

Exhibit 30

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION

- - - - - X
NICOLE P. ERAMO, :
Plaintiff, : Civil Action No.
vs. : 3:15-CV-00023
ROLLING STONE LLC, et al., :
Defendants. :

- - - - - X

CONFIDENTIAL - PURSUANT TO PROTECTIVE ORDER

Videotaped Deposition of RYAN DUFFIN

Charlottesville, Virginia

Friday, April 15, 2016

9:03 a.m.

Job No. 168604

Pages: 1 - 247

Reported by: Dana C. Ryan, RPR, CRR

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1		1	C O N T E N T S
2		2	EXAMINATION OF RYAN DUFFIN: PAGE:
3	Videotaped Deposition of RYAN DUFFIN,	3	By Mr. Phillips 8
4	held at the:	4	By Ms. Schary 173
5		5	
6		6	
7		7	E X H I B I T S
8	Courtyard Charlottesville	8	(Attached to the Transcript)
9	University Medical Center	9	PLAINTIFF'S: PAGE:
10	1201 West Main Street	10	Exhibit 1 December 4, 2014 Rolling 12
11	Blue Ridge Conference Room	11	Stone Magazine Article By
12	Charlottesville, Virginia 22903	12	Sabrina Rubin Erdely Titled
13	(434) 977-1700	13	A Rape On Campus, Bates
14		14	Stamped RS001070 Through
15		15	001079
16		16	Exhibit 6 Document Titled Columbia 161
17		17	Journalism Review, Rolling
18		18	Stone's Investigation: A
19		19	Failure That Was Avoidable,
20	Pursuant to agreement, before Dana C. Ryan,	20	Bates Stamped ERAMO-04541
21	Registered Professional Reporter and Certified	21	Exhibit 13 March 23, 2015 Press Release 166
22	Realtime Reporter.	22	Issued By The Charlottesville
23		23	Police Department, Bates
24		24	Stamped ERAMO-04882 Through
25		25	04888

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1	A P P E A R A N C E S	1	E X H I B I T S C O N T I N U E D
2		2	(Attached to the Transcript)
3	ON BEHALF OF THE PLAINTIFF:	3	PLAINTIFF'S: PAGE:
4	ANDREW PHILLIPS, Esquire	4	Exhibit 174 Text Messages, Bates Stamped 121
5	Clare Locke LLP	5	Duffin-0001 Through 0004
6	902 Prince Street	6	Exhibit 175 Text Messages, Bates Stamped 44
7	Alexandria, Virginia 22314	7	Duffin-0023 Through 0039
8	Telephone: (202) 628-7400	8	Exhibit 176 Text Messages, Bates Stamped 44
9	Email: andy@clarelocke.com	9	Duffin-0092 Through 0094
10		10	Exhibit 177 Text Messages, Bates Stamped 66
11	ON BEHALF OF THE DEFENDANTS:	11	Duffin-0097 Through 0115
12	ALISON B. SCHARY, Esquire	12	Exhibit 178 Series Of Emails Produced 149
13	Davis Wright Tremaine LLP	13	By Ryan Duffin Bates Stamped
14	1919 Pennsylvania Avenue, Northwest	14	Duffin-0117 Through 0127
15	Suite 800	15	Exhibit 228 Text Messages, Bates Stamped 143
16	Washington, D.C. 20006	16	Duffin-0005 Through 0016
17	Telephone: (202) 973-4200	17	Exhibit 255 Text Messages, Bates Stamped 168
18	Email: alisonschary@dwtd.com	18	Duffin-0040 Through 0046
19		19	Exhibit 258 Text Messages, Bates Stamped 40
20	ALSO PRESENT:	20	Duffin-0086
21	Dana Campbell, Videographer	21	Exhibit 260 October 7, 2012 Email Chain, 116
22		22	Bates Stamped Duffin-0146
23		23	Exhibit 261 December 12, 2014 Email, 170
24		24	Bates Stamped Duffin-171
25		25	

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1	EXHIBITS CONTINUED			1	seated.		
2	(Attached to the Transcript)			2	THE WITNESS: Okay.		
3	DEFENDANTS':	PAGE:		3	MR. JUSTICE: Would you raise your		
4	Exhibit 46	Map Of The IFC FSL	243	4	right hand, please.		
5	Fraternities And Sororities			5	-----		
6	At University Of Virginia As			6	RYAN DUFFIN,		
7	Of The Fall Of 2012			7	having been duly sworn, testified as follows:		
8				8	-----		
9				9	EXAMINATION BY COUNSEL FOR THE PLAINTIFF		
10				10	BY MR. PHILLIPS:		
11				11	Q Good morning, Ryan.		
12	PREVIOUSLY MARKED EXHIBITS			12	A Good morning.		
13	DEFENDANTS'	PAGE:		13	Q We just met briefly off the record.		
14	Exhibit 44	Text Messages Between Ryan	213	14	But, again, my name is Andy Phillips. I represent		
15	Duffin And Kathryn Hendley,			15	Nicole Eramo in her lawsuit against Rolling Stone		
16	Bates Stamped Duffin-0017			16	magazine and the reporter Sabrina Rubin Erdely.		
17				17	I'm aware that you have fairly		
18				18	extensive experience doing interviews and that		
19				19	kind of thing --		
20				20	A Yep.		
21				21	Q -- as a result --		
22				22	A For better or worse.		
23				23	Q -- of all this.		
24				24	Yeah. But since you've never given a		
25				25	deposition before, I'll -- I'll quickly go over,		

Page 7				Page 9			
1	PROCEEDINGS			1	kind of, some of the ground rules and some		
2	THE VIDEOGRAPHER: This is the			2	pointers.		
3	videotaped deposition of Ryan Duffin in the matter			3	Essentially, this is a question and		
4	of Eramo versus Rolling Stone, et al., in the			4	answer session. I'm going to be asking you some		
5	United States District Court for the Western			5	questions to elicit testimony from you regarding		
6	District of Virginia, Charlottesville Division,			6	your knowledge of facts relevant to Dean Eramo's		
7	Case Number 3:15-CV-00023-GEC.			7	lawsuit. I'll be showing you some documents,		
8	This deposition is being held at			8	things that you produced to us, other related		
9	Courtyard Charlottesville University Medical			9	documents relative to the case. And, then, when		
10	Center on April 15th, 2016.			10	I'm done, Alison will have the opportunity to ask		
11	My name is Dana Campbell from U.S.			11	you some questions as well.		
12	Legal Support, and I am the video specialist. The			12	As you can see, we have Dana, our court		
13	court reporter is Dana Ryan also from U.S. Legal			13	reporter, here. She's taking a transcript of		
14	Support.			14	everything we say, so a couple of things related		
15	We are on the record at 9:03:43.			15	to that. It's important to give verbal responses;		
16	Counsel will now state their			16	things like head nods or shakes don't really show		
17	appearances for the record.			17	up on the transcript.		
18	MR. PHILLIPS: This is Andy Phillips			18	A Uh-huh.		
19	from Clare Locke LLP on behalf of the plaintiff,			19	Q I'm going to do my best to let you		
20	Nicole Eramo.			20	finish answering my question before I start asking		
21	MS. SCHARY: Alison Schary from Davis			21	another one. If you could try to let me finish my		
22	Wright Tremaine on behalf of the defendants.			22	question before you start answering, even		
23	THE VIDEOGRAPHER: Will the notary,			23	though -- even if you have an idea of what it is		
24	Phil Justice, please swear in the witness?			24	I'm about to ask you, if you could try to let me		
25	MR. JUSTICE: Sure. You can remain			25	get it out just for clarity on the transcript,		

