you email each other, or was it a phone
25 **conversation?**

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1 A. She emailed me, and I replied.

2 **Q. And so did she -- in the email, did she list**
3 **out the allegations against you --**

4 A. Yes.

5 **Q. -- and actual responses?**

6 A. Yes. And I replied to them, and she picked and
7 chose my replies to put into the article, and omitted
8 portions of what I -- of my replies.

9 **Q. Did -- do you still have the copy of that**
10 **email?**

11 A. I -- I'm sure I -- again, it's -- it's -- I'm
12 sure it's in an -- an old email folder.

13 **Q. Do you know if you gave it -- provided it to**
14 **your attorneys at some point?**

15 THE WITNESS: Did I -- had I even retained
16 you at that point?

17 **Q. (BY MR. LEMOINE) It's February 19th.**

18 MR. BEARD: If we have it, we'll --we'll
19 produce it. I think I might.

20 A. Are you asking, sir -- are you asking about my
21 reply or are you asking about her email to me requesting
22 a comment?

23 **Q. (BY MR. LEMOINE) So I didn't know that -- how**
24 **you communicated with her.**

25 A. She wrote me unsolicited, said I'm writing an

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1 article for io9 and I'd like to ask if you would comment
2 on these issues. And I commented on them, bullet point
3 --

4 **Q. Right.**

5 A. -- and sent it back to her.

6 **Q. And was it a pretty lengthy email that she sent**
7 **to you?**

8 A. Yes, sir.

9 **Q. Okay. And so you went through each of them and**
10 **--**

11 A. Yes, sir.

12 MR. BEARD: Counsel, if I might, the -- I
13 think all that has -- has been released out on Twitter,
14 both the emails she sent to Vic and Vic's response.

15 MR. LEMOINE: Okay.

16 MR. BEARD: I think, yeah.

17 MR. LEMOINE: And I'm not -- I'm not
18 implying that you didn't produce it, I just didn't --
19 hadn't seen them.

20 MR. BEARD: Yeah. No, I'm just trying to
21 -- I'm trying to rack my brain to know if I did. It was
22 -- if it was, it was real early when this stuff was
23 going on. I don't think so.

24 **Q. (BY MR. LEMOINE) Regardless, you -- it was --**
25 **there was no oral conversation with Ms. Elderkin?**

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1 A. No, sir.

2 Q. Okay. So -- so we could go look and we'd get
3 the email and see exactly how you responded to whatever
4 she wrote.

5 All right. If you turn to page 6. Top
6 paragraph reads, When reached by io9 to comment,
7 Mignogna said that he had never forced himself on
8 anyone, claiming that any and all encounters I have ever
9 had have been 100 percent consensual. He gave specific
10 responses to the accusations present in this article,
11 denying some and providing his own version of events on
12 others. Did I read that correctly?

13 A. Yes, sir.

14 Q. And you haven't read the articles, you don't --

15 MR. BEARD: Counsel, sorry, I got -- I got
16 lost. Where -- where is that?

17 MR. LEMOINE: Page -- page 6.

18 MR. BEARD: Page 6. Okay.

19 MR. LEMOINE: Very top.

20 MR. BEARD: Yeah, okay, sorry, got it.

21 Q. (BY MR. LEMOINE) But you haven't gone through
22 this article to figure out whether or not she accurately
23 portrayed your commentary, your -- your responses?

24 A. I was told that -- who -- by people who knew
25 what I had responded to her and then read the article,

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1 that -- that they -- that she did not print my complete
2 responses.

3 **Q. Right. Did anyone help you craft your**
4 **responses?**

5 A. Yes.

6 **Q. Was it an attorney?**

7 A. No.

8 **Q. Who was it?**

9 A. It was a man-and-wife couple named Jessica and
10 Cliff, Jessica and Cliff -- I don't know their last
11 names. They're PR, you know, kind of -- just kind of
12 help people, and somebody -- actually, it was -- I don't
13 even -- I -- I think Todd Haberkorn --

14 MR. BEARD: I'll get you that -- those
15 names.

16 A. -- referred them to me.

17 **Q. (BY MR. LEMOINE) Let me ask a few follow-up**
18 **questions and see if I jog your memory a little bit.**

19 **Have you ever used Jessica and Cliff's**
20 **services before?**

21 A. No.

22 **Q. Todd Haberkorn is the person who introduced**
23 **you?**

24 A. Yes. Well, I -- may I -- may I --

25 **Q. Sure.**

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1 A. -- revise that? What I mean is I understood
2 that they had helped him craft a statement. I was --
3 didn't know what to do or how to respond to everything
4 that was happening and -- and I -- so I reached out to
5 them to see if they could help me, as well. Todd did
6 not call me and say, This is their name and number.

7 **Q. Now, did you know Jessica and Cliff outside of**
8 **that?**

9 A. No, sir.

10 **Q. That's the first time you had ever met them?**

11 A. Yes, sir.

12 **Q. And so that would have been sometime in 2019?**

13 A. Yes, sir.

14 **Q. And do you know, were they -- are they local to**
15 **Dallas?**

16 A. No, sir, I believe they're in Florida.

17 MR. BEARD: Florida.

18 **Q. (BY MR. LEMOINE) And did you pay them?**

19 A. Yes, sir.

20 **Q. And did you meet them in person to discuss the**
21 **issues?**

22 A. No, sir.

23 **Q. Talk to them on -- talk to them on the phone?**

24 A. Yes, sir.

25 **Q. And would you have emailed with them?**

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1 A. I probably did.

2 **Q. Were there multiple drafts of your response**
3 **that you-all went over?**

4 A. Yes, probably.

5 **Q. And do you know -- and would you have emailed**
6 **those back and forth?**

7 A. Between them and me?

8 **Q. Yes.**

9 A. Yes, sir.

10 **Q. And do you know, were those -- did you save**
11 **those drafts on your computer somewhere?**

12 A. No, no more than you save a rough draft of
13 something, you save the final draft, you know, and you
14 work on something and --

15 **Q. But you would have edited the draft, sent it to**
16 **them; they would have edited and sent it back?**

17 A. Actually, no. More than -- more times than not
18 they would write something, and then I would -- they
19 would send it to me, and then I would make adjustments
20 to it that I felt were appropriate.

21 And if I may say, there were things that
22 they actually suggested that I never posted, I never --
23 like I never ever released. Like we talked about
24 something, and then I just didn't feel good about
25 releasing it at all.

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1 **Q. Meaning there was personal information that you**
2 **didn't want to discuss?**

3 A. No, no, no. No, meaning that they wrote up
4 something that I didn't want to release, that I -- I
5 didn't want to -- I didn't want to get out. Not
6 personal information, just didn't want to exacerbate the
7 situation, you know.

8 **Q. If you look at exhibit -- stay on -- still on**
9 **Exhibit 8, page 7.**

10 A. Yes, sir.

11 **Q. There's a reference to a woman named Rachel?**

12 A. Yes, sir.

13 **Q. Do you recall -- do you know who that Rachel**
14 **is?**

15 A. No, sir.

16 **Q. All right. If you look at the -- on page 7,**
17 **the second full paragraph, it says, Mignogna**
18 **acknowledges events that happened, including that he had**
19 **rubbed the back of Rachel's thighs, but said the**
20 **encounter was consensual.**

21 You sure you don't remember who that is?
22 **Because, obviously, her name is not Rachel.**

23 A. If I -- may I have a minute to read this?

24 **Q. Sure.**

25 A. Where is the -- where does Rachel start here?

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1 **Q. Page 6, last paragraph.**

2 A. Yes, I believe that's Kara Edwards, and I think
3 that I replied in my reply to -- you know, in -- in the
4 email that I sent to -- to Beth Elderkin, I -- I
5 believe. I believe. But in my reply, I -- I stated
6 very clearly that many of the details of this were
7 untrue.

8 **Q. All right. If you would turn to Exhibit 8,**
9 **page 9.**

10 A. It's so funny to me.

11 **Q. What -- what -- what's funny?**

12 A. I'm reading this. So she has this horrific
13 experience, and then a second situation, she agreed to
14 come by my room briefly. Now, why would she do that?

15 I'm sorry. I -- I -- I didn't even -- like
16 I said, this is -- some of this is still kind of fresh.

17 **Q. If you look at the bottom of page 7.**

18 A. Yes, sir.

19 **Q. Last paragraph. It says, Rachel says she did**
20 **not report the incident to hotel management or to police**
21 **because she feared Mignogna would attempt to negatively**
22 **impact her career. He's very well-known in the**
23 **industry, very, very powerful in our industry, she said.**

24 Would you agree with the statement that
25 **you're very, very powerful?**

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1 A. No, sir.

2 **Q. And why do you disagree with that?**

3 A. Because it's not true. Voice actors are a dime
4 a dozen, and --

5 **Q. So you're --**

6 A. I have no power or influence. I audition for
7 roles for 20 years just like everyone else. I get some,
8 I -- I don't get many others.

9 **Q. Turn to Exhibit 8, page 9. Third full**
10 **paragraph.**

11 A. Yes, sir.

12 **Q. This is in 2014, a professional cosplayer,**
13 **Diana. That's not her real name.**

14 **Do you know who it is?**

15 A. I'm fairly certain it was someone at an event
16 in Hawaii. I'm fairly certain it was at an event, but
17 I'm not -- I'm not sure, again. But I believe it was at
18 an event.

19 **Q. And when the -- when Ms. Elderkin was provided**
20 **the information, did she use the actual names?**

21 A. No, she did not.

22 **Q. She used -- okay. So pseudonyms of some sort?**

23 A. Yes, sir. And, of course, when I replied, I --
24 I used the names of the people I believed these -- they
25 were. Of course, she didn't publish that, but --

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1 **Q. Are you aware of anyone being harassed online**
2 **that has come out against you in this -- during this**
3 **controversy?**

4 A. No. Not personally, no. I do know that people
5 that have defended have been viciously harassed. I do
6 know that.

7 **Q. All right. If you turn to page 15.**

8 A. Sorry?

9 **Q. Page 15.**

10 A. Fifteen?

11 **Q. Yep.**

12 A. Yes, sir.

13 **Q. Top paragraph, four sentences down, it starts,**
14 **but an email shared with io9 also showed Mignogna --**

15 MR. BEARD: Wait one second.

16 A. Hold on, I'm sorry. I couldn't quite make out
17 what you --

18 MR. BEARD: Okay. I don't see 15 now.

19 MR. LEMOINE: Exhibit 8.

20 MR. BEARD: Oh, Exhibit 8, page 15. My
21 bad. All right.

22 **Q. (BY MR. LEMOINE) Are you with me?**

23 A. Yes, sir.

24 **Q. All right.**

25 MR. BEARD: Oh, yeah, sorry. Yeah, sorry.

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1 Q. (BY MR. LEMOINE) First full paragraph, fourth
2 sentence down, says, But an email shared with io9 also
3 showed Mignogna three days later privately telling a fan
4 how a certain voice actor turned to be hateful toward
5 me. Mignogna mentioned that person by name.

6 Do you know who that is?

7 A. No. Three days later from what? I'm -- I'm
8 trying to get a context here.

9 Q. Looks like it would be February 11th, based on
10 context.

11 A. Harassment included -- oh, this is -- okay. So
12 the context here is people being harassed, correct?

13 Q. Yes.

14 A. Or -- or somehow being messed with because --
15 right?

16 Q. Yes.

17 A. No, I -- I -- I don't know -- showed Mignogna
18 three days later privately telling a fan how a certain
19 voice actor had turned to be hateful toward me.

20 Well, I -- I -- that's -- I don't remember
21 that, but I don't -- that certainly has happened. But I
22 have never encouraged anyone to -- to do any -- anything
23 hateful or negative, attacking, certainly not death
24 threats.

25 Q. And anybody associated with you, do you know if

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1 **they've encouraged that type of behavior?**

2 A. No, sir. I've heard -- I've heard people tell
3 that they've received death threats, and I've also heard
4 that every time they're -- they're put on the spot to
5 produce said death threats, they never do. I don't know
6 if that's true or not so I -- I -- I've heard the buzz,
7 but I don't really have any personal knowledge.

8 **Q. Right. If you turn to page 17. That block**
9 **quote appears to me to be a quote from Ms. Specht, your**
10 **former fiancée?**

11 A. Yes, sir.

12 **Q. First paragraph, last sentence. It says, I've**
13 **had to face the reality that the loving, monogamous**
14 **relationship I believed in and was devoted to never**
15 **existed.**

16 **Do you agree with Ms. Specht's hindsight**
17 **review of your relationship?**

18 A. No. It certainly did exist at some point, but
19 I -- I failed Michele miserably, and I deeply regret
20 that.

21 MR. BEARD: While you're looking,
22 two-minute break?

23 MR. LEMOINE: Sure.

24 THE VIDEOGRAPHER: And we're going off the
25 record at 3:27.

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1 (Break taken from 3:27 p.m. to 3:37 p.m.)

2 THE VIDEOGRAPHER: And we're back on the
3 record for the beginning of disc number 5. The time is
4 3:37.

5 Q. (BY MR. LEMOINE) Mr. Mignogna, I'm going to
6 show you what I've premarked as Exhibit 9. And you can
7 put that in the binder or keep it in front of you, it's
8 up to you.

9 A. My name has an additional G in it, but --

10 Q. Oh, I'm sorry.

11 A. -- people have missed it for a long, long time,
12 so it doesn't matter at all.

13 Q. My -- my apologies.

14 A. No, no worries. I just wanted to let you know.

15 Q. So I put together the timeline just to kind of
16 show start to finish -- or not start to finish, but
17 start -- you would agree with me that this firestorm
18 kind of kicks off on January 16, 2019, right?

19 A. Yes, sir.

20 Q. And then by January 19, 2019 is when the
21 GoFundMe announcement occurs?

22 A. I'm sorry?

23 Q. I'm sorry, February 19th --

24 A. Oh.

25 Q. -- is when the GoFundMe occurs?

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1 A. If you say so. I don't remember dates, like,
2 specifically, but, yes.

3 **Q. Okay. And then along the way, you are losing**
4 **convention invites, would you agree with that?**

5 A. Yes, sir.

6 **Q. Was there any other business besides**
7 **invitations to cons that you lost, that you can point**
8 **to?**

9 A. Well, I mean, the -- there were at least seven
10 or eight recurring roles at Funimation that I had been
11 playing for many, many years, I lost those, and any
12 future recording sessions of those shows. I lost the
13 recurring character that I was playing for Rooster
14 Teeth. And I'm sure there are, you know, other
15 repercussions, you know, ripples that I might even never
16 know about.

17 **Q. And the Rooster Teeth termination, we don't**
18 **know why that occurred, we just know it occurred,**
19 **correct?**

20 A. Yes, sir.

21 **Q. And then the Funimation termination, we don't**
22 **know why that occurred either?**

23 A. Well, we can only assume, based on the -- the
24 three stories that -- the three incidents that Tammi --
25 Tammi?

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1 **Q. Yes, Tammi Denbow.**

2 A. Yes, sir. That Tammi asked about.

3 **Q. Are you familiar with --**

4 MR. BEARD: Excuse me, Counsel.

5 MR. LEMOINE: Sure.

6 **Q. (BY MR. LEMOINE) Are you -- are you --**

7 A. Yes, sir. Go ahead.

8 **Q. Are you familiar with something called rumor**
9 **panels?**

10 A. No. In what context, sir?

11 **Q. In the context of panel discussions at cons**
12 **that are, I guess, called rumor panels.**

13 A. No, sir. I did a panel many, many years ago at
14 a convention about rumors about me, because I wanted to
15 dispel them. They were baseless and without substance,
16 and I -- and I knew that people had questions and I
17 wanted to address them.

18 **Q. Is that the only rumor panel that you've ever**
19 **done?**

20 A. Yes, sir.

21 **Q. Do you know what con that was at?**

22 A. No, not offhand. It was a long time ago.

23 **Q. And -- and what was the purpose of the -- the**
24 **rumor panel?**

25 A. As I said, I -- I knew that there were rumors

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1 and gossip online, and I knew that fans had questions
2 about it, and I wanted to dispel the rumors.

3 **Q. All right. I'll show you what we're going to**
4 **mark as Exhibit 21.**

5 **(Exhibit 21 marked.)**

6 **Q. (BY MR. LEMOINE) I'll represent to you**
7 **Exhibit 21 is a post on the internet I pulled off, or**
8 **somebody pulled off, with a date of 4/20/2010,**
9 **references a Tekkoshoccon rumor panel.**

10 A. Which is in Pittsburgh. Tekkoshoccon is in
11 Pittsburgh.

12 **Q. All right. Does that one refresh your**
13 **recollection, that that's what the rumor panel that you**
14 **did was at the Tekkoshoccon in Pittsburgh?**

15 A. Yes, sir. I suppose, yes. I only did one, and
16 I didn't remember the panel -- the convention, and this
17 says Tekkoshoccon, in which I know is a Pittsburgh
18 convention, so I can -- I'm going to assume that's --
19 that's the one.

20 **Q. All right. Are you aware of any other voice**
21 **actors that have done rumor panels?**

22 A. I don't know. There are hundreds of voice
23 actors do hundreds of panels at hundreds of conventions.
24 I don't know what their schedules are. I don't know
25 what they do.

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1 **Q. Okay. So you've never heard of anybody doing a**
2 **rumor panel besides you?**

3 A. I've never asked. I mean, I -- I've never
4 inquired. I don't know.

5 **Q. And so the rumor panel is designed for you to**
6 **talk about rumors and address them; is that right?**

7 A. Yes, sir.

8 **Q. Okay.**

9 A. Well, actually, if I may say so, it wasn't
10 designed to be that type of panel. It was a normal Q
11 and A session, and I ended up -- I think maybe somebody
12 even might have asked a question about something and I
13 answered it, and it kind of continued in a vein of,
14 you've heard this, or, you've heard this, and it became
15 that, but it wasn't, like, advertised that way.

16 **Q. Do you recall that this rumor panel in**
17 **Tekkoshoccon addressed any issue of you being homophobic?**

18 A. Yes, sir. It's outrageous.

19 **Q. And that was -- and is that a rumor that has**
20 **kind of dogged you even after that rumor panel?**

21 A. Yes, sir.

22 **Q. And does -- that you're homophobic, does that**
23 **hurt your professional reputation?**

24 A. Well, it certainly doesn't help it.

25 **Q. And if you turn to page 2 --**

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1 A. And for the record, I am not remotely
2 homophobic.

3 **Q. Okay. Turn to page 2 of Exhibit 21. Third**
4 **sentence down on the top paragraph, if you slide over,**
5 **it reads, Vic also reveals that he encouraged Britt and**
6 **her friends to attack cosfu and 4chan about these**
7 **stories and that he set up a PayPal account which**
8 **demanded video proof of Vic being drunk in exchange for**
9 **\$100. Does that ring a bell?**

10 A. Yes, sir. I didn't occur -- I'm going to
11 clarify, though. You see, this is somebody's words, not
12 mine. I didn't encourage someone to attack anybody.

13 I will tell you what happened, if -- if I
14 may, Sean.

15 **Q. Sure.**

16 A. There were all these rumors, I saw Vic falling
17 down drunk, I'm stumbling around a convention. Well,
18 there are dozens of cameras rolling at all times. I've
19 never been stumbling drunk in my life, ever, on the
20 planet Earth. And these rumors made up by fans just
21 looking to get attention were more and more frustrating.
22 And so I told one of my friends, why don't we set up a
23 PayPal and anyone who can provide video evidence of me
24 stumbling around drunk at a convention, I'll give them a
25 hundred bucks.

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1 **Q. Okay.**

2 A. Suffice to say, nobody ever claimed it, because
3 it never happened.

4 **Q. And during this rumor panel, did you encourage**
5 **people to go on sites and tell everybody that they were**
6 **wrong about you?**

7 A. I encouraged people that were my friends and
8 supporters to be supportive.

9 **Q. And have you had -- between the Tekkoshocan**
10 **panel and the January 19th discussion you had with the**
11 **Risembool Rangers, have you ever done that in between,**
12 **in the last nine years?**

13 A. Not that I recall. Actually, I kind of got
14 used to it after a while. You know, the first time it
15 happened, I tried to -- I tried to address it, and then
16 I just kind of came to terms with the fact that there
17 are people out there who are going to say what they want
18 to say from the anonymity and -- and -- you know, and
19 safety of their laptops at home and I can't do anything
20 about it, so I just stopped addressing it.

21 **Q. And what are the -- what would you say are the**
22 **rumors that have kind of persisted?**

23 A. Well, this is one of the biggest ones, that I'm
24 homophobic, although there's not one ounce of evidence,
25 no -- I -- I would challenge anyone to provide any

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1 public comment or attitude or anything that ever proves
2 that I have been rude or cruel or hateful or mean or
3 made -- ever made a homophobic remark.

4 I have several friends that are gay. There
5 are many friends of mine that worked on my Star Trek
6 production who are gay. I attended a transsexual
7 friend's wedding.

8 **Q. Let me show you what we're going to mark as**
9 **Exhibit 14.**

10 **(Exhibit 14 marked.)**

11 **Q. (BY MR. LEMOINE) Do you recognize Exhibit 14**
12 **as the tweet you sent out on January 20th, 2019?**

13 A. Yes, sir. This was the first -- the first
14 response that I made four days after the -- I mean,
15 based on the date, four days after the -- the social
16 media thing began.

17 **Q. And -- and this is the tweet that you put out**
18 **after -- the day after you had the discussion on the**
19 **Risembool Rangers website encouraging people to go out**
20 **and talk about you in a positive light?**

21 A. I -- I -- I don't remember the dates. Again,
22 this was -- I was in quite a distressed place at this
23 point, and I don't remember when. I wasn't going to
24 respond. As I said just a minute ago, I had kind of
25 gotten to the point where, you know what, don't -- don't

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1 encourage it, don't respond. And so for the first
2 several days, I didn't respond, and -- and then this was
3 the first public response.

4 **Q. Now, you've kind of apologized in that letter**
5 **to people you've made feel uncomfortable.**

6 **Was there anybody in particular that you**
7 **were thinking or was that just more of a generic?**

8 A. No, it was generic. It -- it was the idea of
9 somebody that I might have hugged for a photo that
10 didn't say anything at the time, but, of course they
11 went home and posted about how they didn't approve --
12 appreciate it or something, and I apologized to those
13 people for not being sensitive to that.

14 **Q. Now, were there allegations floating around**
15 **after January 16, 2019 that you were a pedophile?**

16 A. Well, people have been throwing that word
17 around for, you know --

18 **Q. For -- for what?**

19 A. Well, just for a while.

20 **Q. About you?**

21 A. Yes.

22 **Q. For how long?**

23 A. I don't know.

24 **Q. I mean, when's the first time you can recall --**

25 A. I don't recall. Like I said, there are people

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1 out there that see me hugging someone for a photo in
2 front of 300 other people and 25 video cameras, it's
3 purely for the photo, and they -- and they decide
4 somehow that I'm a pedophile. There is no evidence of
5 that. There's no proof of it. There are no charges.
6 There are no convictions. It's just salacious.

7 **Q. Have any of the Defendants, to your knowledge,**
8 **ever accused you of being a pedophile?**

9 A. Not to my knowledge.

10 (Exhibit 15 marked.)

11 **Q. (BY MR. LEMOINE) Let me show you what I've**
12 **marked as Exhibit 15.**

13 A. Uh-huh.

14 **Q. The second email, Exhibit 15, that is the**
15 **apology that you wrote, or the -- not the apology, but**
16 **the letter you wrote to Monica Rial on February 8th,**
17 **2019?**

18 A. Yes, sir.

19 **Q. And you -- did you have any -- anybody help you**
20 **draft this?**

21 A. I bounced it off a couple of friends of mine
22 before I sent it.

23 **Q. Who did you bounce it off of?**

24 A. My friend Jeff Johnson.

25 **Q. Anybody else?**

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1 A. Not that I can think of.

2 **Q. And at the time you wrote this, you had -- it's**
3 **your testimony that you had no idea that Mrs. Rial had**
4 **accused you of inviting her to your room -- or to your**
5 **room and forcing yourself on her?**

6 A. I never forced myself on her.

7 **Q. Did you do anything? Did you kiss, make out**
8 **with, or have any type of sexual interaction with Ms.**
9 **Rial at any point in time?**

10 A. If -- if -- if I understand correctly, this --
11 this is from 11 years ago and I -- I don't -- I don't
12 have any specific recollection. But what I can tell you
13 is that I have had hundreds of interactions with Monica
14 over the years since, and no indication whatsoever that
15 I ever did anything that upset or offended her.

16 **Q. Has she ever been in your hotel room in the**
17 **last eight years?**

18 A. Sir, we've done dozens of conventions together,
19 we have been friends and I -- I don't know any specific
20 times, but I wouldn't be surprised if -- if that were
21 the case.

22 MR. LEMOINE: I'm going to object as
23 nonresponsive.

24 A. I wouldn't be surprised if she were, because
25 we've done many, many, many events together.

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1 Q. (BY MR. LEMOINE) As you sit here today, since
2 -- in the last eight years, can you identify any time
3 that you recall Mrs. Rial being alone with you in your
4 hotel room?

5 A. Is she married now, Mrs. Rial?

6 MR. LEMOINE: Object as nonresponsive.

7 A. I'm just saying, I believe it's Ms. Rial.

8 No, I don't recall any specific events,
9 specific times.

10 Q. (BY MR. LEMOINE) And -- and you don't actually
11 have a specific recollection of her ever being in your
12 room?

13 A. Not specifically, no.

14 Q. So the point in time in which you wrote this
15 email on February 8, 2019, you were really struggling to
16 figure out why she was upset with you?

17 A. Yes, sir.

18 Q. And she hadn't gone public with that in any
19 way?

20 A. Oh, she had alluded to it publicly, but she had
21 not given any specifics, which is why I said I really
22 want to know what -- what it was that -- you know. I
23 embarrass -- I am embarrassed to say that I honestly
24 don't know. I hope you will share it with me so that I
25 may sincerely apologize.

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1 Apparently, she wasn't interested in any
2 apology, because the beginning of this she writes
3 another member -- another actress at Funimation and
4 says, This is what he always does, it's disgusting.

5 I guess she wasn't interested in any kind
6 of sincere interaction.

7 MR. LEMOINE: Object as nonresponsive.
8 Move to strike. There's no question on the table.

9 (Exhibit 20 marked.)

10 **Q. (BY MR. LEMOINE) I'll show you what I've**
11 **premarked as Exhibit 20. I'll represent to you that**
12 **what Exhibit 20 is, it's a -- what's called written**
13 **discovery, and it's an interrogatory where each side**
14 **gets to ask the other side certain questions. And these**
15 **are questions that your attorneys asked --**

16 A. Okay.

17 **Q. -- of Ms. Rial. And what I want to do is go**
18 **through one of her -- some of her answers and get your**
19 **comments. So I want to start on page 5 of Exhibit 20.**

20 A. Yes, sir.

21 **Q. Interrogatory number four. Are you with me?**

22 A. Yes, sir.

23 **Q. Okay. Interrogatory number four has a request**
24 **about, at some point in time which you grabbed or kissed**
25 **Mrs. Rial in a hotel room in the mid 2000s.**

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1 As we sit here right now before reading the
2 response, do you have any recollection of any type of
3 interaction in your hotel room with Ms. Rial where you
4 kissed her?

5 A. No, sir.

6 Q. Okay. All right. So if you look at the first
7 bullet point, it says, Plaintiff grabbed and kissed
8 Defendant without Defendant's consent on Sunday,
9 November 4, 2017, while --

10 A. 2007.

11 Q. I'm sorry, 2007 -- while Plaintiff and
12 Defendant were both attending Izumicon, Oklahoma City,
13 Oklahoma.

14 Any recollection of that?

15 A. No, sir. That was 12 years ago.

16 Q. If you turn to page 6. The first bullet point
17 at the top of page 6 says, Plaintiff played videos
18 promised, while Defendant stood to watch video. The
19 Plaintiff soon grabbed the Defendant by the upper arms
20 and began aggressively kissing Defendant. Defendant
21 attempted to resist, but Plaintiff physically restrained
22 Defendant, pushed Defendant back towards -- backward
23 toward the bed. Plaintiff climbed on top of Defendant
24 and held her down as he continued to aggressively kiss
25 Defendant.

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1 **Did that happen?**

2 A. No, sir.

3 **Q. And you're sure that didn't happen?**

4 A. Yes, sir.

5 **Q. Second bullet point on page 6, Plaintiff**
6 **continued in this fashion for several minutes,**
7 **despite Defendant's --**

8 A. Several minutes.

9 MR. LEMOINE: Object, nonresponsive.

10 A. What was Ms. Rial doing at this time?

11 **Q. (BY MR. LEMOINE) Let me get the question out.**

12 A. Sorry, I apologize. I apologize. This is the
13 first I read this. I'm sorry. I apologize.

14 **Q. Let me start over at the bullet point.**

15 **Plaintiff continued in this fashion for several minutes,**
16 **despite Defendant's fear and shock, until Ms. Dahlin**
17 **knock -- Mr. Dahlin knocked on the Plaintiff's hotel**
18 **door. Plaintiff left Defendant on the bed and hurriedly**
19 **answered the door. Mr. Dahlin inquired whether the**
20 **Defendant was okay, clearly noticing the stress.**
21 **Defendant, however, was too shocked and afraid to admit**
22 **what had occurred.**

23 **You dispute that, right?**

24 A. I don't recall that at all.

25 **Q. Okay. The third bullet point. Following**

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1 dinner, Plaintiff forced Defendant to speak with
2 Plaintiff's long-time fiancée on the telephone and
3 Plaintiff spoke with his fiancée as if nothing happened.

4 Do you recall that?

5 A. No, sir.

6 Q. And your fiancée at the time would have been
7 Ms. Specht?

8 A. Michele Specht.

9 Q. Now, prior to today, have you seen that
10 description from Ms. Rial in -- in any --

11 A. I'm sorry, say that again, sir.

12 Q. Prior to today, have you seen or heard that
13 description from Ms. Rial online or anywhere?

14 A. I -- I know of the story that she posted online
15 back when she originally posted it. But I -- I -- there
16 are more details here than there were in her original
17 story. Like, I don't believe -- on the online story,
18 she didn't say anything about when or where, she didn't
19 say anything about Stan Dahlin, she didn't say anything
20 about putting her on the phone. By the way, I -- well,
21 I -- I just don't even understand a lot of it, so --

22 Q. Have you ever grabbed Mrs. Rial's hair -- Ms.
23 Rial's hair and pulled it back and whispered in her ears
24 before?

25 A. Whispered what?

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1 **Q. I don't know.**

2 A. Neither do I.

3 **Q. I'm not asking for what you whispered, I'm**
4 **asking if you --**

5 A. Well, you asked if I did. I don't recall
6 whispering anything.

7 **Q. And do you recall grabbing her by the back of**
8 **her hair and pulling her hair?**

9 A. I -- well, I -- I -- I recall doing that, not
10 in a violent or hurtful way, but in a playful way.

11 Ms. Rial used to be a hairdresser. She's
12 always kind of changing her hairstyles over the years
13 and coloring cool colors and -- and I -- and I always
14 used to comment on how much I loved her hair or her new
15 hairstyle.

16 It's really disingenuous to use the term
17 pulling hair, too, because it sounds -- it just has a
18 connotation of being somehow violent, and it -- it was
19 never that.

20 **Q. But you did put your hands on her and pull her**
21 **hair?**

22 A. Yes, sir.

23 **Q. And you've done that more than once?**

24 A. No. I -- I did not pull her hair. And, again,
25 we were friends, it was all in casual interaction, and I

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1 was never -- if she had ever told me don't -- please
2 don't do that again, I wouldn't have ever done it again.

3 Q. And is that something you've done with other
4 women in the past, where you pull their hair just
5 playfully as part of just who you are?

6 MR. BEARD: Objection, form.

7 A. I would -- I would definitely say it has
8 probably happened before in -- in playful interaction
9 with people, but not very often.

10 Q. (BY MR. LEMOINE) Let me show you what we're
11 going to mark as Exhibit 16.

12 (Exhibit 16 marked.)

13 Q. (BY MR. LEMOINE) Is Exhibit 16 a true and
14 correct copy of a tweet that you sent out on
15 February 13th, 2019?

16 A. Yes, sir.

17 Q. If you look at the third paragraph, it talks
18 about your colleagues and that there was animosity that
19 you didn't know existed.

20 Who are you referencing there? Who are
21 your colleagues?

22 A. I am -- I am referencing any of the voice
23 actors who not only posted, but those who liked or
24 supported the people that did, people that, for the last
25 15 years of my work at Funimation, have seen me in the

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1 hallways and even worked with me in productions and been
2 nothing but friendly and kind and jovial, and I never
3 had any idea that there was any animosity.

4 **Q. Anybody you can specifically identify?**

5 A. Well, I'm sure you can find them by who -- who
6 posted, who liked the tweets.

7 **Q. But nobody, as we sit here today, off the top**
8 **of your head?**

9 A. Well, I'm certain I was referring to Monica,
10 probably Jamie, and I know that Chris Sabat, Sean
11 Schemmel, and a few other voice actors liked and
12 commented on -- on some of this, and I was quite
13 dumbfounded when I -- when I found out. I'm like, oh,
14 my goodness, like, I worked -- I cast this guy in my
15 show and he was all friendly and -- you know, and jovial
16 and best buddies, and now he's online joining in on
17 this. It was surprising, to say the least.

18 **Q. It was just a total shock to you because people**
19 **were coming out that had known you for all these years,**
20 **and --**

21 A. Yes, sir.

22 **Q. And you just don't know why they would do that?**

23 A. Yes, sir.

24 **Q. Did you seek the help of a counselor at any**
25 **time on --**

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1 MR. BEARD: Objection, privileged.

2 Don't answer.

3 MR. LEMOINE: Why is it privileged? I'm
4 not asking about what a counselor talked about.

5 MR. BEARD: That's true. That's -- fair
6 enough. Fair enough.

7 You can answer yes or no, that's true.

8 **Q. (BY MR. LEMOINE) Have you sought the help of a**
9 **counselor prior to February 13th, but with regard to**
10 **this whole issue?**

11 A. I don't remember the dates, specifically, but I
12 was in a great deal of distress and needed to talk to
13 somebody and I -- I started spending -- I started seeing
14 a counselor.

15 **Q. So February 13th, kind of the last paragraph,**
16 **you talk about you don't want to be hateful to anybody**
17 **else.**

18 **Why did you -- why did you make that**
19 **statement? Were you aware of something that was going**
20 **on?**

21 A. Well, because I -- I knew that there was a lot
22 of -- what's the word?

23 **Q. Vitriol?**

24 A. Friction. You know what I mean? There was a
25 lot of -- of growing friction. It was just building.

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1 And I -- I didn't -- I didn't want any of that. I
2 didn't ask -- I did not ask for any of this. I didn't
3 start any of it. I was living my life, and suddenly out
4 of no where this stuff starts. I merely responded to
5 it.

6 **Q. And have you posted that type of statement**
7 **anywhere else since then?**

8 A. I have said that statement several times in
9 events that I've attended since this, publicly, and
10 there -- I'm -- I'm quite certain there are many videos
11 online of me encouraging people to be kind and positive
12 and -- and, you know, be known for -- for being a
13 purveyor of good as opposed to negativity.

14 **Q. What is it that Jamie Marchi has done to defame**
15 **you?**

16 A. Wow. Well, apart from mischaracterizing a very
17 casual, brief interaction in public and the lobby at
18 Funimation, she publicly posted that and then went on to
19 say that she wanted my head on a stake and wanted my
20 balls in a sling and has -- has posted many, many
21 extremely vitriolic comments.

22 **Q. And how is that defamatory?**

23 A. Because she's a voice actress in my industry,
24 and people will tend to give her more credence because
25 they think, oh, well, she knows him. She -- you know,

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1 she must -- her -- her -- her words must carry more
2 weight than some -- some fan, you know, some
3 miscellaneous fan out there.

4 **Q. So what was it exactly that she**
5 **mischaracterized or took out of context?**

6 A. She mischaracterize -- my memory of -- of the
7 event with Jamie was that I had come in to record one
8 day at Funimation, and I was in the lobby and she was
9 there, and she had just changed her hair somehow. She
10 had -- she was wearing it differently or she had cut it
11 somehow. Probably as far away as I am from Casey, and
12 she said, Hey, Hon. And I'm like, oh, my gosh, I love
13 your hair. And she's like, I know, I just got it -- and
14 I walked around the -- the -- the counter, and I was
15 kind of standing there kind of flipping it and like, oh,
16 my gosh, it's really beautiful, I love it. And I -- and
17 I put my hand up in the bottom of it and I'm like, oh,
18 this is great.

19 It was not painful, it was not hurtful, it
20 was not sexual, and it happened at least four or five
21 years ago, maybe longer.

22 And if I may say, I saw Jamie in the lobby
23 at Funimation in January of this year, literally a week
24 to 10 days before this social media thing started, and
25 she's like, Hey, Hon, and went over and hugged her and

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1 said hello.

2 She and I have had, as far as I've known, a
3 very casual, friendly relationship for many, many years,
4 and I was astounded by her account online.

5 **Q. And the account online is that you pulled her**
6 **hair?**

7 A. And that I pulled her hair and that I -- that I
8 whispered something sexual in her ear, which absolutely
9 is not true. I do not, have not, ever had any sexual
10 interest in Jamie.

11 **Q. Ms. Marchi certainly wouldn't be the first**
12 **woman whose hair you've pulled?**

13 A. No. We've established that. But I would take
14 issue with the word pulling hair. That sounds like
15 something you do in a fight with somebody, and that is
16 not the intent ever. Nor do I believe they took it that
17 way at the time.

18 **Q. Are there any conventions that you can point**
19 **to, as you sit here today, that you had an actual**
20 **contract with that were terminated as a result of this**
21 **firestorm?**

22 A. Yes.

23 **Q. All right. Which ones are they?**

24 A. Phoenix Comicon. I'm fairly certain I had a
25 contract with a couple of Informa shows. And my

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1 understanding is that Informa told my agent that -- that
2 one of their sponsors put pressure on them to cancel me.
3 I do not know for a fact, but one of their sponsors, a
4 big sponsor, is Funimation. So, you know, it would seem
5 possible to me that Funimation put pressure on Informa
6 to drop me from the shows that I was scheduled for.
7 That would be Megacon, Fan Expo Toronto, Dallas Comicon.
8 I think those are the -- the three that come to mind.

9 **Q. All right. But you don't have -- no one has**
10 **ever told you that it was something that Funimation did**
11 **that caused you to lose those?**

12 A. No one used the word Funimation, no.

13 **Q. All right. Did those --**

14 A. I might look into it a little further, though.

15 **Q. All right. Did any of those -- in this**
16 **conversation, did anyone tell you that it was anything**
17 **that the three individual Defendants said or did that**
18 **caused you to lose those -- those cons?**

19 A. Kameha Con did.

20 **Q. But we've established you got to go to Kameha**
21 **Con, right?**

22 A. Only after a great deal of back and forth. I
23 was originally canceled, even though I had a contract,
24 because of -- of -- of pressure put on by them and
25 threats.

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1 I have also been told, again, I don't know
2 specifics, not yet anyway, that there are other events
3 that the Defendants have contacted and encouraged not to
4 have me, or said they weren't going to come and they
5 were going to try to get their other voice actor friends
6 not to come if I was there.

7 **Q. And who told you that?**

8 A. I don't recall at the time. I don't recall
9 right now.

10 **Q. Do you know what cons that they allegedly --**
11 **the individual --**

12 A. Not as -- not as I sit here today, sir.

13 **Q. Do you have any written evidence, emails, text**
14 **messages, anything?**

15 A. Not yet.

16 **Q. When did you first start doing voice work for**
17 **anime films?**

18 A. If memory serves, maybe 2000. Maybe 2000,
19 2001. I started in Houston with ADV Films and then
20 sometime a few years after that, which is, by the way,
21 where Monica began, that's how I knew her, and then a
22 few years after that, I met people from Funimation who
23 encouraged me to -- asked me if I wanted to play a role
24 in certain things they were doing, and that's how I
25 ended up starting to work at Funimation.

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1 **Q. When would you say your reputation in the voice**
2 **acting community was at its peak?**

3 A. I can't answer that. I don't know. I'm not --
4 it's not for me to say when it's at a peak. I don't
5 know.

6 **Q. Well, you don't kind of intuitively know when**
7 **you're getting invited to more cons and getting asked to**
8 **do more shows?**

9 A. There's an ebb and flow to it all.

10 **Q. When did you first start doing the Broly voice**
11 **for Dragon Ball Z?**

12 A. About 15 years ago.

13 **Q. Is that the most famous character that you've**
14 **done?**

15 A. No, sir.

16 **Q. What's the most famous character?**

17 A. Probably Edward Elric from Fullmetal Alchemist.

18 **Q. When was the last Fullmetal Alchemist?**

19 A. Full -- I'm sorry. Sorry. Fullmetal ended,
20 wow, roughly 10 years ago.

21 **Q. And you've also done the voice characters on**
22 **video games; is that correct?**

23 A. Yes, sir.

24 **Q. What video games?**

25 A. Oh, wow. Soul Calibur, Persona, Sonic, Final

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1 Fantasy, a large number. I kind of just don't even keep
2 track anymore.

3 Q. When you go to these cons, do you usually do
4 panels by yourself or are you with people?

5 A. Both.

6 Q. Is it unusual for you to do a panel by
7 yourself?

8 A. No. But it's also not unusual to do them with
9 others.

10 Q. And what about most recently when you were in
11 Ireland, did you do panels by yourself or with others?

12 A. I paneled -- I did panels by myself. Often,
13 I'll do a -- often, I'll do a panel on a particular
14 show, and if there are other voice actors there that
15 were part of that show, you know, we'll do a Fullmetal
16 panel with me or Kaitlyn and -- and Aaron. Or if there
17 are multiple people that are at the convention who were
18 in that show, or if it's a Dragon Ball panel, you know,
19 we would do a panel if there are multiple voice actors
20 there from Dragon Ball.

21 Q. How many cons have you done in 2019?

22 A. Nine, thus far.

23 Q. Do you typically average between 30 and 40 a
24 year?

25 A. No, I -- I think I average closer to 20 or 30.

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1 I had a pretty large number lined up for this year. I
2 can only assume because of -- of the Broly movie. He's
3 a pretty popular Dragon Ball character, and I've played
4 him in all the anime and video games, Dragon Ball video
5 games for 15 years. So it was kind of exciting when
6 they came out with a new movie that he was the main
7 character of. And it's apparently done very, very well.

8 **Q. Would you agree with me that if you read the**
9 **articles that were being written about you that are**
10 **reflected in Exhibits 1 through 8, and you were at**
11 **convention, on or around convention, that that would**
12 **give you pause to invite you to conventions?**

13 A. Some yes, some no. I've spoken to convention
14 organizers who come down on both sides of it.

15 **Q. So there's some conventions out there that**
16 **aren't concerned at all about the allegations against**
17 **you?**

18 A. There's some.

19 **Q. All right. And then there's others that are?**

20 A. Certainly. And if I may say, I hope this is
21 okay, but if I -- I mean --

22 MR. BEARD: Go ahead.

23 A. A convention organizer may be on the fence,
24 based on rumor and social media, but if a voice actress
25 in the industry or a voice actor in the industry calls

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1 up and -- and puts pressure or -- or a -- an animation
2 company like Funimation or Rooster Teeth calls up and
3 puts pressure on a convention, you know, they can
4 certainly sway the conventions having me.

5 Q. (BY MR. LEMOINE) All right. As you sit here
6 today, you don't know of any instances where Funimation
7 or Rooster Teeth put pressure on a convention not to
8 hire you or allow you to come, do you?

9 A. Not yet.

10 Q. All right. And other than Kameha Con, are you
11 aware of any other conventions that any of the
12 individual Defendants reached out to that chose not to
13 let you come, or cancelled the contract with you?

14 A. You know, Sean, I'm thinking now there was one,
15 and I can't remember the name. Can I have a second?

16 Q. Sure.

17 A. No, I don't yet have any specific information
18 to that effect.

19 Q. Are you familiar with a website called
20 prettyuglyliar.net?

21 A. I've heard of it.

22 Q. Have you ever gone on and looked at it?

23 A. No, sir.

24 Q. Why not? Well, take it -- let me strike that.

25 What have you heard about it?

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1 **Q. Unwanted touching.**

2 A. So that -- so any -- any unwanted contact is
3 harassment?

4 **Q. Sexual harassment, yeah.**

5 A. Sexual harassment?

6 **Q. Sure.**

7 A. I -- I don't agree with your definition
8 personally.

9 **Q. Well, then give me your definition of sexual**
10 **harassment.**

11 A. Forcing somebody to engage in sexual-related
12 behavior against their will.

13 **Q. So you have to use some type of physical force**
14 **to harass them under your definition, right?**

15 A. Or verbal.

16 **Q. And when's the first time that you were ever --**
17 **has there been any allegations made against you for**
18 **verbal or physical sexual harassment?**

19 A. Well, for the longest time, my only
20 recollection of the rumors and stories online were that
21 I would hug fans that -- you know, that didn't want to
22 be hugged or, you know -- or I would get -- I would be
23 too close to -- to a fan that didn't appreciate it. And
24 of course they didn't say anything at the time, but they
25 -- they mentioned it later. Those were the first

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1 instances I ever heard of.

2 Q. And when was that, like, roughly?

3 A. I -- I don't remember.

4 Q. Would you agree with me that this issue of you
5 kissing young girls and that being kind of creepy has
6 been around for a while?

7 A. No, sir.

8 Q. Something that just started?

9 A. No, I wouldn't agree that it was kind of
10 creepy, that part of your sentence.

11 Q. All right. How about we do it this way: Would
12 you agree with me that people online have commented that
13 it's creepy that you kiss young girls?

14 A. Sure.

15 Q. And that's been around for a while?

16 A. Yes, sir.

17 Q. And that's certainly impacted your personal
18 reputation, hasn't it?

19 A. Not much. I mean, I -- I was doing pretty well
20 in the industry, as you pointed out yourself at the
21 beginning of the deposition. I have done hundreds of
22 characters. I've -- I'm just saying I have been a voice
23 actor at Funimation and been hired repeatedly for 15
24 years, and --

25 Q. And it all started on April 16th, 2019, when

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1 **that tweet went out?**

2 A. April?

3 **Q. I'm sorry, January 2016.**

4 A. No. No. Like I said, my belief is that --
5 that that date was chosen to piggyback on the popularity
6 of the Broly movie. There has been a recurring theme
7 here. Over the years, any time I am announced as part
8 of a new, big new show or playing a role, there are
9 always a handful of people that want to jump on that
10 publicity and -- and get some attention for themselves.

11 **Q. And -- and by get attention to themselves, you**
12 **mean people post anonymously that you -- you harass**
13 **people or do inappropriate things?**

14 A. Yes.

15 **Q. And so they want to get attention for**
16 **themselves --**

17 A. Yes.

18 **Q. -- through an anonymous avatar, I guess?**

19 A. Yes. For the same reason they don't want to be
20 listed right now, because they want the attention, they
21 want people to click on, ooh, I like your post, and, oh,
22 look how many people liked my post, but they don't --
23 you know, they certainly don't want the accountability.
24 And whenever any supporters have been pressed for any
25 evidence or substance, well, a friend told me that they

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1 heard from a friend, who saw a friend who said that they
2 heard at a convention four years ago, etc., etc.

3 Q. And so the people that have come out and
4 actively accused you of things, you've sued?

5 A. I'm sorry?

6 Q. The people that have come out with evidence and
7 said, this is my testimony and this is what happened,
8 you've sued them?

9 A. What evidence would that be?

10 MR. LEMOINE: Objection, nonresponsive.

11 Q. (BY MR. LEMOINE) Isn't it true that you --
12 well, let me back up.

13 Your complaint is that people don't offer
14 evidence, right? They just say things anonymously,
15 fair?

16 A. Some people.

17 Q. All right. And some people actually come out,
18 use their name and make statements about things that
19 you've done that they think were inappropriate, right?

20 A. Yes.

21 Q. And you've sued at least two of them, two women
22 that allege that you did inappropriate things to them,
23 correct?

24 A. Yes.

25 Q. All right. You haven't sued any of the

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1 magazines or online articles that wrote articles using
2 all of these anonymous names?

3 A. Not yet.

4 Q. You're planning on doing that?

5 A. Possibly.

6 Q. You would agree with me that if you don't sue
7 those magazines, your reputation is still going to be
8 damaged because you'll never --

9 A. Oh, I would say my reputation has been
10 irreparably damaged.

11 Q. And because of those articles, correct?

12 A. No, sir, because of everything. All of it.
13 It's a cumulative thing. Didn't you use -- like the
14 term you used, death by a thousand cuts, you know.

15 (Exhibit 18 marked.)

16 Q. (BY MR. LEMOINE) I'm going to show you what
17 we're going to mark as Exhibit 18.

18 Who is -- Alyssa Fluty does work --

19 A. I mentioned her earlier, and she -- she is one
20 of the moderators for the fan club, for the Risembool
21 Rangers.

22 Q. Do you know who drafted this statement?

23 A. No. I've never seen it. I -- I mean, it says
24 at the top, Hello, my name is Alyssa Fluty, so I can
25 only assume that Alyssa drafted it.

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1 **Q. But you didn't have any role in drafting?**

2 A. No, sir.

3 **Q. First time you've seen it is when I handed it**
4 **to you today?**

5 A. Yes, sir.

6 **Q. Do you know if there are any other character**
7 **statements for you?**

8 A. I have been told that there has been a website
9 accumulating people's positive accounts of interactions
10 and how I've helped them through difficult times with
11 encouraging words and support. You might be very
12 surprised. There are a lot of them. People that have
13 written me over the years.

14 **Q. Are there any -- is there a repository of**
15 **statements from women that have been alone with you in**
16 **your room expressing positive support for that**
17 **interaction?**

18 A. I'm not aware of them.

19 **Q. Did you ever text with Chris Slatosch at Kameha**
20 **Con?**

21 A. We talked about this, didn't we? I -- I -- I
22 think I told you that I did not text with him at all
23 until after he contacted me three months after canceling
24 me and we -- and decided to re-invite me, and then
25 received pressure from Monica, Chris Sabat, others, I'm

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1 sure, and started going back and forth. I -- I involved
2 my attorney because we had a contract, and I'm sure
3 there were a few interactions by text.

4 **Q. Is there a Houston couple, I don't know their**
5 **full names, that you're good friends with? Does that**
6 **ring a bell?**

7 A. I'm afraid you'll have to be more specific. I
8 -- I lived in Houston 20 years. I have a lot of friends
9 in Houston.

10 **Q. All right. How about -- how about this: Is**
11 **there a Houston couple that helps hire prostitutes, and**
12 **helps you pick them out and send them to you? Does that**
13 **ring a bell?**

14 A. There was -- there -- there is a friend of mine
15 who told me of a site, which is how I found about the
16 one time that I told you that I tried it.

17 **Q. All right. Have you ever -- has any friends or**
18 **anybody assisted you, in terms of actually hiring --**

19 A. No, sir.

20 **Q. -- a prostitute and sending her to your room?**

21 A. No, sir.

22 **Q. What was Star Trek Continues?**

23 A. It was a fan-made web series about -- that --
24 that picked up where the original Star Trek ended, and
25 finished the original five-year mission of the

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1 Enterprise from the original series in the '60s.

2 **Q. And how many series did -- how many episodes**
3 **were there?**

4 A. We made 11.

5 **Q. And is that something you did like a GoFundMe**
6 **or some type of kick starter for it?**

7 A. As a matter of fact, I funded the first episode
8 myself, and then after we made an episode, that
9 basically is a proof of concept -- well, myself and --
10 and -- and another gentleman funded the first episode.
11 And then once we had the first episode and we put it
12 online, people really enjoyed it. We began Crowdfunding
13 to make further episodes.

14 **Q. And you made -- ultimately made 11 total?**

15 A. Yes, sir.

16 **Q. And were you paid by any studio for that?**

17 A. I'm sorry?

18 **Q. Were you paid by any studio for that?**

19 A. No, absolutely not. In fact, we were not
20 allowed -- to this day, we've not sold or -- or made any
21 profit from Star Trek Continues because it's a licensed
22 property. We made it as a -- as a fan series just to
23 celebrate Star Trek.

24 **Q. Do you have any films coming out this year?**

25 A. I have been contacted by a couple of people

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1 interested in having me do something, but nothing has
2 been done yet, so I don't know when it would be shot, so
3 I certainly don't know when it would be coming out.

4 **Q. What about any anime films that are in the can**
5 **that will be released this year? Rohan for JoJo?**

6 A. Yeah, I was going to say there are a couple of
7 -- of -- I believe that's already all been released.
8 But there are a couple of recurring characters that I --
9 that I played, that I don't think they have been
10 released yet, but they've already been recorded.

11 MR. LEMOINE: All right. Let's take a
12 little break. I'll talk to everybody. I think I'm
13 ready to pass the witness.

14 THE VIDEOGRAPHER: And we're going off the
15 record at 4:29.

16 (Break taken from 4:29 p.m. to 4:37 p.m.)

17 THE VIDEOGRAPHER: And we're back on the
18 record for the beginning of disc number 6. The time is
19 4:38.

20 CROSS-EXAMINATION

21 BY MR. JOHNSON:

22 **Q. Okay. Mr. Mignogna, my name is Sam Johnson.**
23 **We met this morning. But have you and I ever met or**
24 **spoken before that interaction this morning --**

25 A. No, sir, not that I know of.

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1 Q. -- that you can recall?

2 Okay. And just so you know, I represent
3 Jamie Marchi in this matter, who's also a Defendant in
4 this case.

5 So I know you've answered a lot of
6 questions today, and I'm going to fill in some gaps that
7 I have in my list, but a lot of -- a lot of what I had
8 has already been addressed, so I'm going to do my best
9 not to duplicate that.

10 Same rules apply. Please allow me to
11 finish my question before you answer. If you need a
12 break, just let me know.

13 A. Yes, sir.

14 Q. All right. Thank you. I wanted to -- to take
15 a few steps back and talk a little bit more about --
16 about your work and about what you do. So I know we
17 talked a little bit about how many productions you've
18 been in, how long ago you started.

19 From what I can tell, not all of your work
20 is in anime; is that correct?

21 A. The vast majority of it is, but not all of it,
22 certainly.

23 Q. Okay. Are there -- other than the Star Trek
24 Continued -- is it continued?

25 A. Continues.

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1 **Q. Continues.**

2 A. That was just a passion project.

3 **Q. Okay. Are there -- are there any other live**
4 **action productions that you've been in?**

5 A. A handful over the years.

6 **Q. Okay.**

7 A. I've done some Christian films and I've done
8 some short films, and --

9 **Q. Are there sub genres of anime that you appear**
10 **in or your voice appears in more than others? I don't**
11 **know the answer. I don't know if that's a thing. Just**
12 **wanted to ask.**

13 A. I would say, no, sir.

14 **Q. Okay.**

15 A. I -- again, when you're talking about 300-plus
16 project -- series, you're talking about every
17 conceivable style and genre.

18 **Q. Uh-huh.**

19 A. Scary, funny, shows for boys, fighting, MECA
20 shows, romance shows, scary. I mean, it -- it covers
21 the gamut.

22 **Q. Okay.**

23 A. And often, I don't even know what I'm going to
24 do until I get in there. I don't even know a lot about
25 what I'm doing until I get in there and they go, you're

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1 this guy.

2 **Q. Okay. So you don't normally get the script --**

3 A. No --

4 **Q. -- very far in advance?**

5 A. -- never in -- no, you don't get it ever in
6 advance.

7 **Q. Okay. I know you've got some social media**
8 **presence. I wanted to walk through and see exactly**
9 **which platforms you have an account on.**

10 A. Okay.

11 **Q. I know you have a Twitter account; is that**
12 **correct?**

13 A. Yes, sir.

14 **Q. Do you have a Facebook account?**

15 A. Yes, sir.

16 **Q. On Facebook -- strike that.**

17 **Do you have an Instagram account?**

18 A. No, sir. I -- I -- I -- I downloaded the app
19 because of all the cool things you can do, like put
20 funny faces and hats and weird things, you know, but I
21 don't ever use it. I've -- I don't think I've ever
22 posted on Instagram once.

23 **Q. How about Snapchat?**

24 A. No, sir.

25 **Q. Any other social media platforms that you**

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1 **regularly use?**

2 A. No, sir. And the only reason I've ever used
3 them is because fans encouraged me to do them as a way
4 to interact with the fans.

5 **Q. Right. And your Twitter account, if I'm -- if**
6 **I remember correctly, is verified; is that right?**

7 A. That -- I -- I think so. That means that they
8 -- they basically verify that you're you?

9 **Q. That's right.**

10 A. I think it's true. There's a dot or something;
11 is that right?

12 **Q. Yeah, there's a blue circle with a little white**
13 **checkmark inside --**

14 A. Okay.

15 **Q. -- next to your -- your name.**

16 A. I believe you.

17 **Q. Did you -- do you remember what you did to get**
18 **that account verified?**

19 A. No, I don't.

20 **Q. Okay. Do you know if you did anything?**

21 A. I don't remember doing anything. In fact, when
22 somebody said something about being verified, I'm like
23 -- I literally said, how does that work, like how -- how
24 do you do that?

25 **Q. Do you use a publicity firm that might have**

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1 **done that for you?**

2 A. No.

3 **Q. Do you use a publicity firm at all?**

4 A. No.

5 **Q. So you do all of your -- your publicity, your**
6 **social media posting, your statements, all that's --**

7 A. Yes, sir.

8 **Q. Let me finish, please.**

9 A. Sorry. Sorry.

10 **Q. All those things, you generate those yourself?**

11 A. Yes, sir. Or I have. I have. Over the years,
12 I have. This incident has been the first time that I
13 have ever sought the services of someone to -- to help.

14 **Q. Okay. So with regard to the -- the statements**
15 **and occurrences that are discussed in this lawsuit, you**
16 **have been receiving some publicity help?**

17 A. Well, the -- the couple that I mentioned --

18 **Q. Okay.**

19 A. -- in particular.

20 **Q. All right.**

21 A. Attorney interaction, of course.

22 **Q. Uh-huh. Any PR firms?**

23 A. No, sir.

24 **Q. Okay.**

25 A. The -- the couple in Florida considers

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1 themselves kind of a PR couple firm, but I don't know if
2 they actually have a name. You know what I mean? I
3 don't know if they're an official thing --

4 **Q. Right.**

5 A. -- but --

6 **Q. I think I understand.**

7 **And you are the voice -- is it Broly or**
8 **Broly?**

9 A. Everybody says something different. I've
10 always thought it was Broly.

11 **Q. Okay.**

12 A. But some people say Broly, so --

13 **Q. And I understand that film, Dragon Ball: Broly,**
14 **was the third highest grossing anime film in the United**
15 **States. Does that sound right to you? Were you pretty**
16 **pleased with that success level?**

17 A. Yeah. It was -- sorry.

18 **Q. Uh-huh.**

19 A. It was a privilege. I was really proud to be a
20 part of it. I mean, I played this character for 15
21 years and he would be in video games and stuff. And
22 when I would do events, fans would always say, oh, I
23 love Broly, he's my favorite character in Dragon Ball.
24 When are they ever going to do anything more with him?
25 And I would always say, I don't know, wouldn't that be

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1 fun? And then when this movie was announced, you know,
2 I was -- I was real excited about it.

3 **Q. Uh-huh. That's a big deal, you know, third**
4 **highest grossing. And I assume that brings with it a**
5 **pretty significant fan base?**

6 A. I already had -- I think they already existed.

7 **Q. Okay.**

8 A. I -- I -- I think. I don't -- again, I don't
9 do any analytics or count this or that.

10 **Q. Uh-huh.**

11 A. But I -- I -- I think my overall body of work
12 over the years has -- you know, has been pretty well
13 received.

14 **Q. Okay. Yeah, your IMDb page says that you've**
15 **been in over 356 productions. Does that sound --**

16 A. See, I -- I don't even know. I -- I mean, I
17 said over 300, and I didn't even know.

18 **Q. Right.**

19 A. I -- I don't keep track. After a while, you
20 just do them.

21 **Q. Do you ever have that situation where people --**
22 **you know, if you're at the airport or Starbucks or**
23 **whatever, do fans recognize you out --**

24 A. No.

25 **Q. -- in public?**

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1 A. No, and I think that's one of the interesting
2 things about voice acting.

3 **Q. Uh-huh.**

4 A. You know, you just -- you're not recognized.

5 **Q. How about when you're at the conventions?**

6 A. Well, I mean, there, yes, because people come
7 there specifically to celebrate anime.

8 **Q. Okay.**

9 A. And because of the internet, you know, you can
10 look up, you know, people's faces and stuff and find out
11 who somebody is who played this character or that.

12 **Q. What is Risembool?**

13 A. Risembool was the town that my character and
14 his brother came from in Fullmetal Alchemist.

15 **Q. Okay.**

16 A. So it was literally just a --

17 **Q. Your fans?**

18 A. It was -- yeah, the -- two -- two women started
19 the Risembool Rangers. I -- I didn't start a fan club,
20 I didn't ask anybody to start a fan club. A couple of
21 fans contacted me and said, We want to start a fan club
22 for you. I'm like, really? Okay. How fun, right? And
23 they came up with the name based on the anime.

24 **Q. Okay. So it was based off of your prior work?**

25 A. Yes, one of the characters that I played.

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1 **Q. I do want to switch and talk about Jamie**
2 **Marchi, my client, at this point.**

3 **How long have you known Jamie?**

4 A. As long as she's been working at Funimation. I
5 -- I -- I honestly can't tell you an amount of years.

6 **Q. Uh-huh.**

7 A. It's one of those things you don't really think
8 about because you don't think you need to ever really
9 know, but it's been as long as she's -- if I had to
10 guess, maybe 10 or 12 years, maybe.

11 **Q. And so did you meet her working at Funimation?**

12 A. Yes, sir.

13 **Q. And were you-all working on a production**
14 **together, or --**

15 A. We worked on several productions.

16 **Q. Is that how you first met?**

17 A. Actually, it's an interesting dynamic, because
18 voice actors typically record alone, which means you and
19 I, and him, and him, and her, could all be in a show
20 together and never even meet each other because we would
21 come in separately and record our lines. But you might
22 cross paths in the hallway or you might see each other
23 in the lobby.

24 And many times, you also would do a
25 convention and other voice actors would be there. I've

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1 actually met voice actors for the first time, who I'd
2 been in 8 or 10 shows with, and I'd never met them, but
3 I met them at a convention because we were both invited
4 there. And that's honestly how, more times than not,
5 you actually talk to them more and, you know, get to
6 know them a little more there.

7 **Q. So did you ever -- I know you said you've done**
8 **some live action productions. Was Jamie in any of those**
9 **with you, that you can recall?**

10 A. Not that I can recall, no.

11 **Q. Okay. But you-all did interact at conventions?**

12 A. Sure.

13 **Q. Okay. I do want to go ahead --**

14 MR. JOHNSON: What exhibit number are we
15 on?

16 THE REPORTER: 22. Or, you guys, did you
17 already mark something?

18 MR. BEARD: No, we didn't mark anything.

19 THE REPORTER: Okay.

20 (Exhibit 22 marked.)

21 **Q. (BY MR. JOHNSON) All right. I'm going to hand**
22 **you what I've marked as Exhibit 22. And I'll represent**
23 **to you that this is a cease and desist letter that was**
24 **sent by your attorney to Ms. Marchi. Have you seen this**
25 **letter before?**

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1 A. No, sir. I was informed that it was sent, but
2 I have not seen it personally.

3 Q. Okay. I just want to walk through this letter.
4 If you'll look with me, and in the first full paragraph,
5 it says that the demand was relating to posts and tweets
6 using the personal social media account, including
7 @rontoye. Since this is sent to Ms. Marchi, I'm
8 assuming that's a typo. Do you have any reason to
9 disagree with that?

10 A. Can I read that real quick?

11 Q. Please.

12 MR. BEARD: It's a typo.

13 A. I don't know. I don't know what that is
14 relating to.

15 Q. (BY MR. JOHNSON) Okay.

16 A. Can I consult my -- is it a typo? I don't
17 know.

18 Q. I just wanted to make sure there wasn't
19 something I --

20 MR. BEARD: It's a typo.

21 Q. (BY MR. JOHNSON) -- that I wasn't aware of.

22 A. No, I don't --

23 Q. Yeah. Lawyers are humans, too.

24 A. It's the first time I'm seeing it, too.

25 Q. We have typos, so it happens. I want to walk

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1 through with you the statements that your -- your cease
2 and desist letter addressed --

3 A. Okay.

4 Q. -- by Ms. Marchi. And the first one I want to
5 look at is -- is February 6th, 2019, at 9:05 p.m. And
6 there are some quotes in the letter, but if you'll turn
7 back to the --

8 A. Wow.

9 Q. -- fifth page, there's an image of the actual
10 tweet. And I just -- I want to give you a minute to
11 look at it.

12 A. Okay.

13 Q. All right. Is your name mentioned anywhere in
14 this tweet?

15 A. No, sir.

16 Q. Okay. What -- what in here is there to let you
17 know that it references you?

18 A. Well, who is she responding to? Do we have the
19 previous tweet? Clearly, she's responding to someone,
20 right?

21 MR. JOHNSON: Object, nonresponsive.

22 Q. (BY MR. JOHNSON) I'm just asking, based on
23 what you can see on -- on the page, is there anything
24 that would let -- let someone know that it's actually
25 referencing you?

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1 A. On this page alone?

2 **Q. Correct.**

3 A. No, I don't see any -- I do not see my name
4 here.

5 **Q. Okay. What -- what are the statements of fact**
6 **-- if we assume that this is about you, what are the**
7 **factual statements that are made about you in this**
8 **tweet? Something that could independently be verified**
9 **by someone, if you read through it?**

10 A. Well, this tweet alone?

11 **Q. Uh-huh.**

12 A. Nothing.

13 **Q. Okay.**

14 A. But there -- she tweeted before this, when she
15 initially tweeted her account of something.

16 MR. JOHNSON: Object, nonresponsive.

17 **Q. (BY MR. JOHNSON) We'll -- we'll get to her**
18 **other tweets.**

19 A. Okay.

20 **Q. I'm only asking about this one, so --**

21 A. No, there -- there -- there's nothing in -- in
22 here except a lot of anger, that I can see.

23 MR. JOHNSON: Object, nonresponsive.

24 A. I'm sorry, what was your question?

25 **Q. (BY MR. JOHNSON) The question is just what in**

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1 this particular tweet on February 6th is a statement of
2 fact about you?

3 A. Nothing.

4 Q. Okay. And then in -- in your letter -- sorry
5 to make you flip back and forth.

6 A. Sure. No worries.

7 Q. But in the paragraph that goes from the first
8 page to the second page, that your lawyer wrote, it says
9 that this tweet implies that you committed some type of
10 criminal offense.

11 Do you see anything in this particular
12 tweet that gives that impression that -- that a criminal
13 offense was committed?

14 A. No, sir. But it's -- you have to take the
15 context of the entire thing.

16 MR. JOHNSON: Object, nonresponsive after
17 no, sir.

18 A. I -- I -- I said, no, sir. I'm sorry, that was
19 -- yeah, that was my response, sorry.

20 Q. (BY MR. JOHNSON) You're fine. That's my job
21 to clean it up.

22 A. Okay.

23 Q. All right. That's all my questions about
24 that -- that tweet. I'm going to skip ahead from the
25 order that they're addressed in in the letter to the

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1 next one chronologically, which was on February 7th,
2 2019. And that is on the last -- I'm sorry, page 11.

3 A. Okay.

4 Q. Do you see that tweet, it's -- it says What
5 Would Jesus Do?

6 A. Page 11? Oh, goodness.

7 Q. Yeah, the 11.

8 A. I looked down here and I saw one, slash, one
9 and thought it was 11.

10 Q. No problem.

11 A. So sorry.

12 Q. Uh-huh.

13 A. Eight. Am I -- am I blind? Seven -- page 8 is
14 the last page I have here.

15 Q. It's the one before that, sorry.

16 A. Okay.

17 Q. Give yourself a moment to read that.

18 A. Okay.

19 Q. And my questions might sound familiar to you.
20 The first one is, is your name stated in this tweet?

21 A. No, sir.

22 Q. Is there any direct reference to you, that you
23 can see?

24 A. No, sir.

25 Q. If we assume that this tweet was about you,

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1 **what is the statement of fact about you in here?**

2 A. No statement of fact about me in this tweet.

3 **Q. Thank you. I want to go to the last page in**
4 **this, and there's no date here. But there's another --**
5 **it's a little harder to tell, I can't tell. I think**
6 **it's a tweet, also. But there's one that's attributed**
7 **to Ms. Marchi. Do you see that on this page, as well?**

8 A. Here?

9 **Q. The third one down.**

10 A. Yes.

11 **Q. Yes. Give yourself a moment to read that.**

12 A. Okay.

13 **Q. All right. What is the statement of fact about**
14 **you in this particular tweet, as you read it?**

15 A. The only thing that I can see is where she
16 says, Fighting back does not in any way, shape or form
17 make me as bad as Vic. I would say that tends to create
18 a statement of fact that I'm a bad person.

19 **Q. Is that the only statement of fact that you see**
20 **in there?**

21 A. Yes, sir.

22 **Q. Do you see anything in that tweet that implies,**
23 **as you read it, that you are a bad person, akin to a**
24 **criminal, or that there's any reference to criminal**
25 **activity in this tweet?**

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1 A. Not in this tweet, no.

2 Q. Thank you. All right. And then the last one
3 is -- that I want to talk about is, is the one, it's on
4 February 8th, and it's -- it's -- I think might be the
5 one you had in mind a few moments ago, the -- the one
6 that I'm going to refer to as Ms. Marchi's statement.

7 A. Okay.

8 Q. So if I use that term, this is what I'm
9 referring to.

10 A. Yes, sir.

11 MR. BEARD: Counsel, we're going to be here
12 tomorrow. The jury didn't come to a decision so we're
13 in here tomorrow morning.

14 MR. JOHNSON: Okay. Thanks.

15 Q. (BY MR. JOHNSON) So -- and -- and I'm -- I'm
16 wanting -- have you seen this tweet before? It's --
17 it's pretty lengthy. Do you recall having read it
18 before today?

19 A. I'm pretty sure I read it. Somebody said --
20 somebody called me, a friend, and said, Jamie Marchi
21 just tweeted. And I'm like, Jamie, what about? And
22 I -- and then I -- I read it, or somebody, like,
23 Screencapped it and sent it to me.