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1	that would be great.	1	Q Okay. Great. So you started in the
2	Breaks -- we can take a break at any	2	fall of 2012?
3	time, use the restroom, grab -- we have beverages	3	A Correct.
4	over there --	4	Q And where are you from originally,
5	A Okay.	5	Mr. Duffin?
6	Q -- just let me know. Typically we try	6	A So I moved to Winchester when I was
7	to make sure that if there is a question pending	7	four years old, so that's where I consider myself
8	that we get an answer to that question before we	8	from. I lived there, you know, until I left
9	take a break, but otherwise just let me know and	9	for -- for UVA.
10	we'll do that.	10	Q Okay. Great.
11	A Okay.	11	So, Mr. Duffin, I'm going to start by
12	Q Questions -- I try to ask clear	12	handing you a copy of what we have marked as
13	questions. I try to do my best, but I don't	13	Plaintiff's Exhibit 1 in this case. There you go.
14	always do that. So if I ask you a question that's	14	A Thank you.
15	unclear or you don't understand what it is that	15	(Plaintiff's Deposition Exhibit 1 was
16	I'm asking you, just please ask me to rephrase the	16	identified for the record and attached to the
17	question and I'll try my best to do that; is that	17	transcript.)
18	fair?	18	MS. SCHARY: I'll take another one.
19	A Yeah, that sounds great.	19	MR. PHILLIPS: Sure.
20	Q Great. And you understand you're under	20	BY MR. PHILLIPS:
21	oath today?	21	Q Mr. Duffin, do you recognize
22	A Yes.	22	Plaintiff's Exhibit 1?
23	Q Okay. Any reason you can't give	23	A I do.
24	accurate and truthful testimony today?	24	Q And do you recognize Plaintiff's
25	A No.	25	Exhibit 1 as a copy of the Rolling Stone article
Page 11		Page 13	
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1	Q Okay. Great.	1	entitled "A Rape On Campus"?
2	Mr. Duffin, am I correct that you are	2	A Yes.
3	currently a student at the University of Virginia	3	Q Did you read this article at or around
4	here in Charlottesville?	4	the time that it was published?
5	A Yes.	5	A Yes. So I believe it came out, what,
6	Q Okay. And what year are you in school?	6	November 19th of 2014. I read it online, I think,
7	A I'm a fourth-year.	7	just a few minutes after it went up online.
8	Q What are you studying? What's your	8	I think a lot of people at UVA knew it
9	major?	9	was going to come out. I didn't know what the
10	A I'm a double major in computer science	10	content would be, of course, but I knew there was
11	and cognitive science.	11	going to be some article coming out. And, so --
12	Q Okay. And are you expecting to	12	so I was kind of looking for it the morning that
13	graduate this spring?	13	it -- that it was released.
14	A Yes.	14	Q Okay. When was the last time you read
15	Q Great.	15	the article? Do you recall?
16	Do you know what you're doing	16	A In full, I'm not sure. The last time
17	postgraduation?	17	I've seen a copy of it was, I think, sometime in
18	A Yeah, I'll be moving to New York and	18	January of this year, and that was, you know,
19	working as a software engineer.	19	related to another media report of the story.
20	Q Wow. Congratulations.	20	Q Okay. And I understand you've given a
21	A Thank you.	21	number of media interviews related to this
22	Q Did you start at the University of	22	article; is that correct?
23	Virginia -- was your freshman year in 2012; is	23	A That is correct.
24	that correct?	24	Q Okay. So I'm going to ask you, at
25	A Yes, it was 2012 to 2013.	25	least to begin with, specifically about the first

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1	couple pages starting with the -- the gang rape	1	page RS001072 on the Bates.
2	account up through the -- the sort of scene that's	2	And specifically I want to ask you
3	depicted as taking place --	3	about the scene that's depicted taking place after
4	A Uh-huh.	4	Jackie's gang rape.
5	Q -- after that.	5	Do you know the individual who's called
6	A Sure.	6	Jackie in this article?
7	Q So if you want to take a moment to --	7	A I do.
8	to browse that and refamiliarize yourself with it,	8	Q Okay. Were you friends with her during
9	that might speed things up a little bit.	9	your first year at UVA?
10	A Sure thing.	10	A Yes.
11	Q Great.	11	Q Okay. You see that according to this
12	A (Witness reviews document.) Okay.	12	article three individuals named Randall, Andy and
13	Q Okay. Ryan, do you see that the --	13	Cindy met with Jackie around 3:00 a.m. on the --
14	this Rolling Stone article, "A Rape On Campus,"	14	on a street corner near the Phi Kappa Psi house?
15	opens with a very graphic description of a gang	15	A Correct.
16	rape of a UVA student named Jackie at the Phi	16	Q Okay. And there's a description of a
17	Kappa Psi fraternity house?	17	conversation that took place between these three
18	A Yes.	18	individuals.
19	Q And you recall the article claims that	19	A Uh-huh.
20	Jackie was lured to the Phi Kappa Psi house by an	20	Q Do you see that?
21	upperclassman fraternity brother named Drew who	21	A Yes.
22	she supposedly met while working at the pool at	22	Q Okay. Do you understand that you are
23	UVA?	23	the individual called Randall in this article?
24	A Yes.	24	A I do.
25	Q Okay. And the article claims that Drew	25	Q Okay. And do you understand that the
Page 15 Page		Page 17 Page	
1	invited Jackie out on a date, then took her to	1	individual called Andy in this article is Alex
2	this fraternity party and orchestrated a gang rape	2	Stock?
3	by seven fraternity brothers?	3	A Yes.
4	A Correct.	4	Q And the young woman called Cindy in
5	Q Okay. I want to ask you about the	5	this article is Kathryn Hendley?
6	middle column on page 70 of the article.	6	A Yes.
7	A Okay.	7	Q Is it true that you and your friends,
8	Q And just a note, while we're looking at	8	Alex and Kathryn, met with Jackie on the night of
9	documents today, I may refer at different times	9	September 28th, 2012?
10	to -- in this case there's actual pagination on	10	A Yes.
11	the document --	11	Q Okay. Is the scene depicted in this
12	A Uh-huh.	12	article recounting that meeting at 3:00 a.m. near
13	Q -- but you'll also notice this little	13	the Phi Psi house accurate?
14	number in the bottom right-hand corner.	14	A No.
15	A Uh-huh.	15	Q Can you tell me everything you can
16	Q We call that a Bates number, and	16	think of that is inaccurate about this scene
17	documents that are produced in litigation tend to	17	portrayed in the article?
18	have a unique Bates number on each page. So more	18	A Yeah, sure. Well, so, I guess the
19	than likely I'll often use the Bates number to	19	first detail is that it wasn't 3:00 a.m. It was
20	orient you to where we're going to be discussing.	20	probably closer to midnight.
21	Just --	21	So I -- I guess I can just go, you
22	A Okay.	22	know, line by line --
23	Q Just a heads-up.	23	Q Sure. That would be great.
24	A Thank you.	24	A -- if you want.
25	Q So this page 70 of the article, but	25	Okay. So -- all right. So the

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1 article, for -- for one thing, seems to paint
2 this -- this interaction -- this happening outside
3 of the Phi Kappa Psi house. It wasn't. It was in
4 front of one of the first-year dorms on Alderman
5 Road which is, you know, probably about a mile
6 away from the fraternity house.

7 The -- it portrays Jackie as -- as
8 being barefoot, disheveled, face beaten, dress
9 spattered with blood, and that is not an accurate
10 description of -- of, you know, her physical
11 appearance at all. There was really nothing about
12 her physical appearance to indicate that any sort
13 of violent action had taken place.

14 She -- she seemed a little bit shaken,
15 but, you know, there was really no other sort of
16 indication about it.

17 Q So, to your recollection, she wasn't
18 bruised or bloodied or anything like that?

19 A Correct.

20 Q Okay.

21 A I mean, if -- if she was, we would have
22 gone for medical attention, and -- and we didn't
23 because there was no indication that we had to.

24 So a lot of this, you know, also seems
25 to paint this conversation as, you know, when she

1 Then she said that once -- once they
2 got into the room, he closed the door behind her.
3 There were five other men waiting in the room, and
4 Jackie's date performed -- or sorry, told the five
5 other men to perform -- forced Jackie to perform
6 oral sex on the other five men. Sorry.

7 Q Gotcha.

8 Did Jackie, in fact, specifically
9 identify Phi Kappa Psi that night, or did she just
10 say a fraternity, if you -- if you recall?

11 A So the only -- the only detail that I
12 really remember is it was something-Psi. However,
13 you know, at some point, you know, later, I
14 realized it was Phi Psi because it's the only --
15 it's the only fraternity at UVA that goes by a
16 short-name moniker that ends in a Psi.

17 Q Okay. There are quotes attributed to
18 you and Alex and Kathryn in this article?

19 A Yes.

20 Q Are those quotes accurate?

21 And I'm -- I'm speaking, again,
22 specifically of the middle column on page RS001072
23 continuing on to the top of the right-hand column.

24 A No, these quotes are not accurate. I
25 think that it's, you know, trying to paint this as

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1 told us about the sexual assault -- you know, the
2 article says that we -- we debate the social price
3 of reporting the incident -- because the first
4 thing we told her was -- was, you know, we would
5 like to see you report this, you know, if you can.

6 We never tried to dissuade her from
7 reporting it, you know, because of any sort of
8 social reputation or anything. The -- the -- the
9 only reason that we didn't is because she
10 specifically said that she didn't want to. Our
11 first reaction was, you know, strike while the
12 iron is hot, and, you know, report this to
13 authorities, if you can.

14 Q Okay. What did Jackie tell you had
15 happened to her that night?

16 A So she said that she was on a date with
17 a Phi Kappa Psi brother. It wasn't part of a
18 larger fraternity function. It was just kind of
19 like a one-off date; somebody who happened to be
20 in a fraternity taking somebody on a date.

21 And she said that, you know, at some
22 point during the date he stopped his car outside
23 of his fraternity house and said he had to run up
24 to his room to get something, asked if she would,
25 you know, come along with him. She said yes.

1 being a lot more aggressive of an encounter than
2 it was.

(Witness reviews document.)

3 So -- so there's a quote attributed to
4 me that says, What did they do to you; what did
5 they make you do, Jackie recalls her friend
6 Randall demanding.