24 Q. Okay. I actually want to walk back to -- to
25 the second page of -- of this exhibit, the -- the actual

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1 letter your attorney wrote for you. If you'll go to the
2 second page, there are a few statements that they point
3 out that I just want to work through with you.

4 A. Okay.

5 Q. They -- they point out the statement that --
6 that's made, that you, quote, Gave almost all the women
7 at my job the creeps, unquote. Do you see that in
8 there?

9 A. I do.

10 Q. Okay. And then there's the statement that --
11 at -- at the time of the incident, Ms. Marchi's writing
12 about, that you whispered something sexual in nature to
13 her?

14 A. Correct.

15 Q. All right. Do you have any evidence, that
16 you're aware of, that Ms. Marchi did not actually
17 believe these statements to be true at the time she
18 wrote them?

19 A. At the time she wrote them or at the time they
20 happened?

21 Q. At the time she wrote them.

22 A. I can't answer for her. I don't know what's in
23 her mind. I -- I can't say whether she believes it's
24 true or whether she was joining in to pile on. I don't
25 know.

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1 **earlier --**

2 A. I have -- I -- I had no indication that -- I
3 had no indication when it happened or in the years that
4 followed that we've been friends and interacted that
5 I -- that there was anything offensive or painful about
6 it. In my mind, my recollection, it was very casual,
7 playful interaction as happens all the time in the
8 hallways of Funimation.

9 **Q. But you would agree that she certainly could**
10 **have perceived it differently than you?**

11 A. Sure.

12 **Q. Is it your testimony today that you did not say**
13 **something sexual into Ms. Marchi's ear at that moment**
14 **that you're grabbing her hair?**

15 A. Yes. Sorry.

16 **Q. You're good.**

17 A. Yes, it is, absolutely.

18 **Q. Do you recall if you said anything into her**
19 **ear?**

20 A. I don't recall that I said anything. If I did,
21 it was literally something about, ooh, I love your hair,
22 or, love it, it's awesome. You know, it was that kind
23 of a thing.

24 **Q. Okay. Other than the statements that we've**
25 **discussed today, are there any other statements by Ms.**

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1 **Marchi about you that are statements of fact that you**
2 **allege to be defamatory in nature, that -- that you're**
3 **aware of?**

4 A. At present that I'm aware of, no.

5 MR. BEARD: What is the number of this
6 exhibit?

7 MR. JOHNSON: This was Exhibit 22.

8 **Q. (BY MR. JOHNSON) I know you've talked today**
9 **about Defendants having reached out to conventions and**
10 **encouraging them to end their relationship with you or**
11 **cancel a contract.**

12 **Sitting here today, are you aware of any**
13 **conventions that Jamie reached out to for that purpose?**

14 A. I'm going to answer and you're going to say
15 nonresponsive.

16 MR. JOHNSON: Objection, nonresponsive.

17 A. See there, we just saved ourselves six or seven
18 seconds. I have been told by several convention
19 organizers who had booked me to be at their show that
20 they were not inclined to cancel me until voice actors
21 started coming out. Because they -- they weren't going
22 to give a lot of credence to just a bunch of people on
23 the internet, you know.

24 **Q. (BY MR. JOHNSON) Uh-huh.**

25 A. But -- but when the voice actors came out, and

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1 we all know who the voice actors were that came out, so,
2 I mean, it's kind of an assumption, they didn't call me
3 and say, Jamie Lynn Marchi and Monica Rial, you know
4 what I mean, contacted us, but they did tell me that it
5 was the public comments by the voice actors that led
6 them to ultimately cancel me.

7 **Q. So it was the public comments, not -- not**
8 **necessarily a direct contact by a particular voice actor**
9 **to the convention?**

10 A. I don't know.

11 **Q. Okay.**

12 A. I don't know if there was any direct contact or
13 not.

14 **Q. So sitting here today, you don't know of any**
15 **conventions that Jamie directly reached out to, correct?**

16 A. Not yet, no. Not at present.

17 **Q. And then I think it was Ms. -- Ms. Denbow at**
18 **Funimation that you were communicating with while they**
19 **were conducting their investigation; is that correct?**

20 A. Tammi Denbow, I think she's with Sony, not with
21 Funimation.

22 **Q. Okay. Thank you for -- for clarifying that.**

23 A. I'm pretty sure; is that right?

24 **Q. And I believe you testified earlier that she**
25 **mentioned some of the people who had outcried --**

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1 A. Yes, sir.

2 Q. -- to Sony or to Funimation?

3 Did she ever mention Jamie during that
4 **process?**

5 A. No, sir.

6 Q. Looking at your original petition filed in this
7 lawsuit, just tracking that timeline, did you read the
8 original petition in this case --

9 A. This one?

10 Q. -- what your -- what your lawyer filed to
11 **initial -- initiate the lawsuit?**

12 A. No, sir.

13 Q. Okay. I'm just going to --

14 A. It probably would have looked very -- like,
15 what is this, Latin? I mean, you know, I just kind of
16 trust him to do what he does.

17 Q. I hear you. Well, I want to walk through a
18 **timeline with you --**

19 A. Okay.

20 Q. -- and I want to see if this sounds about
21 **correct, as far as your terminations from certain**
22 **conventions earlier this year.**

23 On January 18th of this year, the Phoenix
24 **Fan Fusion Convention canceled your appearance --**

25 A. Yes, sir.

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1 **Q. -- there?**

2 A. That was the first one.

3 **Q. And then January 29th, I think was roughly when**
4 **Funimation terminated your contract with them?**

5 A. 20 -- again, I think, what did we say, 27, 28,
6 26, 27?

7 **Q. Late January?**

8 A. Yes, sir.

9 **Q. Okay. January 30th, Anime NYC and Anime**
10 **Milwaukee canceled your appearances there; is that**
11 **right?**

12 A. I don't -- I'm sorry.

13 **Q. That's okay.**

14 A. I don't remember the dates.

15 **Q. Late January, does that sound about right? I'm**
16 **not trying to trick you, I'm just --**

17 A. I know you're not, and I'm not trying to be
18 evasive.

19 **Q. Right.**

20 A. I was a mess. I don't remember.

21 **Q. Okay.**

22 A. I don't remember dates of these things. I knew
23 they were happening and it was kind of a --

24 **Q. Uh-huh.**

25 A. You know, it was a -- a cumulating thing.

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1 Q. I guess my question is, if the first public
2 statement by Jamie on Twitter, which -- which you allege
3 to be defamatory, obviously, Ms. Marchi and I would not
4 agree with that, but if the first one is dated
5 February 6th, I'm trying to figure out how that could
6 have impacted these conventions' decisions prior to the
7 date of her tweets that -- that the cease and desist
8 letter referenced.

9 A. It didn't impact the conventions prior to her
10 -- to her -- her state -- her public statement,
11 obviously. But there were, certainly, events that
12 canceled me after, and there are presumably events and
13 production companies who might have been -- have had me,
14 and when they saw these things, they decided not to.

15 MR. JOHNSON: Object, nonresponsive after
16 the word obviously.

17 Q. (BY MR. JOHNSON) Did you ever have any
18 conversations with Chuck Huber about Jamie's online
19 posts or tweets?

20 A. Yes.

21 Q. What were those conversations?

22 A. He contacted me shortly after she had posted.
23 And he said that -- he's like, I -- Jamie was my writing
24 partner and I've always had a great relationship with
25 her and I -- you know, I don't know why she would say

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1 this.

2 And my response was basically, Dude, you
3 know, I don't -- I don't know where this came from. I
4 was completely floored when -- when she posted that.
5 And like I said, I've had many interactions with her
6 over the years since this alleged incident and they have
7 all been positive and friendly. So I -- I -- I told
8 Chuck that, and he told me that -- you know, that he --
9 he was concerned because he had written with Jamie, and
10 she was a writing partner of his, and they were good
11 friends.

12 **Q. Okay. Did you ever text with him about Jamie?**

13 A. I don't recall that I did.

14 **Q. Email?**

15 A. Not that I recall.

16 **Q. What -- what current model -- what's your phone**
17 **that you use?**

18 A. iPhone.

19 **Q. An iPhone. Do you know what model it is?**

20 A. It's the X, the 10.

21 **Q. Okay.**

22 A. Yes, sir.

23 **Q. How long have you had that phone?**

24 A. A couple of months, I think.

25 **Q. Okay. So since what, March, April?**

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1 A. Maybe. Maybe. Maybe.

2 **Q. Okay. What was your prior phone that you had?**

3 A. iPhone 9.

4 **Q. Okay.**

5 A. I've had every version of them.

6 **Q. Did you keep the iPhone 9 when you upgraded to**
7 **the 10?**

8 A. I sold it or I was -- I intended to sell it.

9 **Q. Okay. Did your text messages, to the extent**
10 **any hadn't been deleted as part of your -- what you**
11 **testified about earlier, were those transferred to your**
12 **new iPhone, your text message conversations?**

13 A. I -- I assume so. You know how you do the --
14 you do the backup --

15 **Q. Uh-huh.**

16 A. -- and then when you buy the new phone, you --
17 the first thing you tell it to do is restore from
18 backup.

19 **Q. Right.**

20 A. But as I mentioned earlier with -- with the
21 other gentleman, I -- I don't like to scroll through 55
22 text message conversations. Once a conversation is
23 over, I'll get rid of it so it's easier to find the ones
24 that are current and ongoing.

25 **Q. You mentioned earlier that you have an**

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1 accountant that helps you with your financial --

2 A. Yes, sir.

3 Q. -- reporting. What is the accountant's name?

4 A. Frank Pacella.

5 Q. Could you spell Pacella, please.

6 A. Sure. P-A-C-E-L-L-A.

7 Q. Where is Frank?

8 A. He lives in New York.

9 Q. Okay. Do you happen to know his email address
10 or his phone number offhand?

11 A. Not offhand. Can --

12 MR. BEARD: I can provide all that.

13 MR. JOHNSON: Thank you.

14 Q. (BY MR. JOHNSON) Were you scheduled to appear
15 at Tekkoshoccon in 2010?

16 A. Wow. That was a lot of events ago and almost
17 10 years. I -- I -- I don't -- well, yeah, wasn't that
18 the -- I believe that the rumors panel that he
19 referenced --

20 Q. Uh-huh.

21 A. -- mentioned Tekkoshoccon 2010, so I -- I assume
22 I was there.

23 Q. Okay.

24 A. I mean --

25 Q. Do you recall being uninvited from Tekkoshoccon

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1 --

2 A. No, sir.

3 Q. -- at any time?

4 A. No, sir. I wasn't there for -- I -- I was not
5 there for several years, and then -- and then about
6 three years ago, they invited me to do an event in
7 Pittsburgh. It was run by the same people that ran
8 Tekkoshoccon. So they invited me to that event, and I
9 did it, and then they said we need to get you back to
10 Tekkoshoccon. And about, like the following year or two
11 years after, based on availability, I went back to
12 Tekkoshoccon.

13 Q. So there was nothing with your nonappearance at
14 Tekkoshoccon that arose from allegations that you were
15 stalking someone --

16 A. No.

17 Q. -- that you can recall?

18 A. No.

19 (Exhibit 23 marked.)

20 Q. (BY MR. JOHNSON) I do want to give you one
21 more exhibit. And I'm going to mark this as Exhibit 23.
22 And I'll represent to you that that one's --

23 A. Oh, I'm sorry.

24 Q. Sorry.

25 THE WITNESS: Oh, okay.

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1 Q. (BY MR. JOHNSON) She's going to attack us if
2 we don't keep the right exhibits --

3 A. Okay.

4 Q. -- down here when the deposition is over.

5 A. Stay over there.

6 Q. I'll represent to you that this is a letter
7 that your attorney sent to Ms. Marchi in March of 2009,
8 I'm sorry, 2019, informing her that she needed to
9 preserve all electronically-stored information, data,
10 all that kind of stuff.

11 Do you agree that if -- if you, whether
12 directly or through an attorney were instructing the
13 other parties to this lawsuit to preserve all electronic
14 information that might relate to this case, that you
15 should be doing that also, at least as of that date?

16 A. I suppose.

17 Q. Okay.

18 MR. JOHNSON: I'll pass the witness.

19 CROSS-EXAMINATION

20 BY MR. VOLNEY:

21 Q. Hi, Mr. Mignogna, my name is John Volney. I
22 represent Funimation. The first time we met was this
23 morning before this event started, correct?

24 A. Yes, sir.

25 Q. So I just have a few follow-up questions. I

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1 want to start out with the timeline. On January 16th
2 was the date that the latest Broly movie was released?

3 A. Yes, sir, in theaters.

4 Q. In theaters. And that was the same date that
5 these social media posts started to happen that were
6 accusing you of inappropriate behavior?

7 A. Yes, sir.

8 Q. Did you, at that time, communicate to anyone at
9 Funimation about those social media posts that were
10 coming out about you?

11 A. Yes.

12 Q. Who did you communicate with?

13 A. Justin Cook.

14 Q. What did you tell Mr. Cook?

15 A. I was in recording and -- for that Mononokean
16 show that I -- that they tweeted that I was replaced in.
17 And I had spoken with him. He was telling me -- he was
18 showing me the -- the demographics and -- or not the
19 demographics, what do you call it, the analytics, you
20 know what I mean, of how well the movie was doing, and I
21 was in his office, and I -- I mentioned the -- the --
22 the -- the -- the Twitter stuff that had just started at
23 that point. And he said -- he -- he was very much in
24 agreement, he was like, it's a bunch of garbage. I
25 know, it's -- it's just, what a bunch of garbage. And

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1 we both agreed that it was, you know, just unfortunate
2 fan garbage.

3 **Q. This was not the first time that this sort of**
4 **what you called fan garbage had come out coincident with**
5 **the release of a movie where you provided a voice --**
6 **voice?**

7 A. Or an anime series. Not a movie, but anime
8 series.

9 **Q. Anime. So this had happened before?**

10 A. Yes, sir.

11 **Q. And so did you have any other conversations**
12 **with Funimation at that time?**

13 A. Not that I recall, no, sir.

14 **Q. What does Justin Cook do for Funimation?**

15 A. He's -- you know, he kind of oversees all of
16 the directors, I -- I believe. I'm -- I'm kind of
17 embarrassed to say that I don't know what his actual
18 title is. I want to say head of production, but I -- I
19 don't think -- I don't know if that's it for sure. He's
20 been there many -- he and I have been friends, I
21 believed, for a very long time.

22 **Q. When was the next time you had any contact from**
23 **anyone at Funimation about the -- the social media**
24 **uproar that was going on?**

25 A. When the human resources woman called me and

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1 said that -- that someone from Sony wanted to have a
2 conversation with me.

3 **Q. And was the next contact after that human**
4 **resources call the communication you got from Tammi**
5 **Denbow at Sony?**

6 A. Yes, sir.

7 **Q. And then -- did you then participate in an**
8 **interview with Ms. Denbow?**

9 A. We had a phone conversation where she raised
10 the three incidents.

11 **Q. How long did that phone conversation last?**

12 A. Maybe half an hour, 40 minutes. I -- I don't
13 recall, specifically.

14 **Q. Was anyone on the phone besides you and Ms.**
15 **Denbow?**

16 A. No, sir.

17 **Q. Did you take any notes?**

18 A. No, sir.

19 **Q. How did that phone conversation end?**

20 A. With her saying that they would -- that she
21 would take the information she gathered from me and
22 review -- and review it with other people, I don't know
23 who, and get back to me with their decision on it.

24 **Q. Did you consider yourself honest and truthful**
25 **in your communications with Ms. Denbow?**

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1 A. Absolutely.

2 **Q. Did you, in that conversation, explain to Ms.**
3 **-- to Ms. Denbow that you sometimes had hugs and kisses**
4 **with fans at anime conventions?**

5 A. Probably.

6 **Q. Tell me, how is it that you get signed up to be**
7 **a participant at -- at an anime convention.**

8 A. The convention organizers will contact people
9 in the industry and invite them to come for the purpose
10 of, you know, attracting fans to come and meet the guy
11 who wrote this show, or the woman who directed that
12 show, or the guy who played this character in this show,
13 or this artist, or --

14 **Q. Who handles it for Vic? Do you, Mr. Mignogna,**
15 **take the phone calls and get the text messages yourself**
16 **or do you have somebody who handles this for you, like**
17 **an agent?**

18 A. The vast majority of them are me, and it's
19 because I've been doing it since they started. Even
20 Monica and -- can tell you that when we started in this
21 industry 20 years ago, there were only a handful of --
22 very few con -- anime -- anime-specific conventions.

23 And they were much smaller, they were in
24 hotels and, you know, very small venues. And the
25 conventions would contact us and just basically say,

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1 we'll give you a hotel room and we'll buy you a plane
2 ticket, that's about all we got for you. And -- and so
3 we would go and sign autographs and do Q and A sessions
4 with the fans and talk about Dragon Ball, or whatever
5 show the fans were interested in.

6 And over the years, the conventions
7 continued to grow, they kept popping up and -- but I had
8 a relationship with a large number of the convention
9 organizers personally.

10 **Q. So they would just contact you directly?**

11 A. Yes, sir.

12 **Q. And would they do it via email, via telephone**
13 **call, via text message?**

14 A. Every way.

15 **Q. And so I understand from your earlier**
16 **testimony, for some of those conventions you actually**
17 **had a written contract, fair?**

18 A. Not back then.

19 **Q. I'm talking about in January 2019 --**

20 A. Yes, sir.

21 **Q. -- until today.**

22 A. Yes, sir.

23 **Q. Fair?**

24 A. Yes, sir.

25 **Q. You had a contract with many of them?**

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1 A. Yes, sir.

2 Q. And then some of them you didn't have a
3 contract, it was more of just a verbal agreement?

4 A. Yes, sir.

5 Q. When a convention canceled you, beginning -- I
6 think you say the first one canceled you in -- on
7 January 18th of 2019, and that was the Phoenix Fan
8 Fusion event, how did that get communicated to you?

9 A. The organizer, Matt Solberg, called me.

10 Q. For any of the conventions that you claim were
11 canceled as a result of the -- the tweeting by any of
12 the parties here, or social media uproar, have you kept
13 records of the -- the communication, like the -- the
14 text message or the email?

15 A. I feel like I have to -- to a degree. There
16 have been some of these conventions, a number of them
17 this year, the ones that we're speaking of right now,
18 that the men -- the men -- the gentleman that I
19 mentioned earlier, Gary Hassen, had represented me to
20 those events. And they contacted him, told him that
21 they were canceling my appearance, and he called me and
22 said, Megacon has canceled you or Emerald City has
23 canceled you.

24 Q. For example, when you say in your petition that
25 Anime NYC and Anime Milwaukee canceled your appearance

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1 **on January 30th, 2019, are you referring to a text**
2 **message, an email or a phone call?**

3 A. Anime NYC emailed me.

4 And what were the other ones you mentioned,
5 sir?

6 **Q. Anime Milwaukee.**

7 A. Anime Milwaukee? I honestly don't remember
8 whether they called me or sent me an email.

9 **Q. Do you know whether you were signed up or**
10 **slated to appear at Anime Milwaukee as of January 30th,**
11 **2019?**

12 A. I can -- I can -- I can check my schedule. If
13 I was canceled, I can only assume that I was scheduled
14 to go.

15 **Q. And in terms of the person who would have the**
16 **records of being scheduled and being canceled by a**
17 **particular convention, that would be you?**

18 A. Yes -- well, for Anime Milwaukee, yes, sir.

19 **Q. Which ones did this gentleman, Gary Hassen,**
20 **handle for you?**

21 A. Gary Hassen only handled the pop culture
22 events, like a multi-genre event. I -- I -- he -- I --
23 I never wanted him to involve himself with the
24 anime-specific conventions, mostly because it's a
25 different -- it's a completely different dynamic, and I

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1 had an ongoing long relationship with a lot of the
2 organizers myself, and --

3 **Q. Fair. I take it within a -- you've testified**
4 **that within a few days of your conversation on the**
5 **telephone with Ms. Denbow, you had a further**
6 **conversation with the folks at Funimation, where they**
7 **communicated to you that they were terminating your**
8 **relationship, fair?**

9 A. No, sir. I did not speak with Funimation. A
10 couple of days after my initial conversation with Ms.
11 Denbow, she called me back, and there was someone else
12 on the line, a gentleman. I -- I don't remember his
13 name. And they were the ones on the phone that informed
14 me that my employment with Funimation was terminated.

15 **Q. Was Karen Micah on the phone?**

16 A. Maybe. Possibly.

17 **Q. Was Zack Hall from Sony on the phone?**

18 A. I don't remember the names.

19 **Q. What do you recall about what they told you?**

20 A. They told me, quote, We have finished reviewing
21 the -- the situation and concluded that your
22 termination -- your employment with Funimation is
23 terminated, effective immediately.

24 **Q. Now, you said employment. At the time, you had**
25 **an independent contractor agreement with Funimation; is**

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1 **that right?**

2 A. Yes, sir.

3 **Q. You weren't like a W-2 employee where they**
4 **provided you benefits; you got paid by the hour --**

5 A. Yes, sir.

6 **Q. -- for your voice acting, fair?**

7 A. Yes, sir. Sorry.

8 **Q. And then did Funimation make any public**
9 **statement at the time that it terminated you?**

10 A. No, sir. In fact, as I mentioned earlier, they
11 told me on the phone that they had no intention of
12 making any public statement, and I didn't either.

13 **Q. Did you, thereafter, make any public statements**
14 **about the social media uproar situation that was going**
15 **on?**

16 A. Relating to what specifically?

17 **Q. Relating to Funimation's termination of the**
18 **relationship.**

19 A. No, sir.

20 **Q. Did you --**

21 A. I was rather ashamed. I was embarrassed.

22 **Q. Got it. You have a personal Twitter account, I**
23 **take it?**

24 A. Yes, sir.

25 **Q. And you, from time to time, have issued tweets**

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1 that relate to the social media uproar that we've been
2 talking about today; is that fair?

3 A. Yes, sir.

4 Q. Mr. Lemoine asked you some questions about this
5 subject matter. I don't really want to go into it in
6 detail. But my understanding from looking at these
7 posts and some of the tweets is that there was quite a
8 bit of turmoil and strife between the #kickvic
9 supporters and the #istandwithvic supporters; is that
10 fair?

11 A. Yes, sir.

12 Q. Were you concerned about that at any time?

13 A. Yes, I was.

14 MR. VOLNEY: So what's the next exhibit
15 number?

16 MR. BEARD: 24 [sic].

17 MR. VOLNEY: 24. Can I have a sticker?

18 (Exhibit 27 marked.)

19 Q. (BY MR. VOLNEY) Right here it's going to show
20 you Exhibit 24. Is this a tweet that you published on
21 February 8th, 2019?

22 A. I assume so, yes.

23 Q. In your tweet you say that it has come to your
24 attention that there have been threats made toward
25 others by fans in support of me. Do you see that?

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1 A. Yes, sir.

2 **Q. What are you referring to there?**

3 A. I had heard just through the normal, you know,
4 gossip and interaction that -- that people were making
5 threatening statements.

6 (Sneeze.)

7 THE WITNESS: Bless you.

8 MR. JOHNSON: Bless you.

9 A. I had not seen any of those statements. I -- I
10 don't even -- honestly, don't even know if such
11 statements ever existed. I never saw any. But all you
12 need to do is tell me, hey, your fans have threatened to
13 do this, and I -- and I tweeted, hey, don't do that.

14 **Q. (BY MR. VOLNEY) Part of the point of this**
15 **February 8th tweet is to let the folks -- any folks who**
16 **might be engaged in threatening or intimidating**
17 **behavior, that they shouldn't do that, fair?**

18 A. Let me be clear, perfectly clear. I would
19 never condone that.

20 **Q. And that's, in fact, what you say in the tweet?**

21 A. Yes, sir.

22 **Q. And do you know if this particular tweet had**
23 **any effect on that sort of online fighting that was**
24 **going on?**

25 A. I don't know. I hope so.

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1 MR. BEARD: Counsel, this should be 27, not
2 24.

3 (Discussion off the record.)

4 **Q. (BY MR. VOLNEY) Now, we spent a lot of time**
5 **today talking about Monica Rial and Jamie Marchi.**

6 **What is it that you allege that Funimation**
7 **did to harm you or to defame you?**

8 A. After -- well, first of all, I don't believe
9 they really had any legitimate reason to do what they
10 did. After the conversation ended with Ms. Denbow, I
11 honestly believed that when they called me back they
12 were going to say you're on some kind of probation for a
13 year, you know what I mean, and if we have any other
14 complaints, then -- you know what I mean? That's really
15 what I thought would happen.

16 So when -- when they terminated me, you
17 know, I was -- I -- surprised, to say the least. And
18 the last thing she said was, like I mentioned earlier,
19 we're not going to be making any public statements. And
20 then a week later, roughly, a week or 10 days later,
21 Funimation, someone at Funimation, from Funimation's
22 account, tweeted that I was being replaced, and they
23 continued to tweet that they don't condone sexual
24 harassment, which, you know, any reasonable person would
25 infer that that's what they were terminating me for.

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1 And -- and that did an enormous amount of damage.

2 Q. Let me ask you, let's look at Exhibit 7. It
3 should be in that notebook in front of you. Is that the
4 February 11 Funimation tweet, Exhibit 7?

5 A. Yes, sir. Yes, sir.

6 Q. Does Funimation, anywhere in that Twitter
7 thread, use the word sexual?

8 A. No, sir.

9 Q. Do you know whether Funimation condones any
10 kind of harassment or threatening behavior being
11 directed at anyone?

12 A. I don't know. I would -- I don't know.

13 Q. I think you testified earlier that with respect
14 to the -- the first tweet on this page, Exhibit 7,
15 there's nothing untrue about that particular statement,
16 fair?

17 A. Yes, that was just a statement of fact, that I
18 had been recast in that show.

19 Q. And then looking at the subsequent tweets, you
20 would agree with me that there's nothing untrue about
21 the following statement, part of our core mission is to
22 celebrate the diversity of the anime community and to
23 share our love for this genre and its positive impact on
24 all, fair? Nothing untrue about that?

25 A. Nothing what about it?

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1 Q. There's nothing untrue about that.

2 A. I can't speak to what Funimation's core mission
3 is. I mean, only Funimation can do that.

4 Q. Okay. Fair. Do you -- do you share that core
5 mission yourself?

6 A. Absolutely.

7 Q. And with respect to the second sentence of the
8 next tweet, which I think is clarified at the bottom,
9 Funimation makes the statement, we do not condone any
10 kind of harassment or threatening behavior being
11 directed at anyone. Do you see that?

12 A. Yes, sir.

13 Q. They don't mention Vic Mignogna in that
14 sentence at all, do they?

15 A. No, sir.

16 Q. And what your argument is, that you must infer
17 that they're referring to your conduct, fair?

18 A. Yes, sir.

19 Q. Now, is this the only public statement that
20 Funimation has made about the Vic Mignogna situation,
21 that you're aware of?

22 A. As far as I know, yes.

23 Q. Certainly, from February 11th, 2019 to today,
24 there have not been any other tweets by Funimation --

25 A. No, sir.

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1 Q. -- that you're aware of, fair?

2 A. No, sir.

3 Q. I just have a few follow-up questions here and
4 I think we can wrap this up. If a particular convention
5 terminated you before February 11th, 2019, you would
6 have to agree that that -- that particular convention
7 did not terminate you because of Funimation's tweet,
8 fair?

9 A. Not necessarily.

10 Q. Why do you say that?

11 A. Well, if someone from Funimation privately
12 contacted a convention and said, we're not going to
13 sponsor your show if you have this guy, and then the
14 convention contacts me and says, we're not having you;
15 now, I don't know that that happened, but I don't know
16 that it didn't, so not necessarily.

17 Q. Well, assuming that didn't happen and the only
18 public statement by Funimation about its termination of
19 you is this February 11th tweet, then Funimation's
20 communication could not have caused a termination of a
21 convention that -- that occurred to you before
22 February 11th, fair?

23 A. No, I'm not going to assume that that didn't
24 happen.

25 Q. Do you have any personal knowledge of any such

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1 **event occurring?**

2 A. Not yet, but I -- I have been -- as I mentioned
3 earlier, I -- I have heard rumblings from the convention
4 community and organizers and my -- and Gary Hassen that
5 a sponsor, a large sponsor, who was fostering
6 relationship with one of the large convention organizers
7 put enormous pressure on the conventions not to have me.

8 **Q. Is --**

9 MR. BEARD: John?

10 MR. VOLNEY: Yes.

11 MR. BEARD: I don't think he understood the
12 question. If I could jump in.

13 He's asking did the tweet itself, just the
14 tweet, cause any damage before it was sent out?

15 MR. VOLNEY: Right.

16 THE WITNESS: No, I thought -- no --

17 **Q. (BY MR. VOLNEY) Yeah, okay, so let me back up**
18 **because it was a long question. It was a long question.**

19 A. I thought you asked me if Funimation couldn't
20 have had any involvement before the tweet, and my answer
21 is, sure they could, privately, in closed back channels.

22 **Q. Right. But in terms of what you know, you**
23 **don't know any specific conduct by Funimation that**
24 **occurred privately in back channels to somehow stymie**
25 **you from getting a convention job or keeping a**

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1 **convention job, fair?**

2 A. We -- I'm so sorry, John, please say it again.

3 **Q. It sounds to me like you've heard rumors or**
4 **you've made assumptions that Funimation may have done**
5 **something privately as a sponsor of a convention to get**
6 **you canceled, fair?**

7 A. Yes, sir.

8 **Q. Other than rumors, do you have any other**
9 **evidence of that sort of behavior by Funimation?**

10 A. Not at present.

11 **Q. Who at Funimation would even do that?**

12 A. I would encourage you to look at some of the
13 statements made by Monica Rial and Jamie Marchi and Ron
14 Toye, talking about Funimation this and Funimation that,
15 and Funimation knows this, and everybody at Funimation
16 that, and, I mean, they have -- they have, you know --
17 what's the word I'm looking for, brandished the
18 Funimation name and, you know --

19 **Q. Is --**

20 A. And -- and I'm quite certain -- I'm -- I'm
21 sorry.

22 **Q. Go ahead.**

23 A. I -- I -- I can only -- again, I can only
24 assume, I think a reasonable person would assume that
25 there were entities at Funimation that did not like me

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1 for whatever reason and wanted me gone. Did not want me
2 to play the character Broly that I had been playing for
3 15 years. And I -- I -- so to ask me the question, your
4 question was, who at Funimation would do that --

5 **Q. Well, when you say --**

6 A. -- I think it's been established there are
7 people at Funimation that don't like me much and wanted
8 me gone.

9 **Q. Well, when you say that there are people at**
10 **Funimation who don't like you much and wanted you gone,**
11 **who are you referring to specifically?**

12 A. Chris Sabat.

13 **Q. Is he a Funimation --**

14 A. Oh, I would --

15 **Q. -- employee?**

16 A. I would say he has a great deal of weight at
17 Funimation, a great deal of weight. And, I mean -- yes,
18 he is, probably. Funimation outsources production to
19 his studio. Chris Sabat has been involved with
20 Funimation since Funimation was in the Frost Bank
21 building in -- you know, on 820, when I started working
22 there. So Chris Sabat, for one.

23 **Q. Who else?**

24 A. I would say other voice actors and directors.

25 **Q. Can you name names?**

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1 A. Do I have to? I mean, I'm not --

2 **Q. Yeah, I mean --**

3 A. -- a name namer. I'm not that kind of a
4 person.

5 **Q. This is kind of a bridge-burning exercise we're**
6 **going through so let's burn the bridges.**

7 A. Yeah, the bridge is kind of burned, isn't it?

8 **Q. Yeah. I have to say this is my chance to ask**
9 **you questions.**

10 **Who besides Chris Sabat at Funimation?**

11 A. I would wager that voice actors like Monica
12 Rial, Jamie Marchi, Michael -- J. Michael Tatum, by
13 their own admission on the -- on the Twitter storm,
14 other voice actors that have been employed by Funimation
15 for many, many years, Mike McFarland, Colleen
16 Clinkenbeard, Daman Mills, Sean Schemmel.

17 See, what -- what Funimation may not get is
18 that these voice actors have been employed by them for
19 many years, and when they speak, the public at large
20 sees Funimation.

21 **Q. Got it. Is Ron Toye a voice actor?**

22 A. No, sir.

23 **Q. What is he? What does he do for a living?**

24 A. I don't know.

25 **Q. Does he -- does he have any business type of**

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1 **relationship with Funimation?**

2 A. I don't know. I don't even really know him.

3 **Q. So do you ever go to Funimation -- when you**
4 **were working for Funimation, I take it you would**
5 **occasionally go to their studios?**

6 A. Yes, sir.

7 **Q. Did you ever see Ron there?**

8 A. Not to my recollection, unless I passed him in
9 the course of, you know, in the hallway. He's Monica's
10 boyfriend. That's -- that's his connection here, as far
11 as I know.

12 **Q. Okay. So in terms of what you know about Ron's**
13 **connection to Funimation, it is that Ron is Monica**
14 **Rial's boyfriend?**

15 A. That's my only knowledge of Ron Toye.

16 **Q. And, to your knowledge, Monica is a voice actor**
17 **who occasionally works on an hourly basis for**
18 **Funimation, fair?**

19 A. No, sir. She works a lot, for many years, and
20 has directed at Funimation. I -- I would bet --

21 **Q. Similar to your relationship with Funimation**
22 **that you talked about earlier?**

23 A. Sure. Yes.

24 MR. VOLNEY: Okay. Those are all the
25 questions I have. Thank you.

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1 THE WITNESS: Thank you, John.

2 MR. LEMOINE: Nothing further.

3 MR. JOHNSON: We'll reserve.

4 MR. BEARD: Pass the witness.

5 You're done.

6 THE VIDEOGRAPHER: And we're going off the
7 record at 5:39 p.m.

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9 (Deposition concluded at 5:39 p.m.)

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June 26, 2019

1	CHANGES AND SIGNATURE		
2	WITNESS NAME: VICTOR MIGNOGNA	DATE: JUNE 26, 2019	
3	PAGE LINE	CHANGE	REASON
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1 I, VICTOR MIGNOGNA, have read the foregoing
2 deposition and hereby affix my signature that same is
3 true and correct, except as noted above.

3

4

5

VICTOR MIGNOGNA

6

7 THE STATE OF _____)

8 COUNTY OF _____)

9

10 Before me, _____, on this day
11 personally appeared VICTOR MIGNOGNA, known to me (or
12 proved to me under oath or through
13 _____) (description of identity
14 card or other document) to be the person whose name is
15 subscribed to the foregoing instrument and acknowledged
16 to me that they executed the same for the purposes and
17 consideration therein expressed.

18 Given under my hand and seal of office this
19 _____ day of _____, _____.

20

21

22

NOTARY PUBLIC IN AND FOR
23 THE STATE OF _____
24 COMMISSION EXPIRES: _____

24

25

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1 Deposition officer at the time said testimony was taken,
2 the following includes counsel for all parties of
3 record:

4 Mr. Ty Beard, Esq., Attorney for Plaintiff
5 Mr. J. Sean Lemoine, Esq., Attorney for Defendant
6 Monica Rial and Ronald Toye
7 Mr. Sam Johnson, Esq., Attorney for Defendant
8 Jamie Marchi
9 Mr. John Volney, Esq., Attorney for Defendant
10 Funimation

11 I further certify that I am neither counsel for,
12 related to, nor employed by any of the parties or
13 attorneys in the action in which this proceeding was
14 taken, and further that I am not financially or
15 otherwise interested in the outcome of the action.

16 Further certification requirements pursuant to Rule
17 203 of TRCP will be certified to after they have
18 occurred.

19 Certified to by me this 1st day of July, 2019.

20

21

22

23

24

25



Claudia White, Texas CSR #8242
Expiration Date: 5/31/21
Firm Registration No. 526
CSI Global Deposition Services
4950 N. O'Connor Road, Suite 152
Irving, Texas 75062
(877) 784-0004 fax (972) 650-0225
production@courtroomsciences.com

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1 FURTHER CERTIFICATION UNDER RULE 203 TRCP

2 The original deposition was/was not returned to the
3 deposition officer on _____;

4 If returned, the attached Changes and Signature
5 page contains any changes and the reasons therefor;

6 If returned, the original deposition was delivered
7 to Mr. Sean Lemoine, Custodial Attorney;

8 That \$_____ is the deposition officer's
9 charges to the Defendants for preparing the original
10 deposition transcript and any copies of exhibits;

11 That the deposition was delivered in accordance
12 with Rule 203.3, and that a copy of this certificate was
13 served on all parties shown herein on and filed with the
14 Clerk.

15 Certified to by me this _____ day of
16 _____, 2019.

17
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Claudia White
Texas CSR #8242
Expiration Date: 5/31/21
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23 Mr. John Franks

23

24 ALSO PRESENT:

25 Mr. Ronald Toye

25

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REQUESTED DOCUMENTS/INFORMATION

NO.	DESCRIPTION	PAGE
	NONE	

CERTIFIED QUESTIONS

NO.		PAGE/LINE
	NONE	

*XXXX identifies redacted names in the transcript per confidentiality stipulation

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1 THE VIDEOGRAPHER: And we're going on the
2 record in the videotaped deposition of Monica Rial.
3 Today's date is June 28, 2019. The time is
4 approximately 8:50 a.m.

5 At this time will counsel please state
6 their appearances for the record and then the court
7 reporter will swear in the witness.

8 MS. CHRISTIE: Carey Christie for the
9 Plaintiff Victor Mignogna.

10 MR. BEARD: Ty Beard for the Plaintiff Vic
11 Mignogna.

12 MR. ERICK: Casey Erick for Defendants
13 Monica Rial and Ron Toye.

14 MR. JOHNSON: Sam Johnson for Defendant
15 Jamie Marchi.

16 MR. VOLNEY: John Volney for Funimation.

17 MS. CHRISTIE: And, gentlemen, are you
18 going to do the same as yesterday with the one-person
19 objections?

20 MR. ERICK: Yes.

21 MS. CHRISTIE: And then the confidentiality
22 that we had?

23 MR. ERICK: Correct.

24 MR. JOHNSON: Yes.

25 MR. VOLNEY: Yes.

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1 MS. CHRISTIE: Thank you.

2 (Oath administered.)

3 THE REPORTER: This will be taken under the
4 Texas Rules of Civil Procedure?

5 MS. CHRISTIE: Yes.

6 And, Casey, would you like to have her read
7 and sign?

8 MR. ERICK: Yes, I would. Thank you.

9 MONICA RIAL,
10 having been first duly sworn, testified as follows:

11 DIRECT EXAMINATION

12 BY MS. CHRISTIE:

13 Q. Hello. How are you today?

14 A. Good. How are you?

15 Q. I'm Carey Christie. I'm one of Vic Mignogna's
16 attorneys. Sorry. I have a hard time with his last
17 name.

18 A. A lot of people do.

19 Q. So is it okay if I just say Vic throughout
20 because --

21 A. That's fine.

22 Q. Okay.

23 A. I get it.

24 Q. And -- and what would you like me -- how would
25 you like me to address you? Can we say Monica or --

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1 A. Oh, sure.

2 Q. -- Ms. Rial?

3 A. Sorry. I keep stepping over.

4 Uh, Monica is fine.

5 Q. Okay. Thank you. Thank you, Monica.

6 I'm going to go through a few little
7 preliminary matters before we start. I believe you were
8 in the room yesterday and kind of saw how that worked.

9 Have you ever been -- or -- or participated
10 in a deposition before?

11 A. Yes, ma'am.

12 Q. Okay. And what was that for?

13 A. It was for black mold in our apartment.

14 Q. So today I'm just going to be kinda asking you
15 some questions related to the lawsuit. If you don't
16 understand or you need me to clarify a question, please
17 feel free to do so. If you -- if -- if -- and -- and we
18 need to make sure that we won't talk over each other so
19 that the court reporter has a clear record.

20 If there are any objections made, we'll
21 make sure to make those objections after you have
22 completed what you were saying. Make sure to listen to
23 the questions so that the answers are following the
24 questions. And if you need to take a break, if there's
25 been a question asked, let's just make sure that we

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1 finish the answer to that question before we move on.

2 Are there any -- and do you understand all
3 of -- everything --

4 A. Yes, ma'am.

5 Q. -- that I just explained to you?

6 Are there any health-related issues
7 preventing you from testifying fully and truthfully
8 today?

9 A. No, ma'am.

10 Q. And are you taking any medications that affect
11 your memory or ability to testify today?

12 A. No, ma'am.

13 Q. Okay. And when you were getting ready to
14 prepare for this deposition, did you meet with your
15 attorney?

16 A. We didn't meet. I had a phone call just to
17 talk about what it was that I was going through, because
18 they didn't realize I had been through a deposition
19 before.

20 Q. Okay. And have you met with any of the other
21 witnesses in this case?

22 A. No.

23 Q. When you were on that phone call, was there any
24 way to review any documents?

25 A. No.

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1 **Q. Was there anyone else present on that phone**
2 **call besides you and your attorneys?**

3 A. No, ma'am.

4 **Q. Was there anyone else in the room?**

5 A. No, ma'am.

6 **Q. Okay. Can you please state your full name for**
7 **the record.**

8 A. It is Monica Jean Rial.

9 I hate my middle name.

10 **Q. It's my aunt's middle name.**

11 A. I guess it's just one of those that gets passed
12 down.

13 **Q. What is your current address?**

14 A. It is 614 Ridgedale Drive, R-I-D-G-E-D-A-L-E,
15 Richardson, Texas, 75080.

16 **Q. And how long have you lived at that residence?**

17 A. I believe it's been about three years now.

18 **Q. What is -- what is your educational level?**

19 A. I have some college. I got very close to
20 finishing.

21 **Q. Have you ever been arrested?**

22 A. No, ma'am.

23 **Q. Okay. And you had indicated, when I had asked**
24 **you about taking a deposition before, that there was a**
25 **lawsuit for black mold?**

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1 A. Yes, ma'am.

2 **Q. Have you participated in any other lawsuits?**

3 A. No, ma'am.

4 **Q. Have you been married before?**

5 A. No, ma'am.

6 **Q. Has there been a history of drug or alcohol**
7 **use?**

8 A. No, ma'am.

9 **Q. Do you smoke?**

10 A. Nope.

11 **Q. And what is your current employment?**

12 A. I am currently a voice actress for commercial
13 anime and video games.

14 **Q. Do you have contracts with any studios**
15 **currently?**

16 A. Well, Funimation does yearly contracts.
17 Sentai, another studio I work for, does contract by the
18 project. So for that studio, no; for Funimation, yes,
19 I'm under their yearly contract.

20 **Q. And how long have you been a voice actress?**

21 A. For 20 years.

22 **Q. And how are you typically paid for this type of**
23 **work?**

24 A. Well, it's contract work, so I'm paid by the
25 contract. It's usually 1099. Yeah. And it depends,

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1 sometimes it goes through my agency and sometimes it
2 comes directly to me, dependent upon where I'm working.

3 **Q. You have an agent?**

4 A. A talent agent, yes.

5 **Q. A talent agent. And what's the name of your**
6 **talent agent?**

7 A. It's the Mary Collins Agency, but I work
8 specifically with Kim Trusty; it's T-R-U-S-T-Y.

9 I'm trying to help you out when I can.

10 **Q. And do you attend conventions, also?**

11 A. Yes, ma'am.

12 **Q. And when you're at the conventions, how are you**
13 **paid for those?**

14 A. Well, it depends on if it is a -- sorry,
15 there's so many depends. It depends on whether I'm
16 appearing for a fee, sometimes they pay us an appearance
17 fee up front that would go through my agent. Or if it's
18 more of like a pop culture Comic Con, then we're paid by
19 guarantee; so it's basically you sell your wares, and
20 then if you don't make the guaranteed amount, then they
21 will pay you whatever the difference is.

22 **Q. And is that generally done with cash or a**
23 **credit card?**

24 A. Again, it depends.

25 **Q. Depends.**

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1 A. For -- I use credit card, because I file
2 everything on my taxes, but I know a lot of people avoid
3 the credit cards because they are maybe not as honest.

4 **Q. Do you have any type of religious affiliation?**

5 A. No, ma'am. I'm agnostic, but I was raised
6 Southern Baptist and Roman Catholic, which is probably
7 why I'm agnostic.

8 **Q. That would make sense.**

9 A. Yeah. It's very -- two very -- very different
10 places.

11 **Q. Well, if I may say, I'm Southern Baptist and my**
12 **ex-husband is Catholic, so there you go.**

13 A. So you get it. You understand.

14 **Q. Do you have a Twitter handle name?**

15 A. Yes, ma'am.

16 **Q. Or a name? Do you -- can you tell me what that**
17 **is off the top of your head.**

18 A. Yes. It is @rialisms, R-I-A-L-I-S-M-S.

19 **Q. And are you the only person that uses that**
20 **account?**

21 A. No, ma'am.

22 **Q. Who uses that account in addition to yourself?**

23 A. My assistant, Ame Howard. And that's A-M-E,
24 Howard. She posts on occasion for me.

25 **Q. How frequently would you say she posts?**

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1 A. Relatively infrequently. Maybe once a month,
2 if that.

3 Q. Okay. Have you received any notice since maybe
4 November of 2018 that your account has been hacked in
5 any way?

6 A. No, ma'am.

7 Q. And have you posted or tweeted -- these terms
8 are kind of -- kind of escape me. Have you posted or
9 discussed or twitted, tweetered, twitted, however you
10 say that, about Vic on -- on Twitter since January of
11 this year?

12 A. I can't recall. There's been so many tweets.

13 Q. Did you -- but did you post something that kind
14 of discussed what had occurred between you and he?

15 A. I know that I posted something at some point, I
16 just don't remember the specific dates.

17 Q. And have you provided all of those tweets that
18 might have referenced Vic to your attorney?

19 A. Yes, ma'am.

20 Q. And have you -- do you recall discussing the
21 Funimation investigation on Twitter?

22 A. I recall mentioning it after they made their
23 announcement that there was an investigation.

24 Sorry. My allergies are awful today y'all.

25 MR. ERICK: You're good.

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1 THE WITNESS: I'm snotty.

2 **Q. (BY MS. CHRISTIE) And was that when you**
3 **commented on the -- I believe the post was on either**
4 **February 10th or 11th of this year that -- was there --**
5 **did you comment when they post -- when Funimation**
6 **posted; do you recall that?**

7 A. Oh, yeah. I believe -- I didn't realize at the
8 time, I don't think, that I was replying to that
9 comment, cuz Twitter, the way it comes at you, it's hard
10 to tell.

11 **Q. Tell.**

12 A. But, yeah, I believe it was under that --

13 **Q. That -- that thread?**

14 A. That thread, yes.

15 **Q. Was it within that thread?**

16 **Do you have any other social media**
17 **accounts?**

18 A. Yes, ma'am.

19 **Q. What other accounts do you have?**

20 A. I have a Facebook account. I have an Instagram
21 account. I have a LinkedIn that I haven't checked in
22 probably three years. And I have a Snapchat account,
23 but I only use it for the filters, as much as I hate to
24 admit that.

25 **Q. That seems to be the normal course for most**

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1 **people that use it.**

2 A. LinkedIn, I feel bad. I get all the
3 notifications and --

4 **Q. Okay. And do you recall if you've posted or**
5 **discussed anything about Vic on any of these other**
6 **social media sites?**

7 A. I don't recall.

8 **Q. Is it possible that you could have?**

9 A. The only place that I can think of that I would
10 have possibly said anything about the situation at all
11 is, there is a Facebook fan club, and I was starting to
12 get questions there, so --

13 **Q. And is the Facebook fan club for you?**

14 A. Yes.

15 **Q. Okay. And have you provided that to your**
16 **attorney?**

17 A. I -- I think I was only asked to provide
18 emails, so I didn't even think to add that to it.

19 **Q. Okay.**

20 A. And if it was anything, it was usually just
21 directing people to Twitter.

22 **Q. Okay. Would you be agreeable to checking that**
23 **and providing that to your attorney?**

24 A. Sure. I believe it's public access, too.
25 Like, I think it's open to the public.

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1 **Q. Okay. And have you -- through the course of**
2 **this, I believe there's been a lot of tweets, and have**
3 **you deleted anything from your Twitter account or**
4 **Facebook?**

5 A. No, ma'am. The only instances I can think of
6 that I've ever deleted anything on Twitter is because
7 there's not an edit button, so usually it's a, I write a
8 tweet, there's a typo, I re-write it. But I think that
9 just happened once or twice in my entirety on Twitter.

10 **Q. How long have you been on Twitter; can you**
11 **recall?**

12 A. I -- I can't recall. It's been a few years, at
13 least.

14 **Q. And do you recall the date that you retained**
15 **your attorney?**

16 A. I don't recall. I'm sorry. There was so much
17 going on at that time.

18 **Q. Okay. Could it have been early February?**

19 A. It could have been early February. It could
20 have been earlier than that. I honestly don't recall.

21 **Q. And can you tell us how much you've paid your**
22 **attorney thus far?**

23 A. Up till now, I am not 100 percent sure.

24 **Q. Okay. Do you believe it to be more than**
25 **10,000?**

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1 A. Yes.

2 **Q. Okay. Is it more than 20,000?**

3 A. I don't know. I'm sorry. It's been in
4 increments.

5 **Q. But it hasn't been, like, \$50,000?**

6 A. No.

7 **Q. Okay. And who is paying for your attorney?**

8 A. Me.

9 **Q. So Funimation's not paying any legal?**

10 A. No, ma'am.

11 **Q. And is Chris Sabat paying anything?**

12 A. No, ma'am.

13 **Q. Okay. And with regard to this, the current
14 pending litigation, have you discussed this on Twitter
15 in any way?**

16 A. Discussed?

17 **Q. Discussed about the litigation.**

18 A. Not that I can recall. I've tried to be very
19 quiet about everything.

20 **Q. And have you discussed it on your Facebook fan
21 page in any way?**

22 A. No.

23 **Q. Sorry. I have a script.**

24 A. No, it's okay. I'm an actress. I totally get
25 having a script. You have to be prepared.

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1 Q. It's because of the squirrel. I have to do
2 that.

3 Have you discussed this litigation with
4 anyone other than your attorneys?

5 A. No, besides Ron.

6 Q. Have you spoken to Jamie Marchi about it?

7 A. Yes. I believe -- yes, we have discussed it.

8 Q. Have you -- and you haven't discussed it with
9 Chris Sabat or -- or Sean Schemmel or --

10 A. Other than being aware that it is a thing that
11 exists.

12 Q. And you had indicated to me earlier that --
13 that you've been a voice actress for about 20 years.

14 A. (Witness nods.)

15 Q. So -- so that would put the year that you
16 started doing this at about 1999?

17 A. Yes, ma'am.

18 Q. And how -- how did you get into the industry?

19 A. I have been an actor since I was 12. I was
20 going to the University of Houston, and one of my
21 colleagues -- I did a lot of Shakespeare -- and one of
22 my colleagues, Jason Douglas, was doing this show with
23 me, and he said, Hey, I'm working on this stuff here in
24 Houston and it's all about kids saving the world, and
25 you sound like a child so you would be really great at

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1 it.

2 And despite the backhanded compliment, I
3 asked for the phone number and I called them. And they
4 just happened -- it was ADV Films in Houston, and they
5 just happened to be having auditions that weekend. So I
6 auditioned, and about six months later, something like
7 -- it was a long time, they called me and they asked me
8 to come in, and I've been working ever since.

9 **Q. Okay. Do you recall the first character you**
10 **ever voiced?**

11 A. Yes, ma'am.

12 **Q. What -- what was that character?**

13 A. It was a show called Martian Successor
14 Nadesico -- okay. Martian Successor Nadesico, and I
15 played a small character named Mikako, M-I-K-A-K-O.

16 **Q. What character did you voice in Super Broly?**

17 A. Oh, in Dragon Ball Super: Broly?

18 **Q. Yes.**

19 A. I voiced Bulma.

20 **Q. And is it okay if I just say Super Broly or**
21 **Super Broly --**

22 A. Yes. Sorry.

23 **Q. -- because that's a long name?**

24 A. Yeah.

25 **Q. Or if you prefer me to say Dragon Ball, then I**

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1 **can do that.**

2 A. Dragon Ball might be easier.

3 **Q. Okay.**

4 A. Just cuz that's what pops in my head first.

5 **Q. Do you have an IMDb page?**

6 A. Yes, ma'am.

7 **Q. Off the top of your head, do you know**
8 **approximately how many roles are showing on that page?**

9 A. I don't know about IMDb in particular, but I
10 know that I am up to between 550 and 600 roles.

11 **Q. And what's your favorite character you've ever**
12 **voiced?**

13 A. This is going to sound awful. I get this
14 question a lot, and I always tell them that I can't pick
15 because I get to play what are called -- what we
16 affectionately term best girls in anime. So I get to
17 play all of the fun, complex characters that, you know,
18 are just more exciting to play as an actor, so -- it's
19 hard for me to pick one.

20 **Q. And is being a voice actress your main source**
21 **of income?**

22 A. Yes, ma'am.

23 **Q. And how do you -- how do you track the income**
24 **that you receive? Do you have an accountant?**

25 A. Oh, yes, I have an accountant.

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1 **Q. Okay. And do you get paid in any way to do**
2 **press for something like Dragon Ball?**

3 A. No. Press is usually included in whatever fee
4 you're paid to show up.

5 **Q. And did you do press for the Dragon Ball movie?**

6 A. For the latest movie?

7 **Q. Yes, ma'am.**

8 A. Yes, ma'am.

9 **Q. What time frame was that?**

10 A. It was -- it was around the premier in L.A, so
11 it would have been around the December 13th time period.
12 I believe it was December 13th.

13 **Q. And do you do press for just one day, or is it**
14 **over an extended period of time?**

15 A. It depends on the title, but for this one it
16 was several days of press.

17 **Q. Was that because this was an anticipated movie?**

18 A. I think it was more because there were a group
19 of fans, so we did one day was the professional
20 interviews with, like, the bloggers and things like
21 that, and then one day was just fan interviews.

22 **Q. Okay. And you had indicated that you play**
23 **characters that are the best girls. Are those -- are**
24 **those characters normally strong?**

25 A. Some of them. When you've got that many it's

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1 hard to narrow it down. Yes, some of them are very
2 strong women, but it's anime so some are not strong.
3 They're just -- I run the gamut, I guess.

4 **Q. And do you identify with these best girl strong**
5 **characters?**

6 A. As an actor it's your job to identify with your
7 character. You kind of have to put a little bit of
8 yourself and take a little bit of them with you, if that
9 makes sense.

10 I know I don't want to get too crunchy
11 granola on you guys.

12 **Q. It's okay. I lived in Colorado, it's okay.**

13 A. Oh, so you get it. You're familiar with the
14 granola.

15 **Q. Yes. And you had -- you had stated that you**
16 **had gone -- you had attended the University of Houston.**
17 **Do you have family there?**

18 A. In Houston?

19 **Q. Yes, ma'am.**

20 A. Yes, ma'am.

21 **Q. Okay. Is that where most of your family is**
22 **located?**

23 A. Yes, ma'am, in Houston and Spain.

24 **Q. Oh, wow, Spain.**

25 A. Yeah, it's very different, hence the Southern

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1 Baptist and the Roman Catholic.

2 Q. And are you close with your family?

3 A. Yes, ma'am.

4 Q. Do you have any siblings?

5 A. Yes, ma'am.

6 Q. Okay. And are you close with your siblings --

7 A. Yes.

8 Q. -- as well?

9 A. Very much so.

10 Q. And do you -- I believe I understand that --
11 that you and Ron are engaged?

12 A. Yes, ma'am.

13 Q. Is that correct?

14 And how long have you been dating?

15 A. Five years in -- next weekend. Sorry. I
16 totally forgot.

17 Q. How long have you been engaged?

18 A. We've been engaged, I believe it's been two
19 years. I believe it's been two years, yes. Sorry.
20 It's hard to remember.

21 Q. And do the two of you live together?

22 A. Yes, ma'am.

23 Q. Do you tend to tell each other everything?

24 A. Yes. I believe that's what makes a good
25 partnership.

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1 **Q. And who are your closest voice actor friends,**
2 **would you say?**

3 A. Oh, gosh, close as in like hang around with
4 constantly?

5 **Q. Yes.**

6 A. Okay. Closest, best, goodness, Jamie Marchi,
7 Colleen Clinkenbeard, Chris Sabat, Anne Sinclair, Josh
8 Grelle. Gosh, there's so many. I'm trying to go
9 through everybody. J. Michael Tatum, Brandon McInnis.

10 **Q. And these are people, do they live in the**
11 **Dallas-Fort Worth area?**

12 A. Yes, ma'am.

13 MR. ERICK: Can we take a quick break? I
14 just need to make one phone call, super quick.

15 MS. CHRISTIE: Yes. Sure.

16 THE VIDEOGRAPHER: We're going off the
17 record at 9:14.

18 (Break taken from 9:14 a.m. to 9:25 a.m.)

19 THE VIDEOGRAPHER: And we are back on the
20 record. The time is 9:25.

21 **Q. (BY MS. CHRISTIE) Monica, you had mentioned**
22 **earlier that you have a contract with Funimation that's**
23 **running through the year.**

24 A. Yes, ma'am.

25 **Q. Okay. And you are a voice actress for them on**

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1 **a contractual basis?**

2 A. Yes, ma'am.

3 **Q. How often are you at the -- at the offices or**
4 **the studios?**

5 A. It's dependent upon a multiple of different
6 factors. We keep up with the Japanese television
7 schedule so we do what are called simul dubs, and that
8 means that every three months we have a new group of
9 shows. So it could be that for the first quarter you're
10 there six hours a week, and then it could be for the
11 second quarter you're there for 20 hours a week, and --
12 but recently, I haven't had as much, so it's been like
13 maybe three or four hours a week.

14 **Q. Do you do any recordings remotely for**
15 **Funimation?**

16 A. For Funimation, no.

17 **Q. And would you say the work environment at**
18 **Funimation is -- what would you say about the work**
19 **environment?**

20 A. I'd say it's professional, but friendly.
21 People are very happy and say hi to one another, and --

22 **Q. Does any -- when people greet each other, or**
23 **have you noticed when people greet each other, that they**
24 **kiss each other on the cheek or hug each other?**

25 A. There -- it used to be the case a long time

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1 ago, but I know that in recent years, no, that is
2 frowned upon.

3 **Q. And who frowns upon that?**

4 A. Management. I'm not sure who management is,
5 but the people upstairs.

6 **Q. Okay. And to your knowledge, are there any**
7 **people that are currently dating each other that work**
8 **there?**

9 A. I -- you mean two employees together?

10 **Q. Uh-huh.**

11 A. I -- I wouldn't know.

12 **Q. Who is Trina Simon?**

13 A. Oh, she is the HR head of Funimation, or the HR
14 lady at Funimation.

15 **Q. Are there any written policies for Funimation**
16 **that you receive?**

17 A. I don't quite understand. What do you mean by
18 written policies?

19 **Q. So like -- like an employee manual or -- or**
20 **anything that kind of tells you what they expect of you.**

21 A. If there was, I would have received it when I
22 started, so I surely don't have that anymore. But they
23 do have -- there are post -- posted things all over the
24 building explaining different policies and where to exit
25 if there's an emergency, that kind of stuff.

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1 **Q. Have you -- do you recall seeing any policies**
2 **about behavior of the voice actors or how they're**
3 **expected to behave?**

4 A. I'm sure there are, but I don't recall any
5 particular example.

6 **Q. How long have you been doing work for**
7 **Funimation?**

8 A. I started working with Funimation in 2003.

9 **Q. And who is Lisa Gibson?**

10 A. Lisa Gibson is -- forgive me. I'm not even
11 sure what her title is now, but she works at Funimation.

12 **Q. Who is Colleen Clinkenbeard?**

13 A. Colleen Clinkenbeard is a voice actress
14 director, and she is currently, I believe, in charge of
15 video extras at Funimation.

16 **Q. Do you generally -- because I'm trying to**
17 **understand this, do you generally record alone?**

18 A. You mean individually?

19 **Q. Yes.**

20 A. Yes, we record individually unless it is what
21 is called a walla session, and then you have a small
22 group of actors come in.

23 **Q. How often would you say you have a walla**
24 **session?**

25 A. Me, myself?

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1 **Q. Yes, ma'am.**

2 A. Very infrequently. They tend not to use some
3 of what they call the veteran actors in walla because
4 there's a lot of new people that come in. They like to
5 take pictures and waste time.

6 **Q. Can you recall who you have spoken with at**
7 **Funimation, that are employees of Funimation, about Vic?**

8 A. About this particular --

9 **Q. (Attorney nods.)**

10 MR. VOLNEY: Objection, form.

11 A. Who have I spoken to? I know I've spoken to
12 Colleen. I know I've spoken to Trina. I have spoken to
13 Lisa Gibson. I've spoken to Karen Mika and Justin Cook.

14 **Q. (BY MS. CHRISTIE) Did you also speak with a**
15 **person named Tammi Denbow from Sony?**

16 A. Yes.

17 **Q. Can you recall the approximate time range, date**
18 **range, when you were discussing Vic with these people at**
19 **Funimation?**

20 A. Well, with Tammy, it was earlier on, I don't
21 recall exactly, but it was earlier on as part of their
22 investigation. The others I spoke to much later on,
23 because it was as a result of the harassment that I was
24 receiving online.

25 **Q. And by early on in the investigation, was --**

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1 **was that around the January 15th, 16th time frame?**

2 A. I know it was sometime in January, but I don't
3 remember exact dates at all. Sorry.

4 **Q. And prior to January of 2019, had you spoken to**
5 **anyone at Funimation about Vic?**

6 A. About Vic in particular, about anything about
7 Vic, or I --

8 **Q. Or just about -- about these allegations that**
9 **have been made.**

10 A. No.

11 **Q. Did you -- were you under that yearly contract**
12 **with Funimation in January of this year?**

13 A. Yes.

14 **Q. You have -- you have mentioned the**
15 **investigation in some of my previous questions.**

16 **Who from Funimation contacted you?**

17 A. From Funimation?

18 **Q. Yes.**

19 A. Nobody -- it depends on if you're considering
20 Tammi Denbow being Sony, a part of Funimation, then
21 Tammi.

22 Excuse me.

23 **Q. Did she just contact you out of the blue?**

24 A. No. I had contacted Colleen Clinkenbeard and
25 said that I needed to talk to her, or talk to someone,

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1 and she gave me -- she said she would pass the
2 information along. And then that's when Tammi reached
3 out to me.

4 **Q. When you had communication with Tammi was it --**
5 **was it mostly email or did you also speak on the phone?**

6 A. It was mostly on the phone.

7 **Q. Did you exchange emails with Tammi Denbow?**

8 A. Yes, ma'am.

9 **Q. Have you provided those to your attorney?**

10 A. Yes, ma'am.

11 **Q. And when you had discussions with Tammi Denbow**
12 **about Vic, did you relate your -- your story to her?**

13 A. Yes, ma'am.

14 **Q. Can you recall the specifics of what you**
15 **related to her about yourself?**

16 A. Well, I related to her that I went to a
17 convention called Izumicon in 2007, that Vic and I were
18 both guests there, that we -- the whole weekend I had
19 spent flirting with a gentleman named Rawly Pickens, and
20 Vic would come and join us on occasion and kind of
21 didn't get the -- didn't seem to realize that we were
22 doing our little flirting thing. And Sunday, when they
23 all left, Stan Dahlin, the convention chair, had said,
24 you know, we're going to all go out to dinner with the
25 staff and we'd like for you guys to go, and we agreed.

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1 And then Vic said, Hey, can you come by my hotel room?
2 There's something I want to show you. And I can't
3 recall exact -- I think it was the Full Metal Fantasy
4 film that he had done, his fan film.

5 And so I went to his hotel room, because,
6 like I said, I had been flirting with Rawly all weekend
7 and he was dating a friend of mine named Michele Specht.
8 So I went with him to the hotel room. He played for me,
9 the video, and in the middle of the video he grabbed me
10 by the arms and he turned me around and he started
11 kissing me. And -- sorry. And I was --

12 **Q. It's okay.**

13 A. -- I was raped when I was 15 years old, and so
14 for me it was -- it was a very difficult moment. I was
15 frightened. I was scared. I didn't know what to do.

16 When I was 15, I had fought back, and that
17 didn't end well for me. So I just kind of went along
18 with it, knowing that Stan -- any minute Stan was going
19 to come to the door. And he kept kissing me and kind of
20 pushed me back onto the bed and actually got on top of
21 me, and I still have like a very visual -- like a
22 nightmare, actually, that -- that feeling of looking at
23 the door and thinking how do I get out of this, like,
24 how -- how do I -- how do I get out of there without
25 ruining the friendship that we'd had, the trust that we

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1 had built, and then Stan came to the door. And when
2 Stan came to the door, he jumped up and ran to the door,
3 and I kind of covered my face. Because being pale,
4 if -- if anything is happening, you can see it all over
5 my face.

6 Stan came in. He asked me, as we were
7 leaving, you know, Are you okay? I said Oh, yeah, yeah,
8 I'm fine, and just kind of kept covering my face.

9 And we went to dinner. I don't recall
10 where we went or what was spoken about, because I think
11 I was in shock the whole time. And when we came back,
12 he went out -- outside of his room there was this little
13 patio, and he was standing on the patio and he called
14 Michele. And he -- he put me on the phone with Michele,
15 and that was hard for me, because she was a friend of
16 mine. And I remember that being the moment I talked to
17 Michele, I said good night, and then I went to my room
18 and -- and that was it.

19 **Q. I know this is hard for you.**

20 A. It's gotten easier, the more you have to tell
21 it, but it still sucks, it still sucks big time.

22 **Q. So you related that story to Tammi Denbow?**

23 A. Yes, ma'am.

24 **Q. Okay. And what -- was there some mention of a**
25 **-- of a jelly bean incident?**

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1 A. I did mention -- she asked about other
2 instances of sexual harassment. Excuse me. I'm sorry.
3 My allergies are --

4 **Q. It's okay.**

5 A. I'm so incredibly dried up.

6 She asked of other cases of -- or examples
7 of sexual harassment. And so, yeah, I mentioned the
8 jelly bean incident, I mentioned the hair pulling, I
9 mentioned the kisses and the speaking in the ear when
10 he's hugging you where it's basically his lips are
11 touching your ear. I mentioned the names, you know,
12 like the different pet names and stuff like that, that I
13 felt were a little condescending, things like that.

14 **Q. If I may ask, what were the pet names?**

15 A. You know, honey, baby, sweet cheeks, you know,
16 silly little things like that that, dependent upon
17 delivery, can be very condescending and uncomfortable.

18 **Q. Now, we live in Texas --**

19 A. True.

20 **Q. -- and a lot of men will call women honey and**
21 **sweetie.**

22 A. True.

23 **Q. Was there a difference in the way it was said?**

24 A. The delivery, a lot of times it was said with,
25 you know, hands running through hair or touching the

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1 face, or sometimes it was whispered in the ear. So,
2 yeah, the delivery is what made it feel -- it wasn't
3 just, you know, your high school coach going, you know,
4 Buck up, Sweetie, it was -- it was a totally different
5 delivery.

6 **Q. With regard to the jelly bean incident, do you**
7 **recall, kind of, the date range of that?**

8 A. I don't recall the date range, no.

9 **Q. Would you say it was 10 years ago or --**

10 A. It was more than 10 years ago. Probably more
11 like 15 years ago.

12 **Q. Do you recall what city you were in?**

13 A. No, ma'am.

14 **Q. Was this at a convention?**

15 A. Yes, ma'am.

16 **Q. When this occurred, who was present in the**
17 **room?**

18 A. It was an autograph session, so next to me was
19 Greg Ayres, another voice actor from Houston, and in
20 front of us were just a bunch of -- of fans ranging in
21 age.

22 **Q. And -- and when this happened, did you laugh?**

23 A. I laughed, kind of, but not a -- not a, 'Oh my
24 gosh, that's humorous' laugh, more of a, 'I can't
25 believe you just said that in front of these people.'

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1 Sony about the allegation that was made -- and may I
2 please call them the XXXX twins, because XXXXX and XXXX,
3 I get confused -- so by the XXXX twins?

4 A. I have no idea.

5 Q. It was not you?

6 A. Oh, no, ma'am.

7 Q. And who told Funimation or Tammi Denbow at Sony
8 about the allegation that XXXX XXXXXXXXXXXX had made?

9 A. I don't know.

10 Q. Okay. But it wasn't you?

11 A. No, ma'am. I mentioned it in the
12 investigation, but I know that she was already aware.

13 Q. Was there ever any mention to you about how
14 long the investigation had been going?

15 A. No, ma'am. I don't recall.

16 Q. I apologize. I take notes.

17 A. No, it's fine. I apologize for all my
18 sniffing.

19 Q. It's okay.

20 Who do you know that participated in the
21 investigation?

22 A. As far as I know, XXXXX XXXX and XXXX XXXX.
23 And that's all I know that participated in that
24 particular investigation.

25 Q. Speaking of that, has Funimation done any other

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1 **investigations about Vic, to your knowledge?**

2 A. To my knowledge, I believe that there was one
3 other in the past, but I only came to that knowledge
4 through secondhand, another voice actor from L.A.

5 **Q. Which voice actor?**

6 A. Tara Jayne Sands.

7 **Q. Do you recall the time frame of this prior**
8 **investigation?**

9 A. I wouldn't know.

10 **Q. And I believe I've looked at a tweet, which**
11 **we'll get into a little bit later, that -- that -- that**
12 **had your Twitter handle, that indicated there were**
13 **dozens of people that came forward. Is that an accurate**
14 **statement?**

15 MR. ERICK: Objection, form.

16 A. Over the years, I can't -- without looking at
17 the tweet, I don't know exactly what I was referring to,
18 but there have been more than just the one investigation
19 by Funimation over the years, there's been quite a few.

20 **Q. (BY MS. CHRISTIE) Do you know who did those**
21 **investigations?**

22 A. Not off the top of my head. There was one done
23 by ADV Films back in the early 2000s, that was kind of a
24 general sweeping sexual harassment investigation that I
25 know that he was a part of. I don't know if they ever

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1 dealt with him or anything like that, but I know that he
2 was investigated then.

3 **Q. Was that the only one?**

4 A. I know, of course, about Rooster Teeth; I don't
5 know the specifics of that. I know Sentai, and I know a
6 few conventions have kind of done their own
7 investigations on him.

8 **Q. Okay. Can you recall which conventions or --**

9 A. No. I wouldn't have that information. I don't
10 know off the top of my head.

11 **Q. But up until January of this year, no one had**
12 **taken any actions, that you're aware of, with regard to**
13 **Vic?**

14 MR. ERICK: Objection, form.

15 A. Well, I know that he's not allowed on the
16 property at Sentai Filmworks.

17 **Q. (BY MS. CHRISTIE) How do you spell that?**

18 A. It's S-E-N-T-A-I, and then Filmworks is all one
19 word.

20 Sorry, you guys, just whenever I throw out
21 a Japanese name, let me know and I'll clarify.

22 **Q. And with regard to the other investigation that**
23 **you heard secondhand, that -- from Tara Jayne Sands that**
24 **had been done, did you participate in any way in that**
25 **investigation?**

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1 A. No, ma'am.

2 **Q. Do you know if Vic participated?**

3 A. I don't know.

4 **Q. Did Ms. Sands indicate who had participated?**

5 A. No, ma'am.

6 **Q. Was she one of the participants?**

7 A. No. I believe that she contacted them, that
8 that was it.

9 **Q. And -- and Vic was not terminated at that time?**

10 A. No.

11 **Q. And prior to 2019, were there a lot of rumors**
12 **about Vic?**

13 A. Yes, ma'am.

14 **Q. With regard to the Dragon Ball Z movie, which I**
15 **understand is like the third highest grossing movie,**
16 **anime movie --**

17 A. I believe --

18 **Q. -- in U.S. history?**

19 A. -- so. I know it did really well. I believe
20 so.

21 **Q. Did -- did any of the actors receive any**
22 **residuals from that?**

23 A. No.

24 **Q. It was just a flat fee?**

25 A. Just a flat fee. I can't speak for the others

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1 though, I -- but I know I didn't.

2 I might have to beat somebody up if they
3 did. No, I'm kidding.

4 **Q. Did you -- did you request, at any point, that**
5 **Broly be recast?**

6 A. No.

7 **Q. Did anyone else request that Broly be recast?**

8 A. To be recast after the fact?

9 **Q. Or during the making of the film.**

10 A. No. I -- well, I know that -- I believe that
11 the -- or the Japanese distributor wanted to cast a
12 different voice because they used a different voice in
13 the Japanese.

14 **Q. Were there any voice actors that were calling**
15 **for Vic to be replaced?**

16 A. I wouldn't know.

17 **Q. While you were doing press for Broly, or Broly,**
18 **or Dragon Ball -- goodness -- on December 17th, 2018, at**
19 **8:15 p.m., did you respond to a tweet made by Vic about**
20 **doing press for that movie?**

21 MR. ERICK: Objection, form.

22 And if we're -- if we're going to -- I
23 think you're going to do this later, but if we're going
24 to make a talk about tweets, we should probably look at
25 them, but --

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1 MS. CHRISTIE: Yes.

2 MR. ERICK: Okay.

3 MS. CHRISTIE: I'm just asking.

4 MR. ERICK: Gotcha.

5 A. I wouldn't know without seeing it. I'm sorry.
6 There was a lot of tweets happening this whole year.

7 Q. (BY MS. CHRISTIE) Okay. So if I were to hand
8 you -- I'm sorry, I have a tab on it.

9 MS. CHRISTIE: And I apologize to everyone,
10 I do not have copies.

11 MR. ERICK: Okay.

12 Q. (BY MS. CHRISTIE) I'm just going to hand this
13 to you just to refresh your recollection.

14 A. Yes.

15 Q. Does that appear -- on this page, does that
16 appear to be a picture of you and Vic, and is that Chris
17 Sabat?

18 A. No.

19 Q. No.

20 A. That's Ian Sinclair.

21 Q. Okay.

22 A. And Sonny Strait.

23 Q. Okay.

24 A. And we were at a press event.

25 Q. Okay. And underneath this picture, does that

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1 **appear to be your Twitter handle?**

2 A. Yes, ma'am.

3 **Q. Or your Twitter name?**

4 A. Yes, ma'am.

5 **Q. Okay. And in this, does -- does this -- does**
6 **this appear to be a tweet that you made?**

7 A. Yes.

8 **Q. Okay. And do you think this would be something**
9 **you would have done, you would have responded?**

10 A. Yes.

11 **Q. Okay. And in this -- in this tweet, does it**
12 **state: It was so much fun, with a kissy face emoji?**

13 A. Yes.

14 **Q. And --**

15 MR. ERICK: Why don't we make that an
16 exhibit.

17 MS. CHRISTIE: Yeah.

18 (Exhibit 29 marked.)

19 MS. CHRISTIE: Would anyone like to look at
20 the --

21 MR. JOHNSON: No thank you.

22 **Q. (BY MS. CHRISTIE) Okay. With regard to**
23 **Exhibit 29, why did you retreat -- tweet -- tweet this**
24 **reply to Vic? Sorry.**

25 A. Well, first of all, I use my Twitter

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1 predominantly for my job.

2 **Q. Okay.**

3 A. So it's keeping appearances, making sure
4 everybody knows that, Hey, we had a great time. So,
5 yeah, it was basically just trying to make sure that
6 everybody knew, Hey, we're all working together,
7 everything's great.

8 **Q. Do you have a personal Twitter that you use**
9 **just between you and your friends?**

10 A. No, ma'am. I try to avoid it when possible.

11 **Q. And since -- since we kind of have a picture**
12 **here of you and Vic, what year did you meet Vic?**

13 A. It was -- I believe it was the year 2000.

14 **Q. Okay. Was this in Houston?**

15 A. Yes, ma'am.

16 **Q. In what context did you meet him?**

17 A. We were at an event for a show that I was the
18 lead in, called Gasaraki, so I was -- I had to appear,
19 and he came just -- I guess he was a very minor
20 character, but I guess for support, kind of thing. And
21 that was the first time that I had met him.

22 **Q. Did you consider Vic to be a good friend?**

23 A. Depends on the timeline, if that makes sense.

24 **Q. So let's go into the timeline.**

25 **When did you decide that Vic was no longer**

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1 **a good friend?**

2 A. When he assaulted me.

3 **Q. That would have been in 2007?**

4 A. '07, uh-huh. November, I believe. I can't
5 recall.

6 **Q. And -- and in your opinion, just your opinion,**
7 **what would you define a friend to be?**

8 A. A friend is someone who you can trust
9 inherently, and that you enjoy spending time with, and
10 dependent on the -- the -- the -- the amount of
11 friendship, can be almost like a family member.

12 **Q. And prior to 2007, do you consider Vic to be**
13 **like a family member?**

14 A. Not like a family member.

15 **Q. Okay.**

16 A. Not that close.

17 **Q. And in the early days, when you first started**
18 **being a voice actress, were you a hairdresser?**

19 A. Yes.

20 **Q. Okay. And did you cut Vic's hair during that**
21 **time?**

22 A. Yes.

23 **Q. And how long did you do that for?**

24 A. I can't recall the exact dates, but I was a
25 hairdresser for about 10 years, I believe.

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1 **Q. How long did you cut Vic's hair?**

2 A. It was -- I think I've only done it once or
3 twice. I used to go up to the studio and do what's
4 called Monicuts, where I would just cut all the guys'
5 hair. Still do on occasion.

6 **Q. Okay. And how often -- prior to 2007, how
7 often did you see Vic?**

8 A. It's hard to say.

9 **Q. Did you see him maybe once a month or once
10 every two or three months?**

11 A. I have no idea. It would depend on the
12 workload that we had at the time and if I ran into him
13 at the studio, but we do work individually and
14 conventions, so I really, honestly, have no idea.

15 **Q. And after 2007, how often do you think you saw
16 him? Is -- was it the same --**

17 A. No.

18 **Q. -- kind of the same before?**

19 A. It was -- it was less, quite a bit less.

20 **Q. And how often did you take pictures with Vic?**

21 A. I'm sure at conventions there are plenty of
22 pictures of us together. Other than that, outside of
23 work, I can't -- I -- I don't know.

24 **Q. And if I were to tell you that I -- I -- that
25 there was a video that I can't produce to you obviously**

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1 in the context of a deposition, but there was a video
2 when Vic was directing -- I believe directing a show for
3 Funimation, and I believe you were one of the people
4 that were working with him.

5 A. Yes, ma'am.

6 Q. And in that video, when you had finished, I
7 believe you walked up and you hugged Vic.

8 A. Yes, ma'am. It was a work-related thing.

9 Q. But in the video you don't appear to be, like,
10 (audible sound) with him or pushing back at him or --
11 sorry.

12 A. As I said in my statement that I had put on
13 Twitter, I had chosen to forgive him for the one
14 incident that we had in 2007, because I did consider him
15 a good colleague, a friend, and I wanted to believe the
16 best in him.

17 Q. Okay.

18 MR. BEARD: Oh, I'm sorry. Sorry for that.

19 Q. (BY MS. CHRISTIE) I'm sorry.

20 A. That's okay.

21 MS. CHRISTIE: We'll mark this Exhibit 30.

22 (Exhibit 30 marked.)

23 MS. CHRISTIE: And once again, I apologize
24 for not having copies.

25 MR. ERICK: That's all right.

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1 MS. CHRISTIE: I thought I did.

2 Q. (BY MS. CHRISTIE) Okay. I'm going to hand you
3 what I've marked as Exhibit 30. What does this appear
4 to be?

5 A. It appears to be a tweet from Funimation.
6 Sorry.

7 MR. ERICK: Okay. Yep. Got it.

8 Q. (BY MS. CHRISTIE) And can you please turn to
9 the second page for me.

10 A. Sure.

11 Q. And does this appear to be that -- that tweet
12 from you in the thread?

13 A. The highlighted one?

14 Q. Yes, ma'am.

15 A. Yes, uh-huh.

16 Q. Okay. And does that appear to be your name on
17 Twitter?

18 A. Yes.

19 Q. Okay. And would this have been something that
20 you would have tweeted?

21 A. Yes.

22 Q. Okay. So this is your --

23 A. My Twitter.

24 Q. -- tweet? Okay. Okay.

25 This would not have been Ame Howard?

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1 A. No.

2 Q. No. Okay.

3 And in this tweet, did you indicate that
4 there were multiple investigations?

5 A. Yes, ma'am.

6 Q. And could you see -- and this is asking just
7 for your opinion -- could you see where people could
8 have interpreted that Funimation had done multiple
9 investigations?

10 MR. ERICK: Objection, form.

11 A. I -- I don't know. It's hard for me to say
12 what other people think.

13 Q. (BY MS. CHRISTIE) But if you had seen this as
14 a fan, coming from you, would you have believed that
15 Funimation had conducted multiple investigations?

16 MR. ERICK: Objection, form.

17 A. I don't know.

18 Q. (BY MS. CHRISTIE) And what did you mean by
19 multiple?

20 A. Multiple, when I was talking about multiple, I
21 wasn't just discussing the Funimation investigation, I
22 was discussing the other investigations over the years.

23 Q. So over the years would you say there'd been
24 more than five investigations?

25 A. I wouldn't know exactly how many.

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1 Q. Ten, twenty?

2 A. Sorry. I wouldn't know.

3 Q. And when -- were you and Vic representing
4 Funimation in any way when the jelly bean incident
5 occurred?

6 MR. ERICK: Objection, form.

7 A. I don't recall if we -- if I was even working
8 at Funimation at that time. That's a long time ago.

9 Q. (BY MS. CHRISTIE) And were you and Vic repre
10 -- representing Funimation in any way when he -- and --
11 and when I use the word allegedly, please understand
12 that's because he's not been charged with any crimes,
13 there's not been any convictions, so I use the word
14 allegedly.

15 A. I understand.

16 Q. Okay. Were you and Vic representing Funimation
17 when he allegedly assaulted you in 2007?

18 MR. ERICK: Objection, form.

19 A. We work as independent contractors for
20 Funimation, but we do not represent Funimation, other
21 than being a voice actor.

22 Q. (BY MS. CHRISTIE) So there were no ties with
23 Funimation? I mean, like, there was nothing at that
24 convention that represented that you were --

25 A. No.

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1 Q. -- con -- connected with Funimation?

2 MR. ERICK: Objection, form.

3 A. No. And I believe at that convention there was
4 a push by ADV, actually, and not Funimation.

5 Q. (BY MS. CHRISTIE) Can you spell the name of
6 that con you were at in 2007.

7 A. Izumicon. So it's I-Z-U-M-I-C-O-N.

8 (Exhibit 31 marked.)

9 Q. (BY MS. CHRISTIE) And I'm going to hand you
10 what I've marked as Exhibit 31.

11 A. Sorry.

12 Q. Okay. And did you -- does this -- what is
13 this? Sorry.

14 A. It is my tweet.

15 Q. Okay. No one else tweeted this?

16 A. No.

17 Q. Okay. And did you tweet on February 11th,
18 2019, at 8:09 p.m., that Vic is the legal definition of
19 harassment?

20 A. That was not my intent. There's a typo. I
21 didn't even realize that I had accidentally said he's the
22 legal definition. I meant to say here's the legal
23 definition of harassment. And I didn't realize it was a
24 typo until I was sent my takedown notices.

25 If you read the entire thread you can see

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1 that I was being harassed, and so I was trying to
2 explain to children that don't understand what
3 harassment is.

4 **Q. Okay. And what is your definition of**
5 **harassment?**

6 A. Harassment, to me, is -- is constantly bugging
7 and picking on someone even after they've repeatedly
8 asked you to stop, or, I can't answer said questions, or
9 whatever, to the point of being a nuisance or a threat.

10 **Q. Do you believe that Vic is the legal definition**
11 **of harassment?**

12 A. I'm not even sure what the legal definition of
13 harassment is. I think I had copied and pasted that
14 from a Wikipedia or something.

15 **Q. Okay.**

16 **(Exhibit 32 marked.)**

17 **Q. (BY MS. CHRISTIE) I'll mark this as**
18 **Exhibit 32. Oh, wait. Sorry. Okay. I'm handing you**
19 **what I've marked as Exhibit 32. Does that appear to be**
20 **a tweet with your name?**

21 A. Yes, ma'am.

22 **Q. Okay. And would you say this is your tweet?**

23 A. I believe it is. I don't recall making it, but
24 it is my Twitter handle.

25 **Q. Okay. In this tweet on February 19, 2019, at**

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1 **6:48 a.m., did you tweet -- and I'm taking this out of**
2 **context a little bit -- of, "I've spoken up for years."**

3 A. Uh-huh.

4 **Q. To whom had you spoken up to?**

5 A. I spoke to Vic directly. I sent him two emails
6 in the early 2000s about his behavior and how he was
7 burning bridges and -- and -- and people were not
8 looking at him favorably. And I mentioned it to ADV
9 Films back in the day.

10 **Q. Okay.**

11 A. Other than that, I can't recall who I've spoken
12 to about it.

13 **Q. Okay. Besides Tammi Denbow, in January of this**
14 **year, who else had you spoken to about the -- the**
15 **alleged assault in 2007?**

16 A. I was so shaken, the only person that I know
17 knew about it early on was Rawly Pickens, who was my --
18 my boyfriend of five years after that convention.

19 **Q. Did you ever observe Rawly confront Vic about**
20 **that?**

21 A. No, ma'am.

22 **Q. Was Vic confronted about it at that time?**

23 A. No, ma'am.

24 **Q. You had not told Ron until January of this**
25 **year?**

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1 A. Yes, ma'am.

2 **Q. Okay. And is this the tweet where you -- you**
3 **told your story?**

4 A. Yes, ma'am. Excuse me.

5 **Q. And does that -- there's a screenshot there,**
6 **but do the following pages appear to be the actual**
7 **narrative of your story of -- that you can read?**

8 A. Let me just check it real quick and make sure.

9 Yes. This appears to be it.

10 **Q. And that's the entire narrative? It appears to**
11 **be the entire narrative of your story, or appears to be?**

12 A. It appears to be.

13 **Q. Okay.**

14 A. It's hard to say --

15 **Q. Okay.**

16 A. -- because I can't really read the text in the
17 small picture.

18 **Q. And I have a question for you, and I hope this**
19 **does not seem to be insensitive, but why did you wait**
20 **for 11, 12 years, before telling this story to anyone?**

21 MR. ERICK: Objection, form.

22 A. I -- like I said, dealing with the emotional
23 turmoil, I compartmentalized it -- I think that's the
24 term the therapist uses -- compartmentalized it, pushed
25 it away, so that it wasn't in the forefront of my brain.

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1 It wasn't until I got a text message from
2 the XXXX twins saying, Hey, you know, we need to talk to
3 you about something, but I think the best thing for us
4 to do is just send you something. So they emailed me
5 their story, and that's -- that's when I started to
6 speak up.

7 **Q. (BY MS. CHRISTIE) Okay. Did you -- did you**
8 **produce that email to your attorney?**

9 A. No, because it didn't mention Vic, it just said
10 we need to talk to you.

11 **Q. Okay. And with regard to the XXXX twins, did**
12 **they live with you and Ron?**

13 A. Yes. XXXXX lived with us for about a year, and
14 then XXXX, for a couple of months. In our garage
15 apartment, I should say, not in our house.

16 **Q. What was the time frame for that?**

17 A. Oh, I don't recall.

18 **Q. Was it --**

19 A. A couple of years ago.

20 **Q. Was it like 2017?**

21 A. It was while -- we've been in our house for
22 three years, so somewhere in --

23 **Q. 2016 to --**

24 A. -- that time period.

25 **Q. 2016 to --**

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1 A. 2016, 2017, maybe.

2 **Q. Were they --**

3 A. I'm not sure.

4 **Q. So they weren't living with you in January of**
5 **this year?**

6 A. No, ma'am.

7 **Q. Okay. And during that time frame that they**
8 **lived with you, how often would you see them?**

9 A. It depended on how busy I was and how much I
10 was in town, but once a week at least.

11 **Q. Okay. And during this time frame -- strike**
12 **that.**

13 **Did they confide in you?**

14 A. About --

15 **Q. Just about --**

16 A. -- anything?

17 **Q. -- general things, like things going on in**
18 **their lives or boyfriends?**

19 MR. ERICK: Objection, form.

20 A. To an extent, but not really. They were pretty
21 guarded in a lot of ways.

22 **Q. (BY MS. CHRISTIE) Okay. And so they -- they**
23 **never said anything to you about their -- their alleged**
24 **incident with Vic until right around the time the movie**
25 **was getting ready to premier?**

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1 A. They -- I know that any time we mentioned Vic
2 they would bristle and kind of look at each other, and
3 they would just say, you know, we had a bad experience,
4 but they never elaborated on that.

5 **Q. And you never pressed them to find out?**

6 A. No. That would have been rude. I could tell
7 they didn't want to talk -- talk about it.

8 **Q. And do you understand that someone that's**
9 **perceived to be a good friend of Vic's publicly, that**
10 **comes out and tells a story, that your story would carry**
11 **more weight than, say, a fan's story might carry?**

12 MR. ERICK: Objection, form.

13 A. I understand because we're public figures that,
14 yes, there's going to be a little more intention.

15 **Q. (BY MS. CHRISTIE) And that telling a story**
16 **could damage somebody?**

17 MR. ERICK: Objection, form.

18 A. I mean, I don't know what telling the story --
19 I don't know what kind of -- what would come out of
20 that.

21 **Q. (BY MS. CHRISTIE) Okay. Well, that there**
22 **could be potential repercussions?**

23 MR. ERICK: Objection, form.

24 A. I suppose it's possible.

25 **Q. (BY MS. CHRISTIE) And you had indicated you**

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1 had sent Vic a couple of emails in the early 2000s. How
2 many times did you try to address Vic's behavior with
3 him?

4 A. It was more than just emails. We spoke in
5 person. There were several accounts where he made
6 handlers cry, yelled at staff, and so I was usually
7 the -- they joked and called me the Vic Whisperer. So I
8 would go and calm him down and try to deal with the
9 situation.

10 Q. And this question may seem odd, but you
11 understand that just because you're a jerk, it doesn't
12 mean that you're a predator, a pedophile, or a sexual
13 assaulter? Do you understand -- do you understand that?

14 MR. ERICK: Objection, form.

15 A. I understand that people can be jerks,
16 regardless.

17 Q. (BY MS. CHRISTIE) And how many times are you
18 alleging that Vic would take a fist full of your hair
19 and whisper in your ear?

20 A. Oh, I can't even count how many times that's
21 happened.

22 Q. Was it every time you saw him?

23 A. Not every time, but it was almost -- almost
24 every time, depending on who was around us.

25 Q. And how many years since you've known Vic,

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1 **which appears to be about 19, 20, working on 20, have**
2 **you worn your hair short like this?**

3 MR. ERICK: Objection, form.

4 A. Oh, I don't know. I've had so many hairstyles
5 over the years.

6 **Q. (BY MS. CHRISTIE) Was it common for you to**
7 **wear your hair shorter?**

8 A. I don't know. I've had -- seriously, as a
9 hairstylist, I've had almost every haircut under the
10 sun, even in the last three months.

11 **Q. Would you agree with me that it would be harder**
12 **for somebody to grab and pull hair if -- if it's really**
13 **short?**

14 A. Yes.

15 MR. ERICK: Objection, form.

16 THE WITNESS: Sorry.

17 MR. ERICK: That's all right.

18 **Q. (BY MS. CHRISTIE) And would Vic grab your hair**
19 **when it was short?**

20 A. I -- I can't recall. I can't recall. I know
21 that he saw me recently, and instead of grabbing my
22 hair, he grabbed my neck, the back of my neck.

23 **Q. When was recently?**

24 A. Whenever we did the Broly press stuff,
25 December.

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1 Q. Do you consider yourself to be a strong,
2 confident woman?

3 MR. ERICK: Objection, form.

4 A. Yes, ma'am.

5 Q. (BY MS. CHRISTIE) Do you consider yourself to
6 be weak?

7 MR. ERICK: Objection, form.

8 A. With certain things, of course. I think we all
9 have our weaknesses.

10 Q. (BY MS. CHRISTIE) And -- and I ask that -- and
11 I ask that question, because yesterday during Mr. Toye's
12 deposition he indicated that he had to be the protector
13 for the weak, and he kept saying your name. And I'm
14 just trying to clari -- I'm just trying to clarify, you
15 know, that you -- you see -- you view yourself as a
16 strong person?

17 MR. ERICK: Objection, form.

18 A. I view myself as a strong person, however, I
19 have experienced trauma that has made me weak in certain
20 areas and aspects.

21 Q. (BY MS. CHRISTIE) And did you ever use
22 physical force to push Vic away from you?

23 A. Yes, ma'am.

24 Q. Did you ever tell him, Dude, don't grab my
25 hair, don't whisper in my ear?

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1 A. Yes, ma'am.

2 MR. ERICK: Objection, form.

3 THE WITNESS: Sorry.

4 A. Yes, ma'am.

5 MR. ERICK: Just a half second more --

6 THE WITNESS: Sorry.

7 MR. ERICK: -- would be good.

8 **Q. (BY MS. CHRISTIE) And maybe not dude, but Vic?**

9 A. Yeah.

10 MR. ERICK: Same.

11 **Q. (BY MS. CHRISTIE) Okay. Do you recall when**
12 **you told him to stop?**

13 A. There were quite a few times. I can't remember
14 them all.

15 MS. CHRISTIE: I think right now would be a
16 good time to take a break, if everybody's okay with
17 that?

18 MR. ERICK: Yep.

19 THE VIDEOGRAPHER: And we're going off the
20 record at 10:19.

21 (Break taken from 10:19 a.m. to 10:36 a.m.)

22 THE VIDEOGRAPHER: And we're back on the
23 record for the beginning of disc number 2. The time is
24 10:36.

25 **Q. (BY MS. CHRISTIE) Okay. I'm sorry to keep**

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1 going over the situation in 2007, but I'm going to hand
2 you what I've marked as Exhibit 34.

3 (Exhibit 34 marked.)

4 Q. (BY MS. CHRISTIE) And what does this appear to
5 be?

6 A. It appears to be one of my tweets.

7 Q. And what is the date on that?

8 A. February 19, 2019.

9 Q. And is there a timestamp on that?

10 A. 9:43 p.m.

11 Q. Okay. And in this tweet you are briefly
12 discussing, or it appears that you're briefly
13 discussing, the alleged incident that happened in 2007;
14 is that true?

15 A. Yes. Sorry.

16 Q. Okay.

17 A. I'm still reading it.

18 Q. Okay. Okay. Sorry.

19 A. No, that's okay.

20 Q. Need to give you time.

21 A. Okay.

22 Q. Okay. And in this tweet where you say I went
23 to a friend's room and he grabbed me by my upper arms
24 and french kissed me, there's no mention of him pushing
25 you to the bed, correct?

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1 A. No. I think I saved --

2 Q. Okay.

3 A. I didn't post details at that time.

4 Q. Okay. And there's no mention of Stan -- Stan
5 knocking on the door?

6 A. No. Because --

7 Q. Okay.

8 A. -- like I said, I didn't post the details at
9 that time.

10 Q. Okay. All right. And I'm going to switch
11 gears just a little bit, because I missed some questions
12 in my outline.

13 There have been -- I have seen some
14 comments through several Twitter tweets that Vic was
15 considered powerful.

16 A. Oh, yes. In the industry?

17 Q. Yes.

18 A. Yes, considerably.

19 Q. And have -- have any of the voice actors been
20 fired from a project at his request, that you are aware
21 of?

22 A. Not that I know of.

23 Q. Okay. And this is just my observation, but, to
24 me, I would think that someone having more roles would
25 be more powerful in an industry.

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1 A. That's not necessarily the case. There are a
2 lot of people who have a lot of roles, who don't speak
3 up, who don't -- you know, it just depends on the
4 situation.

5 **Q. Okay. And what -- what -- what did you see**
6 **that you felt made Vic powerful?**

7 A. Well, he has a presence in the community, he
8 was always wheeling and dealing and trying to find new
9 connections, and so he did have a lot of connections in
10 the industry. He -- the -- the studio saw him as
11 somebody who they could attach his name to a project and
12 it would make more money.

13 For example, there's a show called Tsubasa
14 Reservoir Chronicles, and I'm one of the leads. And my
15 name does not appear on the box, but Vic Mignogna's name
16 does, even though I'm the lead character.

17 **Q. Okay. And do you know of anyone who has tried**
18 **to get Vic fired from any jobs?**

19 A. No, ma'am.

20 **Q. And have you -- do you know anyone that has**
21 **said to you, Monica, I -- Vic needs to be replaced in**
22 **this role?**

23 A. No, ma'am.

24 **Q. Okay. And earlier, you had -- you had**
25 **mentioned Michele Specht.**

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1 **Prior to the Ichi -- Ichibancon**

2 **(phonetic) --**

3 A. Oh, Izumicon?

4 **Q. Izumicon. Okay. Sorry. Wrong one.**

5 A. That's okay.

6 **Q. The Izumicon in 2007, how many times had you**
7 **been around her?**

8 A. I don't know the number of times. I know that
9 we were friends, but I don't know exactly how many times
10 I've seen her.

11 **Q. How often did you communicate with her, prior**
12 **to this incident in 2007?**

13 A. I don't know.

14 **Q. Okay. And I believe you -- she's been**
15 **described as a close friend, so describe what about your**
16 **relationship made her a close friend.**

17 A. I wouldn't say she was close, like, she wasn't
18 a best friend or anything, she was a lot of fun. So
19 whenever we were at conventions together, we would make
20 a point to get together and, you know, go to dinner or
21 do something all together. So I would say she was a
22 close convention friend, if that makes sense.

23 **Q. Uh-huh. Yes. And I believe you said this**
24 **earlier, but if you had distanced yourself from Vic, why**
25 **would you have sent the kissy face emoji?**

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1 A. Because it's my job to put up appearances and
2 make it appear as though everything is great, but, also,
3 like I said in my statement, I made every effort to try
4 and move past that event, thinking it was a one-time
5 thing with me alone, and I wanted to forgive him. I
6 wanted to believe that he was a better person than that.

7 **Q. Could you just have said, I had fun?**

8 MR. ERICK: Objection, form.

9 A. Yes. But if you look at my Twitter you'll see
10 that I use emojis all the time, so it would have been
11 out of character for me not to use an emoji. I use
12 hearts constantly.

13 **Q. (BY MS. CHRISTIE) And on this evening in 2007,**
14 **I know that's been many years ago so the details might**
15 **be fuzzy, or you might have kind of compartmentalized**
16 **some stuff, but you -- you and Vic had planned to go to**
17 **dinner with Stan?**

18 A. Yes. It was what they call a dead dog, which
19 is a little get-together they do after the convention to
20 kind of wrap everything up with the staffers and --

21 **Q. Okay.**

22 A. -- everyone.

23 **Q. Okay. And -- and had -- had Stan given you a**
24 **time when you were going to go to dinner?**

25 A. I don't recall whether he gave us a specific

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1 time. I know he did say, I'll go by the room and get
2 you when we're on our way.

3 **Q. And how long were you in Vic's room?**

4 A. Oh, I don't -- I don't know.

5 **Q. And how did Stan know to knock on the door of**
6 **Vic's room and not yours?**

7 A. Because we had said -- he -- he had asked me --
8 Vic had asked me to come to his room to see the video in
9 front of Stan.

10 **Q. Okay. And I'm going to be asking you a couple**
11 **of questions, please know that I'm not --**

12 A. I understand.

13 **Q. -- trying to -- to discredit or discount or --**
14 **your -- what you have told us. But if -- if Vic knew**
15 **Stan was coming to get you, why -- why would Vic -- I**
16 **mean, to your knowledge, why would Vic have initiated**
17 **anything?**

18 A. I don't know.

19 MR. ERICK: Objection, form.

20 A. I don't know. I can't answer that for him.

21 **Q. (BY MS. CHRISTIE) And couldn't Stan have come**
22 **to the door at any moment?**

23 A. I don't know.

24 **Q. But it's possible? I mean, he could have come**
25 **at any moment?**

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1 A. I have no idea what Stan's plans were that day.

2 (Exhibit 2 previously marked.)

3 **Q. (BY MS. CHRISTIE) And -- okay. So during the**
4 **depositions the past two days, there have been some**
5 **articles that we have mentioned. And I'm going to hand**
6 **you what was Exhibit 2. Okay. This appears to be -- or**
7 **could you tell us what this appears -- Exhibit 2 appears**
8 **to be.**

9 A. It appears to be -- excuse me -- an article on
10 Polygon.

11 **Q. Okay. And do you know what Polygon is?**

12 A. I would assume it is a news site.

13 **Q. Okay. And were you contacted by Polygon?**

14 A. I was contacted by Polygon when Vic filed the
15 lawsuit, and they were asked -- I was asked to comment
16 on it.

17 **Q. Were you con -- were you contacted by them to**
18 **comment for this article?**

19 A. No, ma'am.

20 **Q. Okay. And how did they contact you when the**
21 **suit was filed?**

22 A. Through my talent agent.

23 **Q. Okay. And then I'm going to hand you what --**

24 A. Do you want to put an exhibit --

25 **Q. Yes, I'll take that back.**

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1 (Exhibit 4 previously marked.)

2 Q. (BY MS. CHRISTIE) I'll hand you what was
3 marked as Exhibit 4 earlier. And what does this appear
4 to be?

5 A. It appears to be an article on Anime News
6 Network.

7 Q. Okay.

8 A. Or I can't tell if that's the News Network or
9 if that's just a banner at the top.

10 Oh, it is. Anime News Network. Sorry.

11 Q. Okay. Okay. And what is anime News Network?

12 A. It is a news site about anime.

13 Q. Okay.

14 A. Sorry.

15 Q. That makes sense.

16 A. Sorry.

17 Q. That makes sense.

18 And does this appear to be an article
19 regarding Vic?

20 A. Yes, ma'am.

21 Q. Okay. Were you contacted by Anime News Network
22 to comment for this article?

23 A. No, ma'am.

24 Q. Have you been contacted by Anime News Network
25 since this article was --

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1 A. Not that I know of. I mean, Twitter handles,
2 it's impossible to tell who is talking to you.

3 **Q. Okay.**

4 A. So as far as I know, no.

5 (Exhibit 5 marked.)

6 **Q. (BY MS. CHRISTIE) Okay. Just change -- we'll**
7 **just exchange.**

8 **And then I've handed you what is marked as**
9 **exhibit -- or what has been marked as Exhibit 5. And**
10 **what does that appear to be?**

11 A. I honestly am not sure which -- is it one of
12 these? I'm not -- it's either a blog, book, Manga, or
13 about.

14 **Q. Okay. What does it -- what does the title say?**

15 A. It says, "Fixing the Staircase: Vic Mignogna's
16 Sexual Assault Allegations and the Voice Actors Who
17 Speak Out."

18 **Q. Okay. Did you provide any information for this**
19 **article?**

20 A. Not that I'm aware of, no.

21 (Exhibit 8 previously marked.)

22 **Q. (BY MS. CHRISTIE) Okay. Articles, articles.**

23 **Okay. And then I'm handing you what has been previously**
24 **marked as Exhibit 8. And what does this appear to be?**

25 A. It appears to be a -- an article on Gizmodo.

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1 **Q. Okay. And --**

2 A. But this looks like a tweet, so I'm not -- I'm
3 confused.

4 **Q. I think it might be part of the article.**

5 A. Oh, is it just the picture? Okay.

6 **Q. Yes, ma'am.**

7 **Did you provide any comments for this**
8 **article?**

9 A. Yes, ma'am.

10 **Q. Okay. And are you Charlotte in this article?**

11 A. I wouldn't know. I asked for Beth to choose a
12 pseudonym so it wouldn't be under my name.

13 **Q. Okay. And so you spoke with Beth Elderkin?**

14 A. Yes, ma'am.

15 **Q. And how did you speak to her?**

16 A. On the phone.

17 **Q. Okay. Did you ever communicate with her**
18 **through email or text?**

19 A. No, ma'am.

20 **Q. Okay. And why did you choose to participate in**
21 **this article as opposed to any other places?**

22 MR. ERICK: Objection, form.

23 A. This particular article, I'm not sure,
24 honestly. I wasn't reached -- I think they were one of
25 the few that reached out, and I thought about it long

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1 and hard before I agreed to it, but --

2 Q. (BY MS. CHRISTIE) Okay. And if I were to tell
3 you that I -- and I do not have it, so I apologize -- if
4 I were to tell you that I had seen a tweet or a
5 statement by you where you said you did not want to ruin
6 Vic's life, would that be an accurate statement?

7 MR. ERICK: Objection, form.

8 A. Would that -- I'm sorry, inaccurate or
9 accurate?

10 Q. (BY MS. CHRISTIE) Would it be accurate?

11 A. That I don't want to ruin his life? Yes.

12 MR. ERICK: Objection.

13 THE WITNESS: Sorry.

14 MR. ERICK: Objection, form.

15 A. Yes, that is accurate.

16 Q. (BY MS. CHRISTIE) And do you still feel that
17 way?

18 A. Yes.

19 Q. And do you understand that by calling Vic a
20 predator, or a sexual harrasser, or sexual assaulter,
21 and participating in the investigation and participating
22 in the Gizmodo article, that that has done some damage
23 to his life?

24 MR. ERICK: Objection, form.

25 A. I don't know how or if it's damaged, I just

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1 know that I participated.

2 Q. (BY MS. CHRISTIE) But you understand that as
3 part of the investigation at Funimation, he was
4 terminated from working with them?

5 A. I understand --

6 MR. ERICK: Objection, form.

7 THE WITNESS: Sorry.

8 A. I understand that, yes.

9 Q. (BY MS. CHRISTIE) And -- and do you understand
10 that it can appear to be suspect or suspicious to people
11 that you did not raise the incident that occurred in
12 2007 before now?

13 MR. ERICK: Objection, form.

14 A. Raise it to the internet or to -- to the
15 investigators or --

16 Q. (BY MS. CHRISTIE) No, to -- just in public.

17 MR. ERICK: Objection, form.

18 A. I'm sorry, could you repeat the question?

19 Q. (BY MS. CHRISTIE) Yes, ma'am.

20 A. I'm trying to wrap my head around it.

21 Q. Do you -- do you understand that it could
22 appear to be suspicious that you did not raise or ever
23 -- or address in public the alleged incident that
24 occurred with Vic until now?

25 MR. ERICK: Objection, form.

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1 A. I don't know. That -- I don't know what other
2 people think about it.

3 **Q. (BY MS. CHRISTIE) If you were a fan, what**
4 **would you think?**

5 MR. ERICK: Objection, form.

6 A. I don't know.

7 **Q. (BY MS. CHRISTIE) Okay. And I saw -- I**
8 **believe it's in your story -- that you were in therapy?**

9 MR. ERICK: Objection, form.

10 A. Yes, ma'am.

11 **Q. (BY MS. CHRISTIE) And was Ron aware that you**
12 **were in therapy?**

13 A. I'm sure we --

14 MR. ERICK: Object --

15 THE WITNESS: Sorry.

16 A. I'm sure we --

17 MR. ERICK: Objection, form.

18 Go ahead.

19 A. I'm sure we've discussed it over the years.

20 **Q. (BY MS. CHRISTIE) And you had stated about two**
21 **weeks after doing press for Broly, and it's in your**
22 **statement and the exhibit, I believe 33 or 34, that**
23 **three friends came forward. Would these friends be the**
24 **XXXX twins and XXXX?**

25 A. Yes, ma'am.

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1 **Q. Okay. And how often had you been around XXXX**
2 **prior to the investigation?**

3 A. It's hard to say offhand. I saw her
4 predominantly at conventions.

5 **Q. Okay. What does she do for a job; do you know?**

6 A. Now?

7 **Q. Yes, ma'am.**

8 A. Now, she works at -- oh, gosh, what is the name
9 of it? Morphe in NorthPark mall; it's a makeup company.

10 **Q. Oh, okay. Do you know what her job was at**
11 **Funimation?**

12 A. I believe it was subtitling.

13 **Q. And were you aware that Vic and XXXX had been**
14 **texting and talking and having lunches together for**
15 **about a year prior to when she has indicated that this**
16 **alleged incident happened?**

17 MR. ERICK: Objection, form.

18 A. No, ma'am.

19 **Q. (BY MS. CHRISTIE) And why did you come**
20 **forward, like, in January of this year?**

21 MR. ERICK: Objection, form.

22 A. Do you mean on Twitter?

23 **Q. (BY MS. CHRISTIE) On Twitter, or with the**
24 **investigation with Funimation.**

25 MR. ERICK: Objection, form.

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1 A. With the investigation, I came forward because,
2 as I said earlier, the XXXX twins let me know they
3 needed to talk to me about something. And they emailed
4 me their statement and I read it. And when I read it, I
5 noticed that there were details that were so incredibly
6 similar to what had happened to me, that it started to
7 make me wonder if maybe the one-time thing wasn't a
8 one-time thing, and maybe I had forgiven him, not
9 realizing that there was more to the story.

10 And so then with that, coupled with XXXX
11 then telling me the same thing, which, again, was along
12 the same lines of what had happened to me, then I
13 decided that I should probably speak up, if, for nothing
14 else, because of the statute of limitations passing, at
15 least it would corroborate the other stories so that
16 they would know that they weren't the only ones.

17 **Q. (BY MS. CHRISTIE) Do you believe that Vic**
18 **should lose a 20-year career?**

19 MR. ERICK: Objection, form.

20 A. I believe that actors deserve a safe work
21 environment, and if that has to be the outcome, then,
22 yes.

23 It's not on the microphone. Sorry. I just
24 had a dribble. It's not on the microphone, so we're
25 okay.

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1 **Q. And what do you consider to be a safe work**
2 **environment?**

3 A. A safe work environment, to me, would mean
4 being able to come to work and everyone is professional,
5 there's no kind of weird harassment, there's no kind of
6 anxiety. Basically, making sure that it is a fun work
7 environment, that nobody has to worry about anything
8 that's going to make them uncomfortable or unhappy.

9 **Q. Okay. And what, in your personal opinion,**
10 **would it take for Vic to be able to come back to work?**

11 MR. ERICK: Objection, form.

12 A. I believe I stated it in one of my Twitter
13 statements or I know I've said it on Twitter repeatedly,
14 that I have said that if he would apologize and he would
15 seek counseling and seek help, that, at that point, then
16 I feel like maybe he -- they would consider -- and lay
17 low for a while, that maybe in the future he would have
18 a path to redemption.

19 **Q. (BY MS. CHRISTIE) Okay. And were there ever**
20 **times where you and Vic were -- were in the recording**
21 **booth together?**

22 A. Not that I can recall. We usually work
23 individually.

24 **Q. And is there a requirement that you and he be**
25 **together to record anything?**

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

2 **Q. So it would be possible that you -- you and he**
3 **could actually work on the same produc -- same show**
4 **without ever having any contact with each other?**

5 MR. ERICK: Objection, form.

6 A. Yes, ma'am. In fact, there's actors I've
7 worked with for years that I've never even met.

8 **Q. (BY MS. CHRISTIE) Okay. You have stated --**
9 **and I think we've discussed some specific conventions.**
10 **How many are you scheduled to attend this year?**

11 A. I honestly don't know offhand. It's been quite
12 a few.

13 **Q. And how many have you attended thus far?**

14 A. Oh, I have no idea.

15 **Q. Okay.**

16 A. A lot.

17 **Q. Has it been every weekend this year thus far?**

18 A. Not every weekend.

19 **Q. Have there been any conventions that you were**
20 **invited to that you have not participated in?**

21 A. Yes, ma'am.

22 **Q. Okay. Which ones?**

23 A. Kameha Con --

24 **Q. Okay.**

25 A. -- and River Region Comic Con. And I'm sure,

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1 prior to this year, there were a few that I've had to
2 miss.

3 **Q. And why did you not attend the Kameha Con?**

4 A. Because Vic was attending, and I was worried
5 about my safety.

6 **Q. Did you do a separate signing that weekend?**

7 A. Yes, ma'am.

8 **Q. Okay. And what about the River Region Comic**
9 **Con? Sorry.**

10 A. I had norovirus so I could not go. It was
11 awful.

12 THE WITNESS: Thanks, Ron.

13 **Q. (BY MS. CHRISTIE) Sorry about that.**

14 A. No, it was the worst. It was awful. I don't
15 wish that on anyone.

16 **Q. No, I would not wish that on anybody.**

17 A. It's bad.

18 **Q. Okay. With regard to these conventions, do you**
19 **know any of the owners or organizers?**

20 A. I've met a few.

21 **Q. Are there any that you speak to on a regular**
22 **basis?**

23 A. Not on a regular basis, no.

24 **Q. Okay. And have -- have there been any owners**
25 **or organizers that you have spoken to about Vic?**

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1 A. Yes, ma'am.

2 Q. And who would those be?

3 A. Chris Slatosch.

4 Q. Okay. Is he the only one?

5 A. Yes.

6 Q. And have you -- have there been any other --
7 **who is Chris Slatosch?**

8 A. Chris Slatosch is a convention runner in Texas.
9 He has several conventions in the state.

10 Q. Does he run Kameha Con?

11 A. Yes, ma'am.

12 Q. And are there any other conventions that have
13 **listed both you and Vic to have appearances, that you**
14 **have told them you would not attend if Vic is present?**

15 A. No, ma'am. The only one I can think of is
16 Kameha Con.

17 Q. Okay. And have you -- have you threatened to
18 **not attend conventions if they invite Vic?**

19 A. I don't think that's in my stipulations, no.

20 Q. And have you had any voice actors, through your
21 **career, say things about you that are untrue?**

22 A. Not that I can think of, offhand.

23 Q. And yesterday, when Ron gave his -- his
24 **deposition, he had indicated that a lie could be just**
25 **not telling about something. Do you agree with that?**

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1 MR. ERICK: Objection, form.

2 A. To me, a lie is knowingly telling a falsehood.

3 I can't speculate what Ron thinks it is.

4 **Q. (BY MS. CHRISTIE) And this is just a**
5 **hypothetical, so it may be a "don't know." But would**
6 **you -- would you think that calling someone a predator,**
7 **when they've never been convicted of anything, is a lie?**

8 MR. ERICK: Objection, form.

9 A. I don't know.

10 MS. CHRISTIE: At this time, would it be
11 possible for us to break for lunch? Would you be okay
12 or --

13 MR. VOLNEY: Sure.

14 MR. BEARD: We don't have much left --

15 MR. ERICK: Okay.

16 MR. BEARD: -- but we need to -- we need to
17 caucus.

18 MS. CHRISTIE: Yeah.

19 MR. BEARD: And you and I need to have a
20 conversation too.

21 MR. ERICK: Okay.

22 MS. CHRISTIE: We may -- we may be able to
23 come back and --

24 MR. ERICK: Okay. And finish?

25 MS. CHRISTIE: -- pass the witness. Yeah.

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1 MR. ERICK: Great. All right. Yeah.

2 THE VIDEOGRAPHER: And we're going off the
3 record at 11:03.

4 (Break taken from 11:03 a.m. to 12:29 p.m.)

5 THE VIDEOGRAPHER: And we're back on the
6 record. The time is 12:29.

7 MS. CHRISTIE: At this time, we will pass
8 the witness.

9 MR. VOLNEY: No questions for me.

10 MR. JOHNSON: No questions at this time.

11 MR. ERICK: We'll reserve ours for trial.
12 Thanks.

13 THE VIDEOGRAPHER: And we're going off the
14 record at 12:29.

15
16 (Deposition concluded at 12:29 p.m.)

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1	CHANGES AND SIGNATURE		
2	WITNESS NAME: MONICA RIAL DATE: JUNE 28, 2019		
3	PAGE LINE	CHANGE	REASON
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1 Mr. John Volney, Esq. - 00 HOURS:00 MINUTE(S)
Mr. Sam Johnson, Esq. - 00 HOURS:00 MINUTE(S)

2

3 That pursuant to information given to the
4 Deposition officer at the time said testimony was taken,
5 the following includes counsel for all parties of
6 record:

7 Ms. Carey-Elisa Christie, Esq., and Mr. Ty Beard,
Esq., Attorneys for Plaintiff

8 Mr. Casey S. Erick, Esq., Attorney for Defendants
Monica Rial and Ronald Toye

9 Mr. John Volney, Esq., Attorney for Defendant
Funimation

10 Mr. Sam Johnson, Esq., Attorney for Defendant
Jamie Marchi

11 I further certify that I am neither counsel for,
12 related to, nor employed by any of the parties or
13 attorneys in the action in which this proceeding was
14 taken, and further that I am not financially or
15 otherwise interested in the outcome of the action.

16 Further certification requirements pursuant to Rule
17 203 of TRCP will be certified to after they have
18 occurred.

19 Certified to by me this 29th day of June, 2019.

20

21



22

Claudia White, Texas CSR #8242
Expiration Date: 5/31/21

23

Firm Registration No. 526
CSI Global Deposition Services

24

4950 N. O'Connor Road, Suite 152
Irving, Texas 75062

25

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CSI GLOBAL DEPOSITION SERVICES

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1 FURTHER CERTIFICATION UNDER RULE 203 TRCP

2 The original deposition was/was not returned to the
3 deposition officer on _____;

4 If returned, the attached Changes and Signature
5 page contains any changes and the reasons therefor;

6 If returned, the original deposition was delivered
7 to Ms. Carey-Elisa Christie, Custodial Attorney;

8 That \$_____ is the deposition officer's
9 charges to the Plaintiff for preparing the original
10 deposition transcript and any copies of exhibits;

11 That the deposition was delivered in accordance
12 with Rule 203.3, and that a copy of this certificate was
13 served on all parties shown herein on and filed with the
14 Clerk.

15 Certified to by me this _____ day of
16 _____, 2019.

17
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Claudia White
Texas CSR #8242
Expiration Date: 5/31/21
Firm Registration No. 526
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DEPOSITION OF MONICA RIAL

June 28, 2019

105

<p>79:23</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p>Z 38:14</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>00 84:25 85:1,1</p> <p>01 84:24</p> <p>07 43:4</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>10 33:9,10 43:25</p> <p>10,000 15:25</p> <p>10:19 60:20 60:21</p> <p>10:36 60:21 60:24</p> <p>100 1:20 2:4 15:23</p> <p>101 2:5</p> <p>1099 9:25</p> <p>10th 13:4</p> <p>11 53:20</p> <p>11:03 81:3,4</p> <p>11th 13:4 49:17</p> <p>12 17:19 53:20</p> <p>12/17/18 3:12</p> <p>12:29 1:17 81:4,6,14 81:16</p> <p>132315 1:25</p> <p>13th 20:11 20:12</p> <p>141-3074... 1:1 84:1</p> <p>141st 1:7,19 84:7</p> <p>15 30:13,16 33:11 52:3</p> <p>152 85:23 86:21</p>	<p>15th 28:1</p> <p>16th 28:1</p> <p>17th 39:18</p> <p>19 50:25 52:21 58:1 61:8</p> <p>1999 17:16</p> <p>1st 1:20</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2 3:2,8 60:23 67:2 67:6,7</p> <p>2/11/19 3:13</p> <p>2/19/19 3:14 3:15,16</p> <p>20 9:21 17:13 24:11 58:1 58:1</p> <p>20-year 75:18</p> <p>20,000 16:2</p> <p>2000 42:13</p> <p>2000s 36:23 51:6 57:1</p> <p>2003 26:8</p> <p>2007 29:17 43:3,12 44:6,15 45:14 48:17 49:6 51:15 61:1 61:13 64:6 64:12 65:13 72:12</p> <p>2016 54:23 54:25 55:1</p> <p>2017 54:20 55:1</p> <p>2018 12:4 39:18</p> <p>2019 1:12,17 4:3 28:4 34:7,21</p>	<p>38:11</p> <p>49:18</p> <p>50:25</p> <p>52:21 61:8</p> <p>82:2 84:10</p> <p>85:19</p> <p>86:16</p> <p>203 85:17 86:1</p> <p>203.3 86:12</p> <p>2100 2:14</p> <p>214 2:11,15</p> <p>220 2:19</p> <p>2700 2:14</p> <p>28 1:12,17 4:3 82:2 84:10</p> <p>29 3:12 41:18,23</p> <p>29th 85:19</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>30 3:12 45:21,22 46:3</p> <p>31 3:13 49:8 49:10</p> <p>32 3:14 50:16,18 50:19</p> <p>33 3:15 52:8 52:9,10,12 73:22</p> <p>34 3:16 61:2 61:3 73:22</p> <p>3900 2:10</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p>4 3:9 68:1,3</p> <p>41 3:12</p> <p>45 3:12</p> <p>49 3:13</p> <p>4950 85:23 86:21</p> <hr/> <p style="text-align: center;">5</p> <hr/>	<p>5 3:5,10 69:5,9</p> <p>5/31/21 85:22 86:20</p> <p>5:15 3:15 52:23</p> <p>50 3:14</p> <p>50,000 16:5</p> <p>509-4900 2:6</p> <p>52 3:15</p> <p>526 85:22 86:20</p> <p>550 19:10</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>6:48 3:14 51:1</p> <p>600 19:10</p> <p>61 3:16</p> <p>614 8:14</p> <p>650-0225 85:24 86:22</p> <p>67 3:9</p> <p>672-2000 2:11</p> <p>68 3:10</p> <p>69 3:11,11</p> <hr/> <p style="text-align: center;">7</p> <hr/> <p>7161 2:18</p> <p>75024 2:19</p> <p>75062 85:24 86:22</p> <p>75080 8:15</p> <p>75201 2:15</p> <p>75202 2:10</p> <p>75703 2:5</p> <p>784-0004 85:24 86:22</p> <hr/> <p style="text-align: center;">8</p> <hr/> <p>8 3:11 69:21 69:24</p>	<p>8:09 3:13 49:18</p> <p>8:15 39:19</p> <p>8:50 1:17 4:4</p> <p>82 3:6</p> <p>8242 85:21 86:19</p> <p>84 3:6</p> <p>877 85:24 86:22</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>9:14 23:17 23:18</p> <p>9:25 23:18 23:20</p> <p>9:43 3:16 61:10</p> <p>901 2:9</p> <p>903 2:6</p> <p>918-5274 2:20</p> <p>972 2:20 85:24 86:22</p> <p>981-3839 2:15</p>
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vic mignogna @vicmignogna · 12 Dec 2018

Doing press for the Dragonball Super:Broly movie with dear friends!



25 114 1.4K



Monica Rial

@Rialisms

Follow

Replying to @vicmignogna

It was so much fun! 🤗

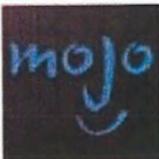
8:15 PM - 17 Dec 2018

3 Retweets 49 Likes



11 3 49

Top 10 Anime Betrayals



WatchMojo.com

Subscribed



10,168,619

EXHIBIT 29
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

+ Add to

➔ Share

⋮ More

Exhibit 29



Funimation ✓

@FUNimation

Follow

Everyone, we wanted to give you an update on the Vic Mignogna situation. Following an investigation, Funimation recast Vic Mignogna in Morose Mononokean Season 2. Funimation will not be engaging Mignogna in future productions.

2:29 PM - 11 Feb 2019

6,954 Retweets 20,359 Likes



3.1K 7.0K 20K



Funimation ✓ @FUNimation · Feb 11

Part of our core mission is to celebrate the diversity of the anime community and to share our love for this genre and its positive impact on all. We do not any kind of harassment or threatening behavior being directed at anyone.

370 728 5.8K



Funimation ✓ @FUNimation · Feb 11

Edit: We do not condone any kind of harassment or threatening behavior being directed at anyone.

799 573 5.6K



CleverFOXSO @CleverFOXSO · Feb 11

Replying to @FUNimation @Rialisms

If Vic was fired then Monica should he as well. Since both are a cause of problems. Harassing fans. Both sides should be recasted. This way it's fair. Until investigation is done. Seriously

39 95 1.8K



Monica Rial ✓ @Rialisms · Feb 11

There were multiple investigations with testimony, proof, evidence. Companies

EXHIBIT 30
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

**CleverFOXSOl** @CleverFOXSOl · Feb 11

Replying to @FUNimation @Rialisms

If Vic was fired then Monica should be as well. Since both are a cause of problems. Harassing fans. Both sides should be recasted. This way it's fair. Until investigation is done. Seriously

40 105 1.9K

**Monica Rial** @Rialisms · Feb 11

There were multiple investigations with testimony, proof, evidence. Companies don't cut ties without those things. However, that information is classified. I am one of dozens of men and women who participated. Stop harassing me.

253 86 1.5K

**Will** @WillamWebb · Feb 11

If you knew he was like this, you covered it up... youre just as bad

24 53 1.7K

**Monica Rial** @Rialisms · Feb 11

Thanks for the tweet! I've screenshot it and sent it to my attorney and law enforcement. I will not be harassed. Have a nice night!

514 27 841

**nightblur** @nightblur · Feb 11

Monica, you can't sue a person over a tweet. Plus, I thought you would tell your side of the story? Where is it exactly? Because no evidence had been found of Vic being guilty of any accusations, and you being in a Q and A with him a few weeks back doesn't help your case either.

20 27 1.1K

**nightblur** @nightblur · Feb 11

If you had such a problem with him why speak up against him now? Why associate with him or work with him? Honestly this is reeks of damage control. Until I see evidence that Vic is guilty, I'm standing with him. #ISTANDWITHVIC.

8 20 457

**Aulia Raihan Hakim** @RaihanH98 · Feb 11

Also those photos of her and Vic as buddies. Really wondering why she till buddy buddy with him if she says she's a victim of him

5 8 284

**nightblur** @nightblur · Feb 11

Obviously to get clout. It's also funny that she got a job at Rooster Teeth right after Vic got fired. Just suspicious.

9 6 224



Monica Rial @Rialisms · Feb 11

"Freedom of Speech" does not equal "freedom from consequence". Before you choose to harass me, please be aware that I have attorneys and law enforcement involved. We are taking all threats/harassment very seriously. Any harassment/threats will be screenshot and forwarded.

1.9K 976 6.6K



Monica Rial

@Rialisms

Follow

And just so we're clear, he's the legal definition of harassment: Harassment is governed by state laws, but is generally defined as a course of conduct which annoys, threatens, intimidates, alarms, or puts a person in fear of their safety.

8:09 PM - 11 Feb 2019

EXHIBIT 31
WIT: M. Rial
DATE: 4/28/19
Claudia White, CSR

Exhibit 31



Monica Rial

@Rialisms

Following

Replying to @StiffyDale @xXRerBearXx @1zAMusicalGeek

That's not true. I've spoken up for years.
Unfortunately, nobody did anything about it
until now.

6:48 AM - 19 Feb 2019

2 Retweets 14 Likes



33

2

14



EXHIBIT 32
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

Exhibit 32

First, please know that I've tried to address his behavior with him. I'm the kind of friend that will tell you when you have food in your teeth and I was tired of people talking about him behind his back. How would he change if he didn't know his behavior was wrong? Each time, he would apologize and then be back at it within weeks. The studios slowly began to stop working with him, not just because of sexual harassment, but because he was difficult to work with. Even though he had a huge fan following, directors began to look elsewhere.

Whenever he saw me he would take a fist full of my hair, pull my head back, and either whisper so closely to my ear that his lips were touching or kiss my cheek/neck. This was usually done in front of fans or colleagues so I had to be very careful about how I reacted. I didn't even realize how inappropriate it was because he did it to so many people. I've witnessed it happen, just as others have witnessed it happen to me; colleagues *and* fans.

In the mid-2000s we were at a convention together and he grabbed me and kissed me in his hotel room. I froze. You may wonder why I didn't yell or scream or push him away. I was scared. Why? Because I was raped as a teenager and I learned that sometimes fighting back makes it worse. Why did I go to his room? Because he asked me to watch a video and I trusted him because he was my friend. Not only that, but he was dating my friend Michele and I had been flirting with my soon-to-be-boyfriend at the convention all weekend. After that experience, I distanced myself from him and unfortunately Michele as well. I felt incredibly guilty even though I hadn't done anything wrong. I went to therapy and worked on forgiveness. I chose to forgive him for what he had done. Maybe it was just me? Maybe it was a one-time thing never to be repeated again? You can imagine my devastation when I learned that I wasn't the only one. That it was happening to colleagues, and worse yet, convention attendees.

All the pictures and messages that are being passing around were taken at the press events and premiere for the Broly movie in mid-December. About 2 weeks after that, three of my close friends came forward. When these friends shared their stories with me, I was heartbroken. How could this happen to three of my close friends without me ever knowing? As more people came forward, I began to see the similarities. I chose to share my testimony with investigators solely because it corroborated the others' testimony. I didn't start this, I have nothing to gain from it, I didn't steal anyone's roles or titles; the stuff you're hearing on YouTube is all lies attempting to create drama and get subs/views. I'm perfectly content being *just* a voice actor.

The investigations were incredibly thorough. Each person was interviewed, the evidence weighed, and a decision made. Each company has to look out for the safety of their employees. In this instance, these companies felt they made the best decision to protect their employees and contract workers. Also, these companies aren't obligated to share any information with you. Many of the women who've come forward have chosen to remain anonymous, especially after seeing the way that I've been attacked. Please respect their privacy.

I didn't want to come forward on Twitter but I felt like I had to do something because my friends' lives, children, and careers were being threatened. Also, I knew if I didn't, there was a very good chance that this would just get swept under the rug... again.

I apologize for lashing out and threatening fans. I don't want to have to take people to court or send law enforcement after them but I was doing what I felt necessary to protect myself at the time. There is a watch list and I have the names and numbers of multiple harassers, but I'm willing to forgive if you'll stop the madness now. You may feel that my colleagues and I have been harsh, but let me ask you this: how would you respond if your life was being threatened? If the lives of your loved ones, your friends, your friends' children, were being threatened? If your addresses and phone numbers were being passed around like candy so people could call or drop by just to antagonize you? If the local authorities made sure to drive past your house daily, just to make sure you're okay? If you were forced to be on the phone with various law enforcement and lawyers every single day? If people were trying to get you fired just because you came forward with the truth? If you were doxxed because people think it's fun to attack those who are hurting?

I have always stood up for this community. I have loved the anime fandom from the moment I went to my first convention. To be threatened like this by the community I love, really hurts my heart. I recently stood up for the Dragon Ball fandom, only to have that community come back and attack me mercilessly. It has been so incredibly painful, I can't even express.

I have never said anything hurtful toward Vic or any of his fans. I don't want to ruin his life, he was/is my friend. I don't want him to be labeled a predator for life. I want him to get help and realize that his actions have hurt many people, including me. If he takes the necessary steps to better himself, then perhaps I would be willing to forgive him again.

I'm tired of the fighting, I'm tired of the threats, all of it. From here on, I will only be posting positivity and light. Any threats or retaliation will be met with an immediate block. I'm not wasting any more time on this matter. It's over. This has been incredibly difficult for everyone involved. Please be kind to one another. <3

Much love,
Monica

← **Tweet**



The Lazy Gamer @The_Lazy_Gam... · 1h ▾

Question, what do you consider consent? Before he leans in to kiss you does he have to say "May I kiss you"? You realise how weird that would be? It's all body language when people go to kiss each other, if he goes to kiss you and you're not feeling it, just say no.

💬 4 ↻ ❤️ 🔗



Monica Rial ✓
@Rialisms ▾

Replying to @The_Lazy_Gamer1 @go_taint and @b3lieving

I went to friend's room who was in a committed relationship and he grabbed me by my upper arms and French kissed me. That is inappropriate.

9:43 PM · Feb 19, 2019 · Twitter for iPhone

11 Likes

💬 ↻ ❤️ 🔗



EXHIBIT 34
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

Exhibit 34

DEPOSITION OF RONALD TOYE
June 27, 2019

1

NO. 141-307474-19

VICTOR MIGNOGNA,)	IN THE DISTRICT COURT
)	
Plaintiff,)	
)	
VS.)	TARRANT COUNTY, TEXAS
)	
FUNIMATION PRODUCTIONS,)	
LLC, JAMIE MARCHI, MONICA)	
RIAL, and RONALD TOYE,)	
)	
Defendants.)	141st JUDICIAL DISTRICT

ORAL AND VIDEOTAPED DEPOSITION OF

RONALD TOYE

JUNE 27, 2019

ORAL AND VIDEOTAPED DEPOSITION OF RONALD TOYE,
produced as a witness at the instance of the PLAINTIFF,
and duly sworn, was taken in the above-styled and
numbered cause on June 27, 2019, from 9:28 a.m. to 3:49
p.m., before Claudia White, CSR in and for the State of
Texas, reported by machine shorthand, at the 141st
Judicial District Court, 100 North Calhoun Street, 1st
Floor, Fort Worth, Texas, pursuant to the Texas Rules of
Civil Procedure and the provisions stated on the record
or attached hereto.

Job No. 132313

DEPOSITION OF RONALD TOYE
June 27, 2019

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A P P E A R A N C E S

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FOR THE VIDEOGRAPHER:

Mr. John Franks

ALSO PRESENT:

Ms. Monica Rial

DEPOSITION OF RONALD TOYE
June 27, 2019

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18	NO.	PAGE/LINE
19	NONE	
20		
21		
22		
23		
24	*XXXX identifies redacted names in the transcript per	
25	confidentiality stipulation	

DEPOSITION OF RONALD TOYE
June 27, 2019

4

1 THE VIDEOGRAPHER: And we're going on the
2 record in the videotaped deposition of Mr. Ronald Toye.
3 Today's date is June 27, 2019. The time is 9:28 a.m.
4 At this time will counsel please state their appearances
5 for the record, and then the court reporter will swear
6 in the witness.

7 MR. BEARD: Ty Beard appearing for Victor
8 Mignogna.

9 MR. ERICK: Casey Erick here for Ron Toye
10 and Monica Rial.

11 MR. JOHNSON: Sam Johnson for Defendant
12 Jamie Marchi.

13 MR. VOLNEY: John Volney for Funimation.

14 MS. CHRISTIE: Carey Christie for Victor
15 Mignogna.

16 MR. ERICK: Defendants have the same
17 agreement, that one objection applies to all defendants.
18 And we also want to confirm on the record that the
19 confidentiality agreement made yesterday during
20 Mr. Mignogna's deposition remains in effect subject to
21 the court's ruling today, this morning, regarding the
22 affidavits produced June 26 by Defendants Monica Rial
23 and Ron Toye in their supplemental -- I'm sorry, in
24 their amended responses to disclosures.

25 MR. BEARD: Yes, I agree.

DEPOSITION OF RONALD TOYE
June 27, 2019

5

1 Counsel, do y'all agree?

2 MR. VOLNEY: Yes.

3 MR. BEARD: Sam?

4 MR. JOHNSON: Oh, I'm sorry.

5 MR. ERICK: Do you agree?

6 MR. JOHNSON: With what?

7 MR. ERICK: What I just said.

8 MR. JOHNSON: Yes, agreed.

9 MR. BEARD: Okay. Turn your wallet over to
10 him.

11 (Oath administered.)

12 THE REPORTER: Will this be taken under the
13 Texas Rules of Civil Procedure?

14 MR. ERICK: Yes.

15 MR. BEARD: Yes.

16 MR. JOHNSON: Yes.

17 MS. CHRISTIE: Yes.

18 MR. VOLNEY: Yes.

19 RONALD TOYE,
20 having been first duly sworn, testified as follows:

21 DIRECT EXAMINATION

22 BY MR. BEARD:

23 Q. Mr. Toye, I'm Ty Beard. I represent Victor
24 Mignogna in this case; he's the Plaintiff.

25 Have you ever been deposed before?

DEPOSITION OF RONALD TOYE
June 27, 2019

6

1 A. Yes.

2 Q. Okay. So you're familiar with the process,
3 basically?

4 A. Somewhat, yes.

5 Q. Okay. Let's go over it just to be sure. The
6 ground rules are pretty simple. I'll ask questions and
7 you'll answer. And if you would, don't interrupt me
8 while I'm asking, just because the court reporter wants
9 to be able to take it all down. If I ask you a question
10 that doesn't make any sense, feel free to say, Can you
11 rephrase that, or, I don't understand. I'll let you
12 answer your question.

13 There will be objections occasionally.
14 Your counsel may object to form or to privilege. I
15 would suggest that when you hear your client -- your
16 counsel object, you stop talking. But objections to
17 form, generally speaking, you still have to answer. We
18 just get it recorded.

19 I may object to nonresponsive. That's
20 really a technical thing. I'm not, you know, trying to
21 offend you or anything. But we -- as Sam said
22 yesterday, we have to control the -- the dialogue. But
23 feel free to answer completely, any question that I ask.
24 If I ask it unfairly, such as, Do you still beat your
25 wife? It's okay to say, I don't beat my wife, you know.

DEPOSITION OF RONALD TOYE
June 27, 2019

7

1 **Do you have any questions?**

2 A. Nope.

3 **Q. Okay.**

4 **I think the court reporter asks that. Do**
5 **you ask about reading and signing the deposition?**

6 THE REPORTER: You have the opportunity to
7 read and sign your transcript after it's over.

8 MR. ERICK: He'll -- yes, we agree to that.
9 He'll read and sign. Thank you.

10 THE REPORTER: Thank you.

11 **Q. (BY MR. BEARD) Mr. Toye, what's your full**
12 **name?**

13 A. Ronald Joseph Toye, III.

14 **Q. Are you the fiancée of Monica Rial?**

15 A. Yes.

16 **Q. Mr. Toye, would you agree with this**
17 **proposition, that someone accused of a crime should be**
18 **allowed to defend themselves?**

19 A. Yes.

20 **Q. Okay. So what kind of defense would you agree**
21 **they should be allowed to put on?**

22 MR. ERICK: Objection, form.

23 A. One that respects whatever state they live in
24 and the codes that go along with that.

25 **Q. (BY MR. BEARD) Okay. Well, let's -- are you a**

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1 pedophile?

2 A. No.

3 Q. Okay. Forgive me. Your tone indicated a
4 certain degree of indignation when I asked that
5 question; is that fair?

6 MR. ERICK: Objection. Don't answer that.

7 MR. BEARD: What is the objection, Counsel?

8 MR. ERICK: Any answer he gives would be
9 misleading, and it's a harassing question.

10 MR. BEARD: That's not a proper objection.

11 Q. (BY MR. BEARD) Does it offend you if someone
12 were to call you a pedophile?

13 MR. ERICK: Objection, form.

14 Q. (BY MR. BEARD) You can answer.

15 MR. ERICK: You can answer.

16 A. Does it offend me -- can you repeat your
17 question?

18 Q. (BY MR. BEARD) If someone were to call you a
19 pedophile, would it offend you?

20 A. It would offend me, yes.

21 Q. Why?

22 MR. ERICK: Objection, form.

23 A. Because it isn't true.

24 Q. (BY MR. BEARD) Okay. Should you lose your job
25 if someone calls you a pedophile?

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1 MR. ERICK: Objection, form.

2 A. If there's evidence to it, then I absolutely
3 believe it.

4 **Q. (BY MR. BEARD) Fair enough. But what if**
5 **there's no evidence? What if somebody just simply says,**
6 **Ronald Toye is a pedophile, should -- should you lose**
7 **your job because of that?**

8 MR. ERICK: Objection, form. Calls for
9 speculation.

10 A. Could you repeat your question?

11 MR. BEARD: Not a proper objection,
12 Counsel.

13 **Q. (BY MR. BEARD) What if there's no evidence,**
14 **someone simply says, Ronald Toye is a pedophile? In**
15 **that case --**

16 A. Sure.

17 **Q. It's a complicated question --**

18 A. Right, it's a multi-question.

19 **Q. Yeah. If someone says, Ronald Toye is a**
20 **pedophile, and produces no evidence other than that**
21 **allegation, should you lose your job?**

22 MR. ERICK: Objection, form.

23 A. The -- part of that question is, if it's a
24 random person who says it, there's no corroborated
25 evidence, and evidence may be a testimony that's outside

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1 of a random stranger, and -- and a company investigates
2 to their ability to look into the claim, then if the
3 employer deems it necessary, then, sure, then it would
4 be appropriate for an employer to fire that person.

5 **Q. (BY MR. BEARD) Okay. I didn't mention a**
6 **company, though. I'm simply asking --**

7 A. You said a job.

8 **Q. -- a pretty simple question.**

9 A. -- so usually a job --

10 **Q. Oh, you're talking about --**

11 A. -- is associated with a company.

12 **Q. -- your company that employs you?**

13 A. Well, you had mentioned, if a person.

14 **Q. Fair enough.**

15 A. So I said -- I'm answering the question you
16 asked, If a company or a job fired a person, would that
17 be okay.

18 So I'm assuming when you say job, I can
19 also make the assumption that a company would be
20 attached to the job.

21 **Q. So if I'm -- and I don't want to put words in**
22 **your mouth.**

23 A. Sure.

24 **Q. So if your company investigates and fires you**
25 **as a result of these allegations, that's fair?**

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1 MR. ERICK: Objection, form.