7 And, you know, that -- that kind of
8 seems like it was -- it was, like, a lot more
9 proactive in trying to get her to give up
10 information. When she -- when she initially
11 called me, she was waiting outside on a picnic
12 bench. And, you know, I could see that she was
13 distraught over something. And, you know, I
14 initially wondered if, you know, maybe she had
15 been assaulted, but I wasn't going to ask. I
16 waited for her to tell me.

17 We did want to see her go to the -- go
18 to a hospital or -- or -- or report to
19 authorities, but she -- she didn't want to.

20 And then the -- the paragraph, I guess,
21 at the top of the third column where it says, The
22 other two friends, however, weren't convinced. Is
23 that such a good idea, she recalls Cindy asking.
24 Her reputation will be shot for the next four
25

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1 years. Andy seconded the opinion adding that
2 since he and Randall both planned to rush
3 fraternities, they ought to think this through.
4 That quote never happened. That entire
5 discussion never happened. And the article was
6 actually, you know, off base in suggesting that we
7 were interested in fraternities at the point
8 anyway. We were not.
9 And then the entire -- the entire
10 ensuing con- -- conversation, it's implied -- in
11 saying, The -- the three friends launched into a
12 heated discussion about the social price of
13 reporting Jackie's rape; and the quote attributed
14 to Cindy that says, She's going to be the girl who
15 cried rape and we'll never be allowed into any
16 frat party again, that conversation is a complete
17 fabrication.
18 Q Okay. To the extent that conversation
19 did happen between you and Jackie and Alex that
20 night, was Kathryn even part of that conversation?
21 A So she was physically present but
22 wasn't really a part of the conversation. Jackie
23 seemed, you know, for her -- not to want to -- she
24 seemed to not want Kathryn to know. So she was
25 there because when I called Alex, you know, Alex

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1 was with Kathryn, so they both came. But Alex and
2 I were really the only ones talking to Jackie.
3 Q Okay. You mentioned a phone call from
4 Jackie. Is that how -- is that what precipitated
5 this meeting?
6 And can you tell me a little bit about
7 what you remember about that phone call and how it
8 is that you--all wound up at the dorm speaking with
9 Jackie that night?
10 A Yeah. Well, so, actually I had
11 received -- I don't remember what specifically the
12 content was, but I received a vague text message
13 from Jackie before -- you know, probably around
14 8:00 p.m. that night that, you know, seemed to --
15 to vaguely indicate that maybe something wasn't
16 right. But, you know, then I asked, hey, is
17 everything okay. And the -- the message I
18 received back basically said, oh, everything is
19 fine. It didn't seem like it, but, you know, I
20 took her at her word.
21 So, you know, the phone call just --
22 just came really late and, you know, Jackie just
23 said, you know, hey, something happened; can you
24 come meet me out in front of this dorm. And I was
25 about a five-minute walk away so -- so I said,

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1 yeah, sure.
2 Q And then you called Alex, who was with
3 Kathryn, and they came as well?
4 A So I called Alex after I actually got
5 to Jackie. I was -- I was the first one there.
6 But, you know, when I realized that, you know,
7 this was a really serious issue, you know, I
8 figured it would be good to have some more of her
9 friends around as well.
10 Q Okay. And you told me that you and
11 your friends encouraged Jackie to go to the
12 hospital or report her alleged sexual assault to
13 the authorities --
14 A Uh-huh.
15 Q -- and that Jackie did not want to do
16 that; is that accurate?
17 A Correct.
18 Q Okay.
19 A Yeah. We were -- we were a lot more
20 pushing for -- you know, for reporting it to the
21 authorities than going to the hospital. I think
22 at that point we didn't really know a whole lot
23 about, you know, what, like, medical procedures
24 are recommended to take after a sexual assault,
25 but I think we still vaguely had the idea that it

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1 was a good idea. I know I was much more concerned
2 with, you know, while you have the chance to
3 identify these other people, take the steps to do
4 so.
5 Q Okay.
6 A Also -- sorry, could I get a glass of
7 water? Is that --
8 Q Yeah. Absolutely.
9 MS. SCHARY: Why don't --
10 MR. PHILLIPS: Why don't we go off the
11 record for a minute.
12 THE VIDEOGRAPHER: Going off record at
13 9:22:20.
14 (Recess -- 9:22 a.m.)
15 (After recess -- 9:25 a.m.)
16 THE VIDEOGRAPHER: We're back on record
17 at 9:25:55.
18 BY MR. PHILLIPS:
19 Q So, Ryan, I've seen media reports
20 suggesting that at one point during this
21 conversation with Jackie, the one we were
22 discussing, that you actually pulled out your
23 phone to call the police; is that true?
24 A You know, at this point I don't
25 remember. All I can say is that I was, you know,

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1 pretty adamant on it. But, again, we didn't
2 because she didn't want to, and if she wasn't on
3 board with it, then, you know, we couldn't.

4 Q Did Jackie verbalize to you during that
5 meeting that she did not want you-all to contact
6 the authorities and that she was unwilling to --
7 to go to the authorities?

8 A Yes, because she said that, you know,
9 if she went to the authorities, then she would
10 have to, you know, keep telling the story again
11 and again. And she didn't really want to -- to
12 have to relive the -- the trauma, you know,
13 with -- with, you know, a bunch of police officers
14 who -- who she felt like wouldn't take it
15 seriously.

16 I did get a text message from her
17 the -- the morning after that -- she said that she
18 would report it when she was ready to, but at the
19 time, she wasn't ready to.

20 Q Okay. What happened next? What
21 happened -- how did this conversation wrap up and
22 what happened after that?

23 A Well, so, you know, Alex and I just
24 kind of wanted to make sure that -- that Jackie
25 was safe, so -- she lived in a dorm at that time

1 friend Randall who, citing his loyalty to his own
2 frat, declined to be interviewed.

3 Is it true that you declined to be
4 interviewed for this Rolling Stone article?

5 A No. I was never contacted by Rolling
6 Stone to be interviewed for this article.

7 Q Okay. And when you say you were never
8 contacted by Rolling Stone, does that include the
9 reporter, Sabrina Rubin Erdely?

10 A It does.

11 Q Is it true that you, in fact, never
12 spoke to Sabrina Rubin Erdely at any time prior to
13 the publication of this article?

14 A That's correct.

15 Q Okay. Did anyone ask you to be
16 interviewed for this article leading to you
17 declining to be interviewed?

18 A No.

19 Q Okay. And I take it, since you did not
20 ever actually decline to be interviewed, you did
21 not do so on the basis of loyalty to your own
22 fraternity?

23 A Correct.

24 That said, I'm not sure where the
25 shitshow quote comes from because,

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1 that, you know, is -- it's a
2 single-room-suite-style kind of thing. So there's
3 six people living in one -- one suite, but they
4 all have their own individual rooms. And, so, we
5 got sleeping bags and just, you know, rolled out
6 sleeping bags and slept on her floor that night to
7 make sure that she slept okay and that she would
8 be okay.

9 Q Okay. Actually, while we have the
10 article in front of us, I want to ask you about
11 the next paragraph following the description of
12 this scene --

13 A Uh-huh.

14 Q -- that begins, Two years later.
15 And I'll actually just go ahead and --
16 and read for the record the portion I want to ask
17 you about.

18 A Sure.

19 Q This paragraph on RS001072 begins, Two
20 years later, Jackie, now a third-year, is worried
21 about what might happen to her once this article
22 comes out. Greek life is huge at UVA, with nearly
23 one-third of under grads belonging to a fraternity
24 or sorority, so Jackie fears the backlash could be
25 big -- a shitshow predicted by her now-former

1 interestingly -- and this would be -- this is, you
2 know, possibly just coincidence, you know. In
3 the -- in, like, the two weeks leading up to the
4 article's publication, you know, people at UVA
5 knew that there was going to be some big article
6 coming out in Rolling Stone that was going to be
7 pretty detrimental to Greek life. And at some
8 point in passing I said, wow, it sounds like this
9 article is going to be a shitshow.

10 I don't know if that's, you know -- it
11 just happens that they chose the same word here.
12 I don't really know where that would have come
13 from.

14 Q Okay. Did you ever use the term
15 "shitshow" in speaking to Jackie about the
16 article?

17 A No.

18 Q Okay.

19 A But there -- there is -- there's a text
20 message in what I submitted -- and I -- there's a
21 reason I'm bringing this up, because -- I feel
22 like this needs clarification because there is a
23 text message in what I submitted the day the
24 article came out to Alex Stock --

25 Q Yes.

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1	A -- where I said, this is crazy, because	1	to feel when I was reading the article. It was a
2	I did use this word in relation to this article.	2	mix of, you know, feeling angry and feeling
3	But I didn't know this is what the	3	betrayed and feeling just really sad.
4	article was going to be. I didn't know that --	4	Also, that, you know -- when this came
5	you know, that we were going to be a part of it.	5	out, we also believed it, maybe. That -- you
6	It just sounded like there was some article that	6	know, a lot of it maybe had gotten caught up in --
7	had some huge -- you know, capabilities for some	7	in the prose of the reporting to make this article
8	huge -- huge impact.	8	that had a huge impact. And because we hadn't
9	Q Gotcha.	9	been contacted, maybe -- you know, we thought
10	When you read the article, Ryan, was it	10	maybe Sabrina Erdely had taken a lot of liberties
11	apparent to you that you were Randall in the	11	with how she portrayed us. But we thought that
12	article?	12	the account depicted might have been what actually
13	A Yes.	13	happened and Jackie had just never told us it was
14	Q Okay. How could you tell?	14	that bad.
15	A Well, so -- all right. This is -- this	15	Q Okay. Were you surprised that Rolling
16	might be difficult to -- to answer, for the	16	Stone would print these things about you and your
17	purposes of anonymity. And I don't really know	17	friends and these quotes from you and your friends
18	how to phrase that question without going off the	18	without ever contacting you to ask if those things
19	record, if that's possible.	19	ever actually happened?
20	Q Can you just explain to me what your	20	A Yeah. It seemed really weird. I
21	concern is, and I'll see if I can address it with	21	didn't really know why a lot of this had been
22	a -- with a different question?	22	printed with none of us really knowing about it.
23	A Yeah. Okay. There's -- there's two	23	But, you know, by the time -- by the time the
24	reasons that I knew that Randall was me, and the	24	article came out, there really wasn't anything we
25	first one has to do with -- with the alias used in	25	could do to -- you know, to stop that.
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1	the article. I don't know if that's -- if that's	1	Q Okay. I think there might be a text
2	sufficient.	2	relating to this that we'll get to, and we'll get
3	But then, also, you know, there's -- so	3	to the texts.
4	there's the three friends in the article that --	4	A Sure.
5	you know, there's -- there's Randall, Andy and	5	Q But were you surprised to see the
6	Cindy. There's a pretty easy one-to-one	6	article claim that you declined to be interviewed
7	between -- you know, of the first letters of	7	when you -- when you, in fact, had not declined to
8	names. Randall is Ryan; Andy is Alex; and Cindy	8	be interviewed?
9	is Kathryn. Even though Kathryn is spelled with a	9	A Yeah, yeah, absolutely.
10	K, phonetically it could be a C.	10	Q Did you speak with Sabrina Rubin Erdely
11	Q Gotcha.	11	after the article was published?
12	A And then, just, you know, the -- the	12	A I did.
13	rest of the details of -- of the -- well,	13	Q If Sabrina Rubin Erdely had contacted
14	actually, also, later in the article it mentions	14	you before the article was published, would you
15	that it's September 28th. And then, you know,	15	have spoken to her?
16	just the entire rest of the story with this	16	A Yes.
17	assault at Phi Psi.	17	MS. SCHARY: Objection: calls for
18	It's the kind of thing that, you know,	18	speculation.
19	having lived it, you just immediately know.	19	Just give me a sec to object.
20	Q Gotcha. Okay.	20	THE WITNESS: Sure.
21	Did you feel that your friends Alex and	21	BY MR. PHILLIPS:
22	Kathryn were portrayed negatively in this article?	22	Q The answer to that question is yes?
23	A Absolutely, yes.	23	A Uh-huh. Yes.
24	Q Were you upset about that?	24	Q If Sabrina Rubin Erdely had contacted
25	A Yeah. Yeah. I really didn't know how	25	you before the article was published to ask you

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1	about the accuracy of the quotes that she planned	1	Q Did you learn at some point that Jackie
2	to publish in the article from you and Alex and	2	had a romantic interest or a crush on you?
3	Kathryn, would you have spoken to her about that?	3	A Yes.
4	MS. SCHARY: Objection: calls for	4	Q Can you tell me about how it is that
5	speculation.	5	you learned that?
6	THE WITNESS: Can I still answer the	6	A I mean, it was -- it was pretty
7	question?	7	apparent pretty quickly, if we're -- you know, I
8	BY MR. PHILLIPS:	8	believe it would have been -- I think it was
9	Q Yes.	9	August 31st -- and this is something that could
10	A Yes, I would have.	10	be -- that could be verified. It was when Tom
11	MS. SCHARY: I'm just objecting for the	11	DeLuca gave his hypnotist show.
12	record.	12	He gives this show every year as part
13	THE WITNESS: Okay.	13	of -- you know, it's the -- the closer to -- to
14	BY MR. PHILLIPS:	14	move-in weekend -- or to -- to welcome week.
15	Q Ryan, how is it that you were	15	And, so, the four of us were just, you
16	acquainted with Jackie?	16	know, sitting out watching Tom DeLuca's show, and
17	A So we met through Kathryn Hendley.	17	Jackie just took that as an opportunity to grab my
18	Kathryn knew her a little bit before college. I	18	hand and just, you know, hold it and look at me
19	don't really remember how they knew -- how they --	19	(indicating). And -- and, you know, from then on
20	how they met. But, you know, I had briefly met	20	she was -- she was very, very forward about this
21	Kathryn at orientation, and -- you know, so then	21	romantic interest.
22	on move-in day, you know, we had -- we, you know,	22	Q What was -- what was your response to
23	had tried to meet up because, you know, it's --	23	her -- her being forward with her romantic
24	it's a very chaotic time. You just -- you know,	24	interest with you?
25	you'll -- you'll latch on to whoever you vaguely	25	A So, I mean, initially I -- you know, I
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1	know --	1	rebuffed it. We did go on one date and that was
2	Q Sure.	2	because, you know, when I was in high school I
3	A -- because there's -- there's a lot	3	said no to somebody who asked me on a date and
4	going on and everyone is trying to orient	4	then I felt bad about it. And I thought, you
5	themselves.	5	know, like, if somebody is going to -- to have the
6	So -- so we met through -- through	6	gumption to -- to show interest, you should at
7	Kathryn on the move-in weekend.	7	least give them a chance.
8	Q Okay. Did you -- and this is -- this	8	But then after that, you know, I -- I
9	is in the fall of 2012; is that right?	9	specifically remember one conversation with Jackie
10	A Yes.	10	where she said, hey, I will be whatever you want
11	Q Do you recall when move-in weekend was?	11	me to be, and I said, how about friends. And it
12	Was that August or early September?	12	didn't go so well from there.
13	A Yeah, so it would have been August --	13	Q Okay. When you say "it didn't go so
14	31 days in August; right?	14	well," can you tell me what you mean by that?
15	MS. SCHARY: Yes.	15	A Yeah. I mean, she was just really,
16	THE WITNESS: Thirty-one.	16	really upset about it. She started crying
17	Okay. So move -- so I would have moved	17	immediately. And, you know, it wasn't the
18	in on August 25th, then. And, so, move-in weekend	18	situation I wanted to be in, but I figured it was
19	was, I think, Friday, August 24th; Saturday,	19	better to be blunt and forward about it as soon as
20	August 25th; and then -- you know, then by Sunday,	20	you can because then -- you know, that's --
21	everyone is moved in.	21	otherwise you're just putting off emotional
22	BY MR. PHILLIPS:	22	distress of greater magnitude later.
23	Q Okay. Did you and Jackie and Alex and	23	Q Okay. And we're going to talk, of
24	Kathryn thereafter become friends?	24	course, about Haven Monahan.
25	A Yes.	25	A Uh-huh.

1 Q Do you recall, time frame-wise, when
2 this conversation with Jackie occurred where you
3 told her you just wanted to be friends -- do you
4 recall when that happened in relation to the
5 beginning of the -- the Haven Monahan text
6 conversations?
7 A Honestly, I don't remember when that
8 particular conversation happened. It -- it would
9 have been sometime in September. Probably early
10 September.
11 Q Okay.
12 A But, you know, that's just me guessing.
13 Q Sure.
14 Do you recall Jackie telling you and/or
15 Alex and Kathryn that she was being romantically
16 pursued by a third-year student that she said was
17 in her chemistry class?
18 A Yes.
19 Q Okay. Can you tell me what you
20 remember about that?
21 A Well, I mean, it's pretty much what --
22 you know, what you said. At some point she
23 mentioned that there was this guy in her class who
24 liked her, and she specifically came to me and
25 Alex saying that, you know, this guy liked her,

1 if he was okay and if -- if he would -- you know,
2 if he would treat her well.
3 So, you know, Jackie's idea was, you
4 know, have us pose as other people who were
5 interested in him in his class and gave us, you
6 know, his number to text under that guise. It,
7 you know, felt kind of weird, but we saw it as,
8 you know, a, you know, very strange way to -- to
9 help out a friend.
10 Q Okay. Why don't we go ahead and go to
11 the texts here, and I'll hand you -- let's start
12 with Exhibit -- Plaintiff's Exhibit 258.
13 (Plaintiff's Deposition Exhibit 258 was
14 identified for the record and attached to the
15 transcript.)
16 BY MR. PHILLIPS:
17 Q Ryan, I'm handing you what we've
18 marked --
19 A Okay.
20 Q -- as Plaintiff's Exhibit 258.
21 A Sure thing.
22 MS. SCHARY: Thank you.
23 BY MR. PHILLIPS:
24 Q And Plaintiff's Exhibit 258 is a
25 document that you kindly provided to us.