2 A. Right. So if they did their investigation and
3 they did this, and we're talking about me, or let's say
4 a hypothetical person, right?

5 **Q. (BY MR. BEARD) No, no, we're talking about**
6 **you.**

7 A. Well, for me, if there was claims that were
8 substantiated and other people had come through, and a
9 company investigated, there's no reason to doubt that
10 company's integrity, so, yeah, that would be fair.

11 **Q. Okay. So the company should -- no reason to**
12 **doubt the company's integrity, is what you're saying,**
13 **that you presume that their investigation is totally**
14 **fair?**

15 A. Correct.

16 **Q. Okay. I don't -- I don't want to put words in**
17 **your mouth.**

18 A. I think it's fair for a company.

19 **Q. Okay. You said that if the evidence was**
20 **corroborated.**

21 A. Mm-hmm.

22 **Q. Could you give me some examples of**
23 **corroborating evidence --**

24 A. Sure.

25 **Q. -- that you think would be corroborating?**

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1 A. Multiple people saying the same story, same
2 account of what happened.

3 **Q. Okay. So if two people call you a pedophile,**
4 **should you lose your job?**

5 MR. ERICK: Objection, form.

6 A. If the company did the investigation and they
7 deemed it ready for two people, absolutely.

8 **Q. (BY MR. BEARD) All it takes is two people --**

9 MR. ERICK: Objection, form.

10 **Q. (BY MR. BEARD) -- and a -- and a company**
11 **investigation --**

12 MR. ERICK: Same objection.

13 **Q. (BY MR. BEARD) -- and you should lose your job?**

14 MR. ERICK: Objection, form.

15 A. A person who is accused of those things, and
16 two people say it to a company, a company should have
17 the right to make a determination if that's the type of
18 person they want to employ, yeah. Or a contract.

19 **Q. (BY MR. BEARD) What if the company's**
20 **investigation isn't fair --**

21 MR. ERICK: Objection, form.

22 **Q. (BY MR. BEARD) -- do you still think that you**
23 **should lose your job?**

24 MR. ERICK: Objection, form.

25 A. The company is in a position to make a

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1 decision, what's best for the company.

2 MR. BEARD: Okay. That's nonresponsive.

3 Objection, nonresponsive.

4 Q. (BY MR. BEARD) If the company's investigation
5 is not fair, as you've defined the word fair --

6 A. Sure.

7 Q. -- is it reasonable that you would, then, lose
8 your job, merely because two people accuse you of being
9 a pedophile?

10 MR. ERICK: Objection, form.

11 A. Yes, it's fair.

12 Q. (BY MR. BEARD) It's fair?

13 A. It's absolutely fair.

14 Q. Okay. So whatever the company wants to do --

15 A. Correct.

16 Q. -- is okay with you?

17 MR. ERICK: Objection, form.

18 A. As long as there's been an investigation to
19 whatever matter, then, yes.

20 Q. (BY MR. BEARD) I'm curious. What would you
21 define as an investigation?

22 A. Somebody asking another --

23 MR. ERICK: Objection, sidebar. Objection,
24 form.

25 MR. BEARD: Sidebar is not a proper --

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1 THE REPORTER: You need to answer that
2 again. And let him --

3 THE WITNESS: Sorry.

4 THE REPORTER: -- when he starts objecting,
5 let him -- before you answer.

6 THE WITNESS: Sorry.

7 THE REPORTER: Thank you. So say your
8 answer again.

9 A. Yes, it's fair.

10 **Q. (BY MR. BEARD) Okay.**

11 MR. BEARD: Counsel, I'm entitled to ask
12 you, what -- what was the sidebar objection?

13 MR. ERICK: The curious -- your comment
14 about how -- how you were curious about his answer.

15 MR. BEARD: I am curious about his answer.

16 MR. ERICK: I made an objection about it.

17 MR. BEARD: Okay. Fair enough, I guess.

18 MR. ERICK: Great.

19 **Q. (BY MR. BEARD) Now, back to the question.**
20 **I'll repeat it. What do you consider a fair -- a fair**
21 **investigation to look like?**

22 MR. ERICK: Objection, form.

23 A. A person that has been trusted with a position
24 to overview a company's policy, to then talk to other
25 people involved in the company and make a determination

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1 what's best for the company and their brand, that's a
2 fair investigation to me.

3 **Q. (BY MR. BEARD) Is it possible that person**
4 **could be wrong?**

5 MR. ERICK: Objection, form.

6 A. You know what, this isn't -- the question isn't
7 about if it's wrong or fair. Is it fair --

8 **Q. (BY MR. BEARD) Mr. Toye, I get to ask the**
9 **questions.**

10 A. Right, but --

11 **Q. Please answer my question.**

12 A. -- I get to answer it, and you can object
13 however you'd like, but that's how I'm answering the
14 question.

15 **Q. Mr. Toye, that's nonresponsive.**

16 MR. BEARD: I'm going to object to that.

17 A. Cool. And I answered the question.

18 **Q. (BY MR. BEARD) I'll ask the question again.**

19 A. Sure.

20 **Q. Is it possible that an investigator for a**
21 **company could make a mistake?**

22 MR. ERICK: Objection, form.

23 A. That's not for me to decide. I'm not the
24 company person.

25 MR. BEARD: Objection, nonresponsive.

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1 A. Cool.

2 Q. **(BY MR. BEARD)** Okay. Is it possible that the
3 **company representative might collude with third parties**
4 **to attack the person -- to attack you in this**
5 **hypothetical? Is that possible?**

6 MR. ERICK: Objection, form.

7 A. There's a lot of hypotheticals that could
8 possibly happen in the universe, but in this situation I
9 feel like people who make it to a position where they
10 can make a determination for a company's brand probably
11 wouldn't do that.

12 Q. **(BY MR. BEARD)** Okay. I didn't ask if they
13 **would probably do that, Mr. Toye.**

14 A. You did say --

15 Q. **I'm asking a very simple question.**

16 A. -- collude together is a probable --

17 Q. **Is it possible --**

18 A. Sure.

19 Q. **-- that an investigator could collude with --**
20 **with your accuser and find you guilty of being a**
21 **pedophile, and fire you?**

22 MR. ERICK: Objection, form.

23 A. That's assuming a lot about a company.

24 Q. **(BY MR. BEARD)** I know, but I need an answer to
25 **my question.**

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1 A. No.

2 MR. ERICK: Objection, form.

3 **Q. (BY MR. BEARD) It's not possible?**

4 MR. ERICK: Objection, form.

5 A. In my opinion, no.

6 **Q. (BY MR. BEARD) There is no -- I just want to**
7 **be real sure here. I'm not badging you. I just want to**
8 **be --**

9 A. Sure.

10 **Q. -- sure I understand you.**

11 **If I -- is this a fair statement of what**
12 **you're saying, it is not possible for an investigator in**
13 **a company to collude with an accuser of an employee?**

14 MR. ERICK: Objection, form.

15 A. Well, you're saying in a -- in a whole grand
16 scheme of the thing, there's a possibility that it could
17 happen, yes.

18 **Q. (BY MR. BEARD) Okay. So there is a**
19 **possibility, then?**

20 A. Would you call collusion people gathering
21 evidence to corroborate a story?

22 **Q. I get to ask -- I get to answer [sic] the**
23 **questions, Mr. Toye.**

24 A. Well, I'm trying to help define it, yeah.

25 MR. ERICK: Let's just --

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1 Q. **(BY MR. BEARD)** I get to ask the questions.

2 MR. ERICK: Let's -- question, answer,
3 question, answer.

4 Q. **(BY MR. BEARD)** So if it's possible, then,
5 that -- if I'm hearing you right.

6 A. Sure.

7 Q. If it's possible that an investigator for a
8 company could collude with an accuser, and therefore
9 find you guilty -- and I'm going to use that -- I'm
10 putting that word in air quotes for the court reporter,
11 understanding it's just a colloquial term.

12 A. Mm-hmm.

13 Q. If that's possible, is that -- is that a fair
14 outcome, in your opinion?

15 MR. ERICK: Objection, form.

16 A. Again, in my opinion, if a company did their
17 investigation, then, yes --

18 MR. BEARD: Objection, nonresponsive.

19 A. -- it's fair.

20 Q. **(BY MR. BEARD)** You're not -- okay.

21 A. I did answer, it is fair.

22 MR. ERICK: Everyone, let each other
23 finish.

24 MR. BEARD: Fair enough.

25 MR. ERICK: All right?

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1 MR. BEARD: Fair enough.

2 MR. ERICK: And then --

3 MR. BEARD: Fair enough.

4 MR. ERICK: All right.

5 Q. (BY MR. BEARD) If my questions are unclear,
6 feel free to ask for me to restate them.

7 A. Sure.

8 Q. I'll be happy to do so.

9 So just to be sure, if I understood you,
10 you said it's possible that an investigator could
11 collude with an accuser and find you, quote, guilty,
12 unquote, of the accusation, and you think that's a fair
13 outcome?

14 MR. ERICK: Objection, form.

15 Q. (BY MR. BEARD) Answer the question.

16 A. Yes, I do think that's fair.

17 Q. You think that's fair?

18 A. Yes.

19 Q. Okay. What if there is no -- what if there's
20 investigation and someone just accuses you of being a
21 pedophile, should you lose your job?

22 MR. ERICK: Objection, form.

23 A. Does the company -- well, no.

24 Q. (BY MR. BEARD) What if two people accuse you
25 of being a pedophile, but the company doesn't conduct an

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1 investigation into it and they just fire you out of
2 hand, is that fair?

3 MR. ERICK: Objection, form.

4 A. Can you clarify or make that sentence a little
5 bit smaller so I can answer it directly?

6 Q. (BY MR. BEARD) I'll try.

7 A. Sure.

8 Q. If two people accuse you of being a pedophile,
9 and you're not -- please understand, I'm not accusing
10 you of anything in these questions.

11 A. Mm-hmm.

12 Q. These are hypotheticals.

13 If two people accuse you of being a
14 pedophile, and your company doesn't conduct an
15 investigation but just fires you out of hand, is that
16 fair?

17 A. No.

18 MR. ERICK: Objection, form.

19 Q. (BY MR. BEARD) No?

20 A. If they do not do an investigation and just
21 fire you, then, no.

22 Q. Okay. What if four people accuse you of being
23 a pedophile and they do not do an investigation?

24 A. If they do not --

25 MR. ERICK: Objection, form. Sorry.

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1 MR. BEARD: Let me get it all out so it
2 will read right.

3 Q. (BY MR. BEARD) What if four people accuse you
4 of being a pedophile, and the company doesn't do an
5 investigation and they fire you, is that a fair outcome?

6 MR. ERICK: Objection, form.

7 A. If the company doesn't hear about it or do an
8 investigation and you're fired?

9 Q. (BY MR. BEARD) Okay.

10 A. Then, no.

11 Q. Let me try again. I didn't say anything about
12 the company not hearing about it.

13 If four people accuse you of being a
14 pedophile --

15 A. Uh-huh.

16 Q. -- and the company does not conduct an
17 investigation, but simply fires you, is that a fair
18 outcome?

19 A. Yes.

20 MR. ERICK: Objection, form.

21 Q. (BY MR. BEARD) That's fair?

22 A. If they hear about it, yes.

23 Q. Okay. What if the only way they heard about
24 it, in this last hypothetical, is that your accusers
25 contacted them privately and told them, is that still a

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1 **fair outcome?**

2 MR. ERICK: Objection, form.

3 A. Yes.

4 **Q. (BY MR. BEARD) Fair outcome?**

5 A. Absolutely fair.

6 MR. ERICK: Objection, form.

7 **Q. (BY MR. BEARD) Okay. If you're accused of**
8 **being a pedophile, would you not naturally want to**
9 **defend yourself from those accusations?**

10 MR. ERICK: Objection, form.

11 A. Can you say that again?

12 **Q. (BY MR. BEARD) Would you want to defend**
13 **yourself if someone accused you being a pedophile?**

14 MR. ERICK: Objection, form.

15 A. Yes.

16 **Q. (BY MR. BEARD) Okay. Let's walk down a little**
17 **hypothetical with me. Let's say someone tweets out that**
18 **you are a pedophile.**

19 A. Uh-huh.

20 **Q. What -- what would you think you would**
21 **typically do in response?**

22 A. I would ignore that.

23 MR. ERICK: Objection, form.

24 **Q. (BY MR. BEARD) Let's say that -- okay. Let's**
25 **say that thousands of people see that tweet --**

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1 A. Uh-huh.

2 Q. -- and start commenting on it, what would you
3 do?

4 MR. ERICK: Objection, form.

5 A. I would ignore it.

6 Q. (BY MR. BEARD) So you've ignored -- when
7 you've been accused of things in the past, have you
8 ignored it and never commented on it?

9 MR. ERICK: Objection, form.

10 A. Depends. Sometimes.

11 Q. (BY MR. BEARD) Well, what accusation would you
12 feel strongly enough that you would defend yourself on?

13 MR. ERICK: Objection, form.

14 Q. (BY MR. BEARD) What accusation would be made?

15 MR. ERICK: Objection, form.

16 A. If it wasn't a -- can you repeat your question?
17 Sorry.

18 Q. (BY MR. BEARD) Yeah. That was a -- that was a
19 poor way of phrasing it.

20 You just said that it depends on the
21 accusation, right?

22 A. Correct.

23 Q. Did I hear that correctly? Okay.

24 What accusations -- give me some examples
25 rather -- strike that.

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1 Give me examples of accusations that would
2 move you to defend yourself publicly.

3 MR. ERICK: Objection, form.

4 A. I'm not sure.

5 Q. (BY MR. BEARD) Well, I mean, you said ped --
6 being accused of a pedophile wouldn't.

7 A. Right.

8 Q. Okay. What if you were accused of being a
9 murderer, would that -- would that induce you to defend
10 yourself?

11 MR. ERICK: Objection, form.

12 A. Nope.

13 Q. (BY MR. BEARD) Well, you said it depends on
14 the accusation. I'm asking you to give me an example of
15 an accusation that would move you to defend.

16 A. I'm not sure. It would depend on the moment,
17 so I'm not sure.

18 Q. Okay. Okay. Fair enough.

19 Have you ever heard of the term due
20 process?

21 A. I believe so.

22 Q. Okay. What do you think it means?

23 A. Giving a person an allotted opportunity to do
24 something or the appropriate process for something.

25 Q. Okay. If someone is accused of something

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1 horrible, would you agree that the term due process
2 means they get to defend themselves from that
3 accusation?

4 MR. ERICK: Objection, form.

5 A. Yes.

6 Q. (BY MR. BEARD) Okay. Should they be allowed
7 to question their accusers?

8 MR. ERICK: Objection, form.

9 Q. (BY MR. BEARD) The per -- let me clarify that.

10 A person accused of, say, pedophilia, let's
11 just use that as an example, should they be allowed to
12 question those who accuse them?

13 MR. ERICK: Object to form.

14 A. I don't think a person who's accused of hurting
15 a child should question that child, so, no.

16 Pedophilia is abusing a child, if I'm not
17 mistaken, correct?

18 Q. (BY MR. BEARD) Right. But what if the accuser
19 is not a child? What if the accuser is an adult who
20 says, I saw him molest a child? Should the accused be
21 allowed to question the person that said, I saw him
22 abuse a child?

23 MR. ERICK: Objection, form.

24 A. If they follow what you said the due process is
25 the correct way.

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1 Q. (BY MR. BEARD) No. I'm simply asking if you
2 think -- is your personal opinion, do you think someone
3 accused of pedophilia by a third party should be allowed
4 to question the person who accuses him?

5 MR. ERICK: Objection, form.

6 A. With due process.

7 Q. (BY MR. BEARD) Well, what does that mean
8 exactly?

9 A. With the correct and appropriate way to
10 question a person who accused you of something.

11 Q. What do you think the correct and appropriate
12 way is?

13 A. With respect.

14 Q. Respect. If I say that accuser is -- let's say
15 that you were accused of being a pedophile, and you say,
16 That's a lie, is that respect?

17 MR. ERICK: Objection, form.

18 A. The way you said it?

19 Q. (BY MR. BEARD) By your definition. By your
20 definition.

21 Sure.

22 A. In that tone?

23 Q. No. I write it out. I write, That's a lie.

24 MR. ERICK: Objection, form.

25 A. No.

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1 Q. **(BY MR. BEARD) That's not respectful?**

2 A. What forum?

3 Q. **I tweet it out. Are you -- I'm sorry, in the**
4 **hypothetical, you tweet it out.**

5 A. Right. Yes.

6 Q. **You tweet out, That accusation is a lie.**

7 A. Yes.

8 Q. **Is that a respectful response?**

9 A. Yes, that's -- that is respectful.

10 Q. **Can you think of an example of a response that**
11 **wouldn't be respectful?**

12 MR. ERICK: Objection, form.

13 A. Yes.

14 Q. **(BY MR. BEARD) What would that be?**

15 A. I would say one that calls for harassment of
16 the person, or intimidating. Maybe also trying to
17 damage their -- the other person's reputation in any
18 way.

19 Q. **Okay. Can you give me an example of**
20 **harassment?**

21 A. Yes. Let's say you -- this person should be
22 beaten within an inch of their life.

23 Q. **The accuser?**

24 A. Correct.

25 Q. **Okay. Another example?**

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1 A. Sure. This person better wear a bulletproof
2 vest to their next convention, would be one.

3 Q. Okay. How about, This person is making this
4 up, I didn't do it and he's a liar, is that respectful?

5 MR. ERICK: Objection, form.

6 A. That is respectful.

7 Q. (BY MR. BEARD) Okay. What if he says it in a
8 video in the tone that I just said it --

9 MR. ERICK: Objection, form.

10 Q. (BY MR. BEARD) -- is that respectful?

11 MR. ERICK: Objection, form.

12 A. Can you repeat your question?

13 Q. (BY MR. BEARD) Sure. What about, That person
14 is a liar, I didn't do it, and he is making it up, in
15 that tone that I just described?

16 A. Sure, yeah.

17 Q. Is that respectful?

18 A. Seems decent.

19 Q. Not an attack?

20 A. That doesn't sound like an attack.

21 Q. Okay. Okay. So if I'm understanding what
22 you're saying, and again, I don't want to put words in
23 your mouth, you're saying that merely disagreeing is not
24 harassment or an attack -- rephrase that. Sorry. I am
25 -- I am putting words in your mouth. Let me not do

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1 that.

2 **Disagreement --**

3 A. Uh-huh.

4 Q. -- is disagreement harassment?

5 A. Depends.

6 Q. Okay. Let's say that you say, I think Donald
7 Trump's wonderful, and I say, I disagree.

8 A. Uh-huh.

9 Q. Is that harassment?

10 MR. ERICK: Objection, form.

11 A. If that's the only thing you say to me?

12 Q. **(BY MR. BEARD) Yeah.**

13 A. No.

14 Q. I say, I really disagree. Is that harassment?

15 MR. ERICK: Objection, form.

16 A. No.

17 Q. **(BY MR. BEARD) I say, You know, only an idiot**
18 **would vote for Donald Trump. Is that harassment?**

19 MR. ERICK: Objection, form.

20 A. And it's just you?

21 Q. **(BY MR. BEARD) For now -- yeah, for now, it's**
22 **just --**

23 A. No.

24 Q. -- just between us?

25 A. No.

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1 Q. Okay. Same set of facts, except we're doing it
2 publicly on Twitter and thousands of people are reading
3 the tweets. Is that harassment?

4 MR. ERICK: Objection, form.

5 A. Could be.

6 Q. (BY MR. BEARD) Why?

7 MR. ERICK: Objection, form.

8 A. Depends on what the people are saying
9 underneath it.

10 Q. (BY MR. BEARD) Oh, I see. So if I'm hearing
11 you correctly, when I say, Only an idiot votes for
12 Trump, it's harassment if somebody else then does what?

13 MR. ERICK: Hold on.

14 Objection, form.

15 All right. Can you do that again? I don't
16 -- I don't follow the question.

17 MR. BEARD: Okay.

18 MR. ERICK: Before I tell him not to
19 answer, maybe --

20 MR. BEARD: That's fine. That's fine.
21 Because we're going to be doing this all day so we might
22 as well get it out.

23 Q. (BY MR. BEARD) If I heard you correctly --
24 and, again, I don't want to put words in your mouth. If
25 I heard you correctly, you seemed to say to me that

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1 whether or not the statement, 'Only an idiot would vote
2 for Trump' is harassment, depends on what third parties
3 do?

4 A. No --

5 MR. ERICK: Object.

6 A. -- not necessarily.

7 Q. (BY MR. BEARD) Okay. Okay. Then please tell
8 me how you think that statement could be harassment.

9 MR. ERICK: Objection, form.

10 A. I'm not sure.

11 Q. (BY MR. BEARD) Let me ask the question. Does
12 that change your answer, that it could be harassment?

13 A. Could be, but I'm not sure.

14 Q. Okay. Could be, couldn't be.

15 A. Just depends.

16 Q. Depends on what?

17 A. I'm not sure. It's hypothetical.

18 Q. I understand. But what does it depend on?

19 A. I'm not sure.

20 Q. Okay. If you were accused of being a
21 pedophile -- and all these hypotheticals, I'm presuming
22 that that accusation is not true.

23 A. Okay.

24 Q. Let's -- let's get that career -- clear. If
25 you were accused of being a pedophile publicly, and your

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1 **company did an investigation and fired you, okay?**

2 A. Uh-huh.

3 **Q. Should you be not allowed to make a living in**
4 **your industry that you work in again?**

5 MR. ERICK: Objection, form.

6 A. It's not my determination or my ability to make
7 that call.

8 **Q. (BY MR. BEARD) Would it be fair -- as you**
9 **define the term fair --**

10 A. Uh-huh.

11 **Q. -- would it be fair for you to be punished in**
12 **such a way that you could not make a living in -- in**
13 **your industry that you currently work in?**

14 MR. ERICK: Objection, form.

15 A. If the industry didn't want me in that
16 industry --

17 MR. ERICK: Hold on, hold on, hold on.

18 A. -- then, yes, it's fair.

19 MR. ERICK: Objection, form.

20 MR. BEARD: That's fine. That's fine.

21 **Q. (BY MR. BEARD) What if other companies did**
22 **want you to work for them but were too afraid of the**
23 **publicity backlash and refused to hire you, would -- do**
24 **you think that would be fair?**

25 MR. ERICK: Objection, form.

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1 A. Yes.

2 Q. **(BY MR. BEARD) You think that would be totally**
3 **fair?**

4 A. Yes.

5 Q. **Okay. Is it reasonable for someone -- scratch**
6 **that.**

7 **Is it fair for someone to accuse you of**
8 **being a pedophile when they have no actual knowledge,**
9 **i.e., they didn't see it?**

10 MR. ERICK: Objection, form.

11 A. What's interesting about that, what you're
12 saying, is, with pedophilia, I'm -- I'm going to make an
13 assumption that it's probably not done in public and the
14 child didn't have a camera on them.

15 Q. **(BY MR. BEARD) Okay.**

16 A. So I don't know how hard I would dig into a --
17 that situation.

18 Q. **If you were accused of being a pedophile you**
19 **don't think you would dig into the nature of the**
20 **accusation; is that --**

21 MR. ERICK: Objection, form.

22 A. Again, because if you're asking me as a person,
23 and I know I didn't do that, no, I wouldn't dig into it.

24 Q. **(BY MR. BEARD) Even though hypothetically you**
25 **could lose your job and not be able to make a living in**

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1 **your business, you would not dig into it; is that what**
2 **you're saying?**

3 MR. ERICK: Objection, form.

4 A. With that person.

5 Q. **(BY MR. BEARD) What person?**

6 A. The person that is accusing me, or the company.

7 Q. **Okay. Okay. What if 30 people accuse you of**
8 **being a pedophile, and the company just fires you and**
9 **there's no investigation, is that okay?**

10 A. Absolutely.

11 MR. ERICK: Objection, form.

12 Q. **(BY MR. BEARD) Okay.**

13 THE WITNESS: Oh, I'm sorry.

14 MR. ERICK: Yeah. That's all right.

15 Q. **(BY MR. BEARD) Okay. Let's shift to another**
16 **thing entirely.**

17 A. Uh-huh.

18 Q. **Are there any health issues preventing you from**
19 **testifying fully and truthfully in this deposition?**

20 A. No.

21 Q. **Are you taking any medications that might**
22 **affect your memory or your ability to testify today?**

23 A. No.

24 Q. **Other than your attorney, did you meet with**
25 **anyone to prepare for this deposition?**

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1 A. No.

2 **Q. Have you met with any witnesses in this case to**
3 **prepare for this deposition?**

4 A. No.

5 **Q. Okay. Did you review any documents to prepare**
6 **for this deposition?**

7 A. No.

8 **Q. What do you do for a living, Mr. Toye?**

9 A. I'm a loan officer.

10 **Q. What company do you work for?**

11 A. Mid America Mortgage now.

12 **Q. Are you an employee or an owner?**

13 A. I'm an employee.

14 **Q. Is Mid America a franchisee? In other words,**
15 **do they franchise with a national company?**

16 A. So Mid America is the umbrella, and then
17 there's branches within it, but I work for Mid America.

18 **Q. Okay. Are you employed by an individual branch**
19 **of Mid America?**

20 A. It's employed by Mid America.

21 **Q. Okay. Okay. So the branch you work for is**
22 **owned and part of Mid America?**

23 A. Correct.

24 **Q. Okay. I was just trying to figure that out. I**
25 **went to --**

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1 A. Yeah.

2 Q. -- their website, and I couldn't sort that out.

3 **What's your Twitter name or handle?**

4 A. I'm not sure. I think it's --

5 Q. **What's your Twitter handle? Excuse me.**

6 A. I'm not sure. I think it's rontoye or
7 rontoye3.

8 Q. **Is your Twitter handle rontoye?**

9 A. That sounds right, maybe.

10 Q. **Okay. Do you have your phone with you?**

11 A. No.

12 Q. **Okay. I got to put my phone in evidence, but**
13 **I'll just show this.**

14 MR. ERICK: We're going to look at your
15 phone?

16 MR. BEARD: I'm going to flash a
17 screenshot.

18 MR. ERICK: All right. Well, then let's
19 make it an exhibit, then.

20 MR. BEARD: Seriously?

21 MR. ERICK: Well, yeah. If we're going to
22 ask witnesses that the entire --

23 MR. BEARD: Okay. Never mind.

24 MR. ERICK: Well, I just -- if we're going
25 to ask questions --

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1 (Exhibit 28 marked.)

2 **Q. (BY MR. BEARD) I'm going to hand you what's**
3 **been marked as Exhibit 28. We'll do it the hard way.**

4 MR. BEARD: I apologize to John --

5 MR. ERICK: Thank you.

6 MR. BEARD: -- and Sam. We didn't print
7 binders out for you guys.

8 **Q. (BY MR. BEARD) Okay. Would you flip to the**
9 **very first page.**

10 A. Yes.

11 **Q. Would you read the first line of text.**

12 A. rontoye@rontoye, Jan 23.

13 **Q. Okay. Go ahead and read, if you would, this --**
14 **this entire text here.**

15 A. Sure.

16 Replying to RWBY, underscore, fan1 -- or
17 10000 @kenthecaden and @marzsgirl. Also, to clarify, I
18 don't feel, nor do they feel, he hurt them, he actually
19 hurt them.

20 **Q. Okay. Did you post that tweet?**

21 A. Looks like I did.

22 **Q. I'm just asking if you did.**

23 A. Looks like I did.

24 **Q. Do you remember making this tweet?**

25 A. I don't remember, but --

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1 Q. Okay. But it looks like --

2 A. Yes.

3 Q. -- something you would have sent out?

4 Okay. What is the Twitter handle on this
5 page?

6 A. Which one? There's a few.

7 Q. Well, I'm sorry. On the first line.

8 A. rontoye.

9 Q. @rontoye --

10 A. Yes.

11 Q. -- the ampersand --

12 A. Yes.

13 Q. -- rontoye?

14 A. Ampersand, rontoye.

15 Q. Okay. Okay. So does that refresh your
16 recollection about what your Twitter handle --

17 A. Yes.

18 Q. -- is?

19 And what is it?

20 A. rontoye.

21 Q. Thank you. All right. Just hang onto that.

22 A. Sure.

23 Q. We'll be using it later.

24 A. I appreciate it.

25 Q. Who's paying your leg -- the legal fees that

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1 **you're incurring for this case?**

2 A. Monica and I.

3 **Q. Okay. Is Funimation, in any way, directly or**
4 **indirectly, paying your legal expenses?**

5 A. No.

6 **Q. Okay. Let's see. Do you have any other social**
7 **media accounts besides Twitter?**

8 A. I'm not sure.

9 **Q. Do you have --**

10 A. Facebook.

11 **Q. -- a Facebook account?**

12 A. Yeah.

13 **Q. Okay.**

14 A. And an Instagram.

15 **Q. And Instagram?**

16 A. Yes, sir.

17 **Q. Snapchat?**

18 A. Yes.

19 **Q. Are there any other social medial accounts you**
20 **can think of?**

21 A. Oh, God. I'm not sure at this time.

22 **Q. On your Facebook account, have you commented**
23 **on -- about Vic -- Victor Mignogna?**

24 MR. ERICK: Objection to the form.

25 A. I can't remember if I have or haven't.

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1 Q. (BY MR. BEARD) Okay. Because I don't know
2 what Instagram is, I'll ask the same question with
3 regards --

4 A. Sure.

5 Q. -- to Instagram.

6 Have you commented about Victor Mignogna on
7 Instagram?

8 A. I'm not sure.

9 Q. Okay. Have you discussed Victor Mignogna on
10 any other electronic platforms besides Twitter?

11 A. I can't remember. I'm not sure.

12 Q. Do you remember posting about Victor Mignogna
13 on any platform besides Twitter?

14 A. No. I can't remember.

15 Q. Okay.

16 A. It's possible.

17 Q. Okay. I'm not trying to trap you --

18 A. Sure.

19 Q. -- I'm just trying to get --

20 A. I'm not worried about that.

21 Q. -- the -- did you tweet -- scratch that.

22 Okay. When I say tweet, I mean did you
23 post a tweet on your plitter -- on your Twitter account,
24 @rontoye? Can we agree that that's what I'm referring
25 to?

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1 Did you ever tweet that there was an
2 investigation being conducted by Funimation about
3 Mr. Mignogna's alleged allegations of sexual misconduct?

4 A. I'm not sure.

5 Q. You're not sure?

6 A. I'm not sure.

7 Q. You have no memory of that?

8 A. I'm not sure.

9 Q. Okay. Do you know if there was an
10 investigation of Victor Mignogna --

11 A. I know that --

12 Q. -- about -- let me just finish. I'm not trying
13 to cut you off -- about the sexual allega -- the sexual
14 misconduct allegations that have been made?

15 A. Can you repeat your question again?

16 Q. Sure. Do you know if there was an
17 investigation by Funimation of Victor Mignogna with
18 regards to the allegations of sexual misconduct that
19 have come out this year?

20 A. I know they spoke to Monica.

21 Q. Funimation --

22 A. Correct.

23 Q. -- spoke to Monica?

24 How do you know that?

25 A. Because she is my fiancee.

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1 Q. She told you?

2 A. Yes.

3 Q. Is that correct?

4 A. Yes.

5 Q. Okay. When did she tell you about --

6 A. I don't remember.

7 Q. -- about that?

8 A month ago?

9 A. I'm not sure.

10 Q. What I'm asking is, was it more than a month
11 ago?

12 A. I'm not sure.

13 Q. Okay. Have you had any communication with
14 anyone associated with Funimation about Victor Mignogna?

15 A. I'm not sure.

16 Q. Really?

17 A. Uh-huh.

18 Q. Okay. Can you name the people -- well, do you
19 know people at Funimation, who work at Funimation --

20 A. Define --

21 Q. -- besides Monica?

22 A. Define what you mean by work.

23 Q. People who have been employed by Funimation to
24 do anything like voice acting or an administrative
25 capacity or any kind of business capacity, either

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1 **whether as a contractor or -- as an independent**
2 **contractor or as a W-2 employee?**

3 A. Right. So as a contractor, I know a few
4 contractors --

5 **Q. Okay. Who --**

6 A. -- that work for them.

7 **Q. Who all do you know?**

8 A. A know Monica.

9 **Q. Okay.**

10 A. And a few others.

11 **Q. Would you please list them.**

12 A. Sure. Vic, Chris.

13 **Q. Chris who?**

14 A. Sabat.

15 **Q. Okay.**

16 A. Ian.

17 **Q. Ian who?**

18 A. Sinclair.

19 **Q. Please give me the last name, if you will.**

20 A. Sure.

21 Jamie Marchi. Those are the people that I
22 know.

23 **Q. Those are the only people who are associated**
24 **with Funimation that you know?**

25 A. Well, I --

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1 **Q. That's a question. Sorry.**

2 A. Right. I know there -- I know of other people,
3 but are you saying know in a friend capacity or --

4 **Q. Sure. I mean, you know --**

5 A. Sure.

6 **Q. -- people that -- people that you have talked**
7 **to, I mean --**

8 A. Oh, talked to?

9 **Q. Yeah. Yeah. You can limit it to that.**

10 A. Sure. I'll have to think.

11 Mike McFarland, Colleen Clinkenbeard.

12 **Q. Hold on. MacFarlane, L-A-N-E?**

13 A. (Witness shrugs.)

14 **Q. Don't know. Okay.**

15 Colleen Clinkenbeard? Is that with a C?

16 A. I would wing it.

17 **Q. Don't know.**

18 A. I have no idea.

19 **Q. Okay. Fair enough.**

20 Who else?

21 A. That's, that I -- I can think of right now.

22 **Q. Okay. Have you dis -- have you had any**
23 **conversations with Chris Sabat about Victor Mignogna?**

24 A. Yes.

25 **Q. Okay. What did you say in those conversations?**

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1 A. I can't remember.

2 **Q. Did they discuss Mr. Mignogna in a positive**
3 **way?**

4 A. I can't remember.

5 **Q. Really? Did Mr. Sabat say anything about**
6 **Mr. Mignogna?**

7 A. I can't remember.

8 **Q. Okay. Have you had any conversations with Ian**
9 **Sinclair about Victor Mignogna?**

10 A. Yes.

11 **Q. What did you say in those conversations?**

12 A. I can't remember.

13 **Q. Okay. What did Mr. Sinclair say about**
14 **Mr. Mignogna?**

15 A. I can't remember.

16 **Q. Okay. Did you have any conversations with**
17 **Jamie Marchi about Victor Mignogna?**

18 A. Yes.

19 **Q. And what did you say?**

20 A. I cannot remember everything.

21 **Q. Well, tell me some of the things you can**
22 **remember, if you can remember anything.**

23 A. Vic's name.

24 **Q. That's it?**

25 A. Uh-huh.

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1 Q. In any of these conversations with Sinclair or
2 Marchi, do you recall if the conversations were -- were
3 positive about Mr. Mignogna? In other words, did you
4 say nice things about him?

5 A. I can't remember.

6 Q. Okay. And you can't remember what they said in
7 response?

8 A. Right.

9 Q. Okay. Mr. McFarland, did you discuss
10 Mr. Mignogna with him?

11 A. I cannot remember.

12 Q. Okay. Can -- can you remember if you
13 characterized him in a positive way in that
14 conversation?

15 A. No.

16 Q. Okay. Can you remember if Mr. --

17 A. I don't remember talking to him about it.

18 Q. I'm sorry?

19 A. I don't remember talking to him about Vic at
20 all.

21 Q. Okay. Okay. Okay. Just to be clear, you are
22 saying that you did talk to Sabat, Sinclair, and Marchi,
23 you just don't remember the contents of the
24 conversation?

25 A. Correct. He's come up in conversation.

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1 Q. Sure. But McFarland, you don't remember ever
2 having a conversation with?

3 A. Correct.

4 Q. Okay. Colleen Clinkenbeard, have you had any
5 conversations with her about Victor Mignogna?

6 A. He's come up in conversation.

7 Q. Okay. Do you recall what you said?

8 A. No.

9 Q. Do you recall what she said?

10 A. No.

11 Q. Okay. With any of the people I just mentioned,
12 Christopher Sabat, Ian Sinclair, Jamie Marchi, Mike
13 McFarland, Colleen Clinkenbeard, have you sent or
14 received text messages from them regarding Victor
15 Mignogna or this case?

16 A. I can't remember.

17 Q. Did you turn any such -- any text messages over
18 to your attorney --

19 A. I can't remember --

20 Q. -- for discovery?

21 A. -- but I know I've given them everything that
22 they've asked for.

23 Q. Do you have any idea if your attorney produced
24 those to us?

25 A. Nope.

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1 Q. Okay. Fair enough.

2 Did you exchange emails with any of these
3 people, Sabat, Sinclair, Marchi, McFarland, and
4 Clinkenbeard?

5 A. Not that I --

6 Q. I'm sorry. I didn't finish the question. It
7 was my fault -- regarding Victor Mignogna or this case?

8 A. Not that I can remember.

9 Q. Okay. Were you -- if you had, you would have
10 turned those over to your attorney; is that correct?

11 A. Correct.

12 Q. Okay. Okay.

13 Oh, I forgot to say --

14 A. Sure.

15 Q. -- if you need a break, you can call -- you can
16 ask for it. You have to answer the question, but after
17 that you can call it.

18 A. Uh-huh.

19 MR. BEARD: I am going to call a break, if
20 that's okay.

21 A. Sure.

22 THE VIDEOGRAPHER: And we're going off the
23 record at 10:09.

24 (Break taken from 10:10 a.m. to 10:27 a.m.)

25 THE VIDEOGRAPHER: We're back on the record

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1 for beginning of disc number 2. The time is 10:27.

2 Q. (BY MR. BEARD) Mr. Toye, what's your education
3 back -- could you describe your education for us.

4 A. Yes. I went to my -- I went to school.

5 Q. Post high school, if any.

6 A. Sure. I went to Dallas Baptist University.

7 Q. Okay. Did you get a degree from --

8 A. I didn't finish my four year -- close, but
9 didn't finish.

10 Q. Any other -- any degrees or anything like that
11 that you -- have you -- have you --

12 A. Obtained.

13 Q. Scratch that.

14 Have you attained any other degrees?

15 A. No.

16 Q. Okay. Okay. Have you ever been arrested or
17 convicted of a crime?

18 A. Yes, I've been arrested before.

19 Q. What for?

20 A. When I was younger, I wrote a check that
21 bounced, that I had no idea about, and they picked me up
22 on some, like, thing where you write a check, and I paid
23 for it and got it covered.

24 Q. Okay. Other than traffic offenses, though,
25 nothing else?

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1 A. No.

2 **Q. Okay. Have you engaged in any other prior**
3 **lawsuits?**

4 A. Yes.

5 **Q. Okay. Describe them, please.**

6 A. It was a few years ago, so I don't know all the
7 details, but an apartment that we lived in had black
8 mold, and we sued them.

9 **Q. Okay. How long ago?**

10 A. I can't remember the exact date. Four years,
11 five years. Four to five years.

12 **Q. Okay. What was the resolution of that case?**

13 A. They gave us a big check.

14 **Q. Y'all settled?**

15 A. Yes. They settled with us.

16 **Q. Oh, they settled, okay.**

17 **Okay. Have you been married before?**

18 A. Yes.

19 **Q. Okay. And are you divorced?**

20 A. Yes.

21 **Q. Okay. When was the divorce?**

22 A. I can't remember the exact date, but --

23 **Q. Approximately.**

24 A. Six, seven years ago.

25 **Q. Do you have any history of drug or alcohol --**

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1 A. No.

2 Q. -- abuse? Okay.

3 Are you a smoker?

4 A. No.

5 Q. Tell me, again, your employer. I didn't write
6 that down.

7 A. Mid America Mortgage.

8 Q. Mid America Mortgage. Okay.

9 How long have you worked there?

10 A. Just started about a week and a half ago, maybe
11 two.

12 Q. Where did you work before Mid America Mortgage?

13 A. Fairway Mortgage.

14 Q. What did you do for them?

15 A. Sure. I was a loan officer and operations
16 manager.

17 Q. Were you an owner of Fairway Mortgage?

18 A. Not at all.

19 Q. What does a loan officer do?

20 A. He instructs clients on purchasing a
21 residential mortgage.

22 Q. Okay.

23 A. Or obtaining a residential mortgage.

24 Q. Okay. What was the other thing that you said
25 you did?

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1 A. Operations manager.

2 **Q. What does an ops mana -- operations manager do?**

3 A. Make sure the loans close.

4 **Q. How long did you work at Fairway Mortgage?**

5 A. Around three years.

6 **Q. Are you a religious man?**

7 A. Yes.

8 **Q. What denomination?**

9 A. Christian.

10 **Q. Any particular denomination of Christianity?**

11 A. I would say nondenominational.

12 **Q. Okay. Do your religious beliefs have an**
13 **opinion -- scratch that.**

14 **Do your personal religious beliefs have**
15 **anything to say about telling lies?**

16 A. Yep.

17 **Q. What does it say?**

18 A. It's not good.

19 **Q. Would it be fair to say they say don't do that?**

20 A. It's not a good idea.

21 **Q. Okay. Do you attempt to follow those rules?**

22 A. For the most part, I do my best.

23 **Q. Okay. Okay. Let's go to Exhibit 28.**

24 A. Sure. Is there tabs or a table of index or
25 anything --

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1 **Q. Nope.**

2 A. -- or just flip until I see 28.

3 **Q. No, no. It's -- it's the actual binder itself,**
4 **that's Exhibit 28.**

5 A. Oh, so this is 28.

6 MR. BEARD: Counsel, we can do this one of
7 two ways, we can do it fast --

8 MR. ERICK: Yep.

9 MR. BEARD: -- in which I'll ask Mr. Toye
10 to simply leaf through it and tell me which tweets he
11 doesn't remember sending, or we can walk through them
12 one at a time.

13 MR. ERICK: Well, I mean, we probably have
14 to walk through them.

15 MR. BEARD: Okay.

16 MR. ERICK: Yeah. I just -- I -- I think
17 we'd just be adding a step to have him go through it and
18 then have you ask about them individually, so --

19 MR. BEARD: Okay. Let's get to it, then.

20 MR. ERICK: Yeah. I mean, I wish there was
21 a shortcut. I don't think --

22 MR. BEARD: Yeah. That's fine. I'm not --
23 that's fine.

24 **Q. (BY MR. BEARD) Look at page 1, please.**

25 A. Yes, sir.

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1 Q. We just looked at that a moment ago.

2 A. Uh-huh.

3 Q. Okay. As I recall, you said you don't remember
4 sending this tweet?

5 A. Correct.

6 Q. Okay. Would it be consistent with your
7 personality to have sent this tweet? Strictly an
8 opinion.

9 MR. ERICK: Objection, form.

10 A. Could be.

11 Q. (BY MR. BEARD) Okay. All right. Let's look
12 at page 2. What's the date of that tweet on page 2?

13 A. January 24th.

14 Q. Okay. Would you read that tweet, please.

15 A. Sure. The --

16 Q. No, no, just -- just read it over, and --

17 A. Oh.

18 Q. -- and when you're done, tell me.

19 A. I'm done.

20 Q. Okay. Do you recall posting this tweet?
21 Making this tweet. Sorry.

22 A. I don't recall, but I see it here.

23 Q. Okay. Read the first line.

24 A. Ron --

25 Q. No, I'm sorry. I'm sorry. Read the first line

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1 of text after the header.

2 A. Okay.

3 Q. It's the third line on the tweet.

4 A. Perfect.

5 They are not false. Four people very close
6 to me have been assaulted by him.

7 Q. Any idea who him is?

8 A. Yes. Victor Mignogna.

9 Q. Okay. Is your memory beginning to clear? Do
10 you remember now, making this tweet?

11 A. I don't remember making the tweet, but I know
12 exactly who I was speaking about right there.

13 Q. Okay. Okay. Well, how do you define the word
14 assaulted?

15 A. Sure. Any action, verbally, physically,
16 emotionally, that asserts themselves in a way that
17 offends or hurts another person.

18 Q. Okay.

19 A. Uh-huh.

20 Q. Anything -- and, again, I'm -- I'm trying to
21 understand the contours --

22 A. Uh-huh.

23 Q. -- of what you're saying. Are you saying that
24 anything that offends someone is an assault?

25 A. If the person felt it was an assault, yes.

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1 Q. Okay. Totally up to the person who heard the
2 statement in this hypothetical?

3 MR. ERICK: Objection, form.

4 A. Could be.

5 Q. (BY MR. BEARD) Well, let me -- let me -- let
6 me -- let me -- let me scratch that. I -- I think I can
7 make it clearer.

8 Among the types of activities that you
9 defined as an assault, were statements, correct?

10 A. Could be.

11 Q. Okay. So are you saying that any statement
12 that offends someone is an assault?

13 A. No.

14 MR. ERICK: Object.

15 A. I didn't say that.

16 Q. (BY MR. BEARD) Okay. Okay. What -- what is
17 necessary for a statement to be an assault?

18 A. I'm not sure.

19 Q. All right. Read the -- on this -- this
20 tweet --

21 A. Sure.

22 Q. -- read the -- read the line -- well, it's the
23 fourth line total.

24 A. Sure.

25 Didn't know this until a few days ago or

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1 things would have been much.

2 **Q. Next.**

3 A. Sure.

4 Different in LA.

5 **Q. Do you have any idea what this sentence means?**

6 A. Yes.

7 **Q. What does it mean?**

8 A. It means things would have been different in
9 L.A.

10 **Q. In what way?**

11 A. I'm not sure.

12 **Q. Okay. Let's look at number three, page 3.**

13 A. Yes, sir.

14 **Q. Did you post the tweet on this page?**

15 A. Looks like I did.

16 **Q. Didn't ask if it looked like you did. Do you**
17 **remember if you --**

18 A. I do not remember.

19 **Q. Okay. Okay. Okay. Please read the**
20 **sentence start -- read the whole thing, starting with, I**
21 **can't speak.**

22 A. I can't speak to all accounts of people who
23 have come forward with their personal experiences with
24 Vic, but I know with 100 percent certainty that he
25 assaulted four people I love. I am sorry to all the

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1 people he has hurt, and I stand with the victims.

2 Q. Okay. You said you don't remember if you sent
3 this tweet.

4 A. Correct.

5 Q. Do you believe that Vic Mignogna assaulted four
6 people that you love?

7 A. Yes, I do.

8 Q. Okay. Who are they?

9 MR. ERICK: Yeah. With this -- I mean, we
10 can't -- this would be under the confidentiality
11 agreement from yesterday, of those four individuals.

12 MR. BEARD: Oh, yeah, yeah, yeah.

13 MR. ERICK: So -- okay.

14 MR. BEARD: Well, I mean, other than the
15 parties, obviously.

16 MR. ERICK: Right, other than the
17 parties --

18 MR. BEARD: Yeah, yeah.

19 MR. ERICK: Correct.

20 MR. BEARD: No, that's fine.

21 MR. ERICK: So we'll do the same thing as
22 we did yesterday, that the -- the names will be
23 confidential, redacted.

24 MR. BEARD: Yeah. I think the deal was we
25 agreed that we would redact anything if we --

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1 MR. ERICK: Well, they'll -- they're
2 confidential. So -- so for the purposes of his answer,
3 we'll go ahead, but at this point these names, if
4 they're not parties, are -- you know, we'll redact them
5 according to our prior agreement.

6 MR. BEARD: Okay.

7 **Q. (BY MR. BEARD) Who are they, the four people**
8 **that you think he assaulted?**

9 A. I believe that he assaulted Monica Rial.

10 **Q. Okay.**

11 A. XXXXX XXXX, XXXX XXXX.

12 **Q. Slow down, because I'm writing here very slow.**

13 A. And XXXX XXXXXXXXXXXX.

14 **Q. How do you know that he assaulted Monica Rial?**

15 A. She told me.

16 **Q. Okay. Describe the assault that he conducted**
17 **on her.**

18 A. What Victor Mignogna had -- how he assaulted
19 Monica was, he invited her up to his room. He then
20 cornered her, grabbed her, kissed her, threw her on a
21 bed, continued to kiss her, and thankfully somebody
22 stopped it by interrupt -- by knocking on the door.

23 **Q. Do you know who that somebody was?**

24 A. I can't remember the name.

25 **Q. Okay. That's fine.**

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1 **You weren't there to witness any of this,**
2 **right?**

3 A. I was not there.

4 **Q. Okay. How long ago did this occur?**

5 A. I'm not sure. It didn't happen to me.

6 **Q. Well, how long ago did Monica say it occurred?**

7 A. I think she mentioned 2007.

8 **Q. 2007. Okay.**

9 **When did she tell you about this assault?**

10 A. Like, a couple of days before the 24th.

11 **Q. Of January?**

12 A. Uh-huh.

13 **Q. Okay. How long have y'all been dating?**

14 A. Gosh, nearly five years.

15 **Q. And in that five years be -- approximately,**
16 **before January 24th, she never, one time, mentioned that**
17 **he assaulted her?**

18 A. She did not.

19 **Q. Have you personally met Vic Mignogna?**

20 A. Yes, I have.

21 **Q. Where was the first place you met him?**

22 A. It was at a convention. I can't remember if --
23 I think it was one in Florida.

24 **Q. Okay. About how long ago was that?**

25 A. I'm not sure. Two, three years ago.

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1 Q. **Several years maybe?**

2 A. Yeah.

3 Q. **Sure.**

4 A. Maybe one year, two years, somewhere in there.

5 Q. **Okay. A while back?**

6 A. Correct.

7 Q. **Okay. How many -- how many times have you**
8 **interacted with him socially? And what I mean by that**
9 **is, anything more than just, Hey, how you doing, kind of**
10 **stuff?**

11 A. A few times.

12 Q. **More than two?**

13 A. I'm not sure.

14 Q. **More than five?**

15 A. Could be. I'm not sure.

16 Q. **More than 10?**

17 A. I'm not sure.

18 Q. **Okay. Help me understand what "a few" kind of**
19 **means. Give me a range at least.**

20 A. I'm not sure. A couple.

21 Q. **Okay.**

22 A. A bunch. I'm not sure.

23 Q. **Okay. How do you know -- well, back up.**

24 Describe the assault on XXXXX -- the
25 **purported -- I'm going to ask, the purported assault on**

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1 **XXXXX and XXXX XXXX occurred while they were together;**
2 **is that correct?**

3 A. Uh-huh, that's correct.

4 **Q. Okay. Describe that, please.**

5 A. Sure. Again, he invited them up to their [sic]
6 room. He began to speak to them about -- asking them --
7 told them that he'd brought them up there because he
8 didn't want to go to a strip show with their friends.
9 And then he said, I'd rather see you two strip. He
10 then -- they -- he -- then XXXXX said -- or XXXX, I
11 can't remember the exact pert -- part, but they said,
12 You're old enough to be my dad.

13 And then they became terrified when he got
14 angry and said, I'm not that old. I look like I'm in my
15 forties.

16 Then Vic -- they continued to go on. And
17 then the girls were terrified because he went from being
18 the nice, charming Vic, to, I -- in their opinion, a
19 monster, and they wanted to leave.

20 They said they had to leave. Vic said
21 okay, walked with them to the door, grabbed XXXXX,
22 kissed her, and then proceeded to do the same thing to
23 XXXX. And then they got in the elevator and bawled
24 their eyes out.

25 **Q. And that's what they told you; is that correct?**

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1 A. That's correct.

2 **Q. You weren't there, of course?**

3 A. I was not there.

4 **Q. Did they tell you why they went to his room?**

5 A. Yes. They were going up there because they
6 thought he was a nice guy, a good Christian guy, and he
7 was going to be nice to them. They had met him a couple
8 of times, always been really sweet. So they thought it
9 would be fine to go up there and have a talk. Wanted to
10 get away from the loudness of the convention.

11 **Q. Do you recall if they -- if he went -- did he**
12 **give them their add -- scratch that.**

13 **Did he give them the room number and then**
14 **they later came up?**

15 A. I think they went together.

16 **Q. Okay. Can't remember, though?**

17 A. Can't remember.

18 **Q. Okay. When did they tell you this occurred?**

19 A. I can't remember the exact date.

20 **Q. Was it, say, at least two years ago?**

21 A. No.

22 **Q. Okay. Are you --**

23 A. Oh, are you saying when the assault occurred?

24 **Q. Yeah, yeah.**

25 A. Oh, I can't remember the date.

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1 Q. I'm trying to get some idea of the timeline.

2 **Was it --**

3 A. I can't --

4 Q. Was it last week, last month, last year, that
5 **kind of thing?**

6 A. I can't remember the day --

7 Q. Okay.

8 A. -- or when they said it happened.

9 Q. Well, when did they tell you about it?

10 A. Recently, or relatively recently. This year.

11 Q. About when?

12 A. I cannot remember.

13 Q. I'm not trying to trap you, I just --

14 A. I'm not worried about that.

15 Q. Say, January maybe?

16 A. Maybe.

17 Q. Maybe. Okay. Okay. Certainly not like late
18 last year or anything, it was this year; is that
19 correct?

20 A. Maybe.

21 Q. But you can't recall them telling you when this
22 happened?

23 A. I can't recall when the -- when it happened,
24 when they told me.

25 Q. Okay.

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1 A. Yeah.

2 **Q. Okay. How do you know them?**

3 A. They are fans of this industry. Met them at a
4 convention when I was there with Monica. Been really
5 nice. And then developed a relationship.

6 **Q. How long have you known them?**

7 A. Three years, three or four years.

8 **Q. So they didn't tell you about this until**
9 **sometime this year? That's a question.**

10 A. No. They told me they had a horrible
11 interaction with Vic that they wouldn't speak about. I
12 didn't have the details.

13 **Q. About when did they tell you that?**

14 A. Really, pretty quickly after meeting us.

15 **Q. Okay. Which you're thinking is around three**
16 **years ago?**

17 A. Three to four years, yes.

18 **Q. Three to four. Okay. That's fine.**

19 **Do you have any idea what prompted them to**
20 **tell you these things this year?**

21 A. I'm not sure what prompted it. Probably the
22 uproar of what's going on.

23 **Q. Okay.**

24 A. I've had a lot of girls tell me some of their
25 stuff and story about Vic assaulting them.

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1 **Q. Like who?**

2 A. A lot. I don't know all their names, but it's
3 a lot.

4 **Q. Tell me the names you can remember, besides the**
5 **ones --**

6 A. Yeah. Sure.

7 **Q. -- you've already told me.**

8 A. The people that I know of, that have told me,
9 that have come forward, that Vic assaulted them, XXXXX
10 XXXX, XXXX --

11 **Q. Same --**

12 A. Yeah.

13 **Q. Same?**

14 A. Right. The people I've repeated.

15 **Q. Well, besides --**

16 A. The ones --

17 **Q. -- Monica Rial, the XXXX sisters and XXXX**
18 **XXXXXXXXXX, who else can you remember telling you that**
19 **they were assaulted by Vic?**

20 A. I can't remember all the names, but there have
21 been several.

22 **Q. I understand that. Tell me the ones you can**
23 **remember.**

24 A. I just gave them to you.

25 **Q. Do it again, please.**

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1 A. No.

2 **Q. Excuse me?**

3 A. No.

4 **Q. Mr. Toye, you're not allowed to say no here.**

5 MR. ERICK: Just -- just do it again. It's
6 -- it's fine.

7 A. XXXXXX XXXX.

8 **Q. (BY MR. BEARD) I mean, we can go up to the**
9 **judge and he can tell you --**

10 A. Sure.

11 **Q. -- I mean, if you want to do that.**

12 A. XXXXXX XXXX.

13 **Q. Right.**

14 A. Victor Mignogna assaulted XXXXX XXXX, XXXX
15 XXXX, XXXX XXXXXXXXXXXX, Monica Rial, Jamie Marchi. Those
16 are the ones that I can remember right now.

17 **Q. Did you ever say that Mr. Mignogna assaulted**
18 **hundreds, or a hundred women?**

19 A. I can't remember.

20 **Q. Really?**

21 A. Uh-huh.

22 **Q. Okay. So you have no memory of ever saying**
23 **that?**

24 MR. ERICK: Objection, form.

25 A. I can't remember.

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1 Q. (BY MR. BEARD) Okay. If your memory clears
2 up, would you please tell your attorney so that he can
3 supplement discovery?

4 A. Sure.

5 Q. Thank you.

6 I'll just go through them line by line.
7 Okay. Let's go to page 4. Number four --

8 A. Uh-huh.

9 Q. -- glance over it --

10 A. Yes.

11 Q. -- and tell me if you remember making --
12 posting this tweet.

13 A. I can't remember posting it.

14 Q. Okay. I'm representing to you, by the way,
15 that all of the pages in here are copies of tweets that
16 were posted on Twitter by someone with the handle Ron
17 Toye.

18 Okay. Please read, starting with, I will
19 call him awful. And you can stop before the -- before
20 the quote.

21 A. Sure.

22 I will call him awful, and this isn't
23 hearsay. There are three types of people in this world.
24 And I am a sheepdog. Quote from a great movie below for
25 reference.

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1 **Q. Okay. Then the next block --**

2 A. Uh-huh.

3 **Q. -- that is a quote.**

4 A. Yes.

5 **Q. Go ahead.**

6 A. It's not the full quote.

7 **Q. Okay. Go ahead and read what's there, if you**
8 **don't mind.**

9 A. Yes.

10 And if it ever darkened their doorstep they
11 wouldn't know how to protect themselves. Those are the
12 sheep. Then you've got predators who use violence to
13 prey on the weak. They're the wolves. And then there
14 are those blessed with the gift of aggression, an
15 overpowering need to protect the flock. These men are a
16 rare breed who live too.

17 **Q. What movie is that a quote from?**

18 A. I believe it's American Sniper.

19 **Q. Okay.**

20 A. Chris Kyle.

21 **Q. So does it appear to you that the person who**
22 **posted this is saying that they are the sheepdog and**
23 **that that means that they guard the weak?**

24 A. Yes.

25 **Q. Okay. Okay. Is that you?**

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1 A. Yes.

2 **Q. Okay. How do you guard the weak?**

3 MR. ERICK: Objection, form.

4 A. Supporting them. Protecting them. Speaking up
5 for them, if they need.

6 **Q. (BY MR. BEARD) All right. Go to page 5,**
7 **please.**

8 A. Uh-huh.

9 **Q. Read the text part. You can ignore the headers**
10 **unless I tell you otherwise.**

11 **State the date, I guess.**

12 A. January 25th.

13 **Q. Okay. Okay. Do you recall posting this tweet?**

14 A. I don't remember it.

15 **Q. Okay. Would you read it, please.**

16 A. I am not anonymous. I know Vic. I know ladies
17 very close to me who have the exact same experience with
18 him that mirrors the experiences of a hun -- of hundreds
19 of the survivors coming forward. Some stay anonymous
20 due to fear, understandably. If it walks like a duck,
21 quacks like a duck, it's a duck.

22 **Q. It doesn't actually say duck, does it, though,**
23 **at the end? It is ellipses, right?**

24 A. Quacks like a duck, it's a -- it's an implied
25 duck.

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1 **Q. Dot, dot, dot. Yeah.**

2 **Does this jog your memory? Did you --**

3 **A. I don't remember tweeting it --**

4 **Q. -- remember posting this?**

5 **A. -- but that's my Twitter handle.**

6 **Q. Okay. Hundreds of the survivors coming**
7 **forward.**

8 **What do you think the mysterious person who**
9 **posted this tweet meant?**

10 **MR. ERICK: Objection, form.**

11 **A. I think that this is my Twitter handle so I**
12 **tweeted this.**

13 **Q. (BY MR. BEARD) Okay.**

14 **A. And what they meant was, and what I believe,**
15 **based on what I know about the four victims we've**
16 **already addressed and the research I've done online, and**
17 **this was done on the 25th, which is four days after**
18 **Vic's own testimony admitting he messed up, that**
19 **there -- and looking online, io9 articles or whatever**
20 **articles in Google searches and YouTube and all of that,**
21 **there's hundreds of people talking online about this for**
22 **years and years.**

23 **Q. And so if there's talk for years and years, it**
24 **must be true?**

25 **MR. ERICK: Objection, form.**

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1 A. In this situation, what I'm talking about for
2 Victor Mignogna, I believe it, without question, to be
3 true, because of the personal experiences that people
4 very close to me related, and then hundreds and hundreds
5 of accounts online, and his own admission on the 21st
6 that he failed to ask for consent.

7 **Q. (BY MR. BEARD) Well, we'll get to that.**

8 A. Sure.

9 **Q. We'll get to that.**

10 **Back to XXXXX and XXXX XXXX. How do you**
11 **know them again?**

12 A. I met them at a convention.

13 **Q. Did they ever live with you?**

14 A. XXXXX and XXXX both did, at one point.

15 **Q. Okay. How -- how long?**

16 A. About a year ago, maybe two.

17 **Q. For -- are they --**

18 A. About a year.

19 **Q. -- still living with you?**

20 A. No. They live in Florida, I think.

21 **Q. Have you produced any affidavits from them**
22 **stating that Vic assaulted them?**

23 A. Anything that I've got, my attorney has.

24 **Q. Do you remember any written statements they**
25 **gave you, that they might have signed, that say Vic**

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1 **Mignogna assaulted them?**

2 A. I can't remember.

3 **Q. Or that corroborate your version of the story?**

4 A. Right. I -- I -- I believe so, yes.

5 **Q. Okay. You would have turned that over to your**
6 **attorney if you had it?**

7 A. Yes, yes.

8 **Q. Okay. How did you meet Monica?**

9 A. I was managing an apartment that she lived in.

10 **Q. Did you ask her out on your first date?**

11 A. Can you clarify your question?

12 **Q. Well, I -- sorry. I assumed a fact.**

13 **There was -- was there a first date?**

14 A. Yes, absolutely.

15 **Q. Okay. Who asked who out?**

16 A. I asked her.

17 **Q. Okay. Now, was that harassment?**

18 A. The way I asked her?

19 **Q. The fact that you asked her out --**

20 A. No.

21 **Q. -- is that harassment?**

22 A. No.

23 **Q. Okay. Okay. So you'd agree that just merely**
24 **asking somebody out doesn't constitute harassment?**

25 A. I'm not sure.

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1 MR. ERICK: Objection, form.

2 Q. (BY MR. BEARD) Really. Okay.

3 Who is XXXX XXXXXXXXXXXX?

4 A. She's a lady I know. Really good, close,
5 personal friend. She used to work at Funimation.

6 Q. Okay. And what did she tell you about being
7 assaulted by Vic Mignogna?

8 A. She let me know that she was in her office, Vic
9 came in, closed the door, and then grabbed and kissed
10 her. And then at the end said something along the lines
11 of, I hope that's okay. And then walked out.

12 Q. So the story she told you was he kissed her
13 first, then said, I hope that's okay?

14 A. Yeah. Hope you don't mind, and walked out.

15 Q. Okay.

16 A. Something around there.

17 Q. And she told you that story -- did she -- you
18 got that from her?

19 A. Yes, from her.

20 Q. Okay. And just to be clear, XXXXX and XXXX
21 XXXX, they told you --

22 A. Yes.

23 Q. -- their -- their account? Okay. Okay.

24 How do you know Ms. XXXXXXXXXXXX?

25 A. She's a friend of mine.

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1 Q. Well, I know, but, I mean, how -- okay.

2 **Rephrase that.**

3 **How long have you known her?**

4 A. Two years. One and a half years. Somewhere in
5 there.

6 Q. Okay. Has she ever lived with you?

7 A. No.

8 Q. Okay. When did she tell you about this
9 interaction with Mr. Mignogna?

10 A. I cannot remember the -- the day.

11 Q. Was it this year?

12 A. I'm not sure.

13 Q. If you would, take a minute and try hard to see
14 if you can remember.

15 A. Sure.

16 Q. Just --

17 A. Do we want to set a timer?

18 Q. No, that's fine. It's not coming to you?

19 A. Huh-uh.

20 Q. Can't remember.

21 A. I cannot recall.

22 Q. Do you have problems recalling things, as a
23 general rule?

24 A. Well, there's a lot of things that happen over
25 a course of time, so --

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1 Q. **Sure.**

2 A. -- sometimes it can -- yeah.

3 Q. **Sure. Do you ever remember things that didn't**
4 **happen?**

5 A. No.

6 Q. **How do you know?**

7 A. Because I wouldn't remember something that
8 didn't happen.

9 Q. **Why not?**

10 MR. ERICK: Objection, form.

11 A. Because it doesn't even make -- that question
12 doesn't even make sense.

13 Q. **(BY MR. BEARD) It makes perfect sense. I'll**
14 **re -- I'll rephrase it, though, if you need me to.**

15 A. Sure.

16 Q. **You've testified numerous times that you can't**
17 **remember making various tweets?**

18 A. Right.

19 Q. **Yet you've also testified that you understand**
20 **these tweets --**

21 A. Right.

22 Q. -- which would imply a certain degree of
23 **knowledge, but anyway.**

24 A. Uh-huh.

25 Q. **I'm asking, do you have any memory problems,**

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1 **and you said no.**

2 A. Correct.

3 **Q. And I'm saying, do you have any memories that**
4 **turn out to be false?**

5 MR. ERICK: Object -- objection, form.

6 **Q. (BY MR. BEARD) Or have turned out to be false?**

7 MR. ERICK: Objection, form.

8 A. I'm not sure.

9 **Q. (BY MR. BEARD) Okay. Go to page 5. If you**
10 **would, read the date and the information -- and what is**
11 **stated besides the header.**

12 A. On page 5, you said?

13 **Q. Yep.**

14 A. I am not anonymous. I know Vic. I know ladies
15 very close to me who have had -- who have the exact same
16 experience with him that mirrors the experience of
17 hundreds of the survivors coming forward. Some stay
18 anonymous due to fear, understandably. If it walks like
19 a duck --

20 **Q. Oh, I'm sorry.**

21 A. -- quacks like a duck --

22 **Q. You've already done that.**

23 A. Yeah.

24 **Q. My mistake. Sorry about that.**

25 Go to page 6.

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1 A. Uh-huh.

2 **Q. Go to page 6. Look at -- look at that text.**
3 **State the date, and read the --**

4 A. Sure.

5 **Q. -- tweet.**

6 A. It's January 25th.

7 Yes, I do. Do you know who I am? Do you
8 think I would make this up? He hurt me. He hurt my
9 personal friends. He knows me personally. He knows who
10 he hurt. Check yourself. You are backing the wrong guy
11 in this one.

12 **Q. Did you send this tweet?**

13 A. It's from my Twitter.

14 **Q. Do you remember sending it?**

15 A. I don't remember sending it, but it's right
16 here in front of us.

17 **Q. Okay. Has your Twitter account ever been**
18 **hacked, as far as you know?**

19 A. I'm not sure.

20 **Q. Well, I mean, do you know if it's ever been**
21 **hacked? I mean --**

22 A. I'm not sure.

23 **Q. Can you remember any incident of it being**
24 **hacked?**

25 A. I am not sure.

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1 Q. Well, do you remember it or not?

2 A. I don't remember it or not.

3 Q. Thank you.

4 A. Yeah.

5 Q. That's what I'm asking.

6 All right. He hurt my personal friends.

7 Who is that referring to?

8 A. Victor Mignogna.

9 Q. And he knows me personally, is also referring
10 to Vic Mignogna?

11 A. That is correct.

12 Q. And he knows who he hurt.

13 Check yourself.

14 A. Uh-huh.

15 Q. What does that mean?

16 A. In this content, I don't know. I don't have
17 the previous person who's talking to me at that point.

18 Q. Okay. Does this -- does the following sentence
19 add any context that might --

20 A. You're backing the wrong guy? No, it doesn't
21 add context because I don't know what they're saying
22 above it.

23 Q. Have you ever used the phrase check yourself
24 before?

25 A. I'm sure.

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1 **Q. Well, what does it mean?**

2 A. Go back to think, check yourself.

3 **Q. Okay. Go to page 7.**

4 A. Sure.

5 **Q. I'm not sure why there are two tweets on this**
6 **page. So look at the top one.**

7 A. Uh-huh.

8 **Q. The same thing, read the date and the -- and**
9 **the text.**

10 A. Sure. January 26.

11 That's not true. LOL. You obviously don't
12 know how sexual assault cases work. How many victims
13 set up cameras just in case they get assaulted? There
14 is consistency in a story shared by almost -- shared for
15 almost 20 years. It's called a pattern. He is guilty.
16 You will see.

17 **Q. Who is he?**

18 A. In this situation, Victor Mignogna.

19 **Q. Okay. Hypothetically, if this statement was**
20 **false, what do you think should happen to the person**
21 **making the false statement?**

22 MR. ERICK: Objection, form.

23 A. If a -- if the statement was false, then that
24 person -- then Vic would have every right to sue them.

25 **Q. (BY MR. BEARD) What would be an appropriate**

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1 **punishment for them?**

2 MR. ERICK: Objection, form.

3 **Q. (BY MR. BEARD) In your opinion.**

4 MR. ERICK: Objection, form.

5 A. Asked to take it off, if it's -- if it's a
6 false statement.

7 **Q. (BY MR. BEARD) That's it?**

8 A. Uh-huh.

9 **Q. Nothing more?**

10 A. No.

11 **Q. What if, hypothetically, Mr. Mignogna was**
12 **terminated as a result of this false statement,**
13 **hypothetically --**

14 A. It's --

15 **Q. -- what would be a fair punishment to the**
16 **person that made the statement?**

17 MR. ERICK: Objection, form.

18 A. I'm not sure.

19 **Q. (BY MR. BEARD) You're not sure?**

20 A. I'm not a lawyer or a cop.

21 **Q. No, no. I'm asking you just personally, your**
22 **-- your -- your personal opinion of right and wrong and**
23 **fairness. What do you personally think would be an**
24 **appropriate punishment?**

25 MR. ERICK: Objection, form.

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1 A. I'm not sure.

2 Q. (BY MR. BEARD) Should the person who says this
3 lose their job if they cause Mr. Mignogna to lose his
4 job?

5 MR. ERICK: Objection, form.

6 A. I'm not sure.

7 Q. (BY MR. BEARD) If it's a false statement.
8 I'll rephrase.

9 If someone makes a false statement accusing
10 Mr. Mignogna of sexual assault, he loses his job as a
11 result of that, and then it later turns out to have been
12 a false statement, is it fair for the person that made
13 the false statement to lose their job?

14 MR. ERICK: Objection, form.

15 A. No.

16 Q. (BY MR. BEARD) Why not?

17 A. Due process we mentioned earlier.

18 Q. Understood. But the hypothetical is that it's
19 been proven that it's false. Just -- just go with me on
20 the hypothetical.

21 If it's proven it's false, should the false
22 accuser lose their job?

23 MR. ERICK: Objection, form.

24 A. No.

25 Q. (BY MR. BEARD) Why not?

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1 A. Because the job had nothing to do with that
2 statement in this -- in that hypothetical --

3 Q. What would be --

4 A. -- situation.

5 Q. I'm sorry. I spoke over you.

6 What would be a fair punishment to someone
7 who makes a false allegation that gets the accused
8 fired?

9 A. That's not for me to decide.

10 MR. ERICK: Objection, form.

11 Q. (BY MR. BEARD) Well, what do you think would
12 -- I mean, give me an example of something you think
13 would be fair.

14 MR. ERICK: Objection, form.

15 A. I don't know.

16 Q. (BY MR. BEARD) Really?

17 A. Yeah.

18 Q. Okay. All right. We're going to speed this
19 up, then we'll come back. But I'm going to -- I'm going
20 to ask you to look at -- look at that tweet, the second
21 tweet on page 7. Tell me if you remember whether you
22 posted this or not.

23 A. I do not remember posting it, but it's my
24 Twitter handle.

25 Q. Right. That's fine. You don't have to say

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1 that.

2 Go to page 8, and on each of these pages,
3 as I call them out, look at the tweet and tell me if you
4 remember posting the tweet.

5 A. Sure.

6 Q. Okay. Go to page 8.

7 A. Yep.

8 Q. Do you remember?

9 A. Nope.

10 Q. Okay. And it's okay, if you say no, that means
11 you don't remember posting the tweet. Fair enough?

12 A. Fair enough.

13 Q. Okay. Go to page 9.

14 A. No.

15 Q. Go to page 10.

16 A. No.

17 Q. Go to page 11.

18 A. No.

19 Q. Go to page 12.

20 A. No.

21 Q. Go to page 13.

22 A. No.

23 Q. Go to page 14.

24 A. No.

25 Q. Go to page 15.

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1 A. No.

2 **Q. Turn to page 16.**

3 A. No.

4 **Q. Go to page 17.**

5 A. No.

6 **Q. Go to page 18.**

7 A. No.

8 **Q. Go to page 19.**

9 A. No.

10 **Q. Go to page 20.**

11 A. No.

12 **Q. Go to page 21.**

13 A. No.

14 **Q. Go to page 22.**

15 A. No.

16 **Q. Go to page 23.**

17 A. No.

18 **Q. Go to page 24.**

19 A. No.

20 **Q. Go to page 25.**

21 A. No.

22 **Q. Okay. If you would, look at page 26, 27, 28,**
23 **29, and 30, and tell me if you remember posting any of**
24 **those.**

25 A. No.

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1 Q. Okay. If you would, look at pages 31 through
2 40.

3 A. Sure.

4 Q. And tell me if you remember posting any of
5 those tweets.

6 A. No.

7 Q. Okay. Look at pages 41 through 50, and tell us
8 if you remember sending any of those tweets.

9 A. No.

10 Q. Stop for a second on this. In the last six
11 months, has anyone posted to your Twitter account
12 besides you, as far as you know?

13 A. Posted to it?

14 Q. Yeah. Has anyone posted a tweet, besides you,
15 to -- to this handle, @rontoye?

16 A. People have -- they -- they post -- they
17 replied or posted --

18 Q. Right.

19 A. -- or tweeted me.

20 Q. But I'm talking about -- I'm talking about
21 creating the tweet.

22 A. No.

23 Q. You -- you've -- let me rephrase.

24 You -- you are saying you haven't had any
25 incident, that you're aware of, of someone besides you

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1 posting -- type -- writing a tweet to the rontoye
2 handle, Twitter handle?

3 A. To me?

4 Q. No, no, no. Okay. Try one more time.

5 Has anyone used your account besides you?

6 A. No.

7 Q. Okay. Thank you.

8 Do you think it would be reasonable to
9 assume that with that fact that you just stated, that
10 you actually did send all these tweets we just covered?

11 MR. ERICK: Objection, form.

12 A. Yes.

13 Q. (BY MR. BEARD) Okay. Okay. Read number 50 --
14 pages 51 through 60.

15 A. Read them?

16 Q. No. Look them over and tell me if you -- same
17 drill we've been doing. Tell me if you recall making
18 any -- tell me which ones you recall posting.

19 A. I don't recall any of those.

20 Q. Okay. Look at pages 61 through 70, and tell us
21 if you recall posting any of those tweets.

22 A. No, I don't recall.

23 Q. Okay. Go to page -- review pages 71 to 80, and
24 tell us if you remember -- which ones you remember
25 posting, which tweets you remember posting.

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1 A. No, I don't recall.

2 Q. Okay. Go to pages -- review pages 81 through
3 90, and tell us if you recall -- which pages you recall
4 posting, which tweets you -- sorry. Scratch that.

5 Please tell us which tweets you recall
6 posting.

7 A. No.

8 Q. Okay. Look at pages -- where are -- what
9 number are we on?

10 A. 91.

11 Q. Yeah. Look at pages 91 through 100, and tell
12 us if you recall posting any of those tweets.

13 A. No.

14 Q. Look at page 101 through 110, and tell us if
15 you remember posting any of those tweets.

16 A. No.

17 Q. Pages 111 through 120, please, and tell us if
18 you recall posting any of those tweets.

19 A. No.

20 Q. Please look at pages 121 through 130, and tell
21 us if you recall -- which of these tweets, if any, that
22 you recall posting.

23 A. No.

24 Q. Okay. Go to page 131 through 140, and review
25 those pages and tell us if you recall making any of --

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1 posting any of those tweets.

2 A. No.

3 MR. BEARD: Let's go off the record just a
4 second. Take a small break.

5 THE VIDEOGRAPHER: And we're going off the
6 record at 11:25.

7 (Break taken from 11:25 a.m. to 12:41 p.m.)

8 THE VIDEOGRAPHER: And we're back on the
9 record for the beginning of disc number 3. The time is
10 12:41.

11 Q. (BY MR. BEARD) Okay. If you would, Mr. Toye,
12 look at Exhibit 28, page 141.

13 A. Yes, sir.

14 Q. Review page 141 through 150, and tell me which
15 of those tweets, if any, you recall posting.

16 A. I don't remember posting any of my tweets here.

17 Q. Okay. Which one are we on?

18 A. 151.

19 Q. All right. Start with 151 and go to 160, and
20 review those tweets and tell us if you remember posting
21 any of them.

22 A. Sure.

23 I do not recall making my tweets here.

24 Q. Okay. Look at 171 to 180. Review that and
25 tell us if you recall making any of those tweets.

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1 A. Did you say 171, or did you want me to start at
2 161?

3 **Q. Oh, I'm sorry, 161 to 170.**

4 A. I do not remember when I made all these tweets.

5 **Q. Well, do you remember if you made those tweets?**

6 A. Oh, yeah. I think we -- I think I mentioned
7 that, that it looks like it's from my account. So, so
8 far, yeah, all of these I would say I made. I just
9 don't remember when.

10 **Q. Well, flip back and tell me -- start with the,**
11 **yes, I made it part --**

12 A. I thought we --

13 **Q. If I'm characterizing you correctly.**

14 A. Let's start with 1 to 70 so far.

15 **Q. Oh, okay. Are you saying that you did make all**
16 **those tweets?**

17 A. Yeah. That's -- I thought when you said this
18 name, did anyone do this or this, would you assume, so,
19 yeah.

20 **Q. Okay. Unfortunate that we -- I apologize for**
21 **not clarifying the question.**

22 A. No worries. I wanted to honor your request.

23 **Q. Appreciate you.**

24 Well, we still have to go through it,
25 **though.**

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1 A. Sure. No problem.

2 Q. 171 to 180 --

3 A. Cool.

4 Q. -- if you would, review those and tell me if
5 you recall making those tweets.

6 A. Nope. I don't recall making them, but I know
7 that this is my Twitter handle.

8 Q. Okay. The question I'm asking you is, do you
9 recall making the tweets?

10 A. No.

11 Q. Okay. But we've already established, I think,
12 and you can agree or disagree, that in every case this
13 is your Twitter handle?

14 A. Yes, up to page 180.

15 Q. The @rontoye is on every -- is on every page
16 that you looked at.

17 A. Uh-huh.

18 Q. And as I recall, you don't have any
19 recollection of your Twitter account being hacked or
20 anything like that?

21 A. That's correct, I don't.

22 Q. Okay. And no one else uses your account to
23 tweet, correct?

24 A. That's correct.

25 Q. Okay. Okay. Well, I'll just ask it straight

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1 up.

2 A. Sure.

3 Q. Not being argumentative, just asking the
4 question.

5 Are you willing to agree that these are
6 your tweets?

7 A. Yes. So far to page 180?

8 Q. Through page 180.

9 A. Yes.

10 Q. Okay. Well, then we can maybe speed this up a
11 bit.

12 A. Sure. No worries.

13 Q. Let's go one -- look at pages 181 to 190, and
14 tell me if those are your tweets -- tell me if you made
15 those tweets.

16 A. I don't recall making them, but this is my
17 Twitter handle.

18 Q. Are those your tweets?

19 A. It looks like it, yes.

20 Q. Yes. Is that a yes?

21 A. Looks like it, yes.

22 Q. I need you to say yes or no.

23 A. Or it looks like it.

24 Q. Or I don't know. I mean, those are the --

25 A. Yeah, I'm not sure. It looks like it.

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1 Q. Please tell me one of the three, if you could.

2 Are they your tweets?

3 A. Looks like it.

4 Q. Let me try one more time. I would like yes,
5 no, or I don't know. I didn't ask if it looked like it,
6 I asked did you -- are those your tweets? Have you --
7 or, if you prefer, did you post those tweets?

8 A. It looks like I posted them.

9 MR. BEARD: Objection, nonresponsive.

10 Q. (BY MR. BEARD) No, we're going to keep asking
11 this question until I get an answer.

12 A. Cool.

13 Q. Yes, no, or I don't know?

14 A. It looks like I made those tweets.

15 MR. BEARD: Let's go off the record a
16 second.

17 A. Sure.

18 THE VIDEOGRAPHER: Counsel, do you agree?

19 MR. ERICK: No, I don't. Just -- I think
20 he's answering the question. He's saying that the --
21 the copies you've given him, the documents, are -- these
22 appear to be his tweets. He said, That's my Twitter
23 handle. No one else has used it.

24 MR. BEARD: He keeps answering a question I
25 didn't ask. And it's a very simple question here,

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1 Casey.

2 MR. ERICK: But these -- but listen -- I
3 understand. Listen. But these are -- are -- these are
4 taken out of a thread, I believe.

5 MR. BEARD: Casey, I don't care what his
6 answer is, I just want one of the three answers. And
7 there's no reason --

8 MR. ERICK: Okay.

9 MR. BEARD: I mean, you know --

10 MR. ERICK: All right. Then let's do it
11 again.

12 Give him one of the three answers.

13 MR. BEARD: Yes.

14 **Q. (BY MR. BEARD) Yes, no or I don't know.**

15 A. Can I go with or?

16 **Q. No.**

17 A. I don't know.

18 **Q. Thank you.**

19 MR. ERICK: Just listen.

20 A. Yeah, I don't know.

21 **Q. (BY MR. BEARD) Are those your tweets?**

22 A. I cannot with 100 percent say it. It looks
23 like it.

24 **Q. Okay. Well --**

25 A. It's chopped up, cut up. I don't see a URL.

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1 It looks like my tweet.

2 Q. Okay. Well, is that an, I don't know?

3 A. Correct.

4 Q. Thank you.

5 And does that "I don't know" apply to pages
6 1 through 190?

7 A. So far, yes.

8 Q. Thank you.

9 191 to 200.

10 A. Sure.

11 Q. Oh, I'm sorry. And tell us if you made these
12 tweets, whether you made these tweets.

13 A. Looks like my tweets.

14 Q. What page are we --

15 A. We're on --

16 Q. Please look at --

17 A. -- 201.

18 Q. -- 201 through 210, and tell us whether you
19 made those tweets.

20 A. Sure. It appears to be my tweet.

21 MR. BEARD: Objection, nonresponsive.

22 Q. (BY MR. BEARD) Did you make those tweets, yes,
23 no, or I don't know?

24 A. I am not a hundred percent sure if there is
25 anything that's been added or subtracted from this. So

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1 if I can't give you a hundred percent, if it is my
2 tweet, in fact, I can say it looks like my tweet.

3 **Q. Mr. Toye, answer the question, please.**

4 A. It looks like my tweet.

5 **Q. That's not the question I asked. Answer the**
6 **question I asked, please.**

7 A. I'm not sure.

8 MR. ERICK: He has, Ty. And, listen, I
9 mean, I -- and I've let you -- I've given you a little
10 rope here.

11 MR. BEARD: If you -- Casey, if you'd like
12 to stipulate on the record that "it looks like it" is "I
13 don't know," that's fine.

14 MR. ERICK: No. I'm not -- I'm not the one
15 under oath, so it doesn't matter --

16 MR. BEARD: Well --

17 MR. ERICK: But he's given you the answer.
18 At some point we're just -- we're just badgering the
19 witness.

20 MR. BEARD: Well, if I have to, I'll dis --
21 I'll -- I'll -- I'll call this and go up to the judge
22 and complain about being nonresponsive.

23 MR. ERICK: Okay. But that's not going to
24 change his answer. His answer is he thinks he
25 believes that -- look, he has said that's his Twitter

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1 handle, this -- these appear to be his tweets. These
2 are selected copies of certain tweets. He's given you
3 the very best answer that he -- that he can, and -- and
4 that's it. And if we just keep asking the same
5 question, at some point I'm just going to have to tell
6 him he's already answered, and that's it. So I -- I
7 understand you may not like the answer, but that's --
8 that's his answer.

9 MR. BEARD: No, I'm insisting on him
10 answering the question that I asked. At no point --

11 MR. ERICK: He has. He's not -- he's
12 not --

13 MR. BEARD: At no point did I say, Does
14 that look like your tweets? I said, Did you -- are
15 those your tweets or not? Did you send them or not?

16 MR. ERICK: That's his answer. I get it,
17 that you may not like it. I understand -- I think I
18 understand, but --

19 MR. BEARD: Okay. Saying that again
20 doesn't change anything.

21 MR. ERICK: But that's the truthful --
22 that's his truthful answer.

23 MR. BEARD: That doesn't alter reality.

24 MR. ERICK: Okay. I understand. He is
25 answering the question. He's not saying, I'm not

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1 answering the question. He's -- He's answered the
2 question. He's answered it several times, and I've
3 allowed it, but, to a point, I have to stop it. And
4 so -- you know, that's -- that's the best the witness
5 can do. I mean, these are -- these are selected tweets.
6 He's not -- he's not hiding from the fact that that's
7 not his Twitter handle. He's said that. And he's said
8 that, These look like to be my tweets.

9 MR. BEARD: Well, okay. We'll do this --
10 we'll do it the hard way, then, Casey. That's fine with
11 me.

12 MR. ERICK: I'm not sure what that means,
13 Ty, but --

14 MR. BEARD: That means I'm --

15 MR. ERICK: Why don't we ask the witness --

16 MR. BEARD: -- that means I'm going to file
17 a motion to compel and ask the court for more time --

18 MR. ERICK: Okay.

19 MR. BEARD: -- and go through all that
20 rigamarole, because, you see, you didn't produce any of
21 these tweets to us and --

22 MR. ERICK: Ty --

23 MR. BEARD: And I'm trying to authenticate
24 them in a deposition, and I'm getting, looks like, might
25 be, could be, don't know.

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1 MR. ERICK: No.

2 MR. BEARD: That's fine. That's fine.

3 MR. ERICK: No. He's saying that's his
4 Twitter handle. He's said, I don't -- I'm not aware of
5 anyone that's hacked it or used it. He said, These
6 appear to be my tweets. But these are selected
7 excerpts.

8 MR. BEARD: That's fine.

9 MR. ERICK: I mean, not -- these aren't --
10 these don't have other information that would
11 corroborate the fact that it was taken on a certain time
12 or date. So that -- that's it.

13 MS. CHRISTIE: They actually have dates.

14 MR. BEARD: Yeah, there are dates.

15 MR. ERICK: Okay. But just --

16 MS. CHRISTIE: They have specific dates.

17 THE WITNESS: I didn't -- this was given to
18 me.

19 MS. CHRISTIE: And some of them have
20 specific times.

21 THE WITNESS: You're asking me for --

22 MR. ERICK: He's not saying -- he's saying
23 that these appear to be my tweets, so I --

24 MR. BEARD: Objection, nonresponsive.

25 We'll move on.

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1 MR. ERICK: Okay. All right.

2 Q. (BY MR. BEARD) Look at page 211 to 220. Did
3 you post these tweets?

4 A. It looks like it.

5 Q. When you say, It looks like it, is that yes,
6 no, or, I don't know?

7 A. It looks like it. I don't know. It's my
8 Twitter handle.

9 Q. I don't know, is that the answer?

10 A. It looks like that those are my tweets.

11 MR. BEARD: Okay. Objection,
12 nonresponsive.

13 Q. (BY MR. BEARD) Look at 221 to 230, and tell
14 us -- and answer the question for each of them, did you
15 post those tweets?

16 A. It looks like it.

17 MR. BEARD: Objection, nonresponsive.

18 Q. (BY MR. BEARD) Look at pages 231 to 240, and
19 please answer the question for each, did you post those
20 tweets. Or tell us the tweets you didn't post.

21 MR. ERICK: Objection, form.

22 Q. (BY MR. BEARD) I'll rephrase.

23 MR. ERICK: Yes, just --

24 Q. (BY MR. BEARD) Let's speed this up by simply
25 making each question inferred that you will tell us if

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1 you made those tweets, if you -- or if you don't recall,
2 or if you didn't. And you'll describe individually, if
3 in the batch, some you did make and some you didn't, and
4 so forth. Is that agreeable?

5 A. Looks like my tweets.

6 MR. BEARD: Objection, nonresponse --
7 nonresponsive.

8 **Q. (BY MR. BEARD) Please look at 241 to 250, same**
9 **question.**

10 A. It looks like my tweets.

11 MR. BEARD: Objection, nonresponsive.

12 **Q. (BY MR. BEARD) Look at 251 to 260. Same**
13 **question.**

14 A. They look like my tweets.

15 MR. BEARD: Objection, nonresponse --
16 nonresponsive.

17 **Q. (BY MR. BEARD) Look at 261 to 270. Same**
18 **question.**

19 A. Sure. They look like my tweets.

20 MR. BEARD: Objection, nonresponsive.

21 **Q. (BY MR. BEARD) Look at 271 to 280, please.**
22 **Same question.**

23 MR. ERICK: Object, form.

24 A. They look like my tweets.

25 MR. BEARD: Objection, nonresponsive.

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1 **Q. (BY MR. BEARD) Look at 281 to 290, please,**
2 **same question.**

3 MR. ERICK: Objection, form.

4 MR. BEARD: Counsel, would you please tell
5 me what the form objection is.

6 MR. ERICK: It's a -- it's a compound
7 question. I think the question that we're going with
8 is, is it or isn't it, or --

9 MR. BEARD: Well, let me ask --

10 **Q. (BY MR. BEARD) Well, when you get through,**
11 **Mr. Toye, tell me, and I'll ask the question in a long**
12 **and complicated way.**

13 A. Looks like my tweet.

14 **Q. Actually, I'm going to reask the question,**
15 **but --**

16 A. Sure.

17 **Q. Thanks. I am representing to you that those**
18 **are unaltered copies of your tweets. Based on that**
19 **representation being correct, in other words, assuming**
20 **that I'm right, did you post those tweets?**

21 A. How do I know if you've presented anything?

22 **Q. I'm saying if it turns out I lied --**

23 A. Right.

24 **Q. -- then you're not -- obviously, you're not**
25 **stuck to the answer.**

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1 A. Several of the tweets are missing information
2 or cut off in a way. If you look at page 183 --

3 **Q. Sure.**

4 A. -- 244, the sides are altered. There's also
5 missing spots.

6 **Q. Hold on, hold on, hold on. Let us take a look**
7 **at it. 183?**

8 A. Yes, I think it's 183.

9 **Q. Is your copy maybe just printed wrong? Because**
10 **mine's crystal clear.**

11 A. Oh, sorry about that. 244.

12 **Q. If you see anything like that, call my**
13 **attention to it. I mean --**

14 A. Right.

15 **Q. That's --**

16 A. So then I'm calling attention to a document
17 you're telling me is perfect.

18 **Q. Well, no, let me -- I mean --**

19 A. Yeah, see, 244 --

20 **Q. I can understand the confusion.**

21 A. -- it looks cut off a little.

22 **Q. Let's see.**

23 A. You see how the -- the words right there, it
24 kind of looks like it's lined off on a screen capture.
25 Some of them have different markings in there. So it

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1 looks like, on a document that I'm gonna -- I'm supposed
2 to auth -- 100 percent authenticate, I'm -- I can't say
3 that this hasn't been altered in any way.

4 **Q. Okay. Are we looking at the same page?**

5 A. 244?

6 **Q. Oh, 244.**

7 A. You see there's like a slight line through W,
8 and that W doesn't look like a full W?

9 **Q. Is that illegible?**

10 A. It's -- it's -- it's clearly cut in a way.
11 There's other examples of it. I'm just not going to
12 authenticate something. I'm not an authenticator. It
13 looks like my tweet. It's from my Twitter account.

14 **Q. What I'm asking, and, look, I'm not trying to**
15 **trap you into anything.**

16 A. Yeah.

17 **Q. I'm just trying to get these tweets**
18 **authenticated.**

19 A. But that's -- I'm not an authenticator of
20 tweets.

21 **Q. Let me finish, please.**

22 A. Sure.

23 **Q. If, in fact, these are not altered in any**
24 **material way, are they, then, your tweets? Are they an**
25 **accurate copy of your tweets?**

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1 A. Hypothetically, if, maybe.

2 **Q. Hypothetically. Hypothetically.**

3 A. If hypothetically they were and you presented
4 stuff that was hypothetically perfect, and they were my
5 tweets, then hypothetically, yes, those would be my
6 tweets.

7 **Q. Well, that's not -- you can't --**

8 A. Well, you just gave me a bunch of hypothetical
9 questions. So hypothetically --

10 **Q. I'm allowed to do that, Mr. Toye.**

11 A. Me too.

12 **Q. No, you're not, actually. I'm -- I'm indulging**
13 **you.**

14 A. Okay.

15 MR. ERICK: Just question and answer.

16 **Q. (BY MR. BEARD) All right. Let me try again.**

17 A. Okay.

18 **Q. Of all the tweets you've seen -- all the**
19 **documents that I'm representing are tweets in that**
20 **notebook --**

21 A. That's what it looks like.

22 **Q. -- that Exhibit 28, if, in fact, those are**
23 **accurate --**

24 A. Uh-huh.

25 **Q. -- and accurate being defined as nothing**

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1 material has been altered --

2 A. Right.

3 Q. -- do they rep -- are they accurate copies of
4 what you tweeted?

5 A. How can I say that?

6 Q. Okay.

7 A. I didn't gather --

8 Q. Just answer my question. I don't care what the
9 answer is.

10 A. I don't know.

11 Q. Thank you. That's -- I tried.

12 Where are we?

13 A. Sweet.

14 Q. Please look at 291 to 300. For each of these
15 documents, tell us if you -- well, rephrase that.

16 Did you post those tweets, and, if not,
17 tell us which ones you didn't.

18 A. Looks like it, but I'm not sure.

19 MR. BEARD: Objection, nonresponsive.

20 Q. (BY MR. BEARD) Please look at 301 to 310.

21 A. Uh-huh.

22 Q. Did you post those tweets, and, if not, would
23 you tell the ones that you didn't.

24 A. They look like my tweets, but I'm not sure.

25 MR. BEARD: Objection, nonresponsive.

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1 **Q. (BY MR. BEARD) Please look at 311 to 320. Did**
2 **you post those tweets, and, if not, tell us which ones**
3 **you didn't.**

4 A. They look like my tweets, but I'm not sure.

5 MR. BEARD: Objection, nonresponsive.

6 **Q. (BY MR. BEARD) Please look at 321 to 330. Did**
7 **you post those tweets, and please tell us the ones you**
8 **didn't, if any.**

9 A. Can I point out another huge thing, why I can't
10 say this is my tweet? Here's another representation --

11 **Q. Sure.**

12 A. -- of completely different style of tweet.
13 322.

14 **Q. 322.**

15 A. Yeah. The bottom's cut off. I don't have the
16 timestamp. I don't have the -- the same information.
17 This isn't consistent. I'm not going to authenticate
18 something like that. It looks like my tweet.

19 **Q. What information is --**

20 A. So look at 322 and 323.

21 **Q. Okay.**

22 A. 323 has a timestamp, date, looks a little bit
23 more convincing.

24 **Q. Right.**

25 A. But when you go to 322, it's all cut off.

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1 Q. Well, is it possible to access Twitter from
2 various -- from different devices?

3 A. I don't know.

4 Q. Do you access Twitter through a phone?

5 A. Sometimes.

6 Q. Do you access Twitter through a computer?

7 A. Possibly.

8 Q. Are phones and computers different devices?

9 A. Yes.

10 Q. Do phone -- does your phone and your computer
11 look identical on the screen when you access Twitter?

12 A. I'm not sure.

13 Q. Come on now.

14 A. I'm not sure.

15 MR. BEARD: Objection, nonresponsive.

16 Q. (BY MR. BEARD) Well, is there anything
17 illegible about the tweet on 322 or anything --

18 A. It's definitely --

19 Q. -- that's what --

20 A. -- altered than other tweets in here. So it --
21 it is -- it looks like my tweet.

22 Q. To be fair, I think what you're saying -- what
23 I'm hearing you saying is, is it's formatted differently
24 than --

25 A. It's --

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1 **Q. -- than the tweet on 323?**

2 A. -- cut, copied and pasted --

3 MR. ERICK: Object, form.

4 A. -- differently, yes.

5 **Q. (BY MR. BEARD) Okay.**

6 A. So I can't authenticate it. It looks like my
7 tweet.

8 **Q. (BY MR. BEARD) Thank you.**

9 **Is there anything illegible on 322?**

10 A. The text is a little blurry, but it is -- it
11 looks like my tweet --

12 **Q. Well --**

13 A. -- but I can't say it is for sure.

14 **Q. -- if you would, please just read 322 for us.**

15 A. Sure.

16 **Q. And -- and start with the -- with -- with the**
17 **top line.**

18 A. Yeah.

19 rontoye@rontoye, February 28.

20 No he isn't. You trolls think him
21 lawyering up was an offensive move. Sorry. It was
22 defensive. He knows his skel -- the skeletons he has
23 hidden that are coming back to haunt him. Smiley face.

24 **Q. Okay. And there's some symbols at the bottom.**
25 **Describe those for us, please.**

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1 A. One looks like a circle with 95, one looks like
2 two arrows swizzling around with one, and one has a
3 heart that has 27.

4 **Q. Okay. These are Twitter icons, aren't they?**

5 A. It looks like it.

6 **Q. Okay. The one says -- that has 95, what does**
7 **that icon signify?**

8 A. Looks like 95 people commented on it.

9 **Q. Okay. And what is the one with -- the num --**
10 **it has the number -- numeral one by it?**

11 A. One shared it.

12 **Q. Okay. And the one, the last, 27?**

13 A. Twenty-seven people in the world liked it.

14 Yeah, we can go -- the next page has zero
15 likes, zero re -- or one like, zero --

16 **Q. I appreciate your --**

17 MR. ERICK: Wait for the question.

18 **Q. (BY MR. BEARD) I appreciate you volunteering,**
19 **but we don't need that right now.**

20 A. Cool.

21 MR. BEARD: Where were we?

22 **Q. (BY MR. BEARD) Okay. 331 to 342.**

23 A. How -- did you not want me to respond to the --

24 **Q. Oh, yeah. I'm sorry.**

25 A. -- one you asked me previously? I was trying

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1 to honor your question.

2 **Q. Sure.**

3 A. So page 323, we were just going over the -- the
4 likes --

5 **Q. Right.**

6 A. -- retweets, and that, because you brought
7 attention to the other ones --

8 **Q. Right.**

9 A. -- so I wanted to really specify that.

10 **Q. Actually, I'm glad you mentioned that --**

11 A. Cool.

12 **Q. -- because I have a question.**

13 A. Can I finish mine that you asked me?

14 **Q. Sure.**

15 MR. ERICK: All right.

16 **Q. (BY MR. BEARD) Mr. Toye, you probably ought to**
17 **listen to your counsel and stop talking when he tells**
18 **you to.**

19 MR. ERICK: Let's just wait for a question.

20 A. They look like my tweets.

21 **Q. (BY MR. BEARD) Okay. Let's go back to 322, if**
22 **you don't mind.**

23 A. 330, totally different.

24 **Q. Oh, I'm sorry. Which was the one you were --**

25 A. Page 330 is --

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1 **Q. -- complaining about?**

2 A. -- again, completely different from it.

3 **Q. No --**

4 MR. ERICK: Hey.

5 **Q. (BY MR. BEARD) Here, listen to me.**

6 MR. ERICK: All right. Can we take a
7 quick --

8 MR. BEARD: Yeah, sure.

9 MR. ERICK: -- break?

10 MR. BEARD: No problem, no problem.

11 THE VIDEOGRAPHER: And we're going off the
12 record at 1:18.

13 (Break taken from 1:18 p.m. to 1:28 p.m.)

14 THE VIDEOGRAPHER: And we're back on the
15 record. The time is 1:28.

16 **Q. (BY MR. BEARD) And how much time -- oh, here**
17 **it is right here. Never mind. Never mind.**

18 **Okay. Mr. Toye, I showed you 342 pages; is**
19 **that correct?**

20 A. So far, I'm on 331, but let's flip to the end.

21 MR. BEARD: Did we not get through --

22 A. 342.

23 MS. CHRISTIE: No. He --

24 THE WITNESS: There's 342 --

25 **Q. (BY MR. BEARD) Oh, okay. Let's finish up 342.**

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1 All right. Do these look like your tweets?

2 A. They do look like my tweets.

3 Q. Okay. Do all the other tweets in this binder
4 look like your tweets?

5 A. They do look like my tweets.

6 Q. Okay. Let's see. For reference --

7 A. Sure.

8 Q. -- the last tweet I showed you was April 4th,
9 2019.

10 A. Uh-huh.

11 Q. And it was our intention to produce these in
12 chronological order, and I'm sure some of them probably
13 aren't. But, generally speaking, my question is, after
14 April 4th, 2019, did you tweet about Vic Mignogna?

15 A. I'm not sure.

16 Q. You don't remember if you tweeted about him?

17 A. I can't recall.

18 Q. Okay. Did you tweet about Vic Mignogna last --
19 in the last seven days?

20 A. I can't recall.

21 Q. Did you tweet about Vic Mignogna in the last
22 two days?

23 A. I don't think so, but I can't recall.

24 Q. Okay. No mem -- you -- just to be clear, you
25 don't remember -- all I'm asking is if you tweeted about

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1 him, not what you tweeted -- well, not yet, but not what
2 you tweeted. And you're saying you don't remember if
3 you tweeted about him at any time from April 4th to now?

4 A. I can't recall.

5 Q. Okay. All right. Have you communicated with
6 any conven -- well, okay. I'm going to use the term
7 convention for the next series of questions. And by
8 convention, I mean convention owner, convention manager,
9 anyone in some kind of a management position at a
10 convention. And -- and the type of convention I'm
11 referring to is anime or science-fiction related. Is
12 that clear?

13 A. Sounds a lot of different things, but, yes.

14 Q. Right. Well, if you need clarification, feel
15 free to ask.

16 A. Sure.

17 Q. Have you contacted any conventions about Vic
18 Mignogna?

19 A. There was a conversation between me and a
20 Kameha Con that had some parts about Vic.

21 Q. And I'm -- I'm not criticizing. It would be
22 best if you answered yes or no, and then let me ask you
23 which ones. It reads better on the transcript.

24 A. Cool.

25 MR. ERICK: So we need to do -- do the

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1 question again?

2 MR. BEARD: Yeah.

3 MR. ERICK: Okay.

4 Q. (BY MR. BEARD) Have you contacted any
5 conventions and -- about -- about Vic Mignogna?

6 A. A convention.

7 Q. Okay. Which convention?

8 A. Kameha Con.

9 Q. Have you contacted any other conventions
10 besides Kameha Con?

11 A. Not that I can think of.

12 Q. You do not remember contacting any convention
13 about Vic Mignogna, other than Kameha Con; is that
14 correct?

15 A. Not that I can think of.

16 Q. How did you contact Kameha Con?

17 A. Through text message.

18 Q. Okay. Did you keep those text messages on your
19 phone?

20 A. Yes.

21 Q. Did you give those -- copies of those text
22 messages to Shane --

23 MS. CHRISTIE: Holmberg.

24 Q. (BY MR. BEARD) Holmberg?

25 A. I can't recall.

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1 Q. Did you ever tweet -- scratch that.

2 Did Shane Holmberg post those text messages
3 on Twitter?

4 A. I'm not sure.

5 Q. Don't remember any of that?

6 A. Not right now.

7 Q. Okay. Did you provide those text messages to
8 your attorney?

9 A. Yes, I did.

10 Q. Did you provide copies of your tweets to your
11 attorney?

12 A. I gave them access to my Twitter.

13 Q. Okay. So you gave him the login credentials --

14 A. Uh-huh.

15 Q. -- and presumably he would be able --

16 A. Yes.

17 Q. -- their -- their firm -- okay. Fair enough.

18 Have you deleted any tweets about Vic
19 Mignogna?

20 A. Nope, not that I can think of.

21 Q. Okay. Have you deleted any text messages about
22 Vic Mignogna?

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

24 Q. And when I say about Vic Mignogna, what I mean
25 is anything related to Vic Mignogna, the accusations,

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1 **this lawsuit, et cetera. Is that reasonably clear?**

2 A. Not that I can think of.

3 **Q. Okay. And the answer is still not that you can**
4 **remember?**

5 A. (Witness nods.)

6 **Q. Okay. Bear with me a moment.**

7 **All right. Let's go back to XXXX XXXXXXXXXX**
8 **for a moment. I believe you said that you knew her for**
9 **about a year and a half; is that correct?**

10 A. Roughly. Maybe two.

11 **Q. Okay. How did you meet her?**

12 A. I don't remember exactly how I met her.
13 Friends, something.

14 **Q. Socially?**

15 A. Socially.

16 **Q. Okay. Were y'all friends?**

17 A. Prior to meeting her?

18 **Q. No, no, after you met her.**

19 A. Yeah --

20 **Q. Y'all become --**

21 A. -- absolutely.

22 **Q. And she -- did she live with you?**

23 A. Never.

24 **Q. Okay. Okay. I wasn't sure if I had asked that**
25 **question.**

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1 A. Uh-huh.

2 Q. And she told you, as I recall -- well, no.
3 I'll just -- I'll ask the question again.

4 Did she describe to you an assault or a
5 sexual assault by Vic Mignogna?

6 A. Yes.

7 Q. Okay. Tell us about it.

8 A. She said that he went into her office, closed
9 the door, kissed her. And then on his way out said, I
10 hope -- I hope that was okay, or something along the
11 line of that, and then walked away.

12 Q. Did she say whether she was sitting down?

13 A. I -- I can't recall right now.

14 Q. Okay. Did she describe the actual, walks
15 through the door and, like, I don't know, leans over the
16 desk, or, I mean, did she describe any of that?

17 A. I can't remember --

18 Q. Any of that detail?

19 A. -- that part of it.

20 Q. Okay. And you didn't see it, of course?

21 A. I did not see that.

22 Q. Okay. Do you know Jamie -- well, you know
23 Jamie Marchi; you've testified to that.

24 How do you know Jamie Marchi?

25 A. She's my friend.

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1 **Q. Okay. About how long have you known her?**

2 A. Four years, four or five years.

3 **Q. Okay. Did you meet her socially?**

4 A. Yes.

5 **Q. Okay. Did she describe a sexual assault, of**
6 **any kind, by Vic Mignogna, on her?**

7 A. She described him pulling his -- her hair
8 and --

9 **Q. Fair enough.**

10 A. -- forcibly whispering -- and then also
11 whispering in her ear, sexual stuff.

12 **Q. When I say sexual assault, you -- any kind of**
13 **assault.**

14 A. Okay. Perfect.

15 **Q. That's fine.**

16 **I'm sorry. But, go ahead. Would you**
17 **describe what she told you.**

18 A. Yeah. She said that he reached up behind the
19 back of her head, grabbed it, clinched his fist, pulled
20 her hair back, and then whispered in her ear, something
21 that she didn't exactly remember the exact words, but
22 whispered in her ear creepily and made her feel dirty.

23 **Q. But she didn't tell you what those words were,**
24 **just that she was creeped --**

25 A. That was creeped out --

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1 Q. -- she was creeped out by it?

2 A. Yeah.

3 Q. Okay.

4 A. I would be creeped out.

5 Q. And you believed her, I guess?

6 A. Oh, yes.

7 Q. But you weren't there? You didn't see it
8 happen?

9 A. Correct. I wasn't there.

10 Q. Okay.

11 A. To my knowledge, it happened at Funimation in
12 the lobby.

13 Q. Right. In the front lobby of Funimation?

14 A. Uh-huh.

15 Q. Have you ever been there?

16 A. I've visited there once or twice.

17 Q. What does the front lobby look like?

18 A. I have no -- I cannot remember. Got a desk, I
19 think.

20 Q. And is it a big area, a small area? I mean --

21 A. It's a big area.

22 Q. How many people are -- when you've been there,
23 about how many people, on average, have been in that
24 area?

25 A. I have no idea.

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1 Q. More than one?

2 A. Yes.

3 Q. More than five?

4 A. I'm not sure. I've been there once or twice.

5 Q. Have you ever been there when no one was there?

6 A. No.

7 Q. Okay. Was there a receptionist when you've
8 been there --

9 A. Uh-huh.

10 Q. -- sitting up front?

11 A. (Witness nods.)

12 Q. Okay. Did anyone related to Funimation -- and
13 I'm gonna -- I'll describe that in a second -- ever tell
14 you it was okay to disclose that they had conducted an
15 investigation?

16 And before you answer, when I say everyone
17 related to Funimation, I mean anyone employed by Funima
18 -- that you know was employed, either past, present,
19 contractor or W-2 employee, anyone in management, and
20 for purposes of this discussion, we'll include
21 Christopher Sabat.

22 So did any of that group of people ever
23 tell you it was okay to disclose that they conducted an
24 investigation?

25 MR. VOLNEY: Objection, form.

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1 Q. **(BY MR. BEARD) Answer.**

2 A. I never had a conversation about that.

3 Q. **Did you have a conversation with anyone at**
4 **Funimation who was in management?**

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

6 Q. **And forgive me if I reask questions I've**
7 **already asked, but we broke for lunch and I want to make**
8 **sure I get it down.**

9 Okay. If you would, take a look at
10 **Exhibit 28 and flip to page 13.**

11 A. Yes.

12 Q. **Would you read the text of that tweet. You can**
13 **omit the header --**

14 A. Sure.

15 Q. **-- information.**

16 A. It says, or it reads: I know you have to be
17 able to add these clues up. Fifteen years of the same
18 story over and over. People posting their stories.
19 Maybe, just maybe, there might be some truth to it, and
20 if there is, you're backing a predator. Does this sound
21 familiar? Take your time. I can wait. GIF.

22 Q. **Who are you talking about in that tweet?**

23 A. Vic Mignogna.

24 Q. **Don't want to put words in your mouth, but is**
25 **it a fair reading of that sentence that you're calling**

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1 **him a predator?**

2 MR. ERICK: Objection, form.

3 A. Yes.

4 **Q. (BY MR. BEARD) When you say predator, what --**
5 **what do you think of, yourself, as a predator?**

6 A. Sure. What I think of as a predator is anyone
7 or anything that's in a position that -- or has ability
8 to identify, isolate, and take advantage of that
9 isolation or weakness in another being, thing, item, and
10 seeks to do some level of harm, or control, manipulate.

11 **Q. So a sexual predator, as people generally**
12 **understand that term, would be a predator by your**
13 **definition?**

14 MR. ERICK: Objection, form.

15 **Q. (BY MR. BEARD) Correct?**

16 MR. ERICK: Objection, form.

17 A. That would be an example, yeah.

18 **Q. (BY MR. BEARD) Yeah. It's not necessarily the**
19 **only example --**

20 A. Right.

21 **Q. -- I'm just saying --**

22 A. That would be one, yeah.

23 **Q. Yeah. That -- that -- that predator includes**
24 **sexual predator; is that a fair statement?**

25 A. Yes.

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1 **Q.** Okay. Okay. Let's flip to page 20. Would
2 you -- when I ask you to read the tweet, unless I tell
3 you otherwise, just read the text. You don't have to
4 read the header. And I mean read it out loud. I'm
5 sorry.

6 A. Bye -- I don't know what that is. It's some
7 kind of thing.

8 **Q.** An icon?

9 A. Yeah, some kind of icon.

10 **Q.** An emoticon perhaps?

11 A. Yeah.

12 Have fun with the predator. Can't wait for
13 your -- for you apology.

14 Obviously spelling mistake, or grammar.

15 I will unblock you when it comes out just
16 to see that. Emoticon.

17 **Q.** Is this a reply?

18 A. I don't know. It's missing some data.

19 **Q.** Take a look at the header and -- and see if
20 that clears it up.

21 A. It says, rontoye@rontoye, February 2. And it
22 says, replying to canvaspirate and rialisms.

23 **Q.** Okay. Do you -- so is canvaspirate a tweet --
24 a Twitter handle?

25 A. It looks like it.

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1 Q. Okay. Do you know who that might be?

2 A. Not really, no.

3 Q. Okay. rialisms is Monica Rial's Twitter
4 handle, isn't it?

5 A. Correct.

6 Q. Okay. All right. So this is posted as a
7 reply, apparently?

8 A. Correct. Looks like it, yes.

9 Q. Okay. Do you remember what the context was?

10 A. No.

11 Q. Okay. But you're telling someone, Bye. Have
12 fun with the predator. Can't wait for you -- your, I
13 assume --

14 A. It was --

15 Q. -- apology?

16 A. -- supposed to be your, it looks like.

17 Q. And who are you talking about?

18 A. Looks like on this one -- I'm not sure on this,
19 but -- I'm not sure. I don't know who or what was the
20 previous conversation so it could be anybody.

21 Q. If you were a betting man, who would you say
22 you were talking about?

23 MR. ERICK: Objection, form.

24 A. I don't know.

25 Q. (BY MR. BEARD) Okay. Go to page 22, please.

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1 A. Sure. Okay.

2 **Q. Same thing. Please read the text.**

3 A. If only one says it, but there are 10, 20,
4 30-plus people saying the same thing over the past
5 15-plus years, even if 10 to 20 percent are false, that
6 would mean no less than 8 are true. If only eight
7 assaults, is that enough to judge a person as a
8 predator?

9 **Q. Is that last question rhetorical?**

10 MR. ERICK: Objection to the form.

11 MR. BEARD: What's the form --

12 A. It seems like it.

13 MR. BEARD: -- objection?

14 MR. ERICK: I just -- I guess I don't
15 understand.

16 THE WITNESS: Yeah, I don't understand, in
17 a sense, it --

18 **Q. (BY MR. BEARD) Do you know what rhetorical**
19 **means, Mr. Toye?**

20 A. Yeah, abso -- yes, I do, but I'm --

21 **Q. Okay.**

22 A. Yeah.

23 **Q. In other words, are you asking that question**
24 **sarcastically to say he is a predator?**

25 A. I'm not sure. I don't know the -- it shows

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1 that I'm replying to somebody, so I don't know exactly
2 who I'm talking about, what I'm talking about to the
3 previous tweet. It's not provided.

4 **Q. Would it be a fair inference from that sentence**
5 **-- from that sentence that you're calling Vic Mignogna a**
6 **predator?**

7 MR. ERICK: Objection, form.

8 **Q. (BY MR. BEARD) In your opinion.**

9 MR. ERICK: Objection, form.

10 A. I'm not sure, based on this.

11 **Q. (BY MR. BEARD) Right.**

12 A. But when I say predator, and I'm speaking of
13 Vic, it's because of my understanding of what he did to
14 Monica Rial, XXXXX and XXXX XXXX, XXXX XXXXXXXXXXXX, Jamie
15 Marchi, and then the research I've seen online, and the
16 hundreds and hundreds of things I've seen. So in my
17 opinion --

18 **Q. We'll get into that later.**

19 A. -- he's a predator.

20 **Q. I appreciate you volunteering, but --**

21 **So back to my question. Would it be -- do**
22 **you think it would be a reasonable reading of that**
23 **sentence --**

24 MR. ERICK: Objection.

25 **Q. (BY MR. BEARD) -- that --**

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1 MR. ERICK: Sorry, go ahead.

2 MR. BEARD: What's your objection?

3 MR. ERICK: I was -- I was -- I was going
4 to let you finish.

5 MR. BEARD: Okay. I'll start over.

6 **Q. (BY MR. BEARD) Is it a fair reading of that**
7 **question that it implies that Vic Mignogna -- or whoever**
8 **you're talking about in here, is, in fact, a predator?**

9 MR. ERICK: Objection, form.

10 A. I'm not sure.

11 **Q. (BY MR. BEARD) Okay. It would be fair,**
12 **wouldn't it, that to take -- to take the words at face**
13 **value, if there are 10, 20 or 30 people accusing someone**
14 **of being a predator?**

15 A. Right.

16 **Q. Do you feel like that alone is enough to**
17 **establish their guilt?**

18 MR. ERICK: Objection, form.

19 A. Depends on what you mean by guilt.

20 **Q. (BY MR. BEARD) That they are, in fact, a**
21 **sexual predator?**

22 MR. ERICK: Objection, form.

23 A. Could be.

24 **Q. (BY MR. BEARD) Well, I'm -- okay. I'll ask it**
25 **again.**

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1 If 10 people say Vic Mignogna is a sexual
2 predator, do you think they should be believed, absent
3 any other evidence, other than they just said it?

4 A. I'm not sure.

5 MR. ERICK: Objection -- objection, form.

6 Q. (BY MR. BEARD) Yeah. You're not sure?

7 A. I'm not an attorney or lawyer.

8 Q. No, I'm just asking if you -- by your
9 definition of predator --

10 A. Uh-huh.

11 Q. -- you know --

12 A. It seems to be corroborated.

13 MR. ERICK: Hold on, hold on.

14 THE WITNESS: Sorry.

15 Q. (BY MR. BEARD) If 10 people say he's a
16 predator, and we're using your definition of predator in
17 this question, do you think that that is sufficient
18 evidence to conclude that he is a predator?

19 MR. ERICK: Objection, form.

20 A. I don't know what other people can conclude. I
21 just know my opinion.

22 Q. (BY MR. BEARD) I'm asking your opinion.

23 A. In my opinion?

24 Q. Yes.

25 A. If they had a fiancee like I do that was

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1 assaulted by Vic Mignogna, two very close friends, XXXXX
2 and XXXX XXXX, who were assaulted by Vic Mignogna, their
3 friend, XXXX XXXXXXXXXXXX, who was assaulted by Vic
4 Mignogna --

5 MR. BEARD: Objection, nonresponsive,
6 everything --

7 A. -- Jami Marchi, who was assaulted by Vic
8 Mignogna --

9 MR. ERICK: Everyone needs to let everybody
10 finish, so --

11 A. Jamie Marchi, assaulted by Vic Mignogna --

12 MR. BEARD: Not at the cost of --

13 A. -- and then looking online and seeing hundreds
14 and hundreds of women saying their story, videos, his
15 own personal testimony saying he messed up, yes, it's
16 fair to say that's a predator.

17 Q. (BY MR. BEARD) Okay. Would you do me the
18 courtesy --

19 A. Sure.

20 Q. -- of answering the question I'm about to ask,
21 and not the question that you want to answer apparently.

22 A. Okay.

23 Q. If 10 people say Vic Mignogna is a predator,
24 and they furnish no other evidence other than they say
25 it, do you think Vic Mignogna should be considered a

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1 predator?

2 MR. ERICK: Objection, form. Objection,
3 sidebar.

4 Q. (BY MR. BEARD) Answer the question.

5 A. It's not for me to decide.

6 Q. I'm asking you if you personally think Vic
7 Mignogna is a predator --

8 MR. ERICK: Objection --

9 Q. (BY MR. BEARD) -- in those fac -- with those
10 facts?

11 MR. ERICK: Sorry. Objection, form.

12 A. I stated my opinion about Vic as a predator,
13 and I believe he is, based on evidence.

14 MR. BEARD: Objection, nonresponsive. Let
15 me try again.

16 Q. (BY MR. BEARD) How many people should accuse
17 someone of being a predator, or let's just say
18 predator -- should accuse someone of being a predator
19 and that be sufficient, in your opinion, to establish
20 their guilt?

21 MR. ERICK: Objection, form.

22 A. I don't know.

23 Q. (BY MR. BEARD) You don't know?

24 A. Huh-uh.

25 MR. ERICK: Objection, form.

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1 THE WITNESS: Sorry.

2 Q. (BY MR. BEARD) In the case of Mr. Mignogna, is
3 it one?

4 MR. ERICK: Objection, form.

5 Q. (BY MR. BEARD) Would one person accusing him
6 of being a predator be sufficient to convince you of his
7 guilt?

8 MR. ERICK: Objection, form.

9 A. I don't know.

10 Q. (BY MR. BEARD) Well, I mean, throughout all
11 these 342 tweets you seem to be calling him a predator
12 over and over; is that fair to say that?

13 MR. ERICK: Objection -- wait. Objection,
14 form.

15 A. I believe based on what I know from Monica
16 Rial, XXXXX XXXX --

17 MR. BEARD: Objection, nonresponsive.

18 A. -- XXXX XXXX, XXXX XXXXXXXXXXXX --

19 MR. BEARD: We've heard this before.

20 MR. ERICK: Hold on. Hold on.

21 MR. BEARD: We've heard this before.

22 MR. ERICK: He gets -- Ty, he gets to
23 finish the answer. I know --

24 MR. BEARD: He doesn't get to filibuster my
25 time, Casey.

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1 MR. ERICK: He's not filibustering
2 anything. He's answering the question.

3 MR. BEARD: No, he's not. He's repeating
4 the same --

5 MR. ERICK: You're not even letting me
6 finish my --

7 MR. BEARD: I understand, but --

8 MR. ERICK: Okay. This isn't going to go
9 well if we keep interrupting each other. So even though
10 you don't like it, you may not like the answer, he gets
11 to finish, you get to say what you want to say about it.
12 There it is.

13 MR. BEARD: All right.

14 MR. ERICK: All right.

15 MR. BEARD: I'm going to ask one more time,
16 and I will absolutely shut this down and we'll go visit
17 with the judge. You're being nonresponsive -- your
18 client is being nonresponsive, excuse me. I don't like
19 to talk to somebody's client.

20 MR. ERICK: Okay.

21 MR. BEARD: And all I'm asking is that your
22 client answer the question I ask --

23 MR. ERICK: Yes.

24 MR. BEARD: -- and not run the clock out.
25 It's not going to work anyway. We got three and a half

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1 hours, so --

2 MR. ERICK: All right. I don't want to
3 argue about it anymore, but go ahead.

4 MR. BEARD: Let's take a break.

5 MR. ERICK: Okay.

6 MR. BEARD: I need five minutes.

7 THE VIDEOGRAPHER: We're going off the
8 record at 1:50.

9 (Break taken from 1:51 p.m. to 1:59 p.m.)

10 THE VIDEOGRAPHER: And we're back on the
11 record for the beginning of disc number 4. The time is
12 1:59.

13 Q. (BY MR. BEARD) Mr. Toye, if Vic Mignogna were
14 indeed guilty of the things that you pretty clearly
15 believe him to be guilty of, what do you think would be
16 an appropriate punishment?

17 MR. ERICK: Objection, form.

18 A. I'm not sure. I'm not a cop or a lawyer.

19 Q. (BY MR. BEARD) Well, no, I'm asking just your
20 opinion. I mean, what do you think -- what penalty do
21 you think someone should pay for that?

22 MR. ERICK: Objection, form.

23 A. For what he did to Monica Rial?

24 Q. (BY MR. BEARD) If it were true.

25 A. And XXXXX and XXXX?

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1 **Q. If it were true.**

2 MR. ERICK: Objection, form.

3 A. I'm not -- I'm not sure.

4 **Q. (BY MR. BEARD) Should he never be able to work**
5 **again --**

6 MR. ERICK: Objection.

7 **Q. (BY MR. BEARD) -- in -- in the anime field?**

8 MR. ERICK: Objection, form.

9 A. I'm not sure.

10 **Q. (BY MR. BEARD) Okay. Look at page 23, please,**
11 **of Exhibit 28. Would you read the text of that tweet.**

12 A. Sure.

13 Don't give up on him regardless of what
14 comes out. That is not the intention of anyone. What
15 most want is the truth to come out, an apology, healing,
16 and safety for ladies at conventions until he gets help
17 and proves himself to not be a predator. He needs help.

18 **Q. How can someone prove themselves to not be a**
19 **predator?**

20 A. I'm not sure.

21 **Q. So then this tweet -- you put a condition in**
22 **this tweet that you can't explain; is that correct?**

23 MR. ERICK: Objection, form.

24 A. What was your question?

25 **Q. (BY MR. BEARD) How would he prove himself to**

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1 **not be a predator? What would he have to do?**

2 MR. ERICK: Objection, form.

3 A. I'm not sure.

4 **Q. (BY MR. BEARD) Okay. So basically, then, you**
5 **weren't real serious about this tweet, then; is that**
6 **correct?**

7 MR. ERICK: Objection, form.

8 A. I'm not the person that he hurt, so I feel like
9 -- or a person that is a predator hurt, so I would say
10 that would be up to the person he or she, the predator,
11 made the offense to, so whatever that would look like.

12 **Q. (BY MR. BEARD) Okay. To be fair, so you're**
13 **saying that if the victims were satisfied, you would be**
14 **satisfied?**

15 MR. ERICK: Objection, form.

16 **Q. (BY MR. BEARD) I mean, I'm not trying --**

17 A. Sure.

18 **Q. -- to put words in your mouth, I'm just --**

19 A. No, that sounds --

20 **Q. Is that fair?**

21 A. That sounds fair.

22 **Q. Okay. Okay. What if some victims are**
23 **satisfied, but others aren't, is he still a predator?**

24 MR. ERICK: Objection, form.

25 A. If some victims are satisfied, is he still a

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1 predator? I feel like if he did the acts, that would be
2 predatorial behavior. He's forgiven by some and not by
3 others, but it's not for me to make the determination
4 for that. But, in my opinion, he would still be a
5 predator.

6 Q. (BY MR. BEARD) But to be fair --

7 A. Right.

8 Q. -- and throughout these tweets you've called
9 him a predator, right?

10 A. Right, because in my opinion, I believe him to
11 be a predator.

12 Q. I understand why you did it. I'm just simply
13 confirming that --

14 A. Yes.

15 Q. -- you called him a predator.

16 A. Correct.

17 Q. Many times?

18 A. Yes.

19 Q. Okay. So would you cons -- would you still
20 consent -- continue to call him a predator if,
21 hypothetically, half of his victims said, I'm good?

22 MR. ERICK: Objection, form.

23 Q. (BY MR. BEARD) But the other half weren't,
24 they weren't satisfied?

25 MR. ERICK: Objection, form.

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1 A. I'm not sure.

2 **Q. (BY MR. BEARD) Did you ever think about that?**

3 A. Yes.

4 MR. ERICK: Objection.

5 THE WITNESS: Oh, sorry.

6 MR. ERICK: No, you're fine. Go ahead.

7 **Q. (BY MR. BEARD) Has Vic ever been convicted of**
8 **a sexual crime, to your knowledge?**

9 A. I'm not sure.

10 **Q. Well, I mean, it really kind of is a yes or no**
11 **or either you --**

12 A. I don't know.

13 **Q. Have you ever heard -- let me rephrase this.**

14 **Do you have any evidence that he has ever**
15 **been convicted of a sexual crime?**

16 A. No.

17 **Q. Thank you.**

18 **All right. Go to page 25. Read that,**
19 **please.**

20 A. Sure.

21 LOL. Exactly. So when it comes out he is
22 a predator, this isn't my truth, he wouldn't prey on me.
23 This is current truth of him as a subpar human. What
24 will be your apology? Give me an example. I already
25 know I am right, so I don't have to apologize. Insider

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1 knowledge and all, with a smiley face.

2 Q. What insider knowledge were you referring to?

3 A. The information I know about his assaults on
4 Monica Rial, XXXXX XXXX, XXXX XXXX, XXXX XXXXXXXXXXXX,
5 Jamie Marchi.

6 Q. Okay. By February 2nd, had -- scratch that.

7 To your knowledge, has -- have XXXXX and
8 XXXX XXXX commented publicly on this whole matter?

9 A. Not to my knowledge.

10 Q. Who reported this incident to Funimation --

11 MR. ERICK: Object.

12 Q. (BY MR. BEARD) -- with -- sorry.

13 Who reported the purported incident with
14 XXXXX and XXXX XXXX and Vic Mignogna to Funimation?

15 A. I'm not sure.

16 Q. Do you know if Monica did, Monica Rial?

17 A. I'm not sure.

18 Q. Did you?

19 A. I did not.

20 Q. Okay. Has XXXX XXXXXXXXXXXX publicly commented on
21 this matter?

22 A. Not that I can think of.

23 Q. Okay. Did you report the purported incident
24 with Vic Mignogna and XXXX XXXXXXXXXXXX to Funimation?

25 A. No, I did not. I'm not an employee of

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1 Funimation.

2 Q. I didn't ask that question, but, thank you.

3 Did Monica Rial report XXXX XXXXXXXXXXX and
4 Vic Mignogna's purported interaction?

5 A. I'm not sure.

6 Q. Did you and Monica Rial text each other
7 regarding Vic in the last six months?

8 A. I'm sure we have.

9 Q. Did you turn those text messages over to your
10 attorney?

11 A. Yes, I think so.

12 Q. Have you emailed each other regarding Vic in
13 the last six months?

14 A. Not that I can think of.

15 Q. Okay. Let's go to page 12 --

16 A. Sure.

17 Q. -- please. Well, hold on one second. Maybe
18 I'll read before I --

19 A. Sure.

20 Q. -- direct you. Okay. Yeah, go to 31. Okay.
21 Read 31, please.

22 A. I don't need to hear him out because I know a
23 very personal account of his atrocious behavior, and him
24 and I are going to talk about it really soon.

25 Q. Did you literally mean you were going to have a

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1 conversation with him?

2 A. I'm not sure.

3 Q. You don't remember what you meant?

4 A. It looks like it. It looks like I wanted to
5 have a talk with him.

6 Q. It wasn't a veiled threat to beat him up or
7 physically attack him?

8 A. I'm not sure.

9 Q. Could it have been?

10 A. I'm not sure.

11 Q. If you heard somebody say so-and-so did a very
12 bad thing, and he and I are going to talk about it
13 really soon, what would you infer from that statement?

14 MR. ERICK: Objection, form.

15 A. I'm not sure.

16 Q. (BY MR. BEARD) Would it be reasonable for
17 someone to infer that you're pretty angry with Vic at
18 this point --

19 MR. ERICK: Objection, form.

20 Q. (BY MR. BEARD) -- when you're typing this?

21 MR. ERICK: Objection, form.

22 A. I didn't mention Vic in this tweet.

23 Q. (BY MR. BEARD) Oh, is this not about Vic?

24 A. I don't know. I don't have any other tweets
25 before or after.

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1 **Q. Okay. Go to page 89, please.**

2 A. Sure. Sure.

3 **Q. Please read that one.**

4 A. Okay. It says: I would. No one wants him to
5 die. I want to kick his ass for hurting my fiancée and
6 a few of my female friends. But if anyone threatens his
7 life, I will report it, and I ask you to do the same,
8 not just the website, but to the cops.

9 **Q. Who is -- who are we referring to?**

10 A. It sounds like Vic --

11 **Q. Okay.**

12 A. -- because he assaulted my fiancée.

13 **Q. Is there anybody else that in February you**
14 **would have tweeted out, I want to kick his ass?**

15 A. There could be people. I'm not sure.

16 **Q. Were there?**

17 A. I'm not sure.

18 **Q. Okay. Were you angry at Vic in early February?**

19 A. Yes.

20 **Q. Okay. Were you angry at him in, say,**
21 **late Jan -- that's not -- yeah. Around January 23rd of**
22 **2019, were you angry with Vic?**

23 MR. ERICK: Objection, form.

24 A. Yes.

25 **Q. (BY MR. BEARD) How angry?**

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1 A. I was really angry after I found out that he
2 assaulted my fiancée, yes.

3 **Q. Furious?**

4 A. Pretty furious, yes.

5 **Q. Is that fair?**

6 A. Yeah.

7 **Q. A lot of malice in your heart to him; is that**
8 **fair?**

9 MR. ERICK: Objection, form.

10 A. No.

11 **Q. (BY MR. BEARD) Help me with this. You just**
12 **agreed you were furious at him, but there's no malice?**

13 MR. ERICK: Objection, form.

14 A. No.

15 **Q. (BY MR. BEARD) Okay. Just to be clear, you**
16 **can be furious with anger at someone, and that's not --**
17 **and that's not malice?**

18 MR. ERICK: Objection, form.

19 **Q. (BY MR. BEARD) It's not malicious even?**

20 MR. ERICK: Objection, form.

21 A. In my opinion, there -- there is -- there are
22 times when that is correct.

23 **Q. (BY MR. BEARD) Was that correct in late**
24 **January of 2019?**

25 MR. ERICK: Objection, form.

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1 A. That I didn't have malice towards Vic? That's
2 correct.

3 **Q. No malice?**

4 A. None.

5 **Q. Okay. Go to 209, please.**

6 A. Sure.

7 **Q. Read that one, please.**

8 A. Sure. No direct apology to Monica or any other
9 survivors. General comment. And if people respect his
10 wishes, why are people still attacking her? I think we
11 give the fans what they want, a court battle, and let's
12 see who walks away a registered sex offender. Smiley
13 face. Let's play that game.

14 **Q. Okay. Are you talking about Vic Mignogna?**

15 A. It looks like it, yes.

16 **Q. In fact, aren't you replying to Vic Mignogna?**

17 A. It looks like I'm replying to snap --
18 snapperking, and it says, and Vic Mignogna, but that
19 is --

20 **Q. If, in fact, that's Vic Mignogna's Twitter**
21 **handle, then you would be -- it's fair to say you're**
22 **replying to Vic Mignogna; is that correct?**

23 A. That's not how Twitter works.

24 **Q. Oh. Explain it to me.**

25 A. So some -- if I send a direct message to you,

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1 for instance, when you tweeted at me, we'll be in touch.
2 That would be -- you would be sending it to me. If I
3 reply directly to you it would be, Ron replied to Ty
4 Beard.

5 But if, say, somebody on that same post
6 replies to you, since you tagged me, it's going to show
7 this, this, this.

8 **Q. Whoever was tagged in the -- in the**
9 **conversation?**

10 A. Yes, correct.

11 **Q. Okay. When you -- when you --**

12 MR. ERICK: Still don't understand it, but,
13 yeah.

14 MR. BEARD: I'm an expert. Can't you tell?

15 **Q. (BY MR. BEARD) But when you're typing this**
16 **reply, do you see who all has been tagged in it?**

17 A. Not -- I don't really pay attention. There was
18 so many tweets coming at me at that time period, like,
19 an --

20 **Q. Fair enough.**

21 A. -- insane amount of tweets.

22 **Q. Fair enough. Fair enough. Okay.**

23 **Let's see who walks away a registered sex**
24 **offender.**

25 A. Uh-huh.

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1 **Q. Were you implying that Vic Mignogna is a**
2 **registered sex offender?**

3 A. No.

4 **Q. Would it be reasonable for someone to imply**
5 **that from that statement?**

6 MR. ERICK: Objection, form.

7 A. No.

8 **Q. (BY MR. BEARD) I mean, in your opinion.**

9 MR. ERICK: Object, form.

10 A. No.

11 **Q. (BY MR. BEARD) Do you have any recollection of**
12 **what you meant by walking away a registered sex**
13 **offender?**

14 A. Based on what I saw online, it's talking about
15 some people with accounts of 16-year-olds and
16 14-year-olds. I don't know. I'm not a lawyer --

17 **Q. Do you have any idea --**

18 A. -- but they could come forward.

19 **Q. -- what the term registered sex offender means?**

20 A. No.

21 **Q. Okay. But you used it in this tweet --**

22 A. Yeah.

23 **Q. -- apparently?**

24 **What do you think it means?**

25 A. Somebody who is known to be a sex offender.

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1 **Q. Convicted of a sex offense?**

2 A. Huh-uh. I don't know.

3 **Q. Who registers them, then?**

4 A. I don't know. I'm not a cop or an attorney
5 or -- and don't know the process.

6 **Q. So, forgive me, you -- you use the term**
7 **registered sex offender --**

8 A. Uh-huh.

9 **Q. -- in reference to Vic Mignogna; that's fair,**
10 **isn't it?**

11 A. Could be.

12 **Q. No. You just tell me.**

13 A. Seems fair.

14 **Q. Is that a fair -- is that a fair reading?**

15 A. Yes, sir.

16 **Q. Okay. All right. You use the term registered**
17 **sex offender, and you're sitting here telling me that**
18 **you don't actually know what a registered sex offender**
19 **is; am I hearing this right?**

20 MR. ERICK: Objection, form.

21 A. With the full detail, I can't say with a
22 hundred percent, but somebody who sleeps with
23 prostitutes and is -- accounts of 14- and 16-year-old
24 girls, it seems like that's what --

25 **Q. (BY MR. BEARD) Have you ever had an affair?**

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1 A. No, never.

2 **Q. What did you get divorced over?**

3 A. I was an asshole.

4 **Q. Is that it?**

5 A. Yeah. I didn't like the lady, and she didn't
6 like me. We got a divorce.

7 **Q. You ever had sex with a prostitute?**

8 A. Never.

9 **Q. Ever gone to strip clubs?**

10 A. Yes. I've been to a strip club when I was 18.
11 Topless. Yeah, when I was 18, but that's it.

12 **Q. Let's get back to what you feel is the**
13 **definition of registered sex offender.**

14 A. Sure.

15 **Q. Tell me -- did I hear you correctly -- and I**
16 **really am not trying to be combative, but I'm just**
17 **trying to get this pinned down.**

18 **What I hear you say is, I don't really know**
19 **what a registered sex offender is.**

20 MR. ERICK: Objection, form.

21 **Q. (BY MR. BEARD) Is that fair?**

22 A. Based -- in that moment, based on my opinion,
23 it was a maybe, who knows what could come forward.

24 **Q. (BY MR. BEARD) Is that term insulting, do you**
25 **think?**

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1 MR. ERICK: Objection, form.

2 A. I'm not sure.

3 Q. **(BY MR. BEARD) If I called you a registered**
4 **sex offender on Twitter -- on Twitter, would you find**
5 **that insulting?**

6 A. I would ignore it.

7 Q. **Would you find it insulting if you read it?**

8 MR. ERICK: Objection, form.

9 A. I wouldn't give it a second of thought.

10 Q. **(BY MR. BEARD) So no matter what anybody says**
11 **about you on Twitter, you aren't offended ever?**

12 MR. ERICK: Objection, form.

13 A. Sometimes.

14 Q. **(BY MR. BEARD) Okay. Do you think a**
15 **reasonable person would believe that the term registered**
16 **sex offender means someone who was convicted of a crime**
17 **involving a sexual offense --**

18 MR. ERICK: Objection, form.

19 Q. **(BY MR. BEARD) -- sexual crime?**

20 MR. ERICK: Objection, form.

21 A. I don't know. I don't know what other people
22 think.

23 Q. **(BY MR. BEARD) So you used this term in regard**
24 **to Vic Mignogna without actually knowing what it meant?**
25 **Is that --**

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1 MR. ERICK: Objection --

2 Q. (BY MR. BEARD) -- what we're saying?

3 MR. ERICK: Objection, form.

4 A. I'm sharing my opinion.

5 Q. (BY MR. BEARD) All right.

6 A. Based on --

7 Q. But you just said --

8 A. -- knowing that he assaulted my fiancée, XXXXX
9 and XXXX XXXX --

10 MR. BEARD: Objection, nonresponse.

11 A. -- Jami Marchi, hundreds of girls online --

12 Q. (BY MR. BEARD) Mr. Toye, I need you to answer
13 my question --

14 (Multiple speakers overlapping.)

15 Q. -- and stop going through --

16 MR. ERICK: It will go quicker, Ty, if you
17 let him finish, and then you object nonresponsive.

18 MR. BEARD: No, I don't think so.

19 MR. ERICK: All right.

20 MR. BEARD: I've heard that enough. We're
21 running the clock out. Try it again.

22 Q. (BY MR. BEARD) Would it be reasonable for
23 someone who reads the term registered sex offender in
24 reference to another person to conclude that that person
25 was guilty of a sexual crime, yes or no?

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1 MR. ERICK: Object -- objection, form.

2 A. I don't know.

3 Q. (BY MR. BEARD) You don't know. Fair enough.

4 If you read it, would you infer that they
5 **were guilty of a sexual crime?**

6 A. I don't know.

7 Q. Okay.

8 (Sotto voce.)

9 MR. ERICK: Objection to the sidebar
10 comments. Carey, that's inappropriate, and that's the
11 second time I've heard you comment about the witness.

12 Carey, do you understand?

13 MS. CHRISTIE: I got you.

14 MR. ERICK: Do you understand?

15 MS. CHRISTIE: Yeah, I understand you
16 fully. Calm down.

17 MR. ERICK: All right. Then let's stop the
18 cute remarks.

19 MS. CHRISTI: Calm down.

20 MR. ERICK: I am calm.

21 MS. CHRISTIE: No, you're not.

22 MR. ERICK: Stop -- stop making little
23 snide remarks.

24 MS. CHRISTIE: Don't yell at me. Don't
25 yell at me.

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1 MR. ERICK: Okay. Well, then behave
2 yourself.