1 and she didn't know what to do about it. She
2 wasn't really sure if he was a good guy or not,
3 which is kind of where the -- you know, the -- the
4 entire catfishing component came in. And I'm sure
5 that we'll be getting to that as well.
6 But, you know, that was just -- the
7 initial information we had was there is some guy
8 who liked Jackie and she wasn't really sure about
9 it.
10 Q Okay. Did she tell you that this
11 individual's name was Haven Monahan?
12 A Yes.
13 Q Do you recall Jackie encouraging you to
14 exchange text messages with a number that was --
15 that purportedly belonged to Haven Monahan?
16 A Yes.
17 Q And we'll get into those specific text
18 messages in a bit --
19 A Uh-huh.
20 Q -- but can you just tell me generally
21 what you remember about that, how it is that you
22 wound up texting with this number?
23 A Yeah. Well, so, she -- you know, she
24 wanted Alex and me to -- to text Haven as a favor
25 to her to try to, you know, just kind of vet if --

1 A Uh-huh.
2 Q Can you go ahead and identify this
3 document for the record, please?
4 A Yes. So this would be the first set of
5 texts that was sent to the -- the number
6 purportedly belonging to Haven Monahan.
7 Q Okay. So the -- there's -- there's two
8 texts on here. And is it correct that these are
9 both text messages that you sent to the telephone
10 number [REDACTED]
11 A Yes.
12 Q Where did you get that telephone number
13 from?
14 A So when I received a subpoena in
15 November to give up all of my text messages -- oh,
16 wait. So are we -- are you saying where did --
17 like, where did the number come from that I
18 provided or -- or who gave me the number?
19 Q Who gave you the number?
20 A Oh, Jackie gave me the number.
21 Q Okay.
22 A Yeah. Sorry.
23 Q That's what I was asking. Okay.
24 A I was going to say, it was on my
25 phone --

1 Q Yeah.
2 A -- the whole time.
3 MS. SCHARY: Very literal.
4 BY MR. PHILLIPS:
5 Q Sorry. Yeah, so I was -- I was asking
6 how it is that you --
7 A Yeah.
8 Q -- you knew to send texts --
9 A Yeah.
10 Q -- to this number.
11 A Yeah, right. Jackie sent -- sent me
12 this number.
13 Q All right. Gotcha.
14 And can you sort of explain the -- the
15 context of the two texts that you sent?
16 It -- it looks like they were sent on
17 September 4th, 2012; is that correct?
18 A Yes.
19 Q Okay. Can you sort of explain the
20 contexts of those two texts?
21 A I -- yeah. Well, so -- so, you know,
22 again, Jackie wanted Alex and me to pretend to be
23 other girls in Haven's class. She told us that it
24 was Professor Pate's class and -- so, you know,
25 just under, you know, her goading, I guess, you

1 know, she said, hey, you know, send some texts
2 trying -- trying to act, you know, as interested
3 in him as you can. So this is my attempt to --
4 lots of smiley faces.
5 Q Okay.
6 A Very weird.
7 Q No problem.
8 Is that -- why you specifically ref- --
9 referenced Professor Pate in the second text on
10 here because Jackie had told you that Haven
11 Monahan was in the chemistry class that Jackie had
12 with Professor Pate?
13 A Yes.
14 Q Okay. Am I correct that you never
15 actually received any response from this telephone
16 number?
17 A I believe so. I think the other text
18 came from another number that said, I'm on my
19 friend's phone --
20 Q Okay.
21 A -- the other one is dead.
22 Q Okay.
23 A Which, you know, now seems kind of odd
24 because people don't tend to remember phone
25 numbers that come from, you know, outside sources.

1 And they especially don't tend to respond to them
2 from another phone immediately. But, you know,
3 it's in the past.
4 Q Oh, I see. So you're saying if -- if
5 Haven's phone had been dead, how would he have
6 known the number to text you back on a different
7 phone?
8 A Right. If I got -- you know, if I got
9 a text from some number that I didn't know, I
10 would just wait until I could recharge my phone
11 because I definitely wouldn't remember what the
12 number was.
13 Q Understood.
14 So I'll hand you the next set of texts,
15 I believe, with Haven.
16 I'm actually going to hand you, Ryan,
17 both Plaintiff's Exhibit 175 and Plaintiff's
18 Exhibit 176.
19 (Plaintiff's Deposition Exhibit 175 and
20 Plaintiff's Deposition Exhibit 176 were identified
21 for the record and attached to the transcript.)
22 THE WITNESS: Okay. Thank you.
23 BY MR. PHILLIPS:
24 Q There's sort of some -- some
25 simultaneous texting going on here --

1 A Yes.
2 Q -- so I'm going to make an effort to
3 kind of go through these simultaneously to the
4 extent we can.
5 A Uh-huh.
6 Q Starting with PX-175 --
7 A Yes.
8 Q -- can you identify that document for
9 the record, please?
10 A Yes. So this is a series of text
11 messages between me and Jackie, you know,
12 spanning, I guess, most of the -- the fall
13 semester.
14 Q Okay. And the number listed here at
15 the top, [REDACTED] --
16 A Yeah.
17 Q -- is that Jackie's cell phone number?
18 A Yes, I -- I'm assuming as much just
19 because this data came directly from my phone.
20 Q Gotcha.
21 And what about Plaintiff's Exhibit 176,
22 another document that you produced to us? Can you
23 identify that document for the record, please?
24 A Yes. So -- so this is the response
25 that I received from Haven, you know, from the --

1 the second phone number after -- you know, after
2 the -- the initial texts in Exhibit 258.
3 Q Okay. And the phone number that these
4 texts came from is area code [REDACTED]
5 A Yes.
6 Q Okay. So let's start with PX-175.
7 A Sure.
8 Q The first text message listed on here
9 appears to be a text from Jackie to you on
10 September 4th at 8:37 p.m.
11 Do you see that?
12 A Yes.
13 Q Okay. Jackie texted you, So creepy kid
14 did not just send me one but 11 pictures of
15 himself. What the poop?
16 And then you responded, He never even
17 texted me back --
18 A Uh-huh.
19 Q -- is that right?
20 A Uh-huh.
21 Q Okay. And Jackie said, What a bummer.
22 He has been freakishly persistent with me for the
23 past two hours. Count yourself lucky.
24 Can you explain the context of these
25 texts, what it is that you-all were talking about?

1 A Yeah. So creepy kid is Haven Monahan.
2 He never even texted me back, that's me
3 saying, hey, you know, I texted him; I never heard
4 anything back.
5 Q Okay.
6 A Yeah, I don't know what other context
7 there is to give.
8 Q That's what I was asking.
9 A Okay.
10 Q So you were referring -- when she says
11 creepy kid and you're discussing that he never
12 texted you back and she says he's been freakishly
13 persistent with her for the past two hours,
14 you're -- you're both referencing Haven Monahan?
15 A Yes.
16 Q Okay. Let's look at PX-176.
17 A Sure.
18 Q And it looks to me like these texts
19 begin just shortly after midnight on Wednesday,
20 September 5th; is that correct?
21 A Yes.
22 Q Okay. So am I correct that -- I -- I
23 think you already explained this, but just to make
24 sure we're clear, so this is after you had
25 previously sent two text messages to a Haven

1 Monahan number that you did not receive a response
2 to, you then began receiving texts from this other
3 number?
4 A That's correct.
5 Q Okay. So the first text that you
6 receive from Haven after midnight on September 5th
7 said, Who is this; is that right?
8 A Correct.
9 Q And you wrote back, Who is this; I'm
10 not sure I ever texted you?
11 A Yeah.
12 Q And then Haven asked you, Is this
13 Jackie?
14 A Yes.
15 Q Okay. And you responded, No; who's
16 Jackie; is that correct?
17 A Correct.
18 Q Can you explain what it is that's --
19 that's going on here? Like, do you know why Haven
20 asked you about Jackie so quickly, and why is it
21 that you said, No; who's Jackie?
22 MS. SCHARY: Objection: calls for
23 speculation.
24 THE WITNESS: Okay. So, you know, I
25 had received this -- the -- the first text, Haven

1 to me, saying, Who is this, from a number I didn't
2 recognize. And, so, that's why I texted back, Who
3 is this; I'm not sure I ever texted you.
4 When I received the text that says, Is
5 this Jackie, that's when I realized that this was,
6 you know, very, very likely the person that she
7 had asked me to text prior. So that's why I said,
8 No, because if I said I knew who she was, then,
9 really, it, you know, gives up the entire thing
10 and wouldn't really let me well vet, you know,
11 if -- if Haven was okay or not.
12 BY MR. PHILLIPS:
13 Q Oh, I understand.
14 So you're -- when you say, No; who's
15 Jackie, you're sort of playing coy because
16 you're -- you're still intending to -- to follow
17 through on Jackie's plan to pretend that you're a
18 girl in --
19 A Correct.
20 Q -- his class?
21 I understand. Okay.
22 A And then that's what happens --
23 Q Yep.
24 A -- for the rest of these -- for the
25 rest of these -- this is so weird seeing these