3 MS. CHRISTIE: I am.

4 MR. BEARD: Excuse me? I'm sorry. Did you
5 actually tell a female attorney to behave herself?

6 MR. ERICK: I did.

7 MR. BEARD: You got to be joking. Ah,
8 that's beautiful. Okay. Let's go --

9 MS. CHRISTIE: Isn't that harassment?
10 According to their definition, it is, Casey.

11 MR. BEARD: Well, I don't know.

12 MR. ERICK: Carey --

13 MR. BEARD: I don't know.

14 **Q. (BY MR. BEARD) Mr. Toye --**

15 MS. CHRISTIE: Actually, according to their
16 definition, what you just said to me is harassment.

17 MR. ERICK: Let's -- let's take a break.
18 Let's take a break.

19 THE VIDEOGRAPHER: Mr. Beard?

20 MR. BEARD: Yeah, that's fine.

21 THE VIDEOGRAPHER: And we're going off the
22 record at 2:17.

23 (Break taken from 2:17 p.m. to 2:25 p.m.)

24 THE VIDEOGRAPHER: And we are back on the
25 record. The time is 2:25.

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1 **Q. (BY MR. BEARD) Mr. Toye, turn to page 11 of**
2 **Exhibit 28.**

3 A. Uh-huh.

4 **Q. Read it, please.**

5 A. Yes it does. LOL. There are hundreds of girls
6 on here testifying to their experience. And are you
7 blind? Vic's victims are testifying in the court of
8 social media, and people are calling them liars. This
9 is why people don't come forward. You blindly trust
10 this man despite all the evidence.

11 **Q. So you approve of people making accusations in**
12 **social media; is that correct?**

13 MR. ERICK: Objection, form.

14 A. I don't know.

15 **Q. (BY MR. BEARD) Really?**

16 MR. ERICK: Objection, form.

17 **Q. (BY MR. BEARD) Okay. Read -- don't read it**
18 **out loud, but take a look at the second line that starts**
19 **out with: Vic's victims. Read that line please and**
20 **complete the sentence. Just look it over.**

21 A. Uh-huh.

22 **Q. Is it fair to infer that you're approving of**
23 **Vic's victims testifying in the, quote, court of social**
24 **media?**

25 MR. ERICK: Objection, form.

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1 A. I don't know.

2 Q. (BY MR. BEARD) You don't know if you were
3 approving this?

4 MR. ERICK: Objection, form.

5 A. I'm not sure.

6 Q. (BY MR. BEARD) Okay. Let me get this
7 straight. I just want to be sure I understand.

8 You say: Vic's victims are testifying in
9 the court of social media, and people are calling them
10 liars. This is why people don't come forward. You
11 blindly trust this man despite all evidence.

12 Are you telling me that you can't figure
13 out if you were in favor of Vic's victims testifying in
14 the court of social media?

15 MR. ERICK: Objection, form.

16 A. I don't know.

17 Q. (BY MR. BEARD) You don't know if you're -- you
18 don't know if you meant that that was a good thing or a
19 bad thing?

20 A. There --

21 MR. ERICK: Objection, form.

22 A. I -- I'm not sure.

23 Q. (BY MR. BEARD) Okay. Does it offend you when
24 people testify in the court of social media?

25 MR. ERICK: Objection, form.

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1 A. I'm not sure.

2 MR. BEARD: What's wrong with the -- what's
3 wrong with the question?

4 MR. ERICK: I don't understand, like,
5 there's no court of social media, so you're asking
6 him --

7 MR. BEARD: Oh, I'm sorry.

8 MR. ERICK: Well, hold on --

9 **Q. (BY MR. BEARD) Would you define the term --**

10 MR. ERICK: -- I'll finish it. I'll finish
11 it. You're just asking him --

12 MR. BEARD: I withdraw the question.

13 MR. ERICK: You're asking --

14 MR. BEARD: I'll withdraw the question --

15 MR. ERICK: Okay.

16 MR. BEARD: -- for your well-founded
17 objection.

18 **Q. (BY MR. BEARD) What is the court of social**
19 **media?**

20 A. I'm not sure.

21 **Q. You're not sure. What do you think it is?**

22 A. Social media.

23 **Q. So the court of social media is social media;**
24 **is that correct?**

25 A. Maybe. And it depends on the context of the

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1 conversation.

2 **Q. Well, what's -- in the context of this**
3 **conversation?**

4 A. I don't know. I don't have the other parts.

5 **Q. What other parts?**

6 A. This is a reply --

7 **Q. Right.**

8 A. -- to starburstcos, so I don't know what they
9 said to me.

10 **Q. Is there anything wrong with victims of sexual**
11 **assault making accusations on Twitter that they have**
12 **been assaulted by a particular person?**

13 MR. ERICK: Objection, form.

14 A. If a victim brings their testimony forward and
15 they want to share their story of a victim, meaning they
16 were assaulted, I am okay with them sharing their story.

17 **Q. (BY MR. BEARD) Is that a yes?**

18 A. I gave my answer. I believe --

19 **Q. Okay. I'll try again.**

20 A. -- there's context. Sorry.

21 **Q. I'll try again.**

22 **Is there anything wrong with victims who**
23 **claim to have been sexually assaulted, stating on**
24 **Twitter, I was sexually assaulted by so-and-so?**

25 MR. ERICK: Objection, form.

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1 Q. (BY MR. BEARD) Anything wrong with that?

2 MR. ERICK: Object to form.

3 A. I don't know.

4 Q. (BY MR. BEARD) You don't know. So there's
5 nothing wrong with it. You just don't know if it's
6 wrong or right?

7 MR. ERICK: Objection, form.

8 A. I'm not sure.

9 Q. (BY MR. BEARD) Not sure.

10 Here's what I don't understand. Maybe you
11 can help me. You seem to have complained a lot -- and
12 if I'm mischaracterizing the tweets, please correct me.
13 But you seem to have complained a great deal about the
14 fact that people are challenging Monica Rial's
15 testimony, Jamie Marchi's testimony, and so -- sorry,
16 accusations against Vic Mignogna. You seem to not be
17 happy about that in these tweets; is that fair?

18 MR. ERICK: Objection, form.

19 A. I'm not sure. I'm not happy that Vic assaulted
20 Monica.

21 MR. BEARD: All right. I'm calling this
22 deposition, and I'm going up to talk to the judge,
23 Casey. This is bullshit.

24 Please strike that.

25 MR. ERICK: Okay. I don't know --

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1 MR. BEARD: Your client is being
2 nonresponsive in violation of 199.5.

3 MR. ERICK: Ty --

4 MR. BEARD: You have not produced -- you
5 have not produced the tweets. We're trying to
6 authenticate this so that we don't have to go do this,
7 but I've had enough of this.

8 MR. ERICK: Ty, Ty, look --

9 MR. BEARD: Don't start that shit with me,
10 Casey. I've had --

11 MR. ERICK: What are you so -- what are you
12 so excited about? I'm trying to respond to you.

13 MR. BEARD: I'm excited because you're
14 being condescending and I'm getting tired of it.

15 MR. ERICK: Ty -- all right. All right.

16 MR. BEARD: You asked the question.

17 MR. ERICK: I'm not being -- I'm not
18 being -- listen, I don't understand. I mean, you're
19 defensive. I'm not being condescending. I am not.
20 Okay. You just said a certain, whatever you just said,
21 and let me respond.

22 Listen, you're asking nothing but
23 hypothetical questions of a fact witness. He has not --
24 he has not been designated to give any opinion about any
25 legal issue in this case.

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1 MR. BEARD: I'm calling this.

2 MR. ERICK: I'm trying -- I'm trying to
3 respond to you.

4 MR. BEARD: I'm not interested.

5 MR. ERICK: Well, what is -- what is --

6 MR. BEARD: I'm not interested.

7 MR. ERICK: You're aggravated for -- over
8 nothing.

9 MR. BEARD: No, I -- look, I --

10 MR. ERICK: You're asking him hypothetical
11 questions, and he's a fact witness.

12 MR. BEARD: We have sat here for four hours
13 or -- no, three hours.

14 MR. ERICK: Ty, if you want to end it,
15 that's fine. That's up to you. You're asking
16 hypothetical questions of a fact witness who has not
17 been designated to give any opinions in this case. He's
18 not going to be designated to give any expert opinions
19 or legal opinions in this case. They're not necessarily
20 proper questions. They're hypothetical questions.
21 You're asking him --

22 MR. BEARD: What did you mean when you said
23 that as hypothetical?

24 MR. ERICK: You're -- you're --

25 MR. BEARD: Seriously? That's what you're

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1 saying?

2 MR. ERICK: I don't understand. I don't
3 know why we can't communicate about something this
4 simple. He's -- you're asking him to guess.

5 MR. BEARD: I asked you a very simple
6 question.

7 MR. ERICK: You're asking him to guess;
8 that's why they're problematic. You're asking him what
9 other people will think or could think. You're asking
10 him to guess.

11 MR. BEARD: You're mischaracterizing what
12 I've asked.

13 MR. ERICK: He's a fact witness. You can
14 ask him factual questions about what he knows, but
15 you're asking --

16 MR. BEARD: He doesn't --

17 MR. ERICK: Okay.

18 MR. BEARD: Casey, other than what's your
19 name and where do you work, I think almost literally
20 every question he's answered is, I don't know. Now, you
21 know, look, I --

22 MR. ERICK: That's -- that's the reason --
23 that's --

24 MR. BEARD: That's nonresponsive. Just
25 that simple.

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1 MR. ERICK: You're asking him questions,
2 you're asking him to guess. You're asking him, wouldn't
3 other people feel this way? He doesn't know that.

4 You're asking him what people think. He doesn't know.

5 MR. BEARD: I've asked him what he thinks,
6 and he doesn't know.

7 MR. ERICK: He doesn't know because you're
8 asking him -- it's a hypothetical.

9 MR. BEARD: I've asked him what he meant
10 when he said this and he doesn't know.

11 MR. ERICK: You're saying if you had X, Y,
12 Z, and so on, would you think this, or wouldn't it be
13 weird if you thought this, or if you didn't think this.
14 These are your -- you're asking him to guess these
15 questions. That's why he -- that's why his answers are
16 the way they are.

17 MR. BEARD: We're done.

18 MR. ERICK: Okay. All right.

19 MR. BEARD: We're done.

20 THE VIDEOGRAPHER: And we're going off the
21 record at 2:32.

22 MR. ERICK: All right. I guess we're done.

23 MR. BEARD: No, we're not done. We're not
24 done. Strike that.

25 MR. ERICK: Okay.

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1 MR. BEARD: Oh, really.

2 MR. ERICK: I don't know what we're doing
3 here. You got me --

4 MR. BEARD: I said we're not done. I
5 misspoke about 32 seconds ago. I hope it wasn't too
6 inconvenient.

7 MR. ERICK: No, I just -- let's go.

8 THE VIDEOGRAPHER: Do you want to go back
9 on the record?

10 MR. ERICK: Do you want to take a break or
11 something? Five minutes? Okay. All right. Let's take
12 a quick break.

13 (Break taken from 2:33 p.m. to 2:39 p.m.)

14 THE VIDEOGRAPHER: And we're back on the
15 record. The time is 2:39.

16 **Q. (BY MR. BEARD) Do you know what polygon.com**
17 **is?**

18 A. I think it's a newspaper or article company,
19 like a news outlet.

20 **Q. Have you ever had any communications with**
21 **polygon.com or anyone associated with polygon.com?**

22 A. I'm not sure.

23 **Q. Have you ever made any comments on any -- on**
24 **any forum or posting on polygon.com?**

25 A. I can't remember if I have or haven't.

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1 **Q. Do you know what Anime News Network is?**

2 A. Yes. It's a website.

3 **Q. animenewsnetwork.com; is that correct?**

4 A. I believe so. I'm not sure.

5 **Q. Yeah. Okay. What is animenewsnetwork.com?**

6 A. It's a website.

7 **Q. What kind of website?**

8 A. One that has anime and news on it, and it --
9 and tracking actors. I don't frequent the website a
10 ton.

11 **Q. Devoted to anime?**

12 A. Sounds like it.

13 **Q. Okay. Does it have forums?**

14 A. I believe so.

15 **Q. Have you ever posted any comments on the**
16 **forums?**

17 A. I'm not sure. I can't remember if I have or
18 haven't.

19 **Q. Have you ever communicated with Anime News**
20 **Network?**

21 A. I'm not -- I'm not sure.

22 **Q. Have you ever communicated with anybody**
23 **involved with Anime News Network?**

24 A. I'm not sure.

25 **Q. Are you familiar with an article that was**

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1 **titled Fixing the Staircase: Victor Mignogna's Sexual**
2 **Assault Allegations and the Voice Actors Who Speak Out?**

3 A. Sounds familiar, but I'm not sure.

4 Q. Do you recall reading such an article?

5 A. I'm not 100 percent sure, but it sounds
6 familiar.

7 Q. Did you talk to anybody associated with this
8 article, i.e., someone that might be writing it or
9 something?

10 A. I am not sure. I don't know.

11 Q. Do you know if Monica Rial contacted them in
12 any way?

13 A. I don't know.

14 Q. Well, do you know or not? I'm just -- is that
15 a no?

16 A. No. That would be a no.

17 Q. All right. So as far as you know, you had no
18 involvement in the article, **Fixing the Staircase: Vic**
19 **Mignogna's Sexual Assault Allegations and the Voice**
20 **Actors Who Speak Out?**

21 A. I don't know. I'm not sure.

22 Q. Do you know what **gizmodo.com** is?

23 A. I am not sure.

24 Q. Okay. Have you ever contacted -- if I were to
25 represent to you that **gizmodo.com** is a website --

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1 A. Uh-huh.

2 Q. -- would you -- rephrase that.

3 I'll represent to you that gizmodo.com is a
4 website that reports news in science fiction and the
5 anime sector.

6 Have you ever contacted anyone associated
7 with gizmodo.com?

8 A. I don't know.

9 Q. For any reason?

10 A. I don't know.

11 Q. Okay. Do you know who Beth Elderkin is?

12 A. Yes.

13 Q. Who is she?

14 A. I've heard her name. I don't know exactly who
15 she is. I know I've seen her on Twitter and she's a
16 reporter.

17 Q. Have you ever had any -- have you ever -- have
18 you ever sent her any text messages?

19 A. Nope.

20 Q. Have you ever sent her any emails?

21 A. I'm not 100 percent sure. Maybe. I'm not
22 sure.

23 Q. Would you have produced those emails to your
24 attorney?

25 A. Yes.

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1 **Q. Have you talked to her on the telephone?**

2 A. I believe I might have spoke to her on the
3 telephone. I think so.

4 **Q. How many times?**

5 A. I don't know. Maybe once.

6 **Q. What did you talk about?**

7 A. I can't remember the exact contents of the
8 conversation, but we spoke about, I believe, Monica's
9 situation.

10 **Q. Have you ever met her face to face?**

11 A. No.

12 **Q. This conversation that you may have had with**
13 **her, was it related to an article she was writing for**
14 **Gizmodo?**

15 A. I don't know.

16 **Q. Oh, yeah. And with regard -- yeah. With**
17 **regards to gizmodo.com and any of the websites I've**
18 **mentioned in the last few minutes, you haven't posted**
19 **anything on any of their forums, have you?**

20 A. I don't know.

21 **Q. Have you commented on any of their articles or**
22 **their other postings?**

23 A. I don't know.

24 **Q. Would you be surprised if someone were to turn**
25 **something up showing that you did?**

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1 MR. ERICK: Object, form.

2 A. I don't know.

3 **Q. (BY MR. BEARD) You don't know if you would be**
4 **surprised?**

5 A. No.

6 **Q. Do you go to anime conventions?**

7 A. Occasionally.

8 **Q. How many have you been to in the last -- since**
9 **January 1st of this year?**

10 A. I'm not sure. Four or five, three, somewhere
11 in there.

12 **Q. What's the last one you went to?**

13 A. I can't recall.

14 **Q. You don't remember the last anime con --**
15 **convention you went to?**

16 A. That's correct. I don't recall.

17 **Q. Do you know any -- do you know any organizers**
18 **of conventions, or owners or managers of conventions,**
19 **related to anime and science fiction?**

20 A. I've met a few.

21 **Q. Who are they?**

22 A. I don't recall all their names, but I know I've
23 met Chris Slatosch.

24 **Q. Okay. Anybody else?**

25 A. Managers and owners, that's -- I've met a

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1 bunch. I don't know all their names.

2 Q. Did you send text messages to Chris Slatosch?

3 A. Yes.

4 Q. Did you state in those text messages that
5 charges had been filed against Vic Mignogna?

6 A. I don't know.

7 Q. Did you imply that?

8 A. I don't know. I can't remember.

9 Q. Can you remember anything you said about Vic
10 Mignogna?

11 A. That he assaulted my fiancée and a few of my
12 close friends.

13 Q. Okay. Did you urge him to drop Vic Mignogna as
14 a -- as a -- as a celebrity -- scratch that.

15 What do they call them?

16 MS. CHRISTIE: Guest.

17 Q. (BY MR. BEARD) Guest, yeah. Sorry.

18 A. No.

19 Q. Let me rephrase that.

20 Did you urge him to terminate his --
21 terminate Vic Mignogna's appearance at Kameha Con?

22 A. No.

23 Q. Didn't suggest that he do that?

24 A. Not that I can think of.

25 Q. Did you threaten him with any consequences if

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1 **he failed to do that?**

2 A. I didn't threaten him at anything.

3 **Q. Did you say that you would withdraw financial**
4 **support if Vic Mignogna continued to be a guest?**

5 A. There was some parts of that text message where
6 he had not messaged me back in 10 days, never gave me a
7 sponsorship package, any information about anything, so
8 with that, and in addition to a man being there that
9 assaulted my fiancée, I wasn't going to engage with the
10 conversation anymore, but there had never been any talks
11 of any monetary benefit, any -- any sort of packet
12 whatsoever.

13 **Q. As I recall, you gave one instance of a sexual**
14 **assault, purportedly, of Monica Rial; is that correct?**

15 A. What do you mean?

16 **Q. You gave one account of Monica Rial purportedly**
17 **being sexually assaulted by Vic Mignogna; is that**
18 **correct? It was in the hotel room, etc. I mean, I can**
19 **go back if we -- we can -- we can rehash --**

20 A. I don't remember.

21 **Q. Okay. Tell me about the sexual assault that**
22 **you believe occurred by Vic Mignogna on Monica Rial.**

23 A. Tell me about it?

24 **Q. Tell me what she told you happened.**

25 A. She told me that he invited her up to his room,

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1 wanted to show her something. She went up there. He,
2 then, grabbed her, kissed her, threw her on the bed.
3 And then -- I think a guy's name was Stan, came and
4 knocked on the door and saved her.

5 **Q. Okay.**

6 A. He pinned her down.

7 **Q. Is that the only incident she ever told you**
8 **about involving Vic Mignogna and what you would**
9 **characterize as assault?**

10 A. She has mentioned that he's pulled her hair,
11 similar to Jamie, before.

12 **Q. Okay. Anything else?**

13 A. Getting close -- too close to her,
14 inappropriate kind of hugging. But that's -- yeah.
15 Just frequent hair pulling.

16 **Q. Was there ever an incident involving a jelly**
17 **bean that was thought to be an assault?**

18 A. The first time I heard of that story was a guy
19 on YouTube -- Face -- Twitter, named Nick Rekieta
20 brought that up, so that's the first I heard of it.
21 But, yeah, then she told me that happened.

22 **Q. You referred to the Funimation investigation**
23 **numerous times on Twitter, didn't you?**

24 A. I'm not sure.

25 **Q. Okay. Did you ever -- did you ever make any**

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1 statements about what specifically was being
2 investigated, i.e., who was being investigated and what
3 they purportedly did?

4 A. I'm not 100 percent sure.

5 Q. Okay. Go to page 179 of Exhibit 28, please.

6 A. Sure.

7 Q. Read the text of that tweet, please.

8 A. She didn't hide behind it. That's why he is
9 fired from every major studio. She presented, and now
10 he is gone. That can't share all the details. Fans are
11 upset. I get it. But being rude is not the play here.

12 Q. Who are you talking about in this tweet?

13 A. I'm not sure.

14 Q. Was it Vic Mignogna?

15 A. Could be.

16 Q. What kind of studios is this referring to?

17 A. I'm not sure. Depending on who it was, certain
18 time periods throughout this you can see that I've
19 talked about Bill Cosby, who is also an actor, who's
20 been fired; Harvey Weinstein, who is involved in the
21 entertainment industry, who's lost a lot of respect. So
22 I'm not sure.

23 Q. Do you know who tonyshadowmoon is?

24 A. Not that I can think of.

25 Q. @tonyshadowmoon or @deku_a?

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1 A. Not that I can think of. Again, in that time
2 period I was receiving more tweets per day than Clint
3 Eastwood, Joe Pesci, and a couple of other actors I
4 looked up. It was -- I was under assault and
5 harassment, so I don't know who most of these people
6 that were attacking and harassing me were.

7 **Q. So this could be about Bill Cosby?**

8 A. Very possible.

9 **Q. Okay. If you would, take a look at page 1.**

10 A. Page 1?

11 **Q. Yep. I've represented to you that these are**
12 **tweets.**

13 A. Uh-huh.

14 **Q. What's the date on that tweet?**

15 A. January 23rd.

16 **Q. Okay. Look at page 342.**

17 A. Yes.

18 **Q. Okay. Assuming that you actually sent all**
19 **these tweets, would you agree with the statement that**
20 **between January -- January 23rd and April 4th, you sent**
21 **approximately 342 tweets regarding Vic Mignogna?**

22 MR. ERICK: Objection, form.

23 A. I'm not sure.

24 **Q. (BY MR. BEARD) Do you know how many -- you**
25 **have no idea how many tweets you sent about Vic**

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1 **Mignogna?**

2 MR. ERICK: Objection, form.

3 A. No, not exactly.

4 **Q. (BY MR. BEARD) Okay. Did you -- did you tweet**
5 **a lot about Vic Mignogna?**

6 A. I was under constant barrage and attack --

7 MR. BEARD: Objection, nonresponse.

8 **Q. (BY MR. BEARD) Did you tweet a lot about --**

9 A. -- so I had --

10 MR. ERICK: Go ahead. Let him finish.

11 A. I was under constant attack and harassment,
12 being called names, being attacked, harassed,
13 relentlessly.

14 **Q. (BY MR. BEARD) I didn't ask that question.**

15 A. So I responded.

16 MR. ERICK: Hold on, hold on. Let him ask
17 you a question. Go ahead.

18 **Q. (BY MR. BEARD) I didn't ask that question. I**
19 **asked you if you tweeted a lot about Vic Mignogna.**

20 A. I don't know if it was exactly about Vic
21 Mignogna, but I know I was under a constant attack and
22 having to reply to people.

23 MR. BEARD: Objection, nonresponsive.

24 **Q. (BY MR. BEARD) Would you think it unusual if**
25 **someone were to send -- were to tweet, say, 340 times in**

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1 a couple of months about one person they claimed to
2 hate?

3 MR. ERICK: Objection, form.

4 A. I don't know.

5 Q. (BY MR. BEARD) Well, I mean, do you think it
6 unusual?

7 MR. ERICK: Objection, form.

8 Q. (BY MR. BEARD) Yes or no? I mean, that is
9 kind of a yes-or-no thing.

10 MR. ERICK: Objection, form.

11 A. I don't know.

12 Q. (BY MR. BEARD) Is it unusual for someone to do
13 that?

14 A. For me, in this situation, I was under attack.
15 I was getting tweeted at --

16 MR. BEARD: Objection, nonresponsive.

17 A. -- so --

18 Q. (BY MR. BEARD) You're not obsessed with Vic
19 Mignogna, are you?

20 MR. ERICK: Objection to form.

21 A. No.

22 Q. (BY MR. BEARD) You don't have a crush on him
23 or anything?

24 A. No.

25 Q. Let's see. Have you tweeted about any GoFundMe

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1 **accounts in the last six months?**

2 A. Possibly.

3 **Q. Do you remember tweeting about any GoFundMe**
4 **accounts in the last six months?**

5 A. Vaguely.

6 **Q. Remember what you said?**

7 A. No.

8 **Q. Okay. Does Vic Mignogna have a GoFundMe**
9 **project currently?**

10 A. I found out that, yesterday after watching the
11 deposition, that he does, in fact, have one, but he
12 doesn't even know what's going on or where the money
13 goes. So, yeah, he does have one.

14 **Q. Okay.**

15 A. Yeah.

16 **Q. Yeah. So go to page 209.**

17 A. Sure.

18 **Q. Sorry. 269. 289. Hold on. Hold on. Let's**
19 **us look first. Okay. Yeah. Yep. Look at 289, please,**
20 **page 289.**

21 A. Cool.

22 **Q. Read the tweet, please. I'm sorry, read it out**
23 **loud.**

24 A. Nope. We don't delete it, but I am going to
25 have them review this entire situation. I welcome a

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1 case in court. I just don't need fans to fund it.

2 **Q. What were you talking about?**

3 A. I'm not sure.

4 **Q. You don't know what "it" is?**

5 A. It depends on the content of -- the context of
6 the conversation.

7 **Q. I'm just asking, you said I just don't need**
8 **fans to fund it. What "it" are you referring to?**

9 A. Maybe a case in court.

10 **Q. You're not referring to a GoFundMe?**

11 A. I'm not sure.

12 **Q. Go to page 291. Read that out loud, please.**

13 A. No, she isn't. You all will see, and you have
14 no idea the depth of this. The info in the article is
15 just the tip of the iceberg. He is asking fans to pay
16 for his legal help. Hilarious. I will donate to it to
17 prove a point. He knows what he did, admits it, and now
18 it's on.

19 **Q. Well, who's this about?**

20 A. I'm not sure.

21 **Q. Do you think it was about Vic Mignogna?**

22 A. Possible.

23 **Q. But not sure?**

24 A. Not sure.

25 **Q. Do you know anybody else that's asking fans to**

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1 **pay for their legal help?**

2 A. Not to my knowledge.

3 **Q. Do you think Vic Mignogna asked his fans to pay**
4 **for his legal help?**

5 A. Yes, he did.

6 **Q. When?**

7 A. When he endorsed it, when he said that, my
8 friend set this up, and I appreciate the outpouring. So
9 by his endorsement, he approved the asking of it.

10 **Q. Make sure I understand this.**

11 A. Sure.

12 **Q. A statement that says 'I appreciate anything**
13 **you want to do' is equivalent to 'Please give me money'?**

14 MR. ERICK: Objection, form.

15 A. Maybe.

16 **Q. (BY MR. BEARD) In your opinion.**

17 MR. ERICK: Objection, form.

18 A. Depends.

19 **Q. (BY MR. BEARD) Okay. When did you find out**
20 **about Vic Mignogna's GoFundMe again?**

21 A. I'm not sure.

22 **Q. I thought you just said a moment ago that you**
23 **just found out yesterday.**

24 A. Oh, I thought you were meaning date.

25 **Q. Approximately's fine.**

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1 A. I said I -- I -- when -- can you clarify what
2 you just said?

3 **Q. When did you find out that Vic Mignogna had a**
4 **GoFundMe dedicated to his legal expenses?**

5 A. So I didn't -- what I mentioned was I heard
6 yesterday that Vic endorsed that he approved Nick, but
7 doesn't realize where the money is going, where it's
8 spent, how it was set up.

9 MR. BEARD: Objection, nonresponsive.

10 A. But I heard about it from Nick.

11 **Q. (BY MR. BEARD) When did you find out about Vic**
12 **Mignogna's GoFundMe?**

13 A. I'm not sure exactly.

14 **Q. Was it a week ago?**

15 A. No.

16 **Q. Was it a month ago?**

17 A. I'm not sure. I don't know.

18 **Q. Okay. Let's see. Turn to 301, please. No.**
19 **I'm sorry. 294. Excuse me. Read that out loud,**
20 **please.**

21 A. Sure.

22 I am not worried about him being lawyered
23 up. Smiley face. I was only speaking towards me
24 sharing a post that was later found to be fake. I don't
25 stand for falsified evidence. Smiley face. I welcome a

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1 case. It's just sad Vic has to use fans to pay for it.

2 Q. Is that Vic Mignogna?

3 A. Could be. It sounds like it.

4 Q. Okay. How is he using fans to pay for it --
5 well, first of all, let me back up.

6 What is being paid for?

7 A. What is being paid for?

8 Q. Yeah. In this -- you're referring -- you said
9 to pay for "it." What is it?

10 A. What the GoFundMe account is set up for, it
11 seems like.

12 Q. If I could -- is it the GoFundMe account?

13 A. Let's see. I'm not sure exactly, but it seems,
14 based on this, it could be.

15 Q. Oh, no, I'm sorry, you're right, you're right,
16 you're right.

17 It is the -- is his legal expenses; is that
18 correct?

19 A. Seems like that's what it is, yes.

20 Q. Okay.

21 A. For -- on the site it says his legal defense,
22 not offense.

23 Q. And you state he used -- he has to use fans to
24 pay for it.

25 How he is using fans?

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1 A. With -- in my opinion, based on what I read on
2 the GoFundMe page, that this is for Vic's legal defense.
3 He's using fans because it's not meant to defend
4 himself, it's meant to go after people that come forward
5 and try to silence victims. So in my opinion, that is
6 what it is.

7 **Q. Could it be for the defense of his reputation?**

8 A. I don't know.

9 **Q. Just asking if it's possible.**

10 A. I don't know.

11 **Q. You don't know if it's possible?**

12 A. I'm not sure.

13 **Q. Okay. Have you ever stated that Vic Mignogna**
14 **was stealing from fans?**

15 A. I don't know.

16 **Q. Did you ever tweet anything out about that?**

17 A. I'm not sure.

18 **Q. Yeah, I know.**

19 **Let me see. Which one? Do you remember?**
20 **Here we go.**

21 **Would you read number 297, please?**

22 A. Sure.

23 **Q. I'm sorry. Read it out -- assume that I'm**
24 **saying read it out loud unless I specifically say read**
25 **it silently.**

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1 A. Okay.

2 **Q. So please read it out loud.**

3 A. Ask yourself this: What if he doesn't take one
4 person to court? What will you think when I make a
5 donation to his GoFundMe with the hopes we go to court
6 to prove to the world who he is? If he takes no one to
7 court, he stole fans' money, 100K in legal fees. Come
8 on.

9 **Q. Who are you talking about?**

10 A. It sound -- I'm not sure in this tweet, but it
11 sounds like Vic.

12 **Q. Well, I mean, if he -- if he takes no one to**
13 **court, does that mean sue someone?**

14 A. I'm not sure.

15 **Q. Okay. What have your legal fees amounted to up**
16 **to this point in this case?**

17 A. I don't recall.

18 **Q. More than \$10,000?**

19 A. Yes.

20 **Q. More than \$20,000?**

21 A. I'm not sure.

22 **Q. More than 30,000?**

23 A. I'm not sure.

24 **Q. More than 40?**

25 A. I don't know.

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1 Q. A hundred thousand in legal fees, does that
2 **seem exorbitant to you to sue people for defamation?**

3 A. I don't know.

4 Q. Okay. If someone chooses to believe Vic over
5 **Monica Rial regarding the allegations that she's made,**
6 **does that constitute harassment of Monica Rial?**

7 MR. ERICK: Objection, form.

8 A. I don't know.

9 Q. **(BY MR. BEARD) Do you think it's harassment?**

10 MR. ERICK: Objection, form.

11 A. I don't know.

12 Q. **(BY MR. BEARD) If they say, I don't believe**
13 **her, is that harassment in your opinion?**

14 MR. ERICK: Object to form.

15 A. I don't know.

16 Q. **(BY MR. BEARD) Okay. Have you ever claimed**
17 **that supporting Vic constituted harassment?**

18 A. I'm not sure.

19 Q. Okay. Do you believe everything you read on
20 **the internet?**

21 A. No.

22 Q. Do you believe everything negative you read
23 **about Vic on the internet?**

24 A. No.

25 Q. What's something you've read about him,

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1 **negative, that you didn't believe?**

2 A. I'm not sure. I can't recall.

3 **Q. So you really can't answer no, then, right?**

4 MR. ERICK: Objection, form.

5 A. I can say maybe no.

6 **Q. (BY MR. BEARD) Which is it?**

7 MR. ERICK: Objection, form.

8 A. Repeat your question.

9 MR. BEARD: Would you read that back?

10 (Question read back.)

11 A. There's been so many things that have gone back
12 and forth and all over the -- again, you're seeing an --
13 accounts of 342 tweets that you're saying that I did in
14 response to people coming at me and harassing me. I
15 can't remember. But I don't believe everything that
16 everyone says about him.

17 **Q. (BY MR. BEARD) But you can't -- if I'm hearing**
18 **you correctly, you can't give me an example of anything**
19 **negative you read about him that you didn't believe?**

20 A. Not at this time, but there are things that I'm
21 sure that I've, in my mind, said maybe it's not true.

22 **Q. I believe you've said this, but do you believe**
23 **the accused has a right to be heard?**

24 No, I'm sorry, you haven't said that. My
25 bad. Scratch that.

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1 Do you believe that someone accused of a
2 sexual crime has the right to be heard in public?

3 A. Yes.

4 Q. Do you believe they have the right to post on
5 Twitter that they didn't do it?

6 A. Yes.

7 MR. ERICK: Object, form.

8 THE WITNESS: Oh, sorry.

9 MR. ERICK: That's all right. Go ahead.

10 Q. (BY MR. BEARD) You can answer.

11 Do you believe that they have the right to
12 say on Twitter that their accuser is not telling the
13 truth?

14 A. Yes.

15 Q. And do you agree that saying, I didn't do it,
16 that person is lying --

17 MR. ERICK: Objection, form.

18 Q. (BY MR. BEARD) -- on Twitter? That's okay?
19 You don't have a problem with that?

20 MR. ERICK: Objection, form.

21 A. Depends.

22 Q. (BY MR. BEARD) I'll reask it a different way.

23 Do believe it is wrong of someone accused
24 of a sexual crime to say on Twitter, I didn't do it?

25 MR. ERICK: Objection, form.

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1 A. No.

2 Q. (BY MR. BEARD) Okay. Do you believe it's
3 wrong of someone accused of a sexual crime to say on
4 Twitter, My accuser is lying?

5 MR. ERICK: Objection, form.

6 A. No.

7 Q. (BY MR. BEARD) Do you think it is wrong for
8 some -- for a friend of someone accused of sexual
9 assault to say he didn't do it --

10 MR. ERICK: Objection, form.

11 Q. (BY MR. BEARD) -- on Twitter?

12 MR. ERICK: Objection, form.

13 A. No -- yeah. No.

14 Q. (BY MR. BEARD) Do you think it's wrong for a
15 friend of someone accused of a sexual crime to say the
16 accuser is lying?

17 MR. ERICK: Objection, form.

18 A. No.

19 Q. (BY MR. BEARD) Do you think it is wrong for a
20 friend of an accuser to give -- sorry, scratch that --
21 for a friend of someone accused of a sexual assault to
22 give money to their friend to pay for his legal
23 expenses --

24 MR. ERICK: Objection, form.

25 A. I don't know.

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1 Q. (BY MR. BEARD) -- related to the accusation of
2 **sexual assault?**

3 MR. ERICK: Objection, form.

4 Q. (BY MR. BEARD) You can answer.

5 A. I don't know.

6 Q. You don't know if that's right or wrong?

7 A. Depends on the circumstances.

8 Q. When would it be wrong?

9 MR. ERICK: Objection, form.

10 A. I'm not sure.

11 Q. (BY MR. BEARD) Okay. To be clear, you're not
12 **saying -- and, again, I don't want to put words in your**
13 **mouth. You're not saying there's anything wrong with**
14 **Vic's supporters saying I don't believe Monica Rial?**

15 A. I have no problem with that.

16 Q. Okay. Do you have any problem with them saying
17 **not only do I not believe Monica, I think she's lying?**

18 A. No.

19 Q. I mean, other than the obvious problem of being
20 **in a romantic relationship, but I understand that,**
21 **but --**

22 In the last -- well, since January 25th,
23 **let's say it that way, what's been the most common thing**
24 **you've tweeted about?**

25 A. I'm not sure.

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1 Q. Prior to January 20th of 2019, how many times
2 had you tweeted about Vic, if any?

3 A. I have no idea.

4 Q. Do you recall tweeting about Vic in 2018?

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

6 Q. Have you ever used the hashtag, #kickvic?

7 A. I don't remember. Maybe.

8 Q. Do you have any memory of using the hashtag,
9 #kickvic?

10 A. There's a possibility. I cannot remember.

11 Q. So is that a no?

12 A. It's a maybe.

13 Q. Have you personally witnessed a single assault,
14 as you define that term, by Vic Mignogna, against
15 anyone?

16 A. I've seen him hug inappropriately, fans at
17 conventions, yes.

18 Q. Tell me about one of those incidents, please.

19 A. Sure. Grabbing a fan and wrapping his legs
20 around her and hugging her.

21 Q. Wrapping his legs around her?

22 A. Yes. Like full-on body hug.

23 Q. Okay. Where was this?

24 A. It may be at Florida Supercon. I think that
25 was where it was at.

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1 **Q. Was it in front of a bunch of fans?**

2 A. Yes. It was at his autograph line.

3 **Q. So he walked up and hugged a fan?**

4 A. No. She came up.

5 **Q. Okay. He hugged her?**

6 A. Uh-huh.

7 **Q. And you thought that was inappropriate?**

8 A. The way he did it with the girl, not sure how
9 old she was, absolutely.

10 **Q. Did you ask her?**

11 A. No. Neither did he.

12 **Q. Did you -- I didn't ask about that. But that's**
13 **fine. Did you ask her if she felt uncomfortable?**

14 A. I was helping Monica.

15 **Q. That's not my question. Did you ask her if**
16 **it was --**

17 A. No.

18 **Q. If she -- okay. So you didn't ask her if she**
19 **felt it was uncomfortable, but you decided that it was**
20 **inappropriate; is that correct?**

21 A. In my opinion, yes.

22 **Q. In your opinion. How do you know you're right**
23 **in a situation like that?**

24 A. I'm not sure. Just an opinion.

25 **Q. All right. Do you know if the person -- if**

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1 **this purported victim's parents were there with her?**

2 A. I don't know.

3 **Q. You didn't bother to check?**

4 A. Nope.

5 **Q. Okay. Any other inappropriate occurrences that**
6 **you can think of?**

7 A. Not that I've seen personally.

8 **Q. Okay. I want to make this clear. Are you**
9 **saying the only one that you can remember is this one**
10 **you just -- you just accounted for?**

11 A. In person?

12 **Q. Yeah.**

13 A. Yes. That's the only one in person.

14 **Q. Have you stated that Vic Mignogna committed**
15 **sexual assault publicly?**

16 A. I'm not sure. Maybe.

17 **Q. If you had said it -- if you had tweeted that,**
18 **would you agree that's a public statement?**

19 MR. ERICK: Object, form.

20 A. I guess, yeah.

21 **Q. (BY MR. BEARD) Okay. Have you told other**
22 **people verbally that Vic Mignogna has sexually assaulted**
23 **anyone, besides Monica and Jamie, and the twins, and**
24 **XXXX XXXXXXXXXX?**

25 A. And the people that have come forward online

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1 that -- are you talking about those things?

2 Q. Yeah. Besides the ones that you mentioned,
3 that you have specific knowledge of --

4 A. Right.

5 Q. -- have you told anybody that he assaulted
6 other people?

7 A. Not that I can think of.

8 Q. Okay. You did say you had hundreds of women
9 who were going to come forward publicly, didn't you?

10 MR. ERICK: Object, form.

11 A. It -- there --

12 Q. (BY MR. BEARD) To -- to talk about Vic
13 Mignogna's purported sexual assault?

14 MR. ERICK: Objection, form.

15 A. Yeah, after doing my research online, looking
16 up different things, there have been way -- plenty, way
17 more than hundreds of women.

18 Q. (BY MR. BEARD) But did you talk to all of
19 these women?

20 A. No.

21 Q. How many of them did you talk to? Let me
22 rephrase that.

23 Did you communicate with any of them?

24 A. No. But based on my belief, and also
25 understanding of what happened to Monica, XXXXX and

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1 XXXX, XXXX XXXXXXXXXXXX, Jamie Marchi, those stories
2 resounded and corroborated the stories that they --
3 their testimony that they gave me, so it corroborated
4 it, so I believe them.

5 Q. So not to be pedantic, but you said they were
6 going to come forward.

7 Did you -- what did you mean by that?

8 A. Well, they have come forward. They posted
9 their stories of him.

10 Q. Oh, when you -- okay. So if I'm hearing you
11 correctly, when you said that they'll come forward, it
12 wasn't in this case, it was just they were going to come
13 out in public?

14 A. They have or could. It's hypothetical.

15 Q. Well, no, I mean, didn't you say --

16 A. And there have been.

17 Q. -- that hundreds of women would come out?

18 A. I don't know.

19 Q. You don't know.

20 MR. ERICK: Object, form.

21 Q. (BY MR. BEARD) Did you say thousands of women
22 were going to come forward and corroborate assaults --

23 MR. ERICK: Objection, form.

24 Q. (BY MR. BEARD) -- made by Vic Mignogna
25 against --

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1 MR. ERICK: Sorry. Objection, form.

2 A. I don't remember if I said that, but I know
3 that after my research and what he's done to XXXXX and
4 XXXX, XXXX XXXXXXXXXXXX, Monica, Jamie Marchi, and then I
5 find out from more and more people throughout this case,
6 him admitting he's failed to ask consent at conventions
7 on multiple occasions, it's not hard to reasonably
8 deduce that thousands is not an unreasonable number.
9 There's mountains and mountains and mountains of
10 testimonies online of their personal accounts: I was
11 16, Vic creepily kissed me, put his hand up my dress.

12 MR. BEARD: Nonresponsive. That's enough,
13 please. We need to get --

14 MR. ERICK: Go ahead and finish.

15 A. Put his hand up my dress, touched my boobs in
16 an elevator, kissed me, pulled my hair, mountains and
17 mountains of testimony online.

18 MR. BEARD: Objection, nonresponsive.

19 (Exhibit 25 previously marked.)

20 **Q. (BY MR. BEARD) I'm handing you Exhibit 25.**
21 **Just keep the book there. I'll represent to you that**
22 **that was an exhibit produced in Vic Mignogna's**
23 **deposition by your counsel.**

24 **Have you ever seen that document before?**

25 A. I believe so. Maybe.

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1 **Q. Okay. What is it?**

2 A. This is a -- what do we call this exhibit?

3 **Q. It's got a number at the bottom, 25, I believe.**

4 A. Oh, yeah. This is Exhibit 5. It reads
5 prettyuglylittleliar.net.

6 **Q. Okay. I apologize. We didn't make extra**
7 **copies of this. We're going to have to bat this back**
8 **and forth.**

9 THE REPORTER: I have it from yesterday.

10 MR. BEARD: Oh, do you? Oh, great. Sorry.
11 Would you hand him 25, please.

12 THE WITNESS: Thank you, ma'am.

13 **Q. (BY MR. BEARD) All right. Let's look at --**

14 A. Wow.

15 **Q. Okay. Sorry. Little confusion on our side.**
16 **Tell me, again, what this is.**

17 A. Exhibit 25.

18 **Q. Right. And do you recognize the document --**

19 A. It looks familiar.

20 **Q. -- the contents of the document?**

21 A. Yes.

22 **Q. What do you recognize it as?**

23 A. It shows at the bottom
24 prettyuglylittleliar.net. And --

25 **Q. What is that?**

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1 I'm sorry. I interrupted you. I didn't
2 mean to do that. I'll ask that later.

3 A. It is a website.

4 Q. Okay. I'm sorry. My bad. Go back and tell us
5 what this document is, please.

6 A. Exhibit 25?

7 Q. Right.

8 A. Vic Mignogna allegations supporting or relevant
9 information to those allegations.

10 Q. Okay.

11 A. It's an allegation, Document 25.

12 Q. Did you have any involvement in preparing this
13 document?

14 A. I don't know. I don't remember.

15 Q. Okay. Go to page 2.

16 A. Sure.

17 Q. There's a section at the bottom titled:
18 Allegation.

19 A. Yep.

20 Q. What does the word allegation mean to you?

21 A. What somebody's testimony or what they're
22 saying happened to them.

23 Q. Okay. Look at the first name,
24 sharonbtw@sharonB89188965.

25 A. Okay.

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1 Q. Who is that?

2 A. I'm not sure.

3 Q. Okay. And that name -- that allegation is
4 duplicated one, two, three times more, correct?

5 Well, yeah, I mean, twice on this page --

6 A. Right.

7 Q. -- on page 2.

8 A. I think --

9 Q. And once on page 3.

10 A. I think it's better clarifying different things
11 than showing corroborated proof that this is about the
12 timeline.

13 Q. I appreciate the suggestion, but can you
14 confirm that sharonbtw@sharonB89188965 appears on that
15 page?

16 A. Yes.

17 Q. Okay. There's a paragraph below that name.
18 Are these paragraphs allegations against Vic Mignogna?

19 A. It's in that section, it's addressing the
20 rumors and accusations and allegations, so it seems to
21 be.

22 Q. Do you believe this allegation, this one on the
23 top of page 3?

24 A. Yes.

25 Q. Why?

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1 A. Because of after hearing what happened to
2 Monica Rial, XXXXX XXXX, XXXX XXXX, XXXX XXXXXXXXXXXX,
3 Jamie Marchi, and the girls that come up in convention
4 lines that mention it, online research, YouTube videos,
5 Vic's own testimony saying he's messed up, he needs
6 help, psychological help, it leads me to believe that
7 this person is being honest in that situation.

8 **Q. But you don't know who this person is, right?**

9 A. Nope, don't know them.

10 **Q. If you don't know who she is, how do you know**
11 **she even exists?**

12 A. I don't know. They have provided a ton of
13 links.

14 **Q. Who are they?**

15 A. Whoever that is.

16 **Q. Whoever what is?**

17 A. sharonbtwsharonB89188965, and michelemc73,
18 that's who she's replying to.

19 **Q. I'm sorry. What page are you looking at? I**
20 **was looking at the top of page 3.**

21 A. Page 2.

22 **Q. Go to page 3 and look at the top.**

23 A. Page 3?

24 **Q. Yeah.**

25 A. She's replying to a few different people.

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1 Q. Okay. Yeah, I get that.

2 A. Yeah.

3 Q. So do you know who @boopidoo88 is?

4 A. No, I don't know them.

5 Q. Do you know who @davidlaus1 is?

6 A. No, I do not know them.

7 Q. Do you know if either of these people -- and I
8 put that word in quotes.

9 A. Uh-huh.

10 Q. Do you know if either of these people exist?

11 A. They've made posts, so I don't know or not.

12 Q. Do you know if they -- whether or not they are
13 actual live people?

14 A. I'm not -- I'm not sure.

15 Q. Not sure. But you believe them?

16 A. Yes.

17 Q. You didn't bother to verify that they exist; is
18 that correct?

19 A. Nope.

20 Q. Did you bother to verify anyone listed in the
21 section called Allegation, on page 2, any of these names
22 that begin with an at symbol?

23 MR. ERICK: Object to form.

24 A. I reviewed them.

25 Q. (BY MR. BEARD) How did you verify that they

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1 **existed?**

2 A. I clicked on the links, and it looks like those
3 are pretty solid links.

4 **Q. Describe what a pretty solid link is.**

5 A. Corroboration of the timeline.

6 **Q. But, I mean, did you ever talk to any of these**
7 **people?**

8 A. Not that I know of.

9 **Q. Did you ever exchange emails with them?**

10 A. No, not that I know of.

11 **Q. Did you ever exchange text messages?**

12 A. Not that I know of.

13 **Q. So you clicked -- your words, you clicked on a**
14 **link and decided that they exist?**

15 MR. ERICK: Object, form.

16 **Q. (BY MR. BEARD) That's a question. I'm sorry.**
17 **I didn't frame it as a question.**

18 A. Yeah.

19 **Q. Is that what you're saying?**

20 MR. ERICK: Object, form.

21 A. Yeah.

22 **Q. (BY MR. BEARD) Really?**

23 A. Uh-huh.

24 **Q. Okay. Let's see, let's see, let's see. Okay.**

25 **Okay. Are these some of the hundreds of**

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1 people you were referring to earlier who were going to
2 come out and accuse Vic?

3 MR. ERICK: Object, form.

4 A. These would be examples of a very small
5 microcosm of what I've seen, but this represents -- I
6 mean, it looks like hundreds on this page.

7 Q. (BY MR. BEARD) I said some of them.

8 A. Yes. So this would be a very small microcosm
9 of the hundreds.

10 Q. What website was this taken from again?

11 A. Exhibit 25 reads prettyuglylittleliar.net.

12 Q. And tell me again what that is.

13 A. It's a website, a forum, I think.

14 Q. Have you accessed that forum?

15 A. I have seen this, yes.

16 Q. Did you -- did you pull these links? Did you
17 copy these links from the forum?

18 A. I looked at the links. I clicked on them, yes.

19 Q. No. Did you copy them and provide them to your
20 lawyer or someone else?

21 A. I think I sent them the hyperlink.

22 Q. Okay. Okay. Okay. What is a liar?

23 A. That's a broad statement. I don't know exactly
24 the definition. Somebody who --

25 Q. You don't know the definition of the word liar?

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1 A. Somebody who is not telling the truth, the
2 whole truth, maybe withholding some evidence. I mean,
3 potential truth, potentially.

4 **Q. So a website that includes, in its name, liar,**
5 **you find that credible when they attack Vic?**

6 MR. ERICK: Objection, form.

7 A. Yes.

8 **Q. (BY MR. BEARD) You find any account on that**
9 **website that says, Vic did something wrong to me,**
10 **credible even though it says liar?**

11 A. Especially when you take into account --

12 **Q. Yes or no.**

13 A. -- what happened to my personal fiancée --

14 MR. BEARD: Objection, nonresponsive.

15 A. -- yes, without question I believe these
16 people.

17 **Q. (BY MR. BEARD) Okay. So it sounds like, and I**
18 **don't want to unfairly characterize your statement, you**
19 **would agree with anyone who accused Vic Mignogna? I'm**
20 **sorry. Scratch that.**

21 You would -- you would find anyone who
22 accused Vic Mignogna of sexual assault to be credible,
23 and you would believe them; is that correct?

24 MR. ERICK: Objection, form.

25 A. No.

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1 Q. **(BY MR. BEARD)** Really?

2 A. Not necessarily.

3 Q. **Okay. You would find anyone on**
4 **prettyuglylittleliar.net who accused Vic Mignogna of**
5 **sexual assault to be credible; is that fair?**

6 MR. ERICK: Objection, form.

7 A. I'm not sure. There's a lot of links here. I
8 haven't clicked on those so I can't speak to them.

9 Q. **(BY MR. BEARD)** But you provided these links,
10 **did you not, to us?**

11 A. Provided the actual link to
12 prettyuglylittleliars, and this is other stuff is what
13 came with it.

14 Q. **But are you aware that you provided this to us**
15 **in discovery?**

16 A. Yes. Yes.

17 Q. **And that by providing it to us in discovery --**

18 A. Yeah.

19 Q. **-- you've authenticated it and said, Yep,**
20 **that's --**

21 A. Yes.

22 Q. **Okay. Let's see. Yeah. Go on page 5, please.**

23 A. Okay.

24 Q. **I'm trying -- well, actually, look on 4, at the**
25 **very bottom.**

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1 A. Okay.

2 **Q. Is Monica Rial the voice actor named Charlotte?**

3 A. I don't know.

4 **Q. There was an article on io9 talking -- oh,**
5 **yeah. Scratch all that.**

6 **There's a link at the very bottom of page**
7 **4. It's to io9.gizmodo.com. Would you agree?**

8 A. That is there.

9 **Q. Okay. And there -- that is a link that you**
10 **provided?**

11 A. Uh-huh.

12 **Q. Click on that link, what comes up?**

13 A. I'm not sure right now.

14 **Q. Is it perhaps an article talking about Vic --**
15 **the accusations about Vic Mignogna?**

16 MR. ERICK: Object, form.

17 A. It seems like it.

18 **Q. (BY MR. BEARD) Okay. Did you read such an**
19 **article from io9 and Gizmodo?**

20 A. I believe I've read the io9 article, yes.

21 **Q. Is Monica Rial the voice actor named Charlotte**
22 **in that article?**

23 A. I do not remember if Monica is Charlotte. It's
24 been a long time --

25 **Q. Is Monica any of the people in that article?**

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1 A. Yes.

2 **Q. Okay. So she -- also, take a look at the**
3 **hyperlink at the bottom of 4.**

4 A. Uh-huh.

5 **Q. And then flip over to 5.**

6 A. Uh-huh.

7 **Q. There are any number of links with two**
8 **asterisks. What does that signify?**

9 A. Oh, it's -- the two asterisks. Identity
10 unconfirmed.

11 **Q. What does that mean exactly?**

12 A. I don't know. It seems to be that their
13 identities are unconfirmed. They wanted to be
14 anonymous.

15 **Q. It says unconfirmed, not anonymous, though,**
16 **doesn't it?**

17 A. Well, I would assume if somebody is
18 unconfirmed, they didn't give their identity to
19 something. So, yeah.

20 **Q. Or that perhaps their existence hasn't been**
21 **confirmed; is that possible?**

22 A. No.

23 **Q. Really? Why?**

24 A. Not in my opinion.

25 **Q. I'm asking why you believe that.**

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1 A. Because that's what I believe. I don't believe
2 that people -- that they don't exist.

3 **Q. Okay. Let's see. So go to page 5 at the very**
4 **bottom.**

5 A. Sure.

6 **Q. Who is Karissa Barrows?**

7 A. I'm not sure.

8 **Q. You don't know anybody named Karissa Barrows?**

9 A. Maybe. I don't know.

10 **Q. Okay. Okay. So you don't recall talking to**
11 **anyone named Karissa Barrows about Vic Mignogna, do you?**

12 A. Not that I can think of.

13 **Q. Who is -- I'm sorry. Go to the next page.**

14 **Who is convention staffer Mystery Corgi?**

15 A. I'm not sure.

16 **Q. Who is voice actress Samantha Inoue-Harte?**

17 A. She's a voice actress.

18 **Q. Have you ever talked to her about Vic Mignogna?**

19 A. Not about Vic Mignogna.

20 **Q. Have you ever had any communication with her**
21 **about Vic Mignogna?**

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

23 **Q. Have you ever had any communication with her at**
24 **all?**

25 A. Yeah. I've seen her at a convention before.

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1 Q. But you've never discussed Vic Mignogna with
2 her?

3 A. Not that I can think of.

4 Q. Who is -- I'm going to probably hash this --
5 Moises, C-H-I-U-L-L-A-N? Do you know that person?

6 A. No idea.

7 Q. Who is Katy Lynx?

8 A. Not sure.

9 Q. Who is Stacy?

10 A. Not sure.

11 Q. Who is Lyn Griffin?

12 A. Not sure.

13 Q. Who is Extermination?

14 A. Not sure.

15 Q. Who is Joe Kenner?

16 A. Not sure.

17 Q. Do you know any of the people left who are
18 identified on this page?

19 A. Not that I know of.

20 Q. Okay. Let's go to the next page.

21 Who is DC Douglas?

22 A. He's a voice actor.

23 Q. Have you ever communicated with him in any way
24 about Vic Mignogna?

25 A. Maybe on Twitter, replying to tweets.

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1 **Q. But no texting --**

2 A. No.

3 **Q. -- or voice mail --**

4 A. I don't know him that well.

5 **Q. -- I'm sorry -- texting or phone calls?**

6 A. No.

7 **Q. Okay. Who's Tara Jayne Sands?**

8 A. I know she's another voice actress.

9 **Q. Do you know her?**

10 A. No.

11 **Q. Okay. Who's the voice actor Jamie McGonnigal?**

12 A. He's a voice actor, Jamie, and he's a friend.

13 **Q. Have you talked to him about Vic Mignogna?**

14 A. I can't remember.

15 **Q. Does he work for Funimation?**

16 A. Not that I am aware of.

17 **Q. Is he an independent contractor for Funimation?**

18 A. I think all voice actors are independent
19 contractors. I'm not sure, but --

20 **Q. Right.**

21 A. -- I don't know. I don't know his work
22 history.

23 **Q. You don't know if he's had any employment with**
24 **Funimation, is that what you're saying?**

25 A. Correct. I have no idea.

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1 **Q. Fair enough.**

2 A. He lives in Washington, DC.

3 **Q. Have you had any communication with this Tara**
4 **Jayne Sands about Vic Mignogna?**

5 A. Not that I can think of.

6 **Q. Do you know SungWon Cho?**

7 A. I've met him. I don't know him very well.

8 **Q. Who is he?**

9 A. He's a voice actor.

10 **Q. Have you talked to him -- or have you**
11 **communicated with him in any way about Vic Mignogna?**

12 A. Not that I can think of.

13 **Q. Have you communicated with Neil Kaplan in any**
14 **way about Vic Mignogna?**

15 A. Maybe via Twitter.

16 **Q. Have you -- is that all, just Twitter?**

17 A. I believe so.

18 **Q. Have you talked with Sean Schemmel about Vic**
19 **Mignogna, talked, face to face?**

20 A. Maybe. Potentially, yeah.

21 **Q. Have you exchanged -- have you sent text**
22 **messages or received text messages from Sean Schemmel**
23 **about Vic Mignogna?**

24 A. I'm not sure. Maybe.

25 **Q. But you would have turned them over to your**

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1 **counsel if you had?**

2 A. Absolutely.

3 **Q. Okay. Have you exchanged any -- or have you**
4 **sent or received an email to Sean -- either sent an**
5 **email to Sean Schemmel or received an email from Sean**
6 **Schemmel regarding Vic Mignogna?**

7 A. I don't think so. I can't remember.

8 **Q. Okay. Let's see. Who's Donald A. Schultz?**

9 A. Reads that he's a voice actor.

10 **Q. But you don't know him?**

11 A. I might have met this person in passing. I'm
12 not sure.

13 **Q. Okay. Have you exchanged any -- have you had**
14 **any communications with him regarding Vic Mignogna?**

15 A. Not that I can think of.

16 **Q. Who's Andrea Romemo?**

17 A. Not sure.

18 **Q. Have you had any communications with her**
19 **regarding Vic Mignogna?**

20 A. I don't know.

21 **Q. Who is Michele Specht?**

22 A. I believe that's Vic's ex-fiancee.

23 **Q. Have you had any communications with her about**
24 **Vic Mignogna?**

25 A. I don't -- no, I don't -- I'm not sure.

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1 **Q. Who's Dawn M. Bennett?**

2 A. That's another voice actress.

3 **Q. Have you had any communication with Dawn M.**
4 **Bennett about Vic Mignogna?**

5 A. I don't think so.

6 **Q. Would you look at this page, and excluding**
7 **Monica Rial, Chris Sabat, any of the parties in this**
8 **case, would you tell me how many of these people you**
9 **actually know in the sense of what normal people would**
10 **consider friendship, friends?**

11 A. Uh-huh. Josh Grelle. He's a voice actor
12 there.

13 **Q. Okay.**

14 A. That would be the remaining people on this
15 page.

16 **Q. Okay. Is it fair to say you don't know most of**
17 **the people on this page?**

18 A. Yes.

19 **Q. Okay. But you're claiming, aren't you, that**
20 **these people are accusing Vic of -- Vic Mignogna of**
21 **sexual assault?**

22 A. I don't know what they're accusing him of.

23 **Q. I mean, you produced it.**

24 A. I'm just saying in this document you're asking
25 me a question, I'm not sure.

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1 Q. Well, flip over to page 5. Look at the very
2 bottom. There's a title there.

3 A. Yes.

4 Q. Read that, please.

5 A. A statement from Vic Mignogna --

6 Q. No, no, no. I'm sorry. Page 5.

7 A. Oh, page 5. That's 6.

8 Voice actors or industry professionals who
9 support #kickvic or believe the accusations.

10 Q. Let me see that. Page 5, right?

11 A. I believe that's 5. 1, 2, 3, 4.

12 Q. No, I'm sorry. Look, right here. The page is
13 right there after the exhibit number.

14 A. Oh, here is 5.

15 Voice actors or industry professionals who
16 allege to have personally witnessed rude behavior
17 towards convention staff or colleagues from Vic
18 Mignogna.

19 Q. Okay.

20 A. So then that answer to your other question, I'm
21 sorry, was no.

22 Q. Yeah. Well, that's that section at least. So
23 would you agree that's -- that's the title for the
24 section that begins at the very bottom of page 5 and
25 goes through page 6, except for the very bottom?

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1 A. That's what it looks like, yes.

2 **Q. Okay.**

3 THE VIDEOGRAPHER: You have one minute.

4 MR. BEARD: We can stop. Off the record,
5 please.

6 THE VIDEOGRAPHER: We're going off the
7 record at 3:37.

8 (Break taken from 3:38 p.m. to 3:49 p.m.)

9 THE VIDEOGRAPHER: And we are back on the
10 record for the beginning of disc number 5. The time is
11 3:49.

12 MR. BEARD: Pass the witness.

13 MR. VOLNEY: I don't have any questions.

14 MR. JOHNSON: No questions at this time.

15 MR. ERICK: We'll reserve ours for trial.

16 Thank you.

17 THE VIDEOGRAPHER: And we're going off the
18 record at 3:49.

19

20 (Deposition concluded at 3:49 p.m.)

21

22

23

24

25

DEPOSITION OF RONALD TOYE
June 27, 2019

1	CHANGES AND SIGNATURE		
2	WITNESS NAME: RONALD TOYE DATE: JUNE 27, 2019		
3	PAGE LINE	CHANGE	REASON
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DEPOSITION OF RONALD TOYE

June 27, 2019

1 I, RONALD TOYE, have read the foregoing
2 deposition and hereby affix my signature that same is
3 true and correct, except as noted above.

4
5
6

RONALD TOYE

7 THE STATE OF _____)

8 COUNTY OF _____)

9

10 Before me, _____, on this day
11 personally appeared RONALD TOYE, known to me (or proved
12 to me under oath or through _____)
13 (description of identity card or other document) to be
14 the person whose name is subscribed to the foregoing
15 instrument and acknowledged to me that they executed the
16 same for the purposes and consideration therein
17 expressed.

18 Given under my hand and seal of office this
19 _____ day of _____, _____.

20

21

22

NOTARY PUBLIC IN AND FOR
23 THE STATE OF _____
24 COMMISSION EXPIRES: _____

25

26

DEPOSITION OF RONALD TOYE

June 27, 2019

1 NO. 141-307474-19

2 VICTOR MIGNOGNA,) IN THE DISTRICT COURT

3 Plaintiff,)

4 VS.) TARRANT COUNTY, TEXAS

5 FUNIMATION PRODUCTIONS,)

6 LLC, JAMIE MARCHI, MONICA)

7 RIAL, and RONALD TOYE,)

8 Defendants.) 141st JUDICIAL DISTRICT

9 REPORTER'S CERTIFICATION

10 DEPOSITION OF RONALD TOYE

11 JUNE 27, 2019

12 I, Claudia White, Certified Shorthand Reporter in

13 and for the State of Texas, hereby certify to the

14 following:

15 That the witness, RONALD TOYE, was duly sworn by

16 the officer and that the transcript of the oral

17 deposition is a true record of the testimony given by

18 the witness;

19 That the deposition transcript was submitted on

20 _____ to the witness or to the attorney for the

21 witness for examination, signature and return to CSI

22 Global Deposition Services by _____;

23 That the amount of time used by each party at the

24 deposition is as follows:

- 25 Mr. Ty Beard, Esq. - 04 HOURS:00 MINUTE(S)
- Mr. Casey S. Erick, Esq. - 00 HOURS:00 MINUTE(S)
- Mr. John Volney, Esq. - 00 HOURS:00 MINUTE(S)
- Mr. Sam Johnson, Esq. - 00 HOURS:00 MINUTE(S)
- That pursuant to information given to the

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1 Deposition officer at the time said testimony was taken,
2 the following includes counsel for all parties of
3 record:

4 Mr. Ty Beard, Esq., and Ms. Carey-Elisa Christie,
Esq. Attorney for Plaintiff

5 Mr. Casey S. Erick, Esq., Attorney for Defendants
Monica Rial and Ronald Toye

6 Mr. John Volney, Esq., Attorney for Defendant
Funimation

7 Mr. Sam Johnson, Esq., Attorney for Defendant
Jamie Marchi

8 I further certify that I am neither counsel for,
9 related to, nor employed by any of the parties or
10 attorneys in the action in which this proceeding was
11 taken, and further that I am not financially or
12 otherwise interested in the outcome of the action.

13 Further certification requirements pursuant to Rule
14 203 of TRCP will be certified to after they have
15 occurred.

16 Certified to by me this 30th day of June, 2019.

17

18



19

Claudia White, Texas CSR #8242

20

Expiration Date: 5/31/21

21

Firm Registration No. 526

CSI Global Deposition Services

4950 N. O'Connor Road, Suite 152

Irving, Texas 75062

22

(877) 784-0004 fax (972) 650-0225

production@courtroomsciences.com

23

24

25

DEPOSITION OF RONALD TOYE
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1 FURTHER CERTIFICATION UNDER RULE 203 TRCP

2 The original deposition was/was not returned to the
3 deposition officer on _____;

4 If returned, the attached Changes and Signature
5 page contains any changes and the reasons therefor;

6 If returned, the original deposition was delivered
7 to Mr. Ty Beard, Custodial Attorney;

8 That \$_____ is the deposition officer's
9 charges to the Plaintiff for preparing the original
10 deposition transcript and any copies of exhibits;

11 That the deposition was delivered in accordance
12 with Rule 203.3, and that a copy of this certificate was
13 served on all parties shown herein on and filed with the
14 Clerk.