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1	now.	1	you say, Yeah, I am. Do you know Troy; he gave me
2	Q So -- so, yeah, sorry. It looks like	2	your number. LOL.
3	on -- just a few minutes later, about 14 minutes	3	Do you see that?
4	after midnight on September 5th -- well, actually,	4	A Yes.
5	a -- a few minutes before that, 13 minutes after	5	Q Can you explain the reference to Troy
6	midnight on September 5th, you say, That's weird,	6	in your text to Haven Monahan?
7	LOL. Wait, are you Haven?	7	A Yeah. So -- so Troy actually comes
8	So --	8	from the -- the other document --
9	A Yeah.	9	Q Yeah.
10	Q -- that's when you realized and meant,	10	A -- on -- on page Duffin-0023,
11	oh, this must be Haven Monahan who's texting me?	11	specifically in the text from Jackie that says,
12	A Yes.	12	LOL. Say from his friend Troy. He keeps saying
13	Q Okay. And then he asks -- he says,	13	how his friend Troy gives all these random girls
14	Yes, and confirms that -- that it's Haven, and	14	his numbers, and he doesn't like any of them --
15	says, Who are you?	15	because I asked Jackie in -- in the -- in the text
16	A Yes.	16	before saying, I don't know how to respond to the
17	Q Okay. And that's when you said, OMG,	17	fact that Haven's asking me how I got this number.
18	I'm in your chem class -- smiley face. My name is	18	Q Gotcha.
19	Brianna. You busy Friday?	19	So am I correct that at the time you're
20	A Correct.	20	texting with the number purporting to be Haven
21	Q Okay. So now you're texting with	21	Monahan on September 5th, you are simultaneously
22	someone you believe to be Haven Monahan, and	22	texting with Jackie about your conversations with
23	you're pretending to be a girl named Brianna who	23	Haven Monahan?
24	is -- who you're telling him is in his chemistry	24	A Correct.
25	class?	25	Q Okay. And it was Jackie that suggested
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1	A Correct.	1	to you that you should tell Haven that you got his
2	Q Okay. To be clear, at that time you	2	number from Troy, who Jackie said was his
3	were not really in a chemistry class with any	3	roommate?
4	person named Haven Monahan; right?	4	A Yes.
5	A I wasn't in the chemistry class at all.	5	Q Okay. Did you ever meet Troy --
6	Q The chemistry class came -- that came	6	A No.
7	from Jackie?	7	Q -- or did you know Troy?
8	A Yes.	8	A No.
9	Q Okay. So it looks like after you asked	9	Q Okay. While we're on the topic, did
10	Haven -- and I'm still looking at the first page	10	you ever meet Haven Monahan?
11	of PX-176, which is Duffin-0092.	11	A No.
12	It looks like after you asked Haven,	12	Q Do you know anyone who ever met Haven
13	you said, My name is Brianna; you busy Friday.	13	Monahan?
14	Haven responded, Yeah, I've got a date with a girl	14	A No.
15	in our class; sorry?	15	Q Okay.
16	A Yeah.	16	A Well, I mean, I guess, you know, Jackie
17	Q Okay. And then a few texts later, you	17	said that she had met him.
18	know, you jokingly say, you know, Well, if that	18	Q Right. Okay. And that's a --
19	doesn't work out, you can text me anytime.	19	A That's a given.
20	And then Haven is telling you that he	20	Q -- and that's a fair clarification.
21	really likes this girl?	21	Other than -- other than --
22	A Yes.	22	A Other than --
23	Q Okay. Then a few texts later -- there	23	Q -- Jackie --
24	is a text from you 29 minutes after midnight on	24	A Other than her, no.
25	September 5th -- after Haven asks, Are you there,	25	Q Okay. So I'm -- I'm flipping to the

1 second page of PX-176, which is Duffin-0093.
2 A Sure.
3 Q And up at the top --
4 Haven had asked you by text, Are you a
5 first-year; and you said, Yeah, I'm a first-year.
6 Is that correct?
7 A Yes.
8 Q Okay. And you again tell Haven, I
9 really wish I could see you on Friday. And Haven
10 responds, Yeah, I would, but there's this girl --
11 you probably know her -- Jackie [REDACTED]. She was
12 in our chem class. She lives in Gooch.
13 Do you see that?
14 A Yes.
15 Q Okay. And that's a text that you
16 received from someone purporting to be Haven
17 Monahan on September 5th?
18 A Correct.
19 Q Did you think it odd at the time, Ryan,
20 that Haven Monahan seemed to be repeatedly
21 referencing and questioning you about Jackie?
22 A I mean, not really because, you know,
23 from -- from all accounts and -- and from what
24 Jackie had told us, it sounded like he really
25 liked her. So, you know, I think it's -- it's a

1 strange strategy to use when speaking to somebody
2 else, you know, who could possibly be interested
3 in you or somebody you don't know. It seems like
4 a weird thing to immediately go to it, but it
5 didn't seem, you know, out of the realm of
6 possibility.
7 Q Gotcha. So after -- after Haven asked
8 you -- Haven asked you -- he says, Yeah, I would,
9 but there's this girl -- you probably know her --
10 Jackie [REDACTED] She's in our chem class. She
11 lives in Gooch; right?
12 A Yes.
13 Q And then you told Haven -- again,
14 you're posing as Brianna at this point. You told
15 Haven you don't know Jackie and said, You should
16 go out with me instead; right?
17 A Yes.
18 Q And then Haven kind of continues
19 talking to you about Jackie; is that right?
20 A Correct.
21 Q Haven claims that he had asked her out
22 for Friday?
23 A Uh-huh.
24 Q A couple of texts later, Haven tells
25 you, Brianna: No offense, Brianna, but you're

1 probably not my type. We can be friends, but I
2 really like this girl. She's deep.
3 Is that right?
4 A Yes.
5 Q And then 37 minutes after midnight on
6 September 5th, Haven Monahan said, Since you're a
7 first-year girl, can you give me some advice.
8 Is that right?
9 A Yes.
10 Q And then Haven proceeds to, I guess --
11 is it -- is it fair to say that Haven then
12 proceeds to sort of extol Jackie's virtues to you?
13 A Yes.
14 Q And sort of asks you for advice about
15 his interest in Jackie?
16 A Uh-huh.
17 Q And, among -- among other things, Haven
18 said, Jackie is this super smart, hot first-year.
19 Is that correct?
20 A Yes.
21 Q Haven also mentions Jackie listening to
22 SafetySuit and Coheed and Cambria?
23 A Yes.
24 Q Are those bands; is that correct?
25 A Yes.

1 Q Okay. Are those bands that Jackie
2 liked?
3 A Yes.
4 Q Okay. Had you previously discussed
5 with Jackie her -- her interest in those bands?
6 A I seem to remember mentioning
7 SafetySuit with her, but I don't think I've ever
8 heard of a song by either of those bands.
9 Q Okay.
10 A I'm familiar with their names. I know
11 that they are bands, but that's -- that's about
12 it.
13 Q Okay. And then you actually -- I'm on
14 the next page now, Duffin-0094 --
15 A Uh-huh.
16 Q After Haven Monahan references these
17 bands that Jackie likes, you respond, IDK.
18 Which is I don't know; right?
19 A Yes.
20 Q And you said, But I love SafetySuit?
21 A Yes.
22 Q And then Haven actually asks you
23 about -- what's your favorite song by SafetySuit.
24 Do you see that?
25 A Yeah.

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Page		Page	
1	Q Good.	1	minutes after midnight on September 5th. You say,
2	A I mean, actually, if you -- if you want	2	I think he may be starting to like me. At what
3	to cross-reference that, you can see where that	3	point do I become an asshole for doing this.
4	comes from.	4	Do --
5	Q Yeah. You're -- you're a step ahead of	5	A Yeah.
6	me.	6	Q -- you see that?
7	A Okay.	7	And am I correct that you're referring
8	Q I'll follow you. Where are you	8	to Haven and you're sort of jokingly asking about
9	looking?	9	at what point do I become an asshole for
10	A So, yeah, on Duffin-0024, I say, I	10	pretending to be Brianna and exchanging texts with
11	don't know SafetySuit that well; what's a good	11	him?
12	song of theirs.	12	A I mean, I think it's a facetious way of
13	Uhm, Anywhere But Here or Stay or	13	asking what was a very serious concern, I think,
14	Something I Said are ones I like.	14	this entire time. You know, this -- this was --
15	I said, I knew Stay -- I'm familiar	15	was really unlike anything that I had done before
16	with the name. I said, I'm going with that.	16	or since because it -- because it felt weird. It
17	And that's where -- that's where this	17	felt manipulative.
18	text on 0094 comes from. And I said, I got to see	18	So even though -- yeah, I mean, even
19	them play Stay when I saw them opening for The	19	though it's -- it's a, you know, interesting
20	Script last year.	20	phrasing for it.
21	As -- as context to that, I, you know,	21	Q Okay. And Jackie responded to that
22	spend time -- a lot of people have different ways	22	question and said, Probably none, considering he
23	they procrastinate on the Internet, and for me, my	23	is a total narcissistic douche bag. And then
24	way of wasting time is looking at concert	24	said, Trust me; he'll probably start sending you
25	listings. So I'm very familiar with who's touring	25	pictures of himself.
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Page		Page	
1	with whom, who's been opening for whom. So I knew	1	Is that right?
2	that they had been touring with The Script the	2	A Yes.
3	previous year.	3	Q Did that, in fact, occur? Did Haven
4	Q Gotcha.	4	Monahan at a certain point send you pictures of
5	So you referenced -- you referenced	5	himself as Jackie had predicted he would?
6	PX-175, your text with Jackie.	6	A Yes.
7	Is it correct that, again, at the same	7	Q Ryan, at a certain point is it accurate
8	time you're texting with Haven Monahan, you're	8	to say that Haven starts sort of referencing you,
9	also exchanging texts with Jackie?	9	Ryan, in his texts with Brianna?
10	A Correct.	10	A Yes.
11	Q And with reference to the -- the	11	Q I think -- I think the first reference
12	question about the bands that Haven had asked you,	12	to it is on Duffin-0094. Haven's sort of
13	you actually discuss that with Jackie, and Jackie	13	bemoaning the fact that Jackie doesn't appear to
14	is sort of providing you information to provide	14	be interested in him and he says -- this is 51
15	back in response to Haven?	15	minutes after midnight on September 5th -- says,
16	A Yes. And that's a, you know, pattern	16	How can looks not matter. And, get this, she says
17	that -- that continues, I think, through a lot of	17	she likes some other first-year guy who doesn't
18	this conversation.	18	like her and turned her down, but she won't date
19	Q And I think I -- I was going to ask you	19	me because she likes him. WTF. It's so fucked
20	about a similar pattern. Again, I'm -- I'm	20	up, man.
21	looking at Duffin-0024 on PX-175 --	21	Do you see that?
22	A Yes.	22	A Yes.
23	Q -- the Jackie texts.	23	Q Was it apparent to you that you were
24	A Uh-huh.	24	the first-year guy who turned Jackie down?
25	Q You ask -- you text Jackie about 45	25	A Yes.

Page 62 Page		Page 64 Page	
1	Q And then, again, at -- it's the bottom	1	Duffin-0023, do you see that about 12:19 a.m. on
2	of page Duffin-0094, there's a text from Haven at	2	September 5th Jackie sent you a text saying,
3	57 minutes after midnight on September 5th saying,	3	Apparently a girl in Haven's chem class named
4	How could she not want me; WTF. She can't turn me	4	Brianna is texting him, and he asked if I knew
5	down for some nerd first-year. She said this kid	5	her -- there's a smiley face emoticon -- just so
6	is smart and funny and worth it, but I told her,	6	happened to be your number, LOL.
7	if he said no to you, fuck it and move on to	7	Do you see that?
8	better things, like me.	8	A Yes.
9	Do you see that?	9	Q And this is a text you received while
10	A Yes.	10	you were simultaneously texting with the Haven
11	Q Was it apparent to you that you were	11	Monahan number?
12	the smart and funny nerd first-year --	12	A Correct.
13	A Yeah.	13	Q Okay. So I guess I'm -- I'm trying to
14	Q -- Haven Monahan was referencing?	14	understand here. So is -- apparently Jackie is
15	A Excuse me. Yes, yes, it was.	15	telling you that while you're texting with Haven,
16	Q And then I wanted to ask you about 59	16	Jackie is also texting with Haven; is that --
17	minutes after midnight on September 5th on	17	A Yes.
18	Duffin-0095.	18	Q Okay. Do you see that on -- on PX-175
19	Haven texted you, My friend said it	19	on Duffin-0024, it looks like about 34 minutes
20	comes from her email, darlinmeg. And you said, I	20	after midnight you sent a text to Jackie saying,
21	didn't get it. And Haven said, WTF. K, I'll try	21	He's asking if I know you. I said I wanted to see
22	it from my BlackBerry. Phone's dead.	22	him on Friday. And he said, No, there's a girl
23	What were -- what was the context of --	23	named Jackie?
24	of those texts?	24	A Yes.
25	A Right. Well, so, the context is	25	Q And Jackie responds, Oh, dear Lord, I
Page 63 Page		Page 65 Page	
1	actually a little bit earlier on -- on page 0094.	1	want to warp myself into another galaxy?
2	Q Okay.	2	A Yes.
3	A Specifically the -- yeah, so -- so, you	3	Q And then it looks like you and Jackie
4	know, after -- after the series of texts from	4	kind of joke back and forth a little bit about how
5	Haven saying, you know, get this, she said she	5	Haven is telling you about his romantic interest
6	likes some other first-year guy, at 53 minutes	6	in Jackie?
7	after midnight I said, Can I get some pics,	7	A Yes.
8	because I didn't really know what else to say.	8	Q On Duffin-0025 --
9	Q Yeah.	9	A Uh-huh.
10	A And then, you know, interspersed with	10	Q -- on PX-175, it looks like you guys
11	the rest of those, there are messages of -- of,	11	are speaking again about Haven Monahan, and then
12	you know -- allegedly Haven is trying to send me	12	at 1:07 a.m. you send Jackie a text saying, Yep,
13	photos, but it's -- it's not working for some	13	I'm not sure I'm getting any more texts from him
14	reason. But then at some point I did receive	14	tonight, at any rate. I think I'm going to have
15	photographs purportedly of Haven.	15	to go to bed so I'm not late for class tomorrow.
16	Q Okay. Gotcha.	16	Do you see that?
17	And then it looks like that's -- is	17	A Yes.
18	that the end of the text messages you exchanged	18	Q And then two minutes later you text
19	with this particular Haven Monahan phone number on	19	Jackie, Wait, I just got a bunch of photos?
20	September 5th at about 1:00 in the morning?	20	A Yes.
21	A Yes.	21	Q So it looks like in the intervening two
22	Q Okay. Going back to PX-175 --	22	minutes there, after you told Jackie that you were
23	A Sure.	23	going to go to bed and cease the texting with
24	Q -- the Jackie text, do you see --	24	Haven for the night, you received a bunch of
25	actually back on the first page here, it's	25	photos from Haven Monahan?

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1 A Correct.

2 Q So I'm going to hand you -- let's

3 keep -- let's keep PX-175 handy. I'm going to

4 hand you the next set of Haven texts. This is

5 Plaintiff's Exhibit 177.

6 (Plaintiff's Deposition Exhibit 177 was

7 identified for the record and attached to the

8 transcript.)

9 THE WITNESS: Thank you.

10 BY MR. PHILLIPS:

11 Q And this is another -- another document

12 that you produced to us.

13 A Yes.

14 Q Can you go ahead and identify it for

15 the record, please?

16 A Yes. So -- so this is, you know, more

17 text messages between me and Haven, and, you know,

18 at some point in this document I get, you know,

19 sick of needing to -- to play a part. I just tell

20 Haven, Hey, there's -- I'm Ryan.

21 Q There's a big reveal in there?

22 A Yeah.

23 Q Okay. And we'll definitely get to

24 that.

25 A Of course.

1 Q And when Haven asks, You get it, and

2 you respond, Got it, is that referring to

3 photographs that Haven sent you?

4 A It is.

5 Q How did you receive those photographs?

6 A So those also came via text message.

7 I -- I think it was associated with a textnow.me

8 address. And that might be listed somewhere else

9 in -- in what I submitted. But it came from, you

10 know, what seemed to be yet another source that

11 was more associated with -- that -- what looked

12 like an email address or -- or a Web address.

13 Q Gotcha.

14 I think -- I do think we'll find that

15 in here. Is -- is the user name darlinmeg or

16 something like that?

17 A Yes, that's right.

18 Q Okay. And you said that came from a

19 textfree account or a textnow account?

20 A I think it was -- I think it was called

21 textnow.me.

22 Q Okay. Do you have an understanding of

23 what that is?

24 A I -- well, so, I didn't really look

25 into it at the time, but I believe it's a service

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1 Q So -- so PX-177 is another document

2 showing text messages that you exchanged with a

3 phone number purporting to be Haven Monahan?

4 A Correct.

5 Q And this phone number was

6 (540) 632-0662?

7 A Yes.

8 Q Okay. So this was actually the third

9 Haven Monahan phone number that you'd texted with?

10 A Correct. At which point -- two of

11 which were actually -- you know, purported to

12 belong to -- to Haven Monahan. The -- the rest of

13 this conversation was, you know, allegedly from a

14 friend's phone.

15 Q Gotcha.

16 So I think, actually, on -- I think

17 it's PX-176, the last text you received from Haven

18 was something to the effect of, My phone is dying;

19 I'll try you on my BlackBerry; is that right?

20 A Correct.

21 Q And then you started receiving texts

22 from this (540) 632-0662 telephone number

23 beginning with Haven saying, Hey, it's Haven on my

24 Bberry; you get it?

25 A Yes.

1 that allows you to send text messages from

2 arbitrarily chosen phone numbers or -- or, you

3 know, like, temporary-use phone numbers.