15 Certified to by me this _____ day of
16 _____, 2019.

17

18



19

Claudia White
Texas CSR #8242
Expiration Date: 5/31/21
Firm Registration No. 526
CSI Global Deposition Services
4950 N. O'Connor Road, Suite 152
Irving, Texas 75062
(877) 784-0004 fax (972) 650-0225
production@courtroomsciences.com

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<p style="text-align: center;">A</p> <p>a.m 1:17 4:3 48:24,24 89:7</p> <p>ability 10:2 32:6 34:22 123:7</p> <p>able 6:9 33:25 116:15 122:17 135:4</p> <p>above-st... 1:16</p> <p>absent 129:2</p> <p>abso 126:20</p> <p>absolutely 9:2 12:7 13:13 22:5 34:10 73:14 117:21 133:16 188:9 208:2</p> <p>abuse 25:22 51:2</p> <p>abusing 25:16</p> <p>access 108:1 108:4,6,11 116:12</p> <p>accessed 199:14</p> <p>account 12:2 39:11,22 40:23 74:23 78:17 86:11 87:5 90:7 91:19 91:22 104:13 140:23 169:16 179:10,12</p>	<p>200:8,11</p> <p>accounted 189:10</p> <p>accounts 39:7,19 57:22 72:5 146:15 147:23 175:1,4 183:13 192:10</p> <p>accurate 104:25 105:23,25 106:3</p> <p>accusation 19:12 23:11,14 23:21 24:14,15 25:3 27:6 31:22 33:20 186:1</p> <p>accusations 22:9 23:24 24:1 116:25 153:11 156:11 157:16 195:20 202:15 210:9</p> <p>accuse 13:8 19:24 20:8 20:13,22 21:3,13 25:12 33:7 34:7 131:16,18 199:2</p> <p>accused 7:17 12:15 22:7 22:13 23:7 24:6,8,25</p>	<p>25:10,14 25:20 26:3 26:10,15 31:20,25 33:18 83:7 183:23 184:1,23 185:3,8,15 185:21 200:19,22 201:4</p> <p>accuser 16:20 17:13 18:8 19:11 25:18,19 26:14 27:23 82:22 184:12 185:4,16 185:20</p> <p>accusers 21:24 25:7</p> <p>accuses 19:20 26:4</p> <p>accusing 20:9 34:6 82:9 128:13 132:5 209:20,22</p> <p>acknowledge... 213:15</p> <p>acting 42:24</p> <p>action 55:15 215:10,12</p> <p>activities 56:8</p> <p>actor 171:19 202:2,21 205:22 206:11,12 207:9 208:9 209:11</p>	<p>actors 163:9 164:2,20 172:3 206:18 210:8,15</p> <p>actress 204:16,17 206:8 209:2</p> <p>acts 137:1</p> <p>actual 33:8 53:3 118:14 197:13 201:11</p> <p>add 63:12 79:19,21 122:17</p> <p>added 95:25</p> <p>adding 53:17</p> <p>addition 169:8</p> <p>addressed 71:16</p> <p>addressing 195:19</p> <p>administ... 5:11</p> <p>administ... 42:24</p> <p>admission 72:5</p> <p>admits 176:17</p> <p>admitting 71:18 192:6</p> <p>adult 25:19</p> <p>advantage 123:8</p> <p>affair 147:25</p> <p>affect 34:22</p> <p>affidavits 4:22 72:21</p> <p>affix 213:1</p>	<p>afraid 32:22</p> <p>aggravated 159:7</p> <p>aggression 69:14</p> <p>ago 42:8,11 50:6,9,24 51:10 54:1 56:25 60:4 60:6,24,25 63:20 65:16 72:16 162:5 177:22 178:14,16</p> <p>agree 4:25 5:1,5 7:8 7:16,20 25:1 40:24 73:23 91:12 92:5 93:18 172:19 184:15 189:18 200:19 202:7 210:23</p> <p>agreeable 101:4</p> <p>agreed 5:8 58:25 143:12</p> <p>agreement 4:17,19 58:11 59:5</p> <p>Ah 152:7</p> <p>ahead 37:13 59:3 69:5 69:7 119:16 128:1 134:3 138:6 173:10,17</p>
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<p>184:9 192:14 air 18:10 alcohol 50:25 allega 41:13 allegation 9:21 83:7 194:11,18 194:20 195:3,22 197:21 allegations 10:25 41:3 41:14,18 164:2,19 182:5 194:8,9 195:18,20 allege 210:16 alleged 41:3 allotted 24:23 allowed 7:18 7:21 25:6 25:11,21 26:3 32:3 67:4 98:3 105:10 alter 97:23 altered 103:4 104:3,23 106:1 108:20 amended 4:24 America 35:11,14 35:16,17 35:19,20 35:22 51:7 51:8,12 American 69:18 amount</p>	<p>145:21 214:21 amounted 181:15 ampersand 38:11,14 Andrea 208:16 anger 143:16 angry 62:14 141:17 142:18,20 142:22,25 143:1 anime 114:11 135:7 163:1,8,11 163:19,23 165:5 167:6,14 167:19 animenew... 163:3,5 anonymous 70:16,19 77:14,18 203:14,15 answer 6:7 6:12,17,23 8:6,8,14 8:15 14:1 14:5,8,14 14:15 15:11,12 16:24 17:22 18:2 18:3,21 19:15 20:5 30:19 31:12 48:16 59:2 93:11 94:6 96:3,5,17 96:24,24 97:3,7,8 97:16,22</p>	<p>100:9,14 100:19 102:25 105:15 106:8,9 117:3 121:16 122:1 130:21 131:4 132:23 133:10,22 150:12 156:18 183:3 184:10 186:4 210:20 answered 15:17 97:6 98:1,2 114:22 160:20 answering 10:15 15:13 93:20,24 97:10,25 98:1 130:20 133:2 answers 94:6 94:12 161:15 anybody 125:20 142:13 149:10 163:22 164:7 167:24 176:25 190:5 204:8 anymore 134:3</p>	<p>169:10 anyway 76:23 133:25 apartment 50:7 73:9 apologize 37:4 90:20 138:25 193:6 apology 124:13 125:15 135:15 138:24 144:8 apparently 125:7 130:21 146:23 appear 69:21 93:22 97:1 99:6,23 appearance 168:21 appearances 3:2 4:4 appeared 213:11 appearing 4:7 appears 95:20 195:14 applies 4:17 apply 95:5 appreciate 38:24 90:23 110:16,18 127:20 177:8,12 195:13 appropriate 10:4 24:24 26:9,11 80:25</p>	<p>81:24 134:16 approve 153:11 approved 177:9 178:6 approving 153:22 154:3 approxim... 50:23 60:15 172:21 Approxim... 177:25 April 113:8 113:14 114:3 172:20 area 120:20 120:20,21 120:24 argue 134:3 argument... 92:3 arrested 49:16,18 arrows 110:2 article 162:18 163:25 164:4,8,18 166:13 176:14 202:4,14 202:19,20 202:22,25 articles 71:19,20 166:21 asked 8:4 10:16 47:22 73:15,16 73:18,19</p>
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DEPOSITION OF RONALD TOYE

June 27, 2019

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<p>21 85:12 210 95:18 2100 2:14 211 100:2 212 3:8 214 2:11, 15 3:8 21st 72:5 22 85:14 125:25 220 2:19 100:2 221 100:13 23 37:12 85:16 135:10 230 100:13 231 100:18 23rd 142:21 172:15, 20 24 85:18 240 100:18 241 101:8 244 103:4, 11 103:19 104:5, 6 24th 54:13 60:10, 16 25 3:10 85:20 138:18 192:19, 20 193:3, 11 193:17 194:6, 11 199:11 250 101:8 251 101:12 25th 70:12 71:17 78:6 186:22 26 4:22 80:10 85:22 260 101:12 261 101:17</p>	<p>269 175:18 27 1:11, 17 4:3 85:22 110:3, 12 212:2 214:9 270 101:17 2700 2:14 271 101:21 28 3:11 37:1 37:3 52:23 53:2, 4, 5 85:22 89:12 105:22 109:19 122:10 135:11 153:2 171:5 280 101:21 281 102:1 289 175:18 175:19, 20 29 85:23 290 102:1 291 106:14 176:12 294 178:19 297 180:21 2nd 139:6</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p>3 57:12 89:9 195:9, 23 196:20, 22 196:23 210:11 3:37 211:7 3:38 211:8 3:49 1:17 211:8, 11 211:18, 20 30 34:7 85:23 128:13</p>	<p>30-plus 126:4 30,000 181:22 300 106:14 301 106:20 178:18 30th 215:16 31 86:1 140:20, 21 310 106:20 311 107:1 32 162:5 320 107:1 321 107:6 322 107:13 107:14, 20 107:25 108:17 109:9, 14 111:21 323 107:20 107:22 109:1 111:3 330 107:6 111:23, 25 331 110:22 112:20 340 173:25 342 110:22 112:18, 22 112:24, 25 132:11 172:16, 21 183:13 37 3:11 3900 2:10</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p>4 68:7 134:11 201:24 202:7 203:3 210:11</p>	<p>40 86:2 181:24 41 86:7 4950 215:21 216:21 4th 113:8, 14 114:3 172:20</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p>5 3:6 70:6 77:9, 12 193:4 201:22 203:5 204:3 210:1, 6, 7 210:10, 11 210:14, 24 211:10 5/31/21 215:19 216:20 50 86:7 87:13 509-4900 2:6 51 87:14 526 215:20 216:20</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>6 77:25 78:2 210:7, 25 60 87:14 61 87:20 650-0225 215:22 216:22 672-2000 2:11</p> <hr/> <p style="text-align: center;">7</p> <hr/> <p>7 80:3 83:21 70 87:20 90:14 71 87:23</p>	<p>7161 2:18 75024 2:19 75062 215:21 216:22 75201 2:15 75202 2:10 75703 2:5 784-0004 215:22 216:22</p> <hr/> <p style="text-align: center;">8</p> <hr/> <p>8 84:2, 6 126:6 80 87:23 81 88:2 8242 215:19 216:19 877 215:22 216:22 89 142:1</p> <hr/> <p style="text-align: center;">9</p> <hr/> <p>9 84:13 9:28 1:17 4:3 90 88:3 901 2:9 903 2:6 91 88:10, 11 918-5274 2:20 95 110:1, 6, 8 972 2:20 215:22 216:22 981-3839 2:15</p>
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vic mignogna @vicmignogna · 12 Dec 2018

Doing press for the Dragonball Super:Broly movie with dear friends!



25 114 1.4K



Monica Rial

@Rialisms

Follow

Replying to @vicmignogna

It was so much fun! 🤗

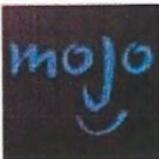
8:15 PM - 17 Dec 2018

3 Retweets 49 Likes



11 3 49

Top 10 Anime Betrayals



WatchMojo.com

Subscribed



10,168,619

EXHIBIT 29
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

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➔ Share

⋮ More

Exhibit 29



Funimation ✓

@FUNimation

Follow

Everyone, we wanted to give you an update on the Vic Mignogna situation. Following an investigation, Funimation recast Vic Mignogna in Morose Mononokean Season 2. Funimation will not be engaging Mignogna in future productions.

2:29 PM - 11 Feb 2019

6,954 Retweets 20,359 Likes



3.1K



7.0K



20K



Funimation ✓ @FUNimation · Feb 11

Part of our core mission is to celebrate the diversity of the anime community and to share our love for this genre and its positive impact on all. We do not any kind of harassment or threatening behavior being directed at anyone.

370



728



5.8K



Funimation ✓ @FUNimation · Feb 11

Edit: We do not condone any kind of harassment or threatening behavior being directed at anyone.

799



573



5.6K



CleverFOXSO @CleverFOXSO · Feb 11

Replying to @FUNimation @Rialisms

If Vic was fired then Monica should he as well. Since both are a cause of problems. Harassing fans. Both sides should be recasted. This way it's fair. Until investigation is done. Seriously

39



95



1.8K



Monica Rial ✓ @Rialisms · Feb 11

There were multiple investigations with testimony, proof, evidence. Companies

EXHIBIT 30
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

**CleverFOXSOl** @CleverFOXSOl · Feb 11

Replying to @FUNimation @Rialisms

If Vic was fired then Monica should be as well. Since both are a cause of problems. Harassing fans. Both sides should be recasted. This way it's fair. Until investigation is done. Seriously

40 105 1.9K

**Monica Rial** @Rialisms · Feb 11

There were multiple investigations with testimony, proof, evidence. Companies don't cut ties without those things. However, that information is classified. I am one of dozens of men and women who participated. Stop harassing me.

253 86 1.5K

**Will** @WillamWebb · Feb 11

If you knew he was like this, you covered it up... youre just as bad

24 53 1.7K

**Monica Rial** @Rialisms · Feb 11

Thanks for the tweet! I've screenshot it and sent it to my attorney and law enforcement. I will not be harassed. Have a nice night!

514 27 841

**nightblur** @nightblur · Feb 11

Monica, you can't sue a person over a tweet. Plus, I thought you would tell your side of the story? Where is it exactly? Because no evidence had been found of Vic being guilty of any accusations, and you being in a Q and A with him a few weeks back doesn't help your case either.

20 27 1.1K

**nightblur** @nightblur · Feb 11

If you had such a problem with him why speak up against him now? Why associate with him or work with him? Honestly this is reeks of damage control. Until I see evidence that Vic is guilty, I'm standing with him. #ISTANDWITHVIC.

8 20 457

**Aulia Raihan Hakim** @RaihanH98 · Feb 11

Also those photos of her and Vic as buddies. Really wondering why she till buddy buddy with him if she says she's a victim of him

5 8 284

**nightblur** @nightblur · Feb 11

Obviously to get clout. It's also funny that she got a job at Rooster Teeth right after Vic got fired. Just suspicious.

9 6 224



Monica Rial @Rialisms · Feb 11

"Freedom of Speech" does not equal "freedom from consequence". Before you choose to harass me, please be aware that I have attorneys and law enforcement involved. We are taking all threats/harassment very seriously. Any harassment/threats will be screenshot and forwarded.

1.9K 976 6.6K



Monica Rial

@Rialisms

Follow

And just so we're clear, he's the legal definition of harassment: Harassment is governed by state laws, but is generally defined as a course of conduct which annoys, threatens, intimidates, alarms, or puts a person in fear of their safety.

8:09 PM - 11 Feb 2019

EXHIBIT 31
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

Exhibit 31



Monica Rial

@Rialisms

Following

Replying to @StiffyDale @xXRerBearXx @1zAMusicalGeek

That's not true. I've spoken up for years.
Unfortunately, nobody did anything about it
until now.

6:48 AM - 19 Feb 2019

2 Retweets 14 Likes



33

2

14



EXHIBIT 32
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

Exhibit 32

First, please know that I've tried to address his behavior with him. I'm the kind of friend that will tell you when you have food in your teeth and I was tired of people talking about him behind his back. How would he change if he didn't know his behavior was wrong? Each time, he would apologize and then be back at it within weeks. The studios slowly began to stop working with him, not just because of sexual harassment, but because he was difficult to work with. Even though he had a huge fan following, directors began to look elsewhere.

Whenever he saw me he would take a fist full of my hair, pull my head back, and either whisper so closely to my ear that his lips were touching or kiss my cheek/neck. This was usually done in front of fans or colleagues so I had to be very careful about how I reacted. I didn't even realize how inappropriate it was because he did it to so many people. I've witnessed it happen, just as others have witnessed it happen to me; colleagues *and* fans.

In the mid-2000s we were at a convention together and he grabbed me and kissed me in his hotel room. I froze. You may wonder why I didn't yell or scream or push him away. I was scared. Why? Because I was raped as a teenager and I learned that sometimes fighting back makes it worse. Why did I go to his room? Because he asked me to watch a video and I trusted him because he was my friend. Not only that, but he was dating my friend Michele and I had been flirting with my soon-to-be-boyfriend at the convention all weekend. After that experience, I distanced myself from him and unfortunately Michele as well. I felt incredibly guilty even though I hadn't done anything wrong. I went to therapy and worked on forgiveness. I chose to forgive him for what he had done. Maybe it was just me? Maybe it was a one-time thing never to be repeated again? You can imagine my devastation when I learned that I wasn't the only one. That it was happening to colleagues, and worse yet, convention attendees.

All the pictures and messages that are being passing around were taken at the press events and premiere for the Broly movie in mid-December. About 2 weeks after that, three of my close friends came forward. When these friends shared their stories with me, I was heartbroken. How could this happen to three of my close friends without me ever knowing? As more people came forward, I began to see the similarities. I chose to share my testimony with investigators solely because it corroborated the others' testimony. I didn't start this, I have nothing to gain from it, I didn't steal anyone's roles or titles; the stuff you're hearing on YouTube is all lies attempting to create drama and get subs/views. I'm perfectly content being *just* a voice actor.

The investigations were incredibly thorough. Each person was interviewed, the evidence weighed, and a decision made. Each company has to look out for the safety of their employees. In this instance, these companies felt they made the best decision to protect their employees and contract workers. Also, these companies aren't obligated to share any information with you. Many of the women who've come forward have chosen to remain anonymous, especially after seeing the way that I've been attacked. Please respect their privacy.

I didn't want to come forward on Twitter but I felt like I had to do something because my friends' lives, children, and careers were being threatened. Also, I knew if I didn't, there was a very good chance that this would just get swept under the rug... again.

I apologize for lashing out and threatening fans. I don't want to have to take people to court or send law enforcement after them but I was doing what I felt necessary to protect myself at the time. There is a watch list and I have the names and numbers of multiple harassers, but I'm willing to forgive if you'll stop the madness now. You may feel that my colleagues and I have been harsh, but let me ask you this: how would you respond if your life was being threatened? If the lives of your loved ones, your friends, your friends' children, were being threatened? If your addresses and phone numbers were being passed around like candy so people could call or drop by just to antagonize you? If the local authorities made sure to drive past your house daily, just to make sure you're okay? If you were forced to be on the phone with various law enforcement and lawyers every single day? If people were trying to get you fired just because you came forward with the truth? If you were doxxed because people think it's fun to attack those who are hurting?

I have always stood up for this community. I have loved the anime fandom from the moment I went to my first convention. To be threatened like this by the community I love, really hurts my heart. I recently stood up for the Dragon Ball fandom, only to have that community come back and attack me mercilessly. It has been so incredibly painful, I can't even express.

I have never said anything hurtful toward Vic or any of his fans. I don't want to ruin his life, he was/is my friend. I don't want him to be labeled a predator for life. I want him to get help and realize that his actions have hurt many people, including me. If he takes the necessary steps to better himself, then perhaps I would be willing to forgive him again.

I'm tired of the fighting, I'm tired of the threats, all of it. From here on, I will only be posting positivity and light. Any threats or retaliation will be met with an immediate block. I'm not wasting any more time on this matter. It's over. This has been incredibly difficult for everyone involved. Please be kind to one another. <3

Much love,
Monica

← **Tweet**



The Lazy Gamer @The_Lazy_Gam... · 1h ▾

Question, what do you consider consent? Before he leans in to kiss you does he have to say "May I kiss you"? You realise how weird that would be? It's all body language when people go to kiss each other, if he goes to kiss you and you're not feeling it, just say no.

💬 4 ↻ ❤️ 🔗



Monica Rial ✓
@Rialisms ▾

Replying to @The_Lazy_Gamer1 @go_taint and @b3lieving

I went to friend's room who was in a committed relationship and he grabbed me by my upper arms and French kissed me. That is inappropriate.

9:43 PM · Feb 19, 2019 · Twitter for iPhone

11 Likes

💬 ↻ ❤️



EXHIBIT 34
WIT: M. Rial
DATE: 6/28/19
Claudia White, CSR

Exhibit 34



Ron Toye @RonToye · Jan 23

Replying to @RWBY_Fan10000 @KentheKaiden and @MarzGurl

Also, to clarify, I don't "feel" nor do they "feel" he hurt them he actually hurt them.



EXHIBIT 28
WIT: _____
DATE: 6.27.19
Claudia White, CSR



Ron Toye @RonToye · Jan 24



Replying to @StarburstCos and @vicmignogna

They are not false. 4 people very very close to me have been assaulted by him. Didn't know this until a few days ago or things would have been much different in LA.

3

1

18





Ron Toye @RonToye · Jan 24



Replying to @ShotGun_Prodigy @StarburstCos and @vicmignogna

I can't speak to all the accounts of people who have come forward with their personal experiences with Vic but I know with 100% certainty that he assaulted 4 people I love. I am sorry to all the people he has hurt and I stand with the victims!





Ron Toye @RonToye · Jan 24



Replying to @soaker11 @KaggyFilms and @vicmignogna

I will call him awful and this isn't hearsay! There are three types of people in this world and I am the sheepdog! Quote from a great movie below for reference.

And if it ever darkened their doorstep, they wouldn't know how to protect themselves. Those are the sheep. Then you've got predators, who use violence to prey on the weak. They're the wolves. And then there are those blessed with the gift of aggression, an overpowering need to protect the flock. These men are the rare breed who live to





Ron Toye @RonToye · Jan 25

Replying to @USO_Squad @NJ4K1 and 2 others

I am not anonymous, I know Vic, I know ladies very close to me who have the exact same experience with him that mirrors the experiences of 100's of the survivors coming forward. Some stay anonymous due to fear, understandably. If it walks like a duck, quacks like a duck it's a...

🗨️ 1

↗️ 1

❤️ 4

📌 1



Ron Toye @RonToye · Jan 25

Replying to @RWBY_Fan10000 @NJ4K1 and 2 others

Yes I do. Do you know who I am? Do you think I would make this up? He hurt my personal friends. He knows me personally. He knows who he hurt. Check yourself. You are backing the wrong guy in this one.





Ron Toye @RonToye · Jan 26



Replying to @shanealdo21 and @PenguPooh

That's not true, lol. You obviously don't know how sexual assault cases work. How many victims set up cameras just in case they get assaulted? There is consistency in each story shared for almost 20 years. It's called a pattern. He is guilty! You will see.



Ron Toye @RonToye · Jan 25



Replying to @iNCEPTIONALNEWS and @vicmignogna

They are not false, sorry to say. I have 4 people very close to me who had a very similar experience with Vic. He assaulted them and it's almost exactly the same as most of the stories you are reading online. It's a pattern he follows.





Ron Toye @RonToye · Jan 25

Replying to @MarkGrissom24 and @vicmignogna

He might have been nice to some but he was the personification of evil to others. To say the testimonies are ridiculous is ignorant. I could see if 1 person told a story, maybe doubt it, BUT the same story spanning almost 2 decades by multiple people. Come on man.





Ron Toye @RonToye · Jan 25



Replying to @CaMangaLibrary @RWBY_Fan10000 and @vicmignogna

Lol what facts? A statement? So, the statements people have made about their accounts with him, by that logic are facts, too. Look at what people say about most sociopaths. "They were charismatic, nice, helpful." It's a mask to lower guards.

🗨️ 2

↻ 2

❤️ 19





Ron Toye @RonToye · Jan 26

Replying to @anton1822004 @CaMangaLibrary and 3 others

I have a bias because he harmed my friends. I don't care if anyone takes it seriously. The key for me is that Vic knows that I know and that I won't tolerate it one bit.





Ron Toye @RonToye · Jan 26

Replying to @StarburstCos and @vicmignogna

Yes it does lol there are hundreds of girls on here testifying to their experience are you blind? Vic's victims are testifying in the court of social media and people are calling them liars. This is why people don't come forward. You blindly trust this man despite all the evidence





Ron Toye @RonToye · Jan 26

Replying to @StarburstCos and @vicmignogna

I don't care if it holds anything in your opinion. What matters to me is supporting the survivors and Vic knowing he and I are due for a chat.



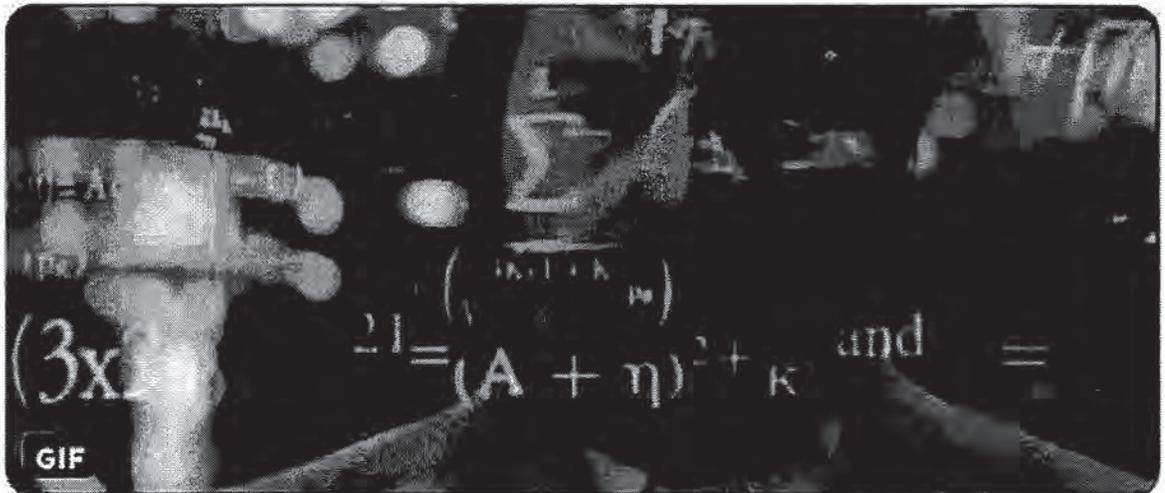


Ron Toye @RonToye · Jan 26



Replying to @RonToye @StarburstCos and @vicmignogna

I know you have to be able to add these clues up. 15 years of the same story over and over. People posting their stories. Maybe just maybe there might be some truth to it and if there is you are backing a predator 🤖🤖🤖 does this sound familiar? Take your time I can wait.





Ron Toye @RonToye · Jan 26

Replying to @imfriendswithme

@VicMignogna you know the 4 ladies I am talking about. I can't speak for any of the other stories, even though they all sound the exact same as my 4 close very close friends. You are not escaping this one, buddy!





Ron Toye @RonToye · Jan 28

Replying to @StarburstCos and @vicmignogna

rainn.org/articles/sexua... maybe an elevator, or hotel room sound familiar? Check this site out to educate yourself on the subject. It's a sad day when a man has to defend ladies from a lady protecting a man with a clear history of deviancy.

Stranger rape or stranger rape can occur in several different ways:

- **Blitz sexual assault:** when a perpetrator quickly and brutally assaults the victim with no prior contact, usually at night in a public place
- **Contact sexual assault:** when a perpetrator contacts the victim and tries to gain their trust by flirting, luring the victim to their car, or otherwise trying to coerce the victim into a situation where

1 ↻ 3 ↗



Ron Toye @RonToye · Jan 31

Replying to @SnowandRavens

I know him personally and I know of at least 4 assaults and I have witness some of the obnoxious behavior towards con staff. I am glad to see conventions cancelled and the truth coming to light.





Ron Toye @RonToye · Feb 1

Replying to @Micshork

He is guilty of at least 4 accounts that I know of personally.

6

2

31





Ron Toye @RonToye · Feb 2



Replying to @CanvasPirate and @Rialisms

Lol I know what baseless means. I guess you are missing the point. I am saying without question and 100% unequivocally there is a base to these claims. Not sure why you can't understand that. I did read the 5 links you posted. There is always a margin for error so what's yours?





Ron Toye @RonToye · Feb 2

Replying to @SmugVegito @ofsassgard and 3 others

That's probably why she is still Bulma, right? Since she is doing such a bad job? lol! Dismissed! How did Broly do in theaters? Horrible right?



3



3





Ron Toye @RonToye · Feb 2

Replying to @CanvasPirate and @Rialisms

Bye 🤖 have fun with the predator. Can't wait for you apology. I will unblock you when it all comes out just to see that. ❤️





Ron Toye @RonToye · Feb 2



Replying to @momocofi @Hibiscus_Rain and @Rialisms

Ok, let's say 90% of the claims are false and 20-30+ people have shared their story. That would mean at a minimum 2-3 are true. Is that enough to label a person as a "bad" how many people can a person assault and still be called "Good"? Asking for a friend (Vic) lol! 🤔🤔🤔





Ron Toye @RonToye · Feb 2



Replying to @thatguyandy02 and @Rialisms

If only 1 says it but if there are 10, 20, 30+ people saying the same thing, over the past 15+ years, even if 10-20% are false that would still mean no less than 8 are true. If only 8 were assaulted is that enough to judge a person as a predator?





Ron Toye @RonToye · Feb 2

Replying to @KagomeEureka07 @Rialisms and @CanvasPirate

Don't give up on him regardless of what comes out. That is not the intention of anyone. What most want is the truth to come out, an apology, healing, and safety for ladies at conventions until he gets help and proves himself to not be a predator. He needs help.





Ron Toye @RonToye · Feb 2

Replying to @KagomeEureka07 @Rialisms and @CanvasPirate

I am sorry, we have personally knowledge of things he has done that are reprehensible. There are no two sides in this. I wish there was but unfortunately it is not the case.





Ron Toye @RonToye · Feb 2



Replying to @CanvasPirate and @Rialisms

Lol exactly so when it comes out he is a predator, this isn't my truth he wouldn't prey on me, this is the current truth of him as a subpar human, what will be your apology? Give me an example. I already know I am right so I don't have to apologize. Insider knowledge and all ;)





Ron Toye @RonToye · Feb 4



Replying to @McBenefit @MorphBox and 7 others

I better see him canceled from a few more of those or I won't be going back. :)
can't speak for anyone else but I won't go. :)

 3



 10





Ron Toye @RonToye · Feb 4

Replying to @z31r4m @SlaveOfSuzumiya and 5 others

Lol! Like you understand law. Haha! Hilarious! Defending a predator and instructing people to study law. Tell me what it's called when 100+ people have a similar story spreading over a 15 year span. There is a legal term for this and I will wait for your response :)





Ron Toye @RonToye · Feb 4

Replying to @MorphBox and @YuScifo

I have more than that ;) but I am done talking to you. Enjoy your blind adoration for a predator. **When** the stain glass image you have erected in Vic's image has shattered don't come my way for solace.





Ron Toye @RonToye · Feb 4

Replying to @ClaireEdwards88 @Sensorium139 and 7 others

It is never ok, no matter the situation, to kiss a person without asking permission first, especially when that person is a stranger. He forced himself on many people, as crocodile tears mount up about not being aware. These are common sense things.





Ron Toye @RonToye · Feb 4

Replying to @YuScifo

Vic I don't need to hear Vic out. I will be very specific. I watched the latest video. I know without a question he hurt people very close to me. Those tears are fake.





Ron Toye @RonToye · Feb 4

Replying to @YuScifo and @MorphBox

I don't need to hear him out because I know a very personal account of his atrocious behavior and him and I are going to talk about it really soon.





Ron Toye @RonToye · Feb 4

Replying to @RhiaRose8 @BroccoliIkari and @Micshork

That is correct. His actions caused this not people coming forward. If he didn't do any of the things he is being confronted with he wouldn't be in this situation





Ron Toye @RonToye · Feb 4



Replying to @MorphBox @RyanAshfyre and 2 others

Good. Let him sue. The best defense is truth. I doubt he wants to bring people into a court room, have depositions brought up, and more information comes out. :) I would love that.



2





Ron Toye @RonToye · Feb 4

Replying to @MorphBox @RyanAshfyre and 2 others

He is down because he took advantage of girls, buddy. 🤡 how about get a grip on reality and stop harassing people. Over 100 accounts and still more to come and you defend this sack of shit? Get a life!





Ron Toye @RonToye · Feb 4

Replying to @z31r4m @Rialisms and 4 others

Not true :) if there was nothing to these claims would there be over 100 ladies and counting coming forward? 🤯 it blows my mind that people are still defending this POS. What evidence do you have that he is innocent? excited to hear or see this proof. Let me guess he said so?





Ron Toye @RonToye · Feb 4

Replying to @McBenefit @MorphBox and 6 others

My old English teacher called this moment "dawn striking the marble head."
So if a person touches another person, without consent they are a perp 🤖
finally they get it.





Ron Toye @RonToye · Feb 5



Replying to @MicheleFeghali

Amazing! Thank you for sharing! I am beyond proud of roosterteeth and disappointed beyond belief in funimation for not releasing a statement already.

💬 2



❤️ 18





Ron Toye @RonToye · Feb 5

Replying to @Broccolilkari @AcldAt0l and 2 others

He is my focus because he created victims and is a predator. I am not destroying his career he did that. Do you get how a person's actions dictate what happen to them?





Ron Toye @RonToye · Feb 5



Replying to @AspiringCFF @jericollage70 and 12 others

I agree. It has, nothing changed. That's why he should be banned indefinitely unless some miraculous turnaround Happened in the future like distant future.





Ron Toye @RonToye · Feb 5

Replying to @caffeinatedduo

She didn't destroy his career he did. He chose to do the things he did. His actions destroyed his career. Monica chose to stand with survivors.





Ron Toye @RonToye · Feb 5



Replying to @jericollage70 @NJ4K1 and 11 others

It's important to validate how others feel and not try to change that. Some people will always love him. I am ok with that. Some will always hate him (Me 🙄)but I wouldn't stand for people attacking victims or shaming people who come forward or the ones who chose to forgive.





Ron Toye @RonToye · Feb 5

Replying to @AcIdAt0l @Broccoliikari and 2 others

Also, I got the video. The point was to manipulate fans. Why not address the people by name and issue a true apology? He didn't he made excuses. I got lazy. Lazy doesn't excuse abuse.



Ron Toye @RonToye · Feb 5

Replying to @AcIdAt0l @Broccoliikari and 2 others

That excuse works on fans but it doesn't work on adults with the common sense knowledge to know when to ask for consent. The fact he didn't realize it was an issue proves he needs professional help and to step away from convention until he get it.





Ron Toye @RonToye · Feb 5



Replying to @TheBorvoc @DBZUK_kamehouse and 6 others

There is no bluff there buddy. It isn't hard to Put the pieces together. If people are cutting ties with him do you think it's just rumors? 🤔





Ron Toye @RonToye · Feb 5

Replying to @demonfire99 @ShadowCoon and 4 others

Do you think she wants to be silent? She already said if funimation doesn't come forward with a statement soon she will tell her story. She isn't a keyboard warrior if you knew what was going on you would change your tone!





Ron Toye @RonToye · Feb 5

Replying to @AcIdAt0l @Broccoliikari and 2 others

I don't see a video, if it was his apology, I watched it, laughed at the absolute deplorable fake tears and weak apology but still not admitting to assaulting anyone say in an elevator or his hotel room.





Ron Toye @RonToye · Feb 5

Replying to @TheBorvoc @AspiringCFF and 8 others

Also, "they" are not destroying his career. Vic did that by his actions. If he didn't do the things he has done for years he wouldn't be in this position.





Ron Toye @RonToye · Feb 6

Replying to @tommy_degroat @Rialisms and 4 others

This is different. Vic assaulted my fiancée. Vic has had repeated accusations over the last 15 years. Neil's came up a few days after the kick Vic stuff came out and I am not saying there wasn't a misunderstanding I am just saying we shall see and I still trust Neil.





Ron Toye @RonToye · Feb 5

Replying to @RonToye @Broccoliikari and 3 others

Now, if he has committed additional things I am not privileged to, I can't speak to those, if he deserves a career. I can only speak to the things he has done to people I care about. **What he did was wrong but not outside of the realm of redemption.**





Ron Toye @RonToye · Feb 5

Replying to @Dharengo @OzyMadenka and 10 others

That is the exact reason he is in this position. You can't assume consent. This isn't really that difficult. Also would you agree that the situation would be different if you tried to hug a random 4 year old?





Ron Toye @RonToye · Feb 6

Replying to @an3_daniel @Bgbiskite and 4 others

They just increased it but see how the system protects rapists? A rapist can get away with his crime and if enough time passes not face repercussions.





Ron Toye @RonToye · Feb 6



Replying to @tommy_degroat @cazamtotohemax and 5 others

What about all the articles showing he isn't and testimony from people who have known him longer than 20 seconds it took to get a photo and the autograph they paid for?





Ron Toye @RonToye · Feb 6

Replying to @BasedNrd

All of the stories are lining up. Please get off that one case. He is a creep. Tell me about the Bill Cosby case. What are your thoughts there? How about the Harvey Weinstein case?





Ron Toye @RonToye · Feb 6

Replying to @lucescape101 @MarcoUrtiz and @Rialisms

Hey, would you mind counting in that video how many times he calls fans stupid? Also, would you mind counting how many times he says he was wrong and did bad things. He assumed consent and admits he hurt people. Those are his words. 🤔





Ron Toye @RonToye · Feb 6

Replying to @jacobsa14128449 and @Rialisms

Shut your mouth you insensitive idiot! Don't tell her how she needs to do anything. Defending a fucking slime bag and telling a lady who opened up about it that she needs to get it all out. Do you see how intrusive that is? God damn fool!





Ron Toye @RonToye · Feb 6

Replying to @justanotherlo15 @Universal_Sato and @Rialisms

I wouldn't doubt Vic would do something like that but how does this involve Monica?





Ron Toye
@RonToye

Replying to @deku_a @DemonkingSilver and 3 others

So, I would like you to ask your employer what would happen if a male employee forced himself on to a female employee and kissed her at work, what would happen. Or, if that person pulled a female's hair and whispered in the lady's ear after being told to stop.

10:04 AM · Feb 16, 2019 · Twitter for iPhone





Ron Toye @RonToye · Feb 6

Replying to @Dosteven @Bombasticlan and 3 others

Him being blacklisted and out of work. He is 56 good luck with a rebound.





Ron Toye @RonToye · Feb 6
Replying to @nonamehoff and @Rialisms
#HastaMignogna is the best hashtag ever!!!

 1



 18





Ron Toye @RonToye · Feb 6

Replying to @MarcoUrtiz @Bombasticlan and @Rialisms

Laughable! This video is atrocious. Please go back and listen to the video and count how many times he calls fans stupid. He admits to assault and people can't seem to grasp that he is a predator.

💬 2

↻ 1

♥ 5





Ron Toye @RonToye · Feb 6

Replying to @Darkbunnyrabbit and @Rialisms

He assaulted her. She will tell her situation soon and the history of it all.



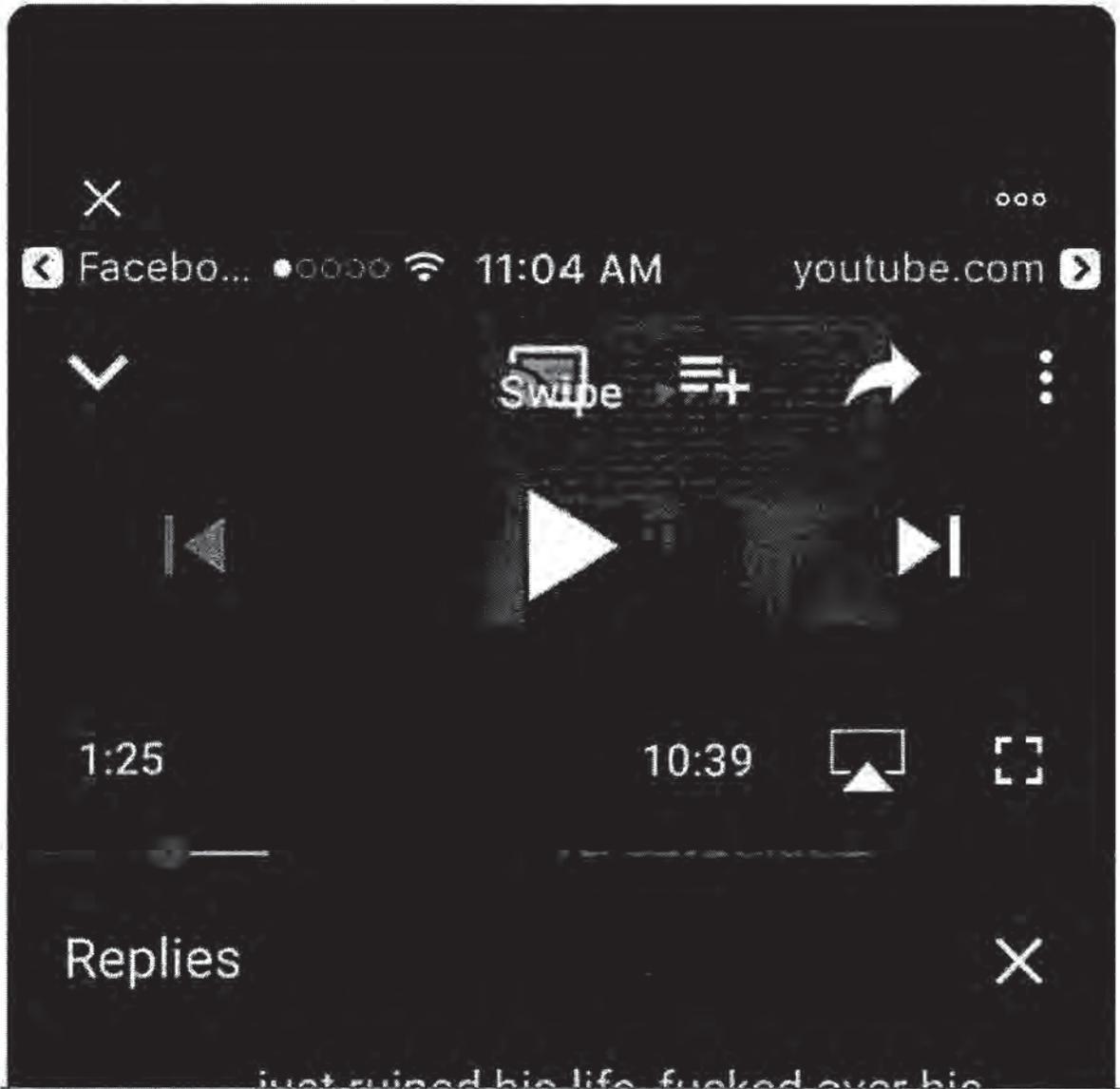


Ron Toye
@RonToye



Replying to @TheJoker_TWV and @Fermit_

That's correct. And these are his supporters. He assaulted my fiancée. Forced himself on 4 of my friends. Not just awkward hugs. This is why victims stay silent. People who have met him for amount willing to put threats that are going to get them arrested.



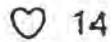


Ron Toye @RonToye · Feb 6



Replying to @NobleQn1995 @VoiceOfVegeta and 2 others

This is a lame video. Do you realize how many times he calls his fans dumb in this video? At least 3. he admits to being inappropriate and not asking consent. We are talking a 2 minutes in. He repeats himself. 8.31 minutes that he did things he should have asked first. #kickVic





Ron Toye @RonToye · Feb 6

Replying to @Dosteven @Bombastician and 3 others

Not for what he did to my fiancée or 3 other friends who have a very similar story. He needs to face the consequences of his actions yes jail no. What I want is him to face me!



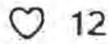


Ron Toye @RonToye · Feb 6



Replying to @tylerripley2 and @Rialisms

Exactly, he chose his path when he chose to force himself on people. When he chose to not ask for consent. When he chose to assault people.





Ron Toye @RonToye · Feb 6

Replying to @an3_daniel @Bgbiskite and 4 others

Meaning no harm doesn't excuse the harm be inflicted. He harmed people. That's his own admittance to guilt!





Ron Toye @RonToye · Feb 6

Replying to @Bombasticlan @Arkangelus0 and 3 others

Also, he literally said he wasn't innocent on the damn video

💬 2



❤️ 1





Ron Toye @RonToye · Feb 6

Replying to @BasedNrd

No, his actions made him that. Not just photos in his autograph lines but stuff he has done in his hotel room, multiple times, and an office or two.





Ron Toye @RonToye · Feb 6

Replying to @an3_daniel @Rialisms and 2 others

That's in a court room but the people on trial for a major crime are still in jail until they are proven either innocent or guilty they are not out free able to hurt people. But we are talking about a job his conduct and assaults are enough for him to be banned.





Ron Toye @RonToye · Feb 6



Replying to @KingOfDr3ams @Natslapkitten and 5 others

Good. Look where burden lies in defamation cases. If he was innocent where is he? He hasn't responded to me once! He hasn't apologized to 1 person. He apologized to a room full of fans not his accusers.





Ron Toye @RonToye · Feb 6

Replying to @SlaterDangerYTG

Have you taken the time to think "what if the actors more than what is public and What if Vic did more than what is on social media?" Ask yourself, if there was nothing to this why would they be so vocal? 🤔🤔 this isn't SJW stuff this is people saying enough is enough.





Ron Toye @RonToye · Feb 6



Yup. This is the classic move that trolls do and make it hard for real victims to speak out. Are you mad your precious frosted tipped Jesus isn't as pure as the driven snow :(





Ron Toye @RonToye · Feb 6

Replying to @tylerrripley2 and @Rialisms

I excuse you but excuse me for being pissed off that my fiancée was assaulted and then shamed for coming forward and then demanded to show proof. 100+ ladies coming forward is proof. His own words from his latest apology is proof.





Ron Toye @RonToye · Feb 6



Replying to @tommy_degroat @Rialisms and 4 others

Neil is a great dude. I am sure he will get this concern addressed. It is a dichotomy to stand with survivors but also with friends. The great news is this is the first claim against him and only a day after he posted a video of Vic mounting him.





Ron Toye @RonToye · Feb 6
Replying to @marchimark



♥ 18





Ron Toye @RonToye · Feb 6



Replying to @Darkbunnyrabbit and @Rialisms

You are a fucking idiot. Proof will be him getting fired from everything. Cry me a river you disgust me. Tell mom right now that you think a woman who was assaulted must show you evidence let me know how that goes.





Ron Toye @RonToye · Feb 6

Replying to @BasedNrd

These are corroborated accounts. 🇺🇸

💬 2



❤️ 1





Ron Toye @RonToye · Feb 6



Replying to @tommy_degroat @Rialisms and 4 others

Also, no he isn't. Great dude is not the designation a person gets when he has been accused for the better part of 2 decades of being a predator. He can do nice things but he isn't a great dude.





Ron Toye @RonToye · Feb 6



Replying to @tylerripley2 and @Rialisms

It's been proven over and over again. His own words, if you watch the apology video, I did this with 100 fans but got lazy and didn't ask number 101 so I messed up. He says it 3 times. Consent must be asked 101 times and not assumed.





Ron Toye @RonToye · Feb 6

Replying to @turbotailz86 @McBenefit and @Rialisms

Yes, that makes you garbage. He hurt people I fucking love and you want evidence? Who says you deserve a god damn thing? You are siding with a man accused of over 100 accounts of assault! You chose a side.





Ron Toye @RonToye · Feb 6

Replying to @NJ4K1 and @vicmignogna

Nope. @vicmignogna still waiting on our chat. Your crocodile tears and half ass apologies are not working on me buddy! You better tell the truth before I am forced too. You better apologize for real. And even with all that we are due for a meeting.

7

1

12





Ron Toye @RonToye · Feb 7



Replying to @Roxo422 and @NeKap

False, the difference is one had an accusation brought against him by 1 person who is defending Vic and the other has 100's if not 1000's of claims against him. This is why woman don't come forward and trolls demand evidence. If Neil was truly a predator there wouldn't be only 1

🗨 4

↻ 1

❤ 12





Ron Toye
@RonToye

Replying to @LaurenP58167698 and @Rialisms

No she isn't ok. We are not ok. Being threatened, harassed, but we will fight through it. It's one thing to be harassed for doing something wrong but to be harassed for being honest about an assault and she didn't even go into the details of how bad it was is deplorable.

3:44 PM · Feb 7, 2019 · Twitter for iPhone

5 Retweets 86 Likes



Ron Toye
@RonToye

Replying to @Kayla89840133 and @Rialisms

Exactly, I not been mean to anyone who has supported him and kept it civil. I understand wanting to defend a friend. But being hateful is not called for. Threats are not called for. Especially from people who haven't met either of them or only met them for seconds.

4:03 PM · Feb 7, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye

Replying to @Void4Zero @McBenefit and 2 others

Hey @FUNimation do you see the garbage you have allowed by being silent? People attacking my fiancée. You should be the utmost ashamed of how you handled this.

10:18 AM · Feb 7, 2019 · Twitter for iPhone



Ron Toye @RonToye · Feb 7

Replying to @NeversonDelvin and @Rialisms

How dare you say you are disappointed in her? Go ask your real mom how you should react when a lady makes herself vulnerable and admits an assault and you shame her. Let me know what she thinks.





Ron Toye
@RonToye

Replying to @Demonsword666 and @FUNimation

He isn't he assaulted Monica and before you even ask for evidence go ask your mother if that's appropriate to ask a victim of assault.

7:46 PM · Feb 7, 2019 · Twitter for iPhone

2 Retweets 32 Likes





Ron Toye
@RonToye



Replying to @garro_mark @NWC_Nation and 6 others

Let the light shine. This man assaulted my fiancée.
Assaulted many of my female friends. Any threats are
taken seriously and I am ready to press charges.

7:43 PM · Feb 7, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @garro_mark @EmperorBigD and 8 others

The fabricated account about con photos? Who cares he assaulted other voice actors and employees of cons and studios? The reason he is getting fired is more than him hugging fans.

7:34 PM · Feb 7, 2019 · Twitter for iPhone

16 Likes





Ron Toye
@RonToye

Replying to @Betterthanpr @Mefour0 and 2 others

I would. No one wants him to die. I want to kick his ass for hurting my fiancée and a few of my female friends but if anyone threatens his life I will report it and I ask you to do the same. Not just the website but to the cops.

7:37 PM · Feb 7, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye

Replying to @Marquisart @Rialisms and @MikeFritzArt

It's shocking. People have known him for 20 years, share their story, and people who paid to see him for 20 seconds 1 time say I know him better he is a nice man. And then defend him to the point of no return to an innocent victim.

4:01 PM · Feb 7, 2019 · Twitter for iPhone

2 Retweets 33 Likes





Ron Toye
@RonToye

Replying to @MarcoUrtiz @Katerationopia and 4 others

If you don't understand it's more than hugs in an autograph line I feel sorry for you.

5:55 PM · Feb 7, 2019 · Twitter for iPhone

1 Like



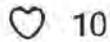


Ron Toye @RonToye · Feb 7



Replying to @RonToye @McBenefit and 4 others

And there is not 20 years of the same story. Mountains of testimony. It's a tough spot and Jessie deserves to be heard and treated with respect. I am not marginalizing her story. I am just saying 1 doesn't equal the other.





Ron Toye
@RonToye



Replying to @SlaveOfSuzumiya

Laughable. When my fiancée suffered at his hands and many of my close friends I don't care about some idiots private chat. This goes beyond him hugging fans.

2:28 PM · Feb 7, 2019 · Twitter for iPhone

2 Likes





Ron Toye @RonToye · Feb 7

Replying to [@ghostdragon2007](#) [@McBenefit](#) and 4 others

No, it's different. Please review it. One defends themselves asserts they did nothing wrong. The other doesn't.





Ron Toye
@RonToye



Replying to @kenydeme_xo @MarcoUrtiz and 9 others

Rooster Teeth, so far, and I am proud that they took a stand and I will be forever loyal and grateful to them for it.

9:43 PM · Feb 7, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye

Replying to @crazylemur

Most people can deduce that this was a scam and fake on their own. It's a sad attempt under the direction of @vicmignogna to defend him from detractors. The sad thing is he brought kids to an adult fight.

3:28 PM · Feb 7, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @crawfordgraham2 and @Rialisms

The organization who failed to act on the claims filed against Vic are at fault. The people spoke out but since no police reports were filed the excuse was nothing could be done. So I agree the company who knew the most for a few years and ignored it is to blame.

7:26 PM · Feb 7, 2019 · Twitter for iPhone

6 Likes





Ron Toye
@RonToye



They should have fired him a long time ago when the first few complaints were filed against him. They failed to protect their employees

7:31 PM · Feb 7, 2019 · Twitter for iPhone

12 Likes



Unlimited Love Works @davidgraham221 · Feb 7



Replying to @RonToye and @FUNimation

But, weren't a good portion of the allegations proven to be dake?





Ron Toye
@RonToye



Replying to @MarcoUrtiz @garro_mark and 8 others

Also they have proof. That's why they fired him 🤖

7:52 PM · Feb 7, 2019 · Twitter for iPhone

2 Retweets 7 Likes





Ron Toye
@RonToye

Replying to @davidgraham221 and @FUNimation

They should have fired @vicmignogna a long time ago. Sucks that report after report fell on def ears and saying no police report was filed so their hands are tied is a sack it bs.

7:33 PM · Feb 7, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @CHATTERBOXX6 and @Rialisms

He assaulted Monica. He assaulted other actors. He is a garbage fire of a human and you have an issue with them? How about have an issue with the horrible person and support the people who are standing with victims?

12:30 AM · Feb 8, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @Whitewolf196 and @Rialisms

He is going to get his too @vicmignogna that is. He incited this

12:29 AM · Feb 8, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @CHATTERBOXX6 and @Rialisms

Nothing. The best defense against defamation is the truth. Bring it. It's sad but he did the things he is accused of.

12:31 AM · Feb 8, 2019 · Twitter for iPhone

2 Likes



Ron Toye
@RonToye



Replying to @MichellMcC73 @Rialisms and 2 others

Wow! It's keeps getting worse and worse. :(we have been getting death threats and harassing calls when will people see he isn't the saint they make him out to be.

11:16 AM · Feb 8, 2019 · Twitter for iPhone

12 Retweets 66 Likes



Ron Toye
@RonToye



Replying to @CHATTERBOXX6 and @Rialisms

“Hey assaulter, please wait a second so I can whip out my camera and record this because when I come forward moronic people are going to ask for proof” that’s not how this works. 🤖

8:17 AM · Feb 8, 2019 · Twitter for iPhone

8 Likes



Ron Toye
@RonToye



Replying to @AdjoryT @tenkosthighs and 2 others

Exactly. She gave him chance after chance, she thought her drastic experience was isolated but when she found out the exact them happened to a few of our there friends she knew that she had to speak up.

11:59 AM · Feb 8, 2019 · Twitter for iPhone

7 Likes



Ron Toye
@RonToye



Replying to @an3_daniel @SlaveOfSuzumiya and 8 others

It's more than that. Vic assaulted Monica and it wasn't a hug or kiss on the cheek.

8:24 AM · Feb 8, 2019 · Twitter for iPhone

7 Likes



Ron Toye
@RonToye



Replying to @an3_daniel @SuperDragoon978 and 8 others

That one single person you are looking for is..... VIC. He started this.

12:00 AM · Feb 8, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @garro_mark @SlaveOfSuzumiya and 9 others

We have more than him trust me :)

8:12 AM · Feb 8, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @xXReiBearXx @veryluckysaiyan and 6 others

If 1 was telling the truth that's enough to ban him. A predator who does something 1 time will do it again. But 1 out of 10 is 10% truth so right now over 100 people have come forward so 90 are lying and 10 are being honest. 🐼 do you see the logic. He is a predator

10:33 AM · Feb 9, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @Tsunidere91San @jonah_whalesw and 3 others

Oh yes he did. Would you mind going back and checking how many times he said he got lazy and didn't ask for consent? Or he assumed 100 girls wanted X and 101 didn't and he failed? Also, count how many times he calls his fans dumb or stupid :) great guy he is. Sorry doesn't cut it

9:57 AM · Feb 9, 2019 · Twitter for iPhone

1 Retweet 1 Like





Ron Toye
@RonToye



Replying to @veryluckysaiyan @purblebirb and 3 others

How convenient? Yes, that's what predators do, they go after multiple people. There are countless other actors who have been assaulted by him. Do you think they enjoy coming forward? Enjoy the harassment from people?

10:00 AM · Feb 9, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @SlaterDangerYTG @secretvisions and 3 others

Have you met Vic in person? Do you work at funimation? How do you know if they didn't let people know about his behavior? Oh wait you don't ;) continue keyboard ninja and defend the predator while we know the truth :)

10:16 AM · Feb 9, 2019 · Twitter for iPhone

1 Retweet 13 Likes





Ron Toye
@RonToye

Replying to @ZachAttachCarte @xXReiBearXx and 3 others

We, I know I have, along with my Fiancée, her friends and countless other actors. People defending him who met him for 10 seconds after PAYING him are amazed that he was nice. It was his JOB. That doesn't excuse his predator behavior

9:58 AM · Feb 9, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @DLBot2016 @inatodoseiji and 3 others

He isn't even close to their biggest money maker but they are cowards for not making a statement yet and blaming it on Sony.

9:48 AM · Feb 9, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @SlaterDangerYTG @secretvisions and 3 others

They did contact HR. That's what's so frustrating about funimation. They failed to act and are now in an awkward position. There have been a few HR reports about Vic and they botched them all. Now they are in a pickle.

10:50 AM · Feb 9, 2019 · Twitter for iPhone

7 Retweets 31 Likes





Ron Toye
@RonToye



Replying to @lancereaper74 @Lone_Walker47 and @Rialisms

Roosterteeth handled this the best. The other not so much.

11:05 AM · Feb 9, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @InsufferableFi2 @Cleverhardy99 and 2 others

He did do the things he is accused of. Check out @marchimark experience with him. Monica will be sharing her entire story soon. There are countless people who are actors that were assaulted by him.

9:52 AM · Feb 9, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @veryluckysaiyan @xXReiBearXx and 6 others

I said assault. Not rape. Sorry for the confusion. He assaulted Monica not rape. He assaulted many of our personally friends.

10:34 AM · Feb 9, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @someknowmeas @Bgbiskite and 10 others

That's obviously not true. If he was innocent why would he be fired? This is more than the photos in his autograph line but think if he was willing to do that when everyone was watching what is he willing to do when no one is? Those are the reasons for him getting fired.

9:37 AM · Feb 9, 2019 · Twitter for iPhone

3 Likes



Ron Toye
@RonToye



Replying to @jamesthomas205 and @Rialisms

If we are lying he should sue. We would love to go to court, In a defamation case the person filing the suit has to prove she lied the best defense against defamation the truth. There is a reason there has been any defamation cases brought against people? :)

9:42 AM - Feb 9, 2019 - Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @veryluckysaiyan @MarcoUrtiz and 6 others

So, are you saying, if your mom told you someone assaulted her, you would call her a liar? Demand physical evidence, or that you would believe her? I am engaged to Monica and I know she isn't a liar. I know what's going on behind the scenes and I assure you it's true.

10:31 AM · Feb 9, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @veryluckysaiyan @xXReiBearXx and 5 others

Bring it. Let him try to sue. There is a reason he isn't :) it's called the truth. He wouldn't want the actors who he has assaulted to come forward in court or his ex to come forward. Most want a safe work environment including at cons but if needed legal action is there.

9:55 AM · Feb 9, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye



Replying to @Lone_Walker47 @lancereaper74 and @Rialisms

Studios did internal investigations and that's why he is getting fired. Don't pretend to know anything. I can't speak on the firing of the guy from Guardians, but in Vic I know that's the case.

9:50 AM · Feb 9, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @RonToye @YTPJ_Henry and 8 others

And with most assault cases there isn't physical evidence but only the evidence that comes with a testimony and a testimony is in fact evidence.

10:53 AM · Feb 9, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye

Replying to @ChakraMotive @Milkmanjapan11 and 3 others

 makes them worse than the person committing the actual acts? Did you think about that all the way through? Also, you assume to know things that you obviously have zero clue about. News flash they did tell people and it fell on deaf ears.

9:35 AM · Feb 9, 2019 · Twitter for iPhone

3 Likes



Ron Toye
@RonToye

Replying to @UchihaBorn53996

Vic in his video admits he didn't ask consent. Do you know what that means? He admits he is guilty. 🤖 those are just the acts he was caught on camera doing. He is getting fired due to the acts he committed when no one was looking.

10:20 AM · Feb 9, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @YTPJ_Henry @veryluckysaiyan and 6 others

Bring it. We would love to take any lie detector test available. :) use logic, what does anyone stand to gain by lying other than Vic? oh yeah nothing. Vic is trying to save a career that he built on sand. He thought he could get away with hurting people and now time is up.

10:22 AM · Feb 9, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @COD0912

Me too. I can't wait to see what he has to say for himself :) the guy is a creep and assaulted her and countless others.

10:10 AM · Feb 9, 2019 · Twitter for iPhone

3 Retweets 21 Likes





Ron Toye
@RonToye



Replying to @PandaPaws455 @NicoNicotiiiiine and 4 others

Still assault. He said he was wrong. Unwanted hugs and kisses are assault.

11:05 AM · Feb 9, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @UchihaBorn53996

Explain. How is her argument flawed? He sexually assaulted her, her friends, and countless fans. So please explain how her argument is flawed? Have you even met Vic in person? Without paying for an autograph?

10:14 AM · Feb 9, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @NicoNicotiiiiine @Kingkeldo52 and 4 others

He sexually assaulted Monica. 🤡 her friends, and countless fans. This isn't hard to figure out.

10:08 AM · Feb 9, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @RonToye @jamesthomas205 and @Rialisms

Then we could bring every actor he assaulted, every young cosplayer, and everyone else. Along with the video where he admits he didn't ask for consent. If anyone one made a false claim they should be ashamed of themselves and should be sued.

9:44 AM · Feb 9, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @theInitialR @Rialisms and 3 others

You all are losers. Yes, there is a difference between "in a court of law" and actions being taken outside of them. HR investigations happen and even through they are not found guilty in court there can be enough evidence to terminate employment 🤖 do we have to spell it all out?

3:09 PM · Feb 9, 2019 · Twitter for iPhone

10 Likes





Ron Toye
@RonToye



Replying to @roseshana28 @NappyNinja89 and 3 others

I can see that. She thought it was a one time thing. Maybe he was drunk maybe he was having a weird day but when story after story came out with the same resounding pattern she had to validate. She realized it wasn't isolated. We found out today he did this 30 years ago to a girl.

7:16 PM · Feb 10, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @roseshana28 @NappyNinja89 and 3 others

Because until now they just wanted a safe work environment at the studios and conventions. Now, since this is out there more people have come forward some were 16 and 17 when he assaulted them. Now it might be in court and now he might have a criminal record.

7:05 PM · Feb 10, 2019 · Twitter for iPhone

1 Retweet 2 Likes



Ron Toye
@RonToye



Replying to @roseshana28 @NappyNinja89 and 3 others

I know there is an investigation that is still on going since there have been even more people coming forward. That's why I keep telling everyone to wait but patience isn't the internet's friend.

7:58 PM · Feb 10, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @emmyxfeline @amandawinnlee and @Rialisms

If the claims were baseless why do you think he is getting fired? Everyone is jumping the gun demanding "evidence" while they are missing the big picture. How many actors have defended him? Why do you think that is? More is going on than you know and everything cant be public yet

4:03 PM · Feb 10, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye



Replying to @TombstoneUk and @Rialisms

Yes in fact we will. If he feels we lied or anyone else has he should sue. The great news is the best defense against defamation is the truth. That's why he hasn't filed any lawsuits against us 🤖 but those who file false claims will get sued :)

3:59 PM · Feb 10, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye



Replying to @Squigeon and @Rialisms

Lol! Here is another person who thinks they know something. If there was no evidence why would he be getting fired? Maybe there was an investigation-doesnt have to be by the police employers so those too- and then they decided to fire him 🤖

3:38 PM · Feb 10, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @roseshana28 @NappyNinja89 and 3 others

That's the most mind blowing. The investigation process takes a long time. Because of the gravity of the situation. Once fans spoke up it forced them to listen even more.

7:12 PM · Feb 10, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @roseshana28 @NappyNinja89 and 4 others

I wouldn't call it poorly I would call it differently than how I would have handled it. What I wouldn't call it is weak, mishandled, or judge the people coming out. People handle regret, grief, and sadness differently than me. My emotions were effected by the physical abuse :(

8:01 PM · Feb 10, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @finnschan

Not my idol my Fiancée. It's not irony it's condensation.
She actually was assaulted. Do you see my point?

9:14 AM · Feb 10, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @Mefour0 @notquabat and 4 others

You are entitled to your opinion and I won't try to change that. If we lied Vic has every right to go after us just like we will to those who lied. But, sine we didn't he won't but I encourage him to go after those who were trying to photoshop evidence.

9:30 AM · Feb 10, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @CptCrazyManiac and @Rialisms

She doesn't owe it to fans she and others have it to their employers and con owners. Think, why is he getting fired. Maybe it's because there is Evidence! Not everything can be posted publicly 🐶 but what can will be.

3:34 PM · Feb 10, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



A powerful testimony from 30 years ago. This is a pattern people. And no human should have to feel like this.

Michelle @MichellMcC73

It's making me crazy how folks assume allegations against #vicmignogna are made up or blown out of proportion, due to his affectionate upbringing. Nah, y'all. I knew him before he was famous, and I AM at liberty to share my story, so why the hell not. Maybe it'll help someone.

Show this thread

7:22 PM · Feb 10, 2019 · Twitter for iPhone

18 Retweets 196 Likes



Ron Toye
@RonToye



Replying to @RZeliox @Mefour0 and 2 others

You don't know the entire story or when things were brought to employers attention. This is very serious and deserves respect.

9:16 AM · Feb 10, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @roseshana28 @NappyNinja89 and 3 others

What it was is a stand. Taking a stand regardless of the threats because it was time to not let intimidation sweep this under a rug. Too many girls have been hurt.

7:17 PM · Feb 10, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @Josh_WyldeJames and @SeanSchemmel

Let's play with that scenario- what if you worked for a company and you told your touch my buttole story to HR, they investigated, talked with other employees, found additional claims that back up yours, and they fired him, would you be ok with that? 🤔 🗨️

3:22 PM · Feb 18, 2019 · Twitter for iPhone

9 Likes





Ron Toye
@RonToye

Replying to @LaurenP58167698

It's going to be ok. Most of the people on there are hurting. It's hard to see an idol fall and he didn't help by asking his fans to go after his detractors.

8:48 PM · Feb 10, 2019 · Twitter for iPhone

6 Likes





Ron Toye
@RonToye



Replying to @Mefour0 @Rialisms and @TNBCfan93

I know. It's not helping his situation but he did ask them in the beginning to go after his detractors. But we have to make a stand to make sure true survivors are protected and false prosecuted on both sides of the argument

9:06 AM · Feb 10, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @SMuryai and @Rialisms

Sure, I know him through Monica. She has known him for 20 years. I know almost every voice actor relevant to this situation. I am engaged to Monica :) fact: he assaulted my fiancée.

5:54 PM · Feb 10, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @SMuryai and @Rialisms

You should be ashamed to talk to a lady like that. I wonder what your mom would say? Tell me, how well do you know Vic? Have you been an actual friend? Why do you think zero people from the acting community have come forward to defend him? He is GUILTY!

3:36 PM · Feb 10, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @CyVortex and @Rialisms

She didn't ruin it Vic's career he did when he chose to assault her and countless other actors. Not to mention Fans, cosplayers, and many many more. Remember the person who did the action is at fault. Not those telling their story.

3:39 PM · Feb 10, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @K1NGRAB and @Rialisms

She will be fine, lol. He on the other hand, not so much.
The difference between actual liars and truth tellers. :)

3:52 PM · Feb 10, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @roseshana28 @NappyNinja89 and 3 others

Not always. The cops ask for evidence too. Testimony is evidence but usually they want more. If there is little physical evidence and the person doesn't have any history, on paper, or assault they might not pursue the case. But what we have is corroborative accounts over 30 yrs

7:48 PM · Feb 10, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @finnschan

But that doesn't mean that there are not consequences to what a person posts. Adults understand that. Monica does too when she came forward. That's why we take false accusations seriously.

9:36 AM · Feb 10, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @Nikki95liner @Amberkmax02 and 2 others

It's weird how when you learn more about a person you start to not like them more. Information like, accounts of sexual assault 🤖 she mentioned they were friends thought the incident was a 1 time thing tried to forgive and then 100's come forward, friends too. Same with opinions

11:03 PM · Feb 11, 2019 · Twitter for iPhone

1 Like



Ron Toye
@RonToye



Replying to @TennesseeWaster and @Rialisms

You have no idea what you are talking about. The claims against Vic are bigger than the photos he took with fans. Don't be so ignorant. It makes you look bad.

5:00 PM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @Skampyy @JayExThree and 3 others

No L there. It's probable hard for you to see that there is a thing called promotion and maybe there are more people involved in the movie than 🤡 you know guy are standing with a man accused of assault all while talking shit to one of his survivors right?

7:46 AM · Feb 11, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @LaurenP58167698

It's ok. This helps. Sad a once friend destroyed everything even after she forgave him of assault. Then she finds out he hurt so many of our friends, she validates their story with hers, and then people are confused as to why this hurts her so much.

11:18 PM · Feb 11, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @FUNimation



4:46 PM · Feb 11, 2019 · Twitter for iPhone

2 Retweets 137 Likes





Ron Toye
@RonToye

Replying to @UltraDBZfan @Amberkmax02 and @vicmignogna

That's what happens when you find out your friend assaulted your other friends in almost the exact same way they assaulted you years earlier. And not just 1 friend but 10+ personal friends and the number grows daily.

11:05 PM · Feb 11, 2019 · Twitter for iPhone

1 Retweet 3 Likes





Ron Toye
@RonToye



Replying to @AshleyBel84 and @Rialisms

Thank you! I feel bad that these people don't understand that there are consequences to their words. Sad they will be punished for harassment while sticking up of a man they don't know personally or only met at a convention for X minutes who assaulted people!

10:28 PM · Feb 11, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @Yeul13 and @Rialisms

She understands the ramifications of her words. That's what people don't understand. If it wasn't true she wouldn't have said it. Why do you think Vic hasn't tried to sue her for defamation? Why do you think none of the other actors have defended him?

10:58 PM · Feb 11, 2019 · Twitter for iPhone

1 Retweet 12 Likes





Ron Toye @RonToye · Feb 12

Replying to @LaurenP58167698 @Rialisms and @marchimark

Don't do it. Silence them with kindness. Try not to engage with them. :) my plan is to stop, tomorrow. :) I won't be commenting on anything negative or about Vic unless it's nice or understanding.





Ron Toye
@RonToye

Replying to @RonToye @KimakiGoddenae and @ZedstarRocks

Defended them from the jump. Notice who didn't have one well know actor come forward for their defense. That should mean something to anyone who has the ability to understand logic.

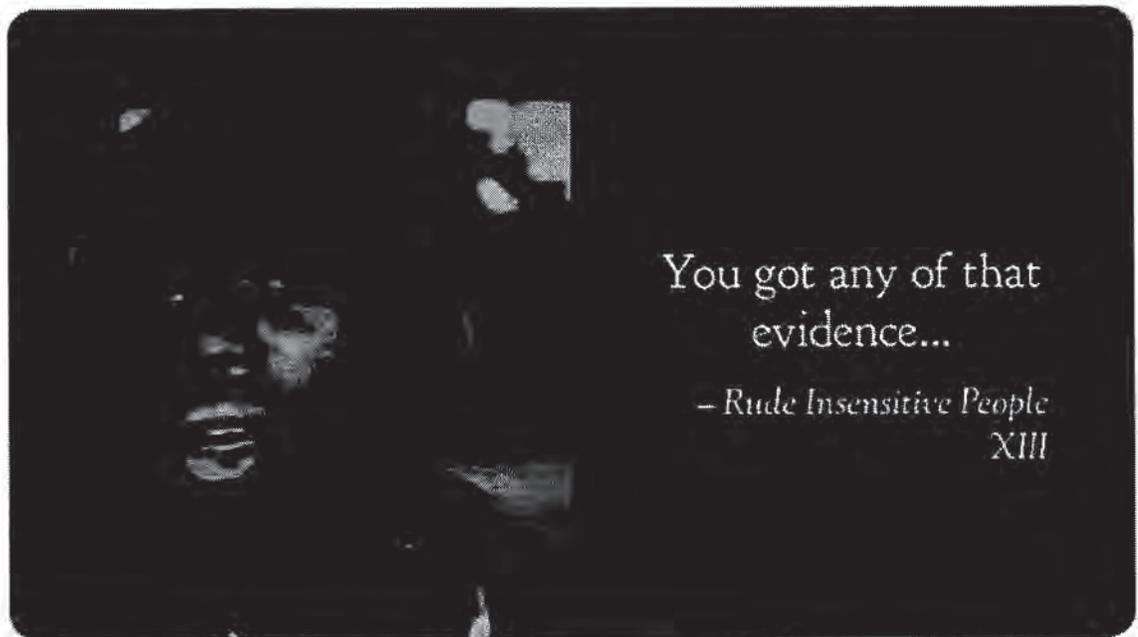
7:44 PM · Feb 12, 2019 · Twitter for iPhone

1 Like



Ron Toye @RonToye · Feb 12

Replying to @McBenefit @MiguelltUp247 and @_Hero_Hei_



♥ 11



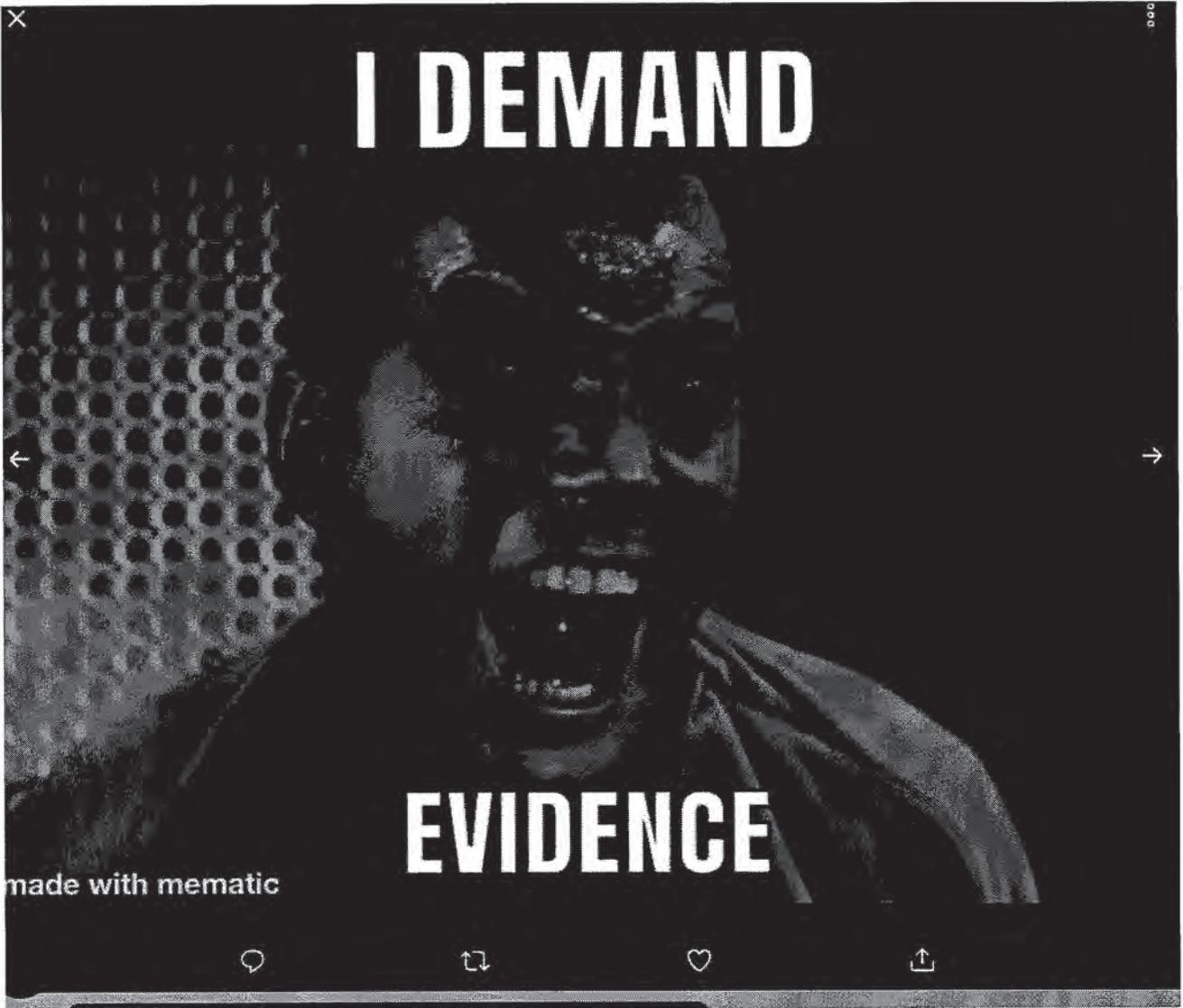


Ron Toye @RonToye · Feb 12

Replying to @RonToye @KimakiGoddenae and @ZedstarRocks

But doesn't make it easier for the fans who are hurting, on both sides. I feel horrible his fans are hurting. I feel horrible Monica's fans are hurting. He is done, now let's work on healing and stop the harassment. It isn't the answer most want but it's the best I can give.







Ron Toye @RonToye · Feb 12
Replying to @LaurenP58167698
I made a few memes today :)





Ron Toye @RonToye · Feb 12



Replying to @peacemaker_45 @BrianM0814 and 2 others

That's a great way to look at it. I still love Broly. I haven't seen anything else he has been in since I have only watch a few recent shows but the work can be separated from the person. Also don't hate someone, even him, just realize he needs help and this needed to happen.





Ron Toye
@RonToye



Replying to @MKornja @TrixieJeanSiren and 4 others

Obviously you people don't have a clue how the industry works. It still baffles me that I, a person who wasn't into anime until we started dating, know more than people who have been into it most of their lives. They post to promote, things change with additional evidence. 🤖

5:21 AM · Feb 12, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye

Replying to @DigitalAlucard @japanxninja and 3 others

Right but, with legal contracts and the threats of lawsuits they have to make sure to investigate and not go on rumors so they don't get sued. After they investigated they had enough to cut ties and move on without concern of legal repercussions

4:21 AM · Feb 13, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @Muckchips

Yup and that's what hurts. Neither side wanted fans hurt or to be at each others throats. I am guilty of being aggressive. I was angry at Vic. I still am but now it's moved to a healthy anger due to what he did to Monica but at least now I can be understanding and empathetic.

6:48 AM · Feb 13, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @Snackman99 and @anime_esh202

Evidence: He has been fired, there was an investigation, people have come forward. These actions were not caught on camera also they have corroborated testimony. Not just 1,2,3,4,5 people but more. Don't rush to judgement just have fun, watch some anime, and it is what it is.

11:47 AM · Feb 13, 2019 · Twitter for iPhone

1 Retweet 4 Likes





Ron Toye
@RonToye



Replying to @DigitalAlucard @japanxninja and 3 others

No, they did an investigation evidence started coming in so They distanced themselves from him and then officially cut ties once the investigation was complete.

4:28 AM · Feb 13, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @RonToye @BarrenWolfsbane and 3 others

I don't know any of the people with accounts of the photos personally so I will stay out of that. I don't know any of the fans that were kissed without consent. I only know Monica and our friends who he assaulted. I only address what I know personally

4:16 AM · Feb 13, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @TonyShadowmoon @deku_a and 3 others

She didn't hide behind it. That's why he is fired from every major studio. She presented and now he is gone. They can't share all the details, fans are upset, I get it. But being rude is not the play here.

9:30 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @DigitalAlucard @DLBot2016 and 4 others

If somehow he could prove he didn't assault my fiancée, my other two friends, a few other voice actresses I know, and 2 additional friends I would personally apologize to his face and ask that he forgive me but I know the truth. I am living in the middle of it.

4:30 AM · Feb 13, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @DigitalAlucard @DLBot2016 and 4 others

She did try a few times. She didn't know the extent of the assault stuff until recently but the other behavior she did try. But like he said in his apology video at the con he believed the hype.

4:48 AM · Feb 13, 2019 · Twitter for iPhone





Ron Toye @RonToye · Feb 13

Replying to @IstandwithVic3 @Rialisms and 5 others

People still thinking he is innocent



2



1





Ron Toye
@RonToye



Replying to @BarrenWolfsbane @ashlan_jade_ and @Rialisms

Do you notify the cops when you see someone speeding? Not using a cross walk? There are certain things you report to the cops. We didnt see anything that would merit that. But that's why I can only address the things I have personally knowledge of not everything else

4:47 AM · Feb 13, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @DigitalAlucard @japanxninja and 3 others

Thats not always the case. At work if you grab someones butt or continue to talk about boobs or silly things like that it is a form of assault that merits termination but not necessarily cops.

4:24 AM · Feb 13, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @Powerbombfan @CTRMoore and 2 others

I get that it can be frustrating but wouldn't the proof be the statements by the studios? They are the ones who make the decisions. They are not obligated to give answers to anyone but there are reasons in most cases. They don't expect you to believe them. Employe logic, vioala.

9:09 AM · Feb 13, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @BarrenWolfsbane @ashian_jade_ and 2 others

They knew he was aggressive and would yell. They knew he would hug and be close awkward for sure but no body filed any official police reports. Similar to what we have seen people cry out for here. But when he did enough at work and the everyone started coming forward it was it.

4:26 AM · Feb 13, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @Snackman99 and @anime_esh202

She didn't ruin it. I can see why you think they his way but he destroyed his career by choosing to assault and harass fellow actors and employees. I am not speaking to the photos of fans or hugs and kisses. I don't know any of those people personally so I can't address those.

9:01 AM · Feb 13, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye

Replying to @BarrenWolfsbane @ashlan_jade_ and 2 others

You assume he sexual abused people. That's more drastic than the HR investigation. We are taking sexual assault, not on a level of going to the cops but the level of a hostile work environment and identification he shouldn't be at cons until he gets help.

1:15 AM · Feb 13, 2019 · Twitter for iPhone

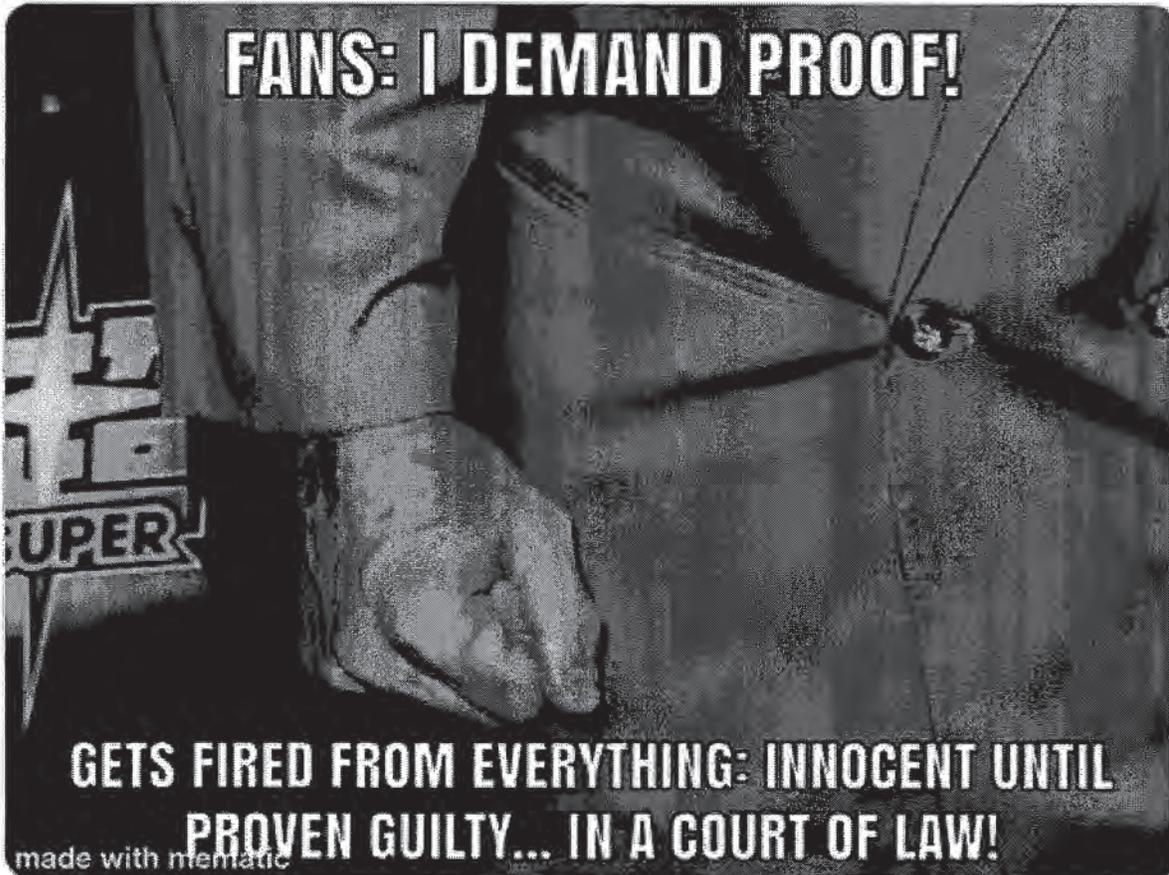




Ron Toye
@RonToye

Replying to @Liar_isms and @Rialisms

This is just ridiculous and sad. You take the time to make a profile dedicated to my Fiancée because you are upset she defended survivors and she admired she was assaulted and you continue to believe she lied? Laughable at this point that you haven't been able to see it.



10:57 AM · Feb 14, 2019 · Twitter for iPhone

1 Retweet 9 Likes



Ron Toye
@RonToye

Replying to @ACEFAIZ1160 and @anime_esh202

I am not going to continue to beat a dead horse. If you are not smart understand how friendships can change over time it isnt worth speaking with you. When you find out your friend assaulted multiple other friends the exact way you were. Things change 🤖

9:51 AM · Feb 15, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @PhrazeXIII @marchimark and 27 others

He says with his own words he messed up. He failed to ask consent. He realized not every person wanted his affection. Is it enough for jail, no unless more comes out, is it enough for warrant termination from employment yes!

10:15 AM · Feb 15, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye



Replying to @anoumus @Rialisms and 2 others

Vic admits he wronged women multiple times and he supposedly did it unknowingly and you still ask for evidence? Just because you don't realize what you did was wrong doesn't make it right. Its a sign you need help.

10:13 AM · Feb 15, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye



Replying to @Rayuta and @vicmignogna

You damn right. I don't work for anyone related to this. He can come out and specifically address his fans continual harassment of my fiancée or we can give him what they want a court battle. It's that simple. He knows he fucked up

10:32 AM · Feb 15, 2019 · Twitter for iPhone

1 Retweet 9 Likes





Ron Toye
@RonToye

@vicmignogna if you don't get on here and tell people to back the fuck off Monica we are going to have a problem! We will be forced to take you to court. I am tired of this shit and you know what you have done to all these women. Silence is not consent motherfucker!
Your choice

10:22 AM · Feb 15, 2019 · Twitter for iPhone

8 Retweets 54 Likes





Ron Toye
@RonToye

Replying to @donhill44 @Rialisms and @vicmignogna

Lol! Won't happen. Sorry :) he is done. Sorry for your loss. And get this, it isn't Monica's fault. People have focused in on her but he knows exactly what time it is. And he would agree I am sure stop attacking Monica you are not making it better for him.

10:06 AM · Feb 15, 2019 · Twitter for iPhone

36 Likes





Ron Toye
@RonToye



Replying to @japanxninja

He will be banned from YouTube as well. It's sad because people are talking like they know information and just sound plain dumb. It click bait. It's disappointing to see people so mad and being hateful to a lady who was assaulted vs being upset at Vic. He admits he messed up!

10:01 AM · Feb 15, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @DigitalAlucard @DLBot2016 and 4 others

Yes she would be and they all would be. They didn't want this. He is talented and can be a really nice guy but he also needs help. No one is perfect but when you do bad things long enough your time comes up.

4:40 AM · Feb 13, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @SniperKnighter and @vicmignogna

Let me ask you. If your mom was assaulted, along with 10 other members of your family by the same man and she came forward. Would you like them making things like this about her? Can you not see they are rude?

8:52 AM · Feb 16, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @SniperKnighter and @vicmignogna

Can a person not expect to not be harassed! Just because it's the internet doesn't mean people are free to say and do what they want.

9:26 AM · Feb 16, 2019 · Twitter for iPhone

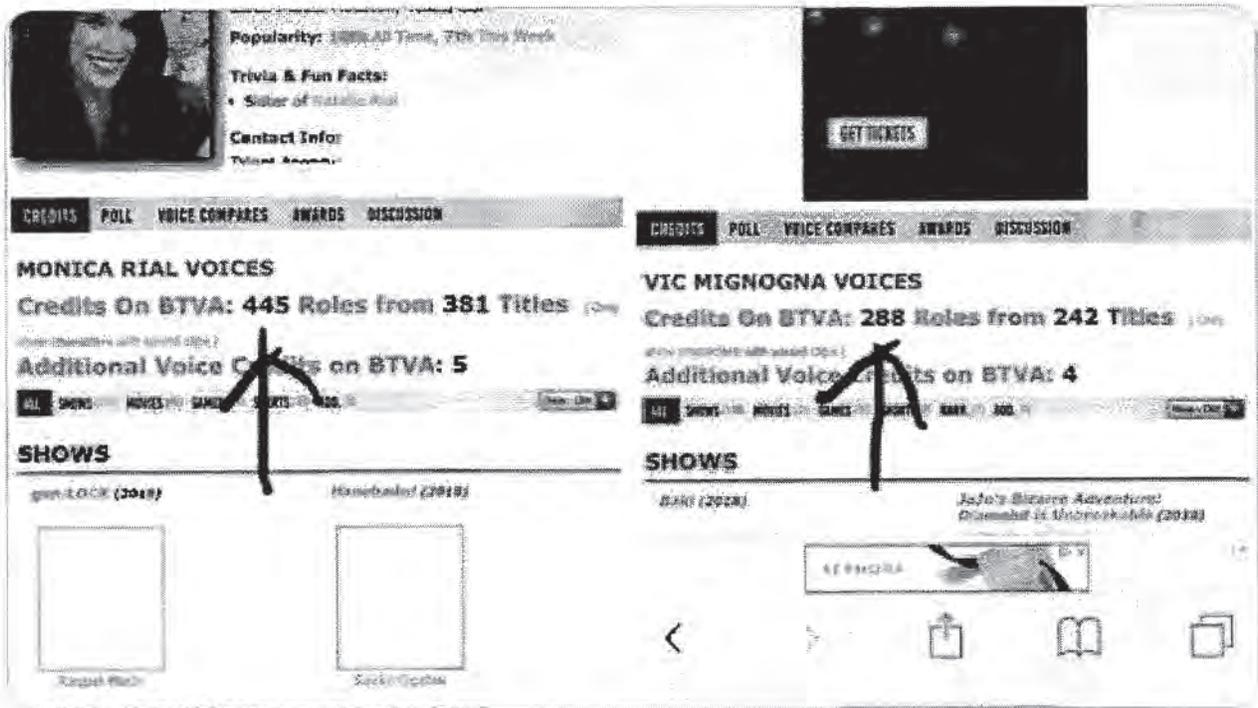




Ron Toye
@RonToye



Replying to @TonyShadowmoon @deku_a and 3 others
Seriously. Look up :)



9:32 AM · Feb 16, 2019 · Twitter for iPhone

3 Likes



Ron Toye
@RonToye



Replying to @DemonkingSilver @TonyShadowmoon and 3 others

Freedom of speech does not also mean freedom of consequences. You do realize that, right?

9:35 AM · Feb 16, 2019 · Twitter for iPhone

1 Retweet 2 Likes





Ron Toye
@RonToye



Replying to @AJM94x

Pour taste isn't enough, unfortunately or misinformed. She didn't get him fired he did by assaulting employees and fans. Also, obviously not ugly, look at that picture.



6:05 PM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @deku_a @DemonkingSilver and 3 others

I have one. He ruined his career not me. Let's debate. Are you employed?

9:58 AM · Feb 16, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @Void4Zero @DLBot2016 and @InsufferableFi2

get that mentality, too. That's the dichotomy of empathy. His acts are reprehensible but I still have hope, even after all this, that one day he gets help and understands what he has done.

1:18 AM · Feb 13, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @deku_a @KillerCriticMan and 4 others

Lol beta. Look who isn't afraid to tag your alpha
@vicmignogna you think you know what beta and alpha
are. I run a company the other can't even find a library
con that wants him.

10:06 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @deku_a @DemonkingSilver and 3 others

The proof is already out there. Lol. If he was innocent why would he say in his own words he messed up? What do you think his lawyers would think knowing he has admitted his guilt on multiple occasions? Is that not evidence?

9:57 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @DemonkingSilver @TonyShadowmoon and 2 others

Good. Screenshot this one. It's nice to be employed. It's nice to be the one in power knowing if we went to court he would be screwed. He is now submitted and done and I love it! The world is safer now.

9:15 AM · Feb 16, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @Cynical_Media @SeanSchemmel and @Rialisms

In that same respect,
Just because they were nice to people at cons doesn't
mean they can't be a person who will sexually assault
their friends and coworkers

6:30 PM · Feb 16, 2019 · Twitter for iPhone

6 Likes





Ron Toye
@RonToye



Replying to @SniperKnighter and @vicmignogna

No direct apology to Monica, or any other survivors. General comment and if people respected his wishes why are people still attacking her? I think we give the fans what they want a court battle and let's see who walks away a registered sex offender ;) let's play that game.

8:53 AM · Feb 16, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @ryan_pond @SniperKnighter and @vicmignogna

I am not worried about me in the case. He didn't assault me.

10:15 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @deku_a @DemonkingSilver and 3 others

So prove she is a liar. If she lied prove it. Not with silly pictures while promoting a major movie that she was paid to promote. Prove Vic didn't assault her.

9:46 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @deku_a @KillerCriticMan and 4 others

I never said he raped someone. But sexual assault can be a wide range of unwanted physical contact.



10:15 AM · Feb 16, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @deku_a @DemonkingSilver and 3 others

She has a more successful career than him. It isn't even close. So slow clap that. Do the research and I will wait. Let me know who has more success ;) hint it isn't the boy ;)

9:27 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @TonyShadowmoon @DemonkingSilver and 2 others

Monica has handled this very well and they love her. Vic on the other hand lol has not and his fans have made it worse on him.

9:08 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @SonRedRyanX @Sohji and @vicmignogna

Also, I can't message him privately but I am also showing him and his fans he doesn't get to intimidate people anymore and now the fans have been incited it's time to take this up a notch. He could have handled it better. Not me. I shouldn't have to be pissed.

9:03 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @jericollage70 and @vicmignogna

I am sorry for your pain. I am sorry you are subjected to this but Vic has to pay He incited this visceral rage from fans by saying to after my detractors and an apology video directed at a room of fans. People who are not guilty don't have panels over the years to dispel rumors

8:42 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @DemonkingSilver and @Rialisms

I don't have to. We did get calls through out a few nights and there are plenty online. Do the research and I don't care about fame 1 bit. What I care about it protecting people from predators.

8:55 AM · Feb 16, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @SniperKnighter and @vicmignogna

You goddamn right I do. Hey Vic how does that sound. Want to go to court? Get everything out in the open for Everyone to see. Right now you hide, deny, cry. What will you do when everything comes out? Or are you going to call off your rabid fans and tell them to stop!

8:50 AM · Feb 16, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @DemonkingSilver @AlbinodemonEmil and @Rialisms

Well, we are all still employed soooooooooo landed us
in a much better situation than you know who 😏 hint it
starts with a V and rhymes with sick

8:57 AM · Feb 16, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @deku_a @DemonkingSilver and 3 others

Will be coming soon and when he is completely destroyed I will make sure he is reminded of how well you all did to aid us in our case :)

9:45 AM · Feb 16, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @deku_a @DemonkingSilver and 3 others

I didn't say it "must" but in almost all cases especially when there are multiple accounts the person is fired. But in Texas, a right to work state, look it up, a company can terminate when they deem it necessary or fit.

10:21 AM · Feb 16, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @ecunningham0713

She feels bad for hurting fans feelings. She was under a barrage of attacks and she never intended to hurt anyone.



12:40 PM · Feb 17, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @rebelheart_ace @DavidLaus1 and @Rialisms

I am sad that nothing happened to that person who falsely accused that wrestler. That is a shame and gives people pause when actual survivors come forward. I think anyone who lied against Vic or tried to falsify evidence should be prosecuted to the full extent of the law.

11:35 AM · Feb 17, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @KenersonJacob @malkom669 and 4 others

How is she a horrible person? Because she stood up for herself and would allow herself to be bullied and is respecting a confidentiality agreement?

11:25 AM · Feb 17, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @KOOKIEROT @SDesu12 and 5 others

She didn't say asking for proof is harassment it was the constant barrage of accusations of lying and demands for evidence without the understanding that confidentiality agreements are in place and the continual reminder to fans that cameras were not rolling so testimony was it

11:16 AM · Feb 17, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye

Replying to @ForgottenXIV @TennesseeWaster and 5 others

Do you realize that there might be reasons? How immature of you to think that people can release information during or after a private investigation and not expect any confidentiality rights to be protected. Good riddance.

10:34 AM · Feb 17, 2019 · Twitter for iPhone

11 Likes





Ron Toye
@RonToye



Replying to @ecunningham0713

He assaulted her. I am sorry if that is hard to hear.

12:31 PM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @ecunningham0713

Hold out hope but I don't want to be the person who hurts your feelings but unfortunately he did assault people. I can't speak for all the people who came forward just the 10 I know personally.

12:23 PM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @SSJToad @DeceptiTom and 3 others

Lol! Bill of rights lol. So either the companies who have fired them have evidence you will never know about or maybe HR rules are different than the way a court room works either way he is guilty 🤔

6:03 PM · Feb 17, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @SheWolf921 and @StrykeSlagar

You know nothing. She doesn't have to fight. His guilt has already been proven :)

11:01 PM · Feb 17, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @4hoshido

Cool. I am happy for him. I want him to get help, identify why he couldn't recognize his shortcomings, and make efforts to come back, if he has changed. I don't like him but that doesn't mean I want his fans to not experience his art. People mess up consequences follow.

12:39 PM · Feb 17, 2019 · Twitter for iPhone

1 Retweet 13 Likes





Ron Toye
@RonToye



Replying to @RonToye and @Darksoulzero2

She realized her incident wasn't an isolated incident. The hair pulling and whispering in the ear after being asked to stop became more obnoxious and then the realization he did that to a ton of people was the realization it wasn't a joke it was wrong and something had to be done

12:44 PM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @KOOKIEROT @MajinKorra and 6 others

Don't be. It's a hard place to be in considering not having all the info but look at all the actors who know them both and who they are supporting. There are reasons for this and it should be telling.

11:37 AM · Feb 17, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @KOOKIEROT @MajinKorra and 6 others

It really is. Look at all the actors who have vouched for Monica, the companies who have terminated him, and the cons that have canceled him. If it was all lies it wouldn't have happened. But it doesn't make it easier for his fans and it's very sad times.

11:43 AM · Feb 17, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @ytf182 and @KirstMathews

She doesn't need additional fame. She has more roles by double than him. It's called a confidentiality agreement. She is meeting with her attorney Monday to get clearance on a full statement:) patience would have helped this but fans want stuff right now without any understanding

11:21 AM · Feb 17, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @JustBeingJustME

:) she will have an armed guard with her at all future cons until this all settles down but it's sad to think a person would need that just because she came forward as 1 of many assault survivors. But it will be ok :)

11:39 AM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @ecunningham0713

For my fiancée, Monica, there is no jealousy. She has voiced 550+ to his 250+ roles. It was hard for her to come forward. But it had to be done others came forward, too. All with way more credits to their name than him. So jealousy is not the root of this.

12:31 PM · Feb 17, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @lamus_ and @Rialisms

Really well considering she is innocent and told the truth.
That's why she is still employed :)





Ron Toye
@RonToye



Replying to @Darksoulzero2

Most YouTube videos out there are made by people who don't know either of them. She was friends with Vic, his assault on her was mild but similar to other stories. She added validity to the other accounts. After learning of so many other accounts that's when her opinion changed.

12:42 PM · Feb 17, 2019 · Twitter for iPhone

1 Retweet 2 Likes





Ron Toye
@RonToye

Replying to @SheWolf921

This is a fear tactic. They have voiced their concerns in the past and were always met with, No one has filed a report. It wasn't until it was in the building did any traction begin.

8:24 PM · Feb 17, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @Darksoulzero2

I would expect the same thing. And everyone should but after the investigation the person who should have been fired was. Now thats hard to hear but it is what it is. These things are not taken lightly or without serious deliberation. People should trust that and move on.

12:48 PM · Feb 17, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @ZFoyez @Rialisms and 5 others

Stayed the same. That's what happens when you tell the truth vs assault people or lie. Her position there is contract actor. :)

11:17 AM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @FernandoMarzana and @Rialisms

She has nothing to apologize for. Vic assaulted her he apologized admitted he assaulted others when he failed to ask for consent 🤡

6:17 PM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @AveryDemarco and @Rialisms

Well he assaulted her so fuck off you bitch who the fuck are to talk to my fiancée this way? You should be ashamed of yourself!

5:23 PM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @JackieBauman7 and @Rialisms

She isn't lying and if you were assaulted you would know what it takes to talk about it. You owe Monica and apology! And Vic will get what's coming to him

6:24 PM · Feb 17, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @RonToye @Josh_WyIdeJames and @SeanSchemmel

Let me add to that, when they fired him, and you told your story online, but due to confidentiality couldn't say everything, how would you handle everyone calling for proof? Threats to your family? Harassing calls? Asking for a friend.

3:30 PM · Feb 18, 2019 · Twitter for iPhone

10 Likes





Ron Toye
@RonToye



Replying to @SSJToad @Void4Zero and 4 others

Those were the only claims that mattered in the termination. Since they are not criminal investigators they did not work in those claims. Those people would need to file a report. Their decision was based on things that happened to funimation employees

8:31 AM · Feb 18, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @ecunningham0713

:) you are right. It is time for peace and healing. False stuff is coming out and it's annoying. I am not his friend but like I have said before, if someone lied against him I would support him in a defamation suit.

8:43 PM · Feb 18, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye



Replying to @ecunningham0713

The thing is, a lot of people assume that all actors are friends with each other. They have to be nice at cons or during promotional events. It can be confusing to fans but in the end they were coworkers at most never friends.

1:27 PM · Feb 18, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @bicyhot

I agree with you. Everyone who made a false claim should be ashamed of themselves and prosecuted. It makes it hard for real survivors to come forward. No one should be falsely accusing him. It isn't fair to him or the others with legitimate accounts.

1:36 PM · Feb 18, 2019 · Twitter for iPhone

13 Likes





Ron Toye
@RonToye



Replying to @Dominique_Skye and @xXReiBearXx

Some people will never see it. There is a reason not one single industry professional has defended him. None have chimed in and said "none of this is possible." Logic and reason is lost on people who won't take a moment to actually try.

6:07 PM · Feb 18, 2019 · Twitter for iPhone

8 Likes





Ron Toye
@RonToye

Replying to @ecunningham0713

So they were coworkers and when she heard their stories it hurt her feelings. :(then the online stories started to roll in and it got worse :(

1:46 PM · Feb 18, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @SSJToad @Void4Zero and 4 others

Do you work there? Lol you have no idea and do you think they don't know how to do an investigation? Lol people talk like they know something. Refute people who actually work there it's hilarious

8:33 AM · Feb 18, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @SeanSchemmel

I love you man! Thank you for taking a stand. Not just for Monica but for all people who were hurt. It speaks volumes. The words of the haters will be forgotten but your words, to and for survivors, will be remembered for the rest of their lives. ❤️❤️❤️

1:06 PM · Feb 18, 2019 · Twitter for iPhone

44 Likes





Ron Toye
@RonToye



Replying to @suckrightnow and @SeanSchemmel

Sean is an amazing dude in real life. He is amazingly intelligent, hardworking, talented, and compassionate. That's why it's such a big deal to see him this angry. It should speak volumes to those still not sure what to believe.

1:10 PM · Feb 18, 2019 · Twitter for iPhone

3 Likes



Ron Toye
@RonToye

Replying to @TheDemonEyeX @DereckRPoirier and 4 others

She is a disgrace and I am not sure she was part of the investigation. All liars should be prosecuted and the hate. Needs to stop. The harassment and false claims all of it.

10:43 AM · Feb 19, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @Gasglow @Rialisms and 6 others

Idiots. People keep asking the same idiotic question. The evidence is the testimony, corroborated by multiple funimation employees and other actors. The investigation happened, he was fired. Bam evidence but people can't understand that.

8:39 AM · Feb 19, 2019 · Twitter for iPhone

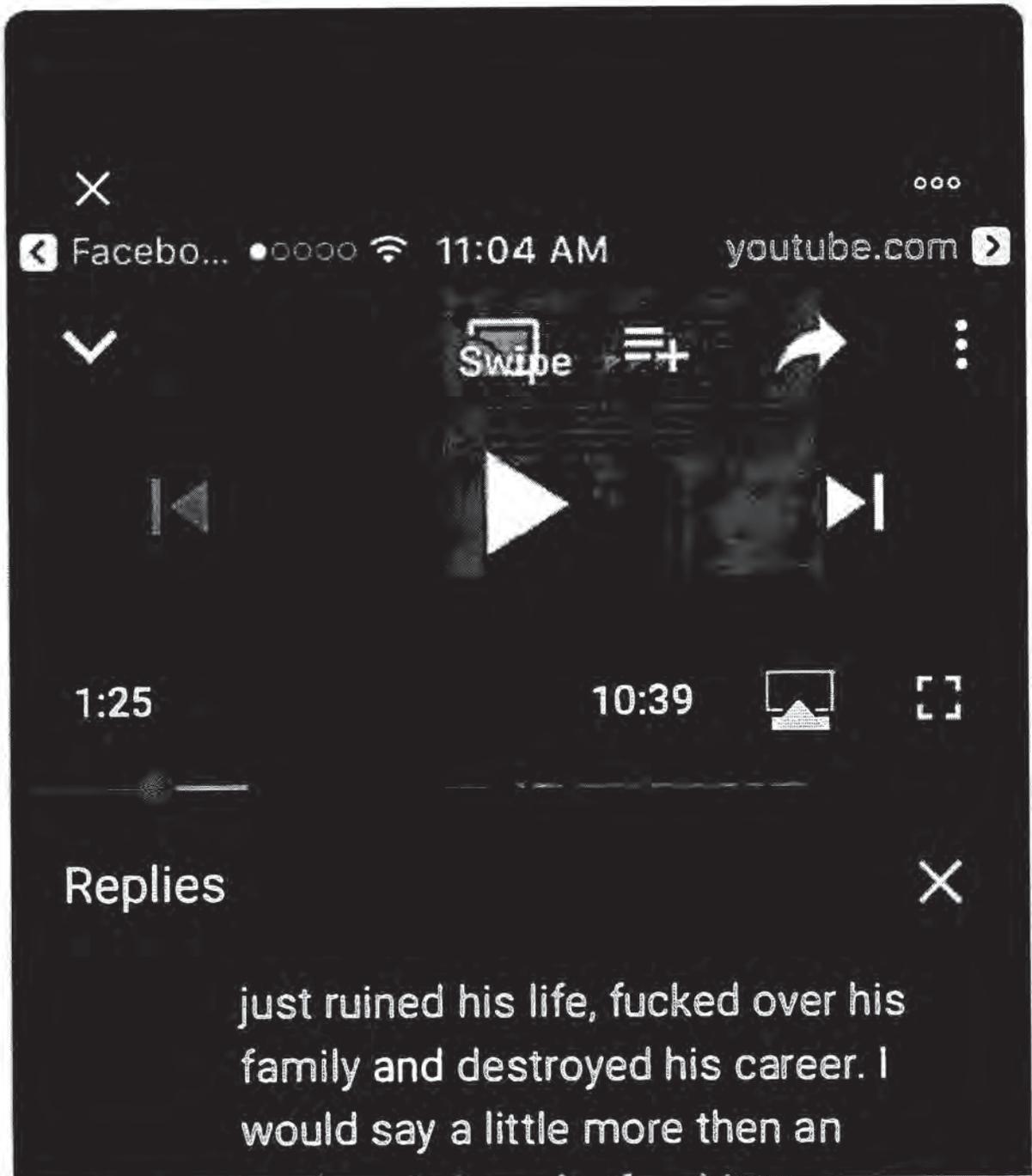
8 Likes





Ron Toye
@RonToye

Why don't victims come forward? Look at this!
@FUNimation you better do something right now!





Ron Toye
@RonToye

Replying to @McBenefit @YouTube and @vicmignogna

Correct. The #kickvic is not a lie. He needed to be removed from from funimation and from cons. He created a hostile environment. I stand with real survivors. I am just admitting where I went wrong and saying I could have been more professional in my responses :)

2:51 PM · Feb 19, 2019 · Twitter for iPhone

17 Likes





Ron Toye
@RonToye

Replying to @McBenefit @YouTube and @vicmignogna

I shared a photo that was fake. I don't support falsified claims and I told people I would apologize to him if I ever did. I have to be a man of my word. He did hurt Monica and a few of my friends but the false info that others are making on both sides will get someone hurt.

2:38 PM · Feb 19, 2019 · Twitter for iPhone

11 Likes





Ron Toye
@RonToye

Replying to @Katerationopia @YouTube and @vicmignogna

The real have my support but I won't tolerate smear tactics against either side. As much as I don't like him it isn't fair. We have to bring peace and if I can try to build a bridge during these times I hope people will see that and calm down.

2:40 PM · Feb 19, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @MarkGrissom24 and @Rialisms

It's hard for the fans but he is working on himself. He needs your support. I haven't been very nice to him and I realized I was letting my hate block healing. I called him to talk it out.

8:44 PM · Feb 19, 2019 · Twitter for iPhone

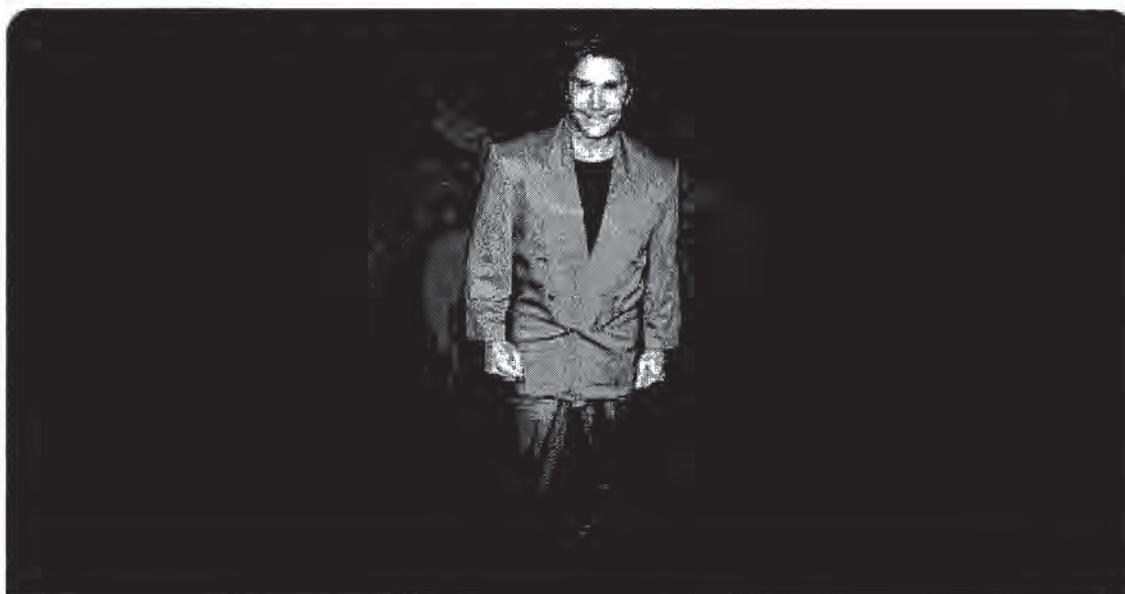
12 Likes





Ron Toye @RonToye · Feb 19

One of Anime's Biggest Voices Accused of Sexual Harassment
io9.gizmodo.com/one-of-anime-s... via @io9.



One of Anime's Biggest Voices Accused of Sexual Harassment

Last summer, voice actor Vic Mignogna went into a booth with a few others to record audio for a video game. At one point, Mignogna asked t...

io9.gizmodo.com

85

3

35





Ron Toye
@RonToye

Replying to @zamasumeatyabs and @Rialisms

We won't tolerate any one attacking you. We welcome court. The reason it sounds similar is that it's a pattern he knows he needs to break. That's why he is getting help and admitted he crossed the line.

9:03 PM · Feb 19, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @Breloominati7 @Rialisms and 6 others

You have no idea what you are talking about. She is a girl he is a boy she gains nothing with him being fired lol. Obviously you are clueless

8:20 AM · Feb 19, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @krymzen_n @Rialisms and 6 others

She told the truth. She hasn't lost fans unless they were fake to begin with. True fans would know she wouldn't lie or do something to hurt anyone.

8:44 AM · Feb 19, 2019 · Twitter for iPhone

7 Likes



Ron Toye
@RonToye

Replying to @charleshaley89 @AlucardsBro and 2 others

Thank you. :) people are hurting and blaming and focusing their hurt on Monica without realizing she isn't the main reason he was terminated.

6:30 PM · Feb 19, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye

Replying to @jackson_five13 @Rialisms and 6 others

Her's is fine :) notice she is still employed and going to cons. :)

8:32 AM · Feb 19, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @MistressWaifu and @Rialisms

Stand by him. He needs supporters. You are right there have been liars. I bought one and even reposted their info. The real survivors would never stand for falsified evidence or harassment.

10:58 PM · Feb 19, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



I also want to say that I have acted childish. Monica was under attack. I responded to some with profanity. Vic needs help for what he did but I could have handled this better. No one wants division. Sorry I can't produce additional evidence but I am changing the way

2:19 PM · Feb 19, 2019 · Twitter for iPhone

55 Likes





Ron Toye
@RonToye



I go about this. People don't need anymore hate. To the people I was rude to, I am sorry. To @vicmignogna I hope you get the help you are working on and I would like to talk to you man To man on the phone to address my issues and extend an olive branch. If you are down dm for #

2:22 PM · Feb 19, 2019 · Twitter for iPhone

3 Retweets 63 Likes





Ron Toye
@RonToye



Replying to @SlaterDangerYTG @secretvisions and 3 others

But, the VA's who have come forward have known him for a long time. They have seen the patterns in his behavior, suffered their own assaults by him. The fans that were assaulted is horrible, too But people who have known him are aware of more than those who met him for 19 seconds

10:48 AM · Feb 9, 2019 · Twitter for iPhone

6 Likes





Ron Toye
@RonToye

Replying to @BryanSi49140245 @Rialisms and 6 others

You really need to watch your words buddy. She did nothing wrong. That Fucking piece of shit did. People want more from her than she can give. We have been receiving harassing calls for weeks and you wonder why she won't stand for harassment I hope you never experience this.

8:31 AM · Feb 19, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Replying to @JamesHerdmanxD and @Rialisms

Logic would say the lady would be more competitions since she is a lady and can go for the same roles. lol. Vic isn't competition since he goes for the boy or adult men roles 🤔

10:39 AM · Feb 19, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye

Replying to @Filip39610220 @Rialisms and 6 others

It's her job lol not hard to figure out and yes she will have guards. She shouldn't have to not go to work because fans can't act mature and take their L like adults. The guy was terminated due to inappropriate conduct it's over.

8:42 AM · Feb 19, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye

Replying to @Yaebithezombie and @Rialisms

Good :) don't rush to judge just listen and be nice :) if it goes to court we will be there and additional truth will come out :) we just want peace.

9:25 PM · Feb 19, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @Alielbaryeshua

Monica wasn't silent to that her and I both said bring it on. We would love to go to court :)

6:32 PM · Feb 20, 2019 · Twitter for iPhone

1 Retweet 2 Likes





Ron Toye
@RonToye

Replying to @CatsHaveWings @Rialisms and @SeanSchemmel

You will know them by their fruit. For all those asking for evidence. Matthew 7:15-20 his works are bringing forth fruit and the evidence is in the terminations.

4:45 PM · Feb 20, 2019 · Twitter for iPhone

8 Likes





Ron Toye
@RonToye



Replying to @thisguystweet and @Rialisms

Maybe it's because he is guilty 🐼 have you considered that? Has any of her coworkers turned on her? That would be a big no, they have supported her. Maybe just maybe the people who actually know him understand the situation better than the fans? Are you following me?

4:37 PM · Feb 20, 2019 · Twitter for iPhone

8 Likes

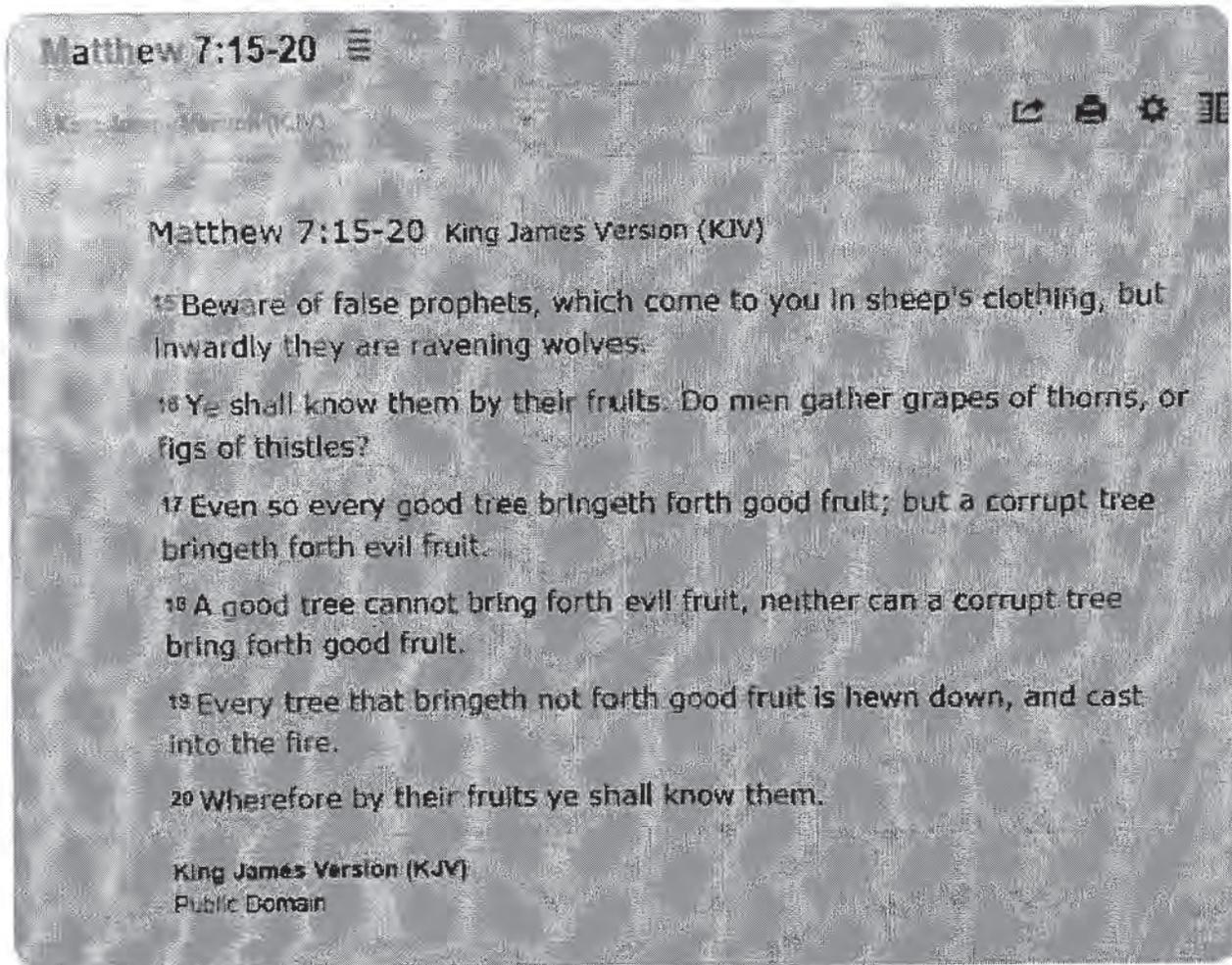




Ron Toye
@RonToye

Replying to @ThisIsSoDumb6 and @Rialisms

He isn't innocent he is getting fired for a reason. Think people!



5:52 PM · Feb 20, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @NevnHiwEjuam

It's just funny how people take YouTube as evidence and the people can't pronounce names right, know where I work, or my marital status. lol but that's the evidence people point to that Vic is innocent lol!

6:40 PM · Feb 20, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @Tubhero and @ChrisRMaglione

One instance of good, 1000 instances of good doesn't make up for at least 4 accounts of bad that I know personally. Countless others are lined up to tell their story.

8:05 AM · Feb 21, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @LadyRigz @roseshana28 and 4 others

We are not avoiding court lol we welcome it. The great news all the skeletons he thought were hiding are surfacing. He knows it. That's why he is lawyering up :) he incited this when in his own words go after my detractors ;)

2:51 PM · Feb 21, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @LadyRigz @roseshana28 and 4 others

They didn't have an affair lol he assaulted her. At the time of the assault she was single but working in being in a relationship with a very cool dude, Rawly.

1:52 PM · Feb 21, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @IMKIRA18 @marchimark and 35 others

He assaulted Monica and by doing that violated the trust of his fiancée in 2007 lol so yeah he is a great guy and totally trust worthy lol.

3:18 PM · Feb 23, 2019 · Twitter for iPhone

4 Likes





Ron Toye
@RonToye

Replying to @lostnumbers2 and @io9

I want to mend fences, yes, but that doesn't mean I think he doesn't deserve everything he is getting. Want to talk sleazy, how about asking for money from your fans to pay for legal help when you know darn well there is never going to be a court case. ;)

7:04 AM · Feb 21, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @ChrisRMaglione @Tubhero and @io9

Exactly and now people with more money than him will not let this stand. We don't need a gofundme:) but I will donate to his in the hopes he actually does take a true survivor to court. The people who lied go after them but a real survivor he will have another thing coming.

7:16 AM · Feb 21, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @Tubhero @io9 and @Rialisms

It will be epic :) I can't wait for that moment to come. I feel bad for his fans, they asked for it, and when that day comes I expect a line of people to apologize to Monica and every other survivor

7:20 AM · Feb 21, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye



Replying to @ComixVillain @McBenefit and 29 others

Nope won't delete it but I am going to have them review this entire situation. I welcome a case in court I just don't need fans to fund it. ;)

2:45 PM · Feb 21, 2019 · Twitter for iPhone

31 Likes





Ron Toye
@RonToye

Replying to @Basedant1 and @io9

Still expecting a video or pic to be the only form of proof. How about the video of Vic saying he messed up? Got lazy and failed to ask for consent? How about him apologizing for doing wrong? Why he is in counseling? If he was innocent why would HE say those things?

6:59 AM · Feb 21, 2019 · Twitter for iPhone

1 Retweet 3 Likes





Ron Toye
@RonToye

Replying to @Tubhero @io9 and @Rialisms

No she isn't. You all will see and you have no idea the depth of this. The info in the article is just the tip of the iceberg. He is asking fans to pay for his legal help. Hilarious. I will donate to it to prove a point. He knows what he did admits it and now it's on.

7:08 AM · Feb 21, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @Tubhero and @io9

Lol! You still hanging your hat on that position? Bro, look at the prolific people who have come forward with their stories and interactions with him. Why do you think no actor has come forward to support him?

6:56 AM · Feb 21, 2019 · Twitter for iPhone

1 Like



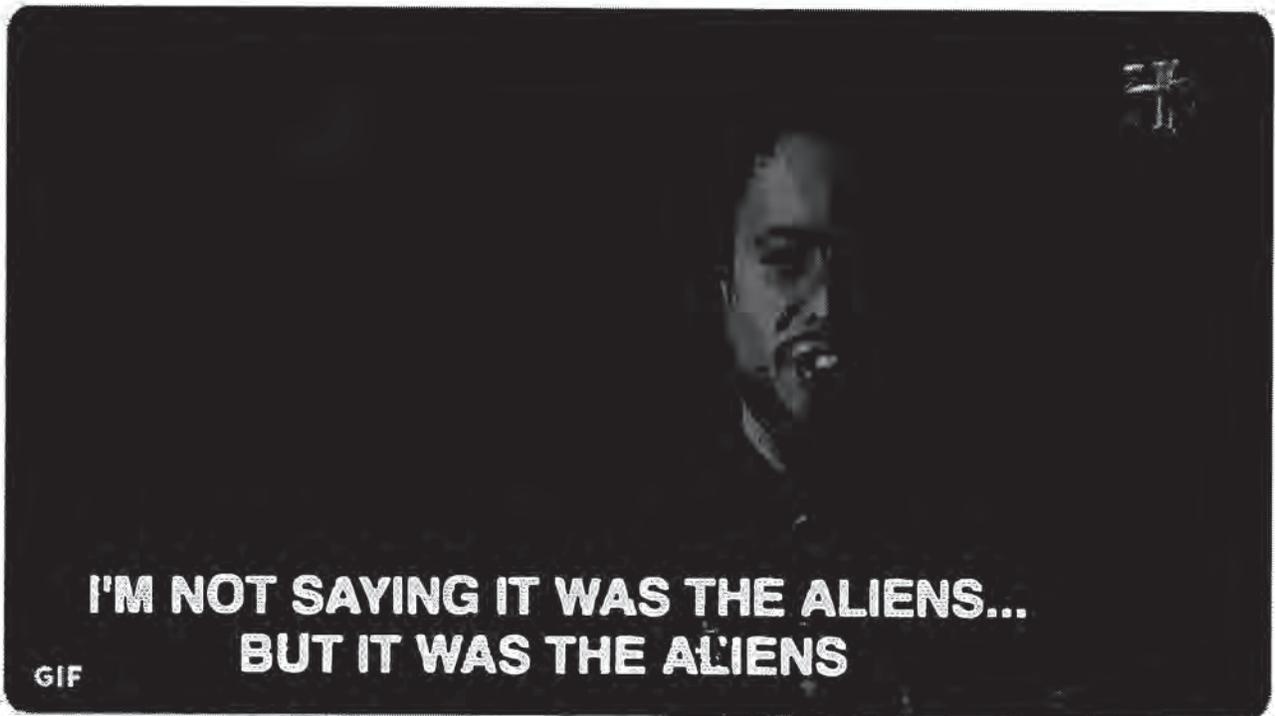


Ron Toye
@RonToye



Replying to @Spinosuchus and @io9

Lol. I love this! People who still think Vic is innocent.



7:00 AM · Feb 21, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @THELOCALGUY

I am not worried about him being lawyered up :) I was only speaking towards me sharing a post that was later found to be fake. I don't stand for falsified evidence. :) I welcome a case. It's just sad Vic has to use fans to pay for it.

2:40 PM · Feb 21, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @YTPJ_Henry @McBenefit and 29 others

Called out yes, threatened no. :) stand by my tweets tried calling him but he won't return my calls :)

2:44 PM · Feb 21, 2019 · Twitter for iPhone

8 Likes





Ron Toye
@RonToye

Replying to @Tubhero @ChrisRMaglione and @io9

You have no idea what you are talking about. Trust the people who are close to this. Who actually know him.

7:09 AM · Feb 21, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @Tubhero @ChrisRMaglione and @io9

Ask yourself this, what if he doesn't take one person to court? What will you think when I make a donation to his gofundme with the hopes we go to court to prove to the world who he is? If he takes no one to court he stole fans money. 100k in legal fees come on.

6:53 AM · Feb 21, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye

Following



Replying to @Deiyui

What about innocent until proven guilty? Is that only Vic? Monica is innocent of lying until proven guilty, right? why is it ok to harass her and demand proof from her but you haven't demanded proof from him that he didn't assault Monica or countless others? Where is his proof?

11:03 PM - 22 Feb 2019



20





Ron Toye
@RonToye



Replying to @Ivan_G0559 @Aworldwithroses and 34 others

So this is evidence? Read this slowly to anyone who asks another person for pics or videos as the only form of proof needed to convict ;)

Ivan
@Ivan_G0559

Replying to @Aworldwithroses @RonToye and 34 others

Who's doubting? You actually provide evidence, unlike some people.

10:14 PM - 2/22/19 - Twitter Web App

Joshua Sachs
★★★★★ 9 reviews
Criminal Defense Attorney | Chicago, IL

Posted on Oct 17, 2014

I think you are confusing two different concepts, the quantum of proof necessary to convict and the "corpus delicti" rule.

Can a person be convicted on testimony alone? Yes. The law in virtually every state is well settled that the testimony even of a single witness, if believed, is sufficient to support a conviction. End of story.

The "corpus delicti" rule, which is the law in some

11:34 PM · Feb 22, 2019 · Twitter for iPhone

1 Retweet 3 Likes





Ron Toye
@RonToye



Replying to @Ivan_G0559 @Aworldwithroses and 34 others

Well based on the picture it clearly states testimony even by one person can be used to convict so, the people who came forward provided evidence, too, just not the kind some people like. 🙄



11:32 PM · Feb 22, 2019 · Twitter for iPhone

2 Likes





Ron Teye
@RonTeye

Follow



Replying to @nach0_76

You should be offended he isn't risking his own money in the lawsuit. Don't you think it's weird he is using fans to pay for this? Also, you can still donate to his wedding fund oh the lady he is no longer with and cheated on multiple times. Track record 100%

11:08 PM - 22 Feb 2019



Ron Toye
@RonToye



Replying to @Dominique_Skye @Andrew71085742 and 36 others

Once these trolls take two seconds to think it through and finally see that maybe just maybe Vic isn't innocent of all the 100's of accounts of assault. Or take a second to ask themselves why not one person is afraid of going to court with him.



3:40 PM · Feb 23, 2019 · Twitter for iPhone

10 Likes



Ron Toye
@RonToye

Replying to @Deiyui

What about innocent until proven guilty? Is that only Vic? Monica is innocent of lying until proven guilty, right? why is it ok to harass her and demand proof from her but you haven't demanded proof from him that he didn't assault Monica or countless others? Where is his proof?

1:03 AM · Feb 23, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @nightblur @marchimark and 37 others

Lol, again. That's not evidence. Did you read her letter? And he assaulted way more people than her. There are assaults the public isn't aware of and those were the actual ones that got him fired. That's why we can be so confident in our position. :)

4:17 PM · Feb 23, 2019 · Twitter for iPhone

11 Likes





Ron Toye
@RonToye

Replying to @marchimark @Coffeegaijin and 33 others

#proof #evidence this evidence what can be used to help Vic win in court. Lol that and fans money. ;) sad that he cheats on his fiancé, assaults ladies, robs fans, and is still treated as someone with great morals.

1:33 AM · Feb 23, 2019 · Twitter for iPhone

33 Likes





Ron Toye
@RonToye

Replying to @nightblur @marchimark and 37 others

Sammi is not a Funi employee. She might have contract acted there in a few bit parts but already condemned falsification of evidence or reporting falsely. :) soooooooo continue with logic, if they investigated and then decided to not work with him anymore what would that mean???

4:01 PM · Feb 23, 2019 · Twitter for iPhone

6 Likes





Ron Toye
@RonToye



Replying to @RoccoLostInHull

You don't understand the concept of not needing to go to court to get results? Once the major accusations started coming out against Cosby how many roles did he get? When was the last time he was in a movie? Court is what got him convicted not fired. The firing happened first

12:55 AM · Feb 23, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @Coffeegaijin @Spacebird77 and 33 others

That's because you don't have the inside info they had to fire him 🤡 this isn't complicated, they are a major production company, do you think they make decisions like this if they were not 100% sure?

1:25 AM · Feb 23, 2019 · Twitter for iPhone

2 Retweets 32 Likes





Ron Toye
@RonToye



Replying to @nightblur @marchimark and 38 others

It's actually firmly planted in truth. :) you all believe YouTube personalities who can't pronounce the names of the people they are talking about correctly, have zero inside knowledge, and this is the rock you stand on??? And a guy who has get money from fans to go to court.

4:11 PM · Feb 23, 2019 · Twitter for iPhone

16 Likes





Ron Toye
@RonToye

Replying to @jackson_five13 @OllieSigns and 36 others

Quick question, do you have a job? If yes, on Monday, contact HR with your exciting plans to hang mistletoe around your place or work, let them know you plan on surprising female coworkers with a kiss or 30. But let them know it's all good since you are acquainted with them. ;)

3:25 PM · Feb 23, 2019 · Twitter for iPhone

4 Likes



Ron Toye
@RonToye



Replying to @Andrew71085742 @Dominique_Skye and 37 others

It's not a brave face it's an excited face. Do you know who the burden of proof is on concerning a defamation case? He will have to prove he didn't assault Monica and countless others who are just excited to put the final nail in the coffin 🪦 of his career.

3:53 PM · Feb 23, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye

Replying to @Andrew71085742 @Dominique_Skye and 36 others

I sound excited:) Unstable is holding a position of confidence when you don't have any private information and when you make your judgements off of YouTube videos or 10second interactions with a person you paid to see ;)

3:30 PM · Feb 23, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @nightblur @marchimark and 37 others

If that was the case, lack of evidence, why is he fired?

After conducting an investigation he was fired.

Investigation brings forth evidence and then

consequences. So if there was a decision to fire would that point towards innocence or guilt?

3:59 PM · Feb 23, 2019 · Twitter for iPhone

6 Likes





Ron Toye
@RonToye



Replying to @TCryMeAriverT @Rialisms and 2 others

"If" what will happen to your mind when he doesn't even try or if he does and loses miserably?

3:20 PM · Feb 23, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @nightblur @marchimark and 37 others

I didn't know that stuff until recently :) but when I did I was angry to that point and made direct posts to him about it :) called to confront him about it. But I try not to do things that would get me arrested ;)

4:07 PM · Feb 23, 2019 · Twitter for iPhone

6 Likes





Ron Toye
@RonToye



Replying to @Muckchips

I did and the people who are saying those things about her are the reason she got an attorney. Words have weight and she knew the cost of posting about this. She knew she wasn't lying but the people trying to manipulate and make false claims on both sides need to be prosecuted

6:37 AM · Feb 13, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @nightblur @Dominique_Skye and 38 others

That isn't evidence he didn't assault her lol. Did you read her letter? What is proof is his own words when he said he messed up, got lazy, etc he didn't ask for consent and that's not even all the additional things that the public doesn't have record of. :)

3:51 PM · Feb 23, 2019 · Twitter for iPhone

18 Likes



Ron Toye
@RonToye

Replying to @nach0_76

You should be offended he isn't risking his own money in the lawsuit. Don't you think it's weird he is using fans to pay for this? Also, you can still donate to his wedding fund oh the lady he is no longer with and cheated on multiple times. Track record 100%

1:08 AM · Feb 23, 2019 · Twitter for iPhone

1 Retweet 37 Likes

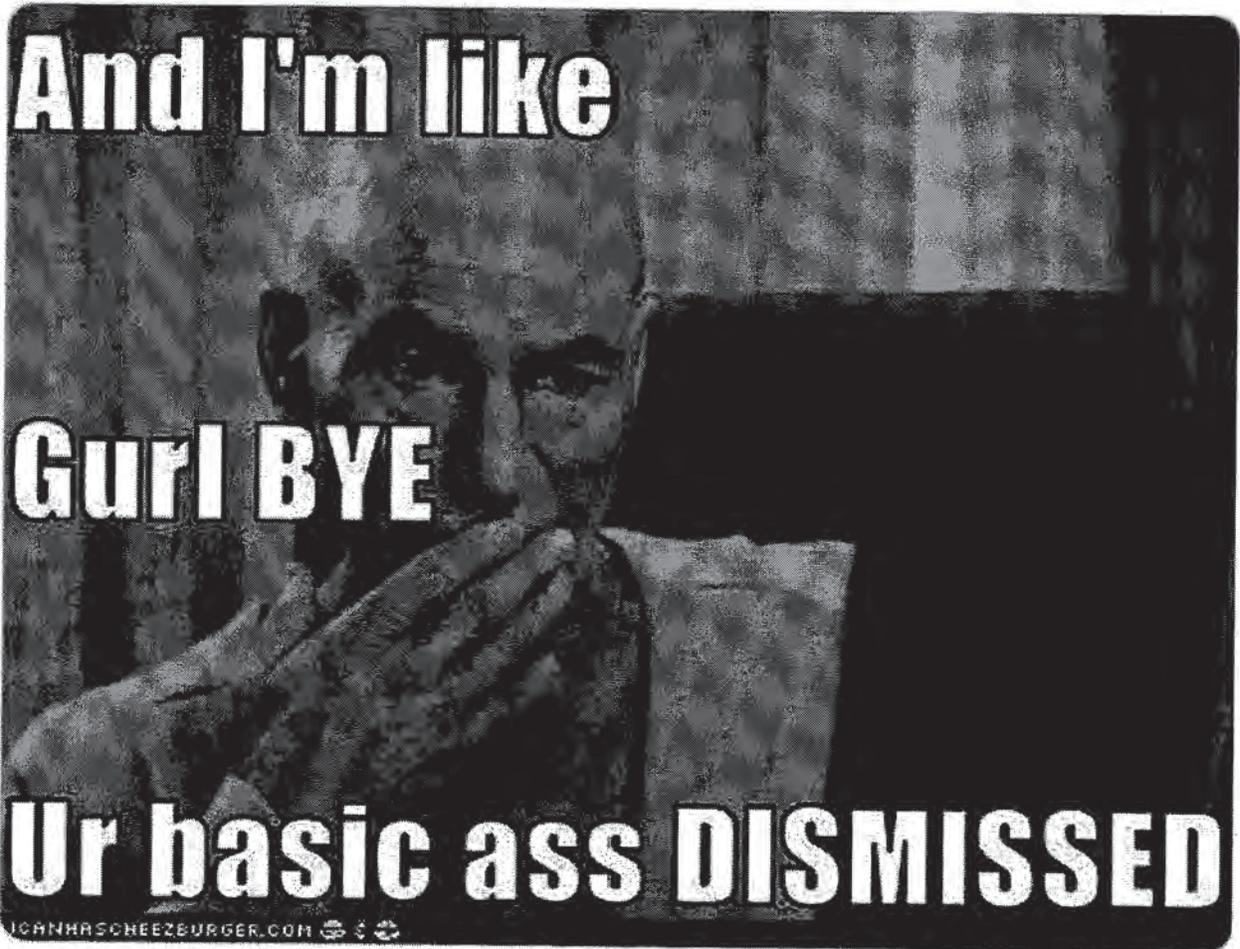




Ron Toye
@RonToye

Replying to @Dominique_Skye @shane_holmberg and 35 others

How I feel every single time a person says proof or istandwithvic or innocent until proven guilty. After weeks of this being out people still think he is innocent and they are digging for anything to smear the people who came forward vs taking a second to think what if he isn't.



3:09 PM · Feb 23, 2019 · Twitter for iPhone



Ron Toye
@RonToye

Replying to @Andrew71085742 @nightblur and 37 others

Do you know what SJW stands for? Also, did I ask you to believe? I suggest research and using logic. Believe what you want :) your belief doesn't change facts ;)

4:18 PM · Feb 23, 2019 · Twitter for iPhone

3 Likes





Ron Toye
@RonToye



Replying to @BBunny_Artistry @mayfirerose and @Rialisms

He was fired prior to the social media situation, they just had not made it public yet. After all the threats and outcry they made it public to show there was proof and an investigation but people keep forgetting that point :)

2:56 PM · Feb 28, 2019 · Twitter for iPhone

1 Like





Ron Toye @RonToye · Feb 28

No he isn't. You trolls think him lawyering up was an offensive move. Sorry, it was defensive. He knows the skeletons he has hidden that are coming back to haunt him :)

95

1

27





Ron Toye
@RonToye



Replying to @Gokured24 @Tubhero and 2 others

Not at all. I make more money than him and I am not a predator sooooo nothing to do with jealousy :)

2:58 PM · Feb 28, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye



Replying to @supermar1oultra @vicmignogna and @Rialisms

It's more like lol. He knows the skeletons he has hidden.
;) lawyering up was not an offensive move it was a defensive move and all you trolls are delusional thinking he is going to go after Funi, Monica, or any of the survivors :)



2:54 PM · Feb 28, 2019 · Twitter for iPhone

18 Likes





Ron Toye
@RonToye

Replying to @HarambePrivate @Rialisms and @ignorethenoises
People still think he is innocent. laughable!

3:01 PM · Feb 28, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @abauman0 @Rialisms and 2 others

Lol what do you think they did lol. That's why he was fired but they also stood up to people calling their friends liars. :)

2:35 PM · Feb 28, 2019 · Twitter for iPhone

13 Likes





Ron Toye
@RonToye

Replying to @CommisarWarder @KayGRadley and 9 others

No one is looking to settle with Vic. Just want to make sure you have a few facts :) we hold fast to our current position and would welcome a chance to go to court :)

8:27 PM · Mar 1, 2019 · Twitter for iPhone

1 Retweet 5 Likes





Ron Toye
@RonToye

Replying to @danielcardona09 @TyBeard10 and 5 others

I never called them a coward. See, miss reading context. I let them know my contact info and that I am here when ready :) but others tried to play it as I knew they were closed that's why I called. I will be calling Monday, too. :)

9:30 AM · Mar 2, 2019 · Twitter for iPhone

5 Likes





Ron Toye
@RonToye



Replying to @NickRekieta

Me checking, doing really well :) not worried 1 bit. :) also, just to let everyone know, he hasn't contacted me personally just via twitter and that is weak. I see the PR move that they are trying to do but I still feel bad that the money being used is fans not his.

1:49 PM · Mar 2, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @Deanna_Minion and @marchimark

They are ignorant people who think they are more apprised to a situation than people who are actually in the middle of it. They want clicks and are trying to capitalize on the suffering of survivors of sexual assault.

5:55 AM · Mar 4, 2019 · Twitter for iPhone



Ron Toye
@RonToye



Replying to @ronelm2000 @zCduHRyejyAeJPe and 3 others

She would be there and about 30 other ladies :)

9:10 AM · Mar 7, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @anne_author @ecchinosuke and 6 others

That's not correct. He also assaulted 3 of my very close friends in addition to Monica.

10:20 PM · Mar 7, 2019 · Twitter for iPhone

2 Likes





Ron Toye
@RonToye



Replying to @LykD9 @shane_holmberg and 48 others

What if you are wrong? What if he didn't realize what he was doing was wrong and the entire time we were right? Could we sue him? Especially after he called for his fans to go after his detractors? He did eventually call them off but they didn't stop. :)

10:09 AM · Mar 8, 2019 · Twitter for iPhone



Ron Toye
@RonToye

Replying to @alien_faceless @CrazyCatGamers and 8 others

Well, I have been consistent. I have said that I am not worried to go to court since the beginning and from the beginning I have said he needs help and not a crucifix. But the fans want court and maybe they will get it. :)

11:13 AM · Mar 8, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @CrazyCatGamers @anne_author and 7 others

I don't want him in my life but I do want all this to go away. I tried but people keep calling for court. I called him and never heard back. I have said it people mess up, he needs help, and to take time away to get better. His legal friend and lawyer are making it worse.

6:41 AM · Mar 8, 2019 · Twitter for iPhone

1 Like





Ron Toye
@RonToye

Replying to @2Zippos and @NickRekieta

See that's where you are missing it. If i wasn't 100% sure I was right I would be worried but I am not. It's not a false sense of security it's just having all the facts.

10:38 AM · Mar 8, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @ecchinosuke @anne_author and 6 others

Did you read Monica's letter? Also, most of what I know personally, didn't deserve jail time. But it was enough to warrant separation from studios until he got help. Hostile work environment doesn't equal jail, every time. If he wants to try and sue cool let's go to court.

6:46 AM · Mar 8, 2019 · Twitter for iPhone





Ron Toye
@RonToye

Replying to @Natsu_anime12 @lomadane3 and 11 others

There was more than 1 investigations.

10:54 AM · Mar 8, 2019 · Twitter for iPhone





Ron Toye
@RonToye



Replying to @aura_gami @shane_holmberg and 48 others

That is a correct statement I can't speak for everyone but you can read Monica's letter and I have said it, we never wanted him to go to jail They wanted a safe work environment and a safe con experience for people while he got help. But if court needs to happen let's go.

5:22 PM · Mar 7, 2019 · Twitter for iPhone

1 Retweet 7 Likes





Ron Toye
@RonToye

Replying to @MyCatNamelsShad and @NickRekieta

They don't list the facts. Did you hear his rant. The entire premise is we have to swear under oath. Great let's go. Like I have said, the precession of ladies who he has harmed, knowingly or not, are waiting :)

10:22 AM · Mar 8, 2019 · Twitter for iPhone

2 Likes



Ron Toye
@RonToye

Unfollow



Replying to @braxtonhardison @AboutElizabethM and 6 others

Lame! How about the person you are trying to defend not be an idiot and ask for consent? Might have prevented all of this :) you see, people say we are not getting harassed yet we can't make a single post without morons jumping on being ignorant.

7:47 PM - 31 Mar 2019

2 Likes



2



2





Ron Toye
@RonToye

Following



Replying to @EmmaRachel9 @Rialisms and 2 others

First hand account vs what a friend said happened. The point your trolls are trying to make is laughable. When a rumor isn't based on fact it doesn't have the effect you hope for ;)

10:02 AM - 4 Apr 2019

2 Likes



2



2