4 Q Gotcha.

5 So we don't necessarily need to go

6 through all these PX-177 Haven texts individually,

7 but it looks like, again, Haven starts asking you

8 for advice about how to date Jackie and -- and

9 referencing his interest in Jackie; is that right?

10 A Correct.

11 Q And, again, he's sort of repeatedly

12 referencing to you Jackie's interest in what he

13 calls a brilliant and funny and amazing first-year

14 student?

15 A Yes.

16 Q And, again, it was -- it was apparent

17 to you that you were that first-year student who

18 Jackie was interested in?

19 A Correct.

20 It was very similar to, you know, a lot

21 of the phrasing that she had directly used to

22 describe me to myself.

23 Q I see. So the -- the terms that Haven

24 is using to describe you -- Jackie says, He's this

25 and that -- they're the kinds of things that

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1	Jackie would say to you directly?	1	So the -- I had just joined the -- the
2	A Yes.	2	Glee Club. I had just been, you know, accepted,
3	Q Okay. The -- on PX-175, your text with	3	what, this -- Sunday of this week. And, so, the
4	Jackie at the bottom of Duffin-0025 --	4	first rehearsal was on a Tuesday, and every -- the
5	A Uh-huh.	5	Glee Club has a tradition after the first
6	Q The text itself -- actually, it starts	6	rehearsal when they've just, you know, had a -- a
7	on the next page --	7	new batch of members, you go to a naming ceremony.
8	A Yeah.	8	Everybody in the UVA Glee Club has a special
9	Q -- but the date and time is on the	9	nickname that's assigned for really no -- no
10	bottom of Duffin-0025.	10	actual reason, but mine was Pocket.
11	A Uh-huh.	11	Q Gotcha. Gotcha. And you told Jackie
12	Q It's Wednesday, September 5th, at 1:21.	12	that and she was sort of using that name to refer
13	It's 2012. You say -- you send Jackie a text that	13	to you?
14	says, My douche meter is off the charts right now.	14	A Correct.
15	I refuse to believe that somebody like this could	15	Q Gotcha.
16	actually exist?	16	I want to ask you about -- on
17	A Correct.	17	Duffin-0026 --
18	Q And then Jackie texted you back, Ha ha.	18	A Uh-huh.
19	Oh, believe it. He's a frat boy. There are about	19	Q -- of PX-175 -- your texts with Jackie.
20	3,000 more like him. It's guys like Haven Monahan	20	There's a few texts on September 11th, 2012,
21	who give other guys a bad reputation.	21	starting at 10:47 in the morning.
22	Is that a text you received from	22	A Yes.
23	Jackie?	23	Q Jackie texts you, So not to be awkward
24	A Yes.	24	at all, but it probably will be because you
25	Q Okay. And then you told her, I think	25	probably didn't, but did you send me flowers. I'm
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1	I'm done talking to Haven for the night. I'm	1	guessing no, but I'd rather it be you than who I
2	going to bed, but I guess I'll see you tomorrow?	2	think it is, even though I'm about 99 percent
3	And Jackie said, Mkayy -- smiley	3	positive it wasn't you, but I'm making sure.
4	face -- thanks for being the good kind of guy,	4	And then Jackie -- is that a text you
5	Ryan. Trust me, you're one-in-a-million. Good	5	received from Jackie on September 11th?
6	night, Pocket. Ha ha. That never gets old.	6	A Yes.
7	It doesn't look like you, sort of,	7	Q And then did you also receive the
8	directly responded to the -- Jackie calling you	8	following text that says, Ha ha, never mind then.
9	the good kind of guy and one-in-a-million.	9	Haven's, Did you get the flowers, text confirmed
10	A Right.	10	everything. Great. Sorry to bother you.
11	Q Did you interpret this as Jackie sort	11	A Yes.
12	of expressing her -- her feelings for you again?	12	Q So am I correct that what's going on
13	A Yes. I mean, at that point I had also	13	there is Jackie saying -- Jackie is telling you
14	said I was going to go to sleep, and, you know, I	14	that she just received some flowers and asking if
15	meant it --	15	you sent them to her, and then she says, oh, never
16	Q Yeah.	16	mind, there's a note that says they're from Haven?
17	A -- so I went to sleep.	17	A Yes.
18	Q What's the Pocket reference in that	18	Q Okay. Had you ever sent Jackie flowers
19	text?	19	before prior to this?
20	A Right. So, actually, I think you can	20	A No.
21	see this a little bit earlier -- yeah, on	21	Q And I take it you didn't send these
22	page 0023 at the -- the bottom text on the page,	22	flowers?
23	September 5th at 32 minutes after midnight, I	23	A No.
24	said, I'm getting back from Glee Club now. My	24	Q Okay. Okay. So maybe we can go
25	name is Pocket.	25	forward a bit in time here to -- to the big reveal

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1 we referenced earlier.
2 A Sure.
3 Q And I believe this is on page
4 Duffin-0101 of PX-177.
5 A Yes.
6 Q Okay. So, actually, it looks like --
7 there's sort of a break in the texting between
8 September 6th and September 13th; is that right?
9 A Correct.
10 Q And, so, you -- is it true that you
11 didn't text at all with Haven during that
12 intervening week?
13 A Right.
14 Q Okay. And then on the 13th you receive
15 a text sort of out of the blue from Haven saying,
16 Hey, what's up?
17 A Yes.
18 Q And what's going on here? At this
19 point are you just sort of sick of the -- of the
20 ruse and decide to -- to tell Haven who you really
21 are?
22 A Yeah. Yeah, I mean, it's -- I had --
23 you know, really didn't like doing this at the
24 time, anyway. So, you know, a week later, getting
25 more texts, I didn't really want to deal with it

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Page

1 anymore. I figure it was just better to be honest
2 about it.
3 Q Gotcha.
4 A I figured I would get more ground that
5 way, anyway.
6 Q Okay. So on the 13th you told -- you
7 told Haven Monahan or the person you believed to
8 be Haven Monahan that you're -- you are Ryan?
9 A Yes.
10 Q Okay. And this provokes sort of a --
11 an angry response from Haven; is that fair to say?
12 A I -- I mean, that's understandable,
13 too, yeah. It -- it --
14 Yes. Yeah.
15 Q Okay. And you said it's understandable
16 because it would make sense that Haven Monahan
17 would be upset that you were pretending to be
18 somebody else and texting with him?
19 A Yeah. Absolutely.
20 Q Okay. But a lot of Haven's, sort of,
21 ire appears to then quickly be directed at the
22 fact that you had rejected Jackie; is that fair to
23 say?
24 A Yeah. Can I -- actually, can I get a
25 reference to confirm that?

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1 Q Yeah. Sure.
2 A Where specifically --
3 Q So September --
4 A Oh, yeah, yeah. The entirety of page,
5 you know, -102, pretty much. Yeah.
6 Q Yeah.
7 So on -- on September 13th -- Haven
8 texts you on September 13th and says, Hey, what
9 the -- wait. Sorry. Scratch that.
10 Haven says, What the fuck; who the fuck
11 are you; what the fuck does she see in you. You
12 fucking pretend to be a fucking girl. And the
13 next text says, You don't fucking know anything.
14 WTF. You must be gay. You fucking passed her up.
15 You don't know what the fuck you're missing. Why
16 do you think I'm trying so fucking hard.
17 And then there are a number -- a number
18 of --
19 A Uh-huh.
20 Q -- texts in that vein.
21 Do you see that?
22 A Yes.
23 Q Okay. Did that strike you as odd at
24 the time that Haven seemed to be attacking you
25 repeatedly for -- for turning down Jackie's

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1 romantic advances?
2 A Well, so -- so the way that -- the way
3 that Haven paints it, right, is that by turning
4 down her advances and then, further, by trying to
5 get information about Haven, I was also ruining
6 Haven's chances with her simply by -- by existing.
7 And, you know, it's kind of like if -- if he can't
8 have her, nobody can. If, you know -- with me in
9 the picture, even though I'm saying no --
10 Q Gotcha.
11 A -- Jackie is still focusing her
12 attention on me instead of -- instead of wanting
13 to give Haven a chance.
14 Q Gotcha. Okay.
15 Did Haven also in these texts kind of
16 repeatedly reference to you what a mistake you'd
17 made in not taking the opportunity to date Jackie?
18 A Yes.
19 Q So let me ask you about the texts with
20 Haven beginning towards the bottom of the page on
21 Duffin-0102.
22 A Yes.
23 Q It looks like at about 10:36 p.m. you
24 send Haven a text saying, Take my advice on this;
25 move on; she's not interested.

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1	Do you --	1	A Uh-huh.
2	A Yes.	2	Q -- at the very bottom --
3	Q -- see that?	3	A Yep.
4	Are you referencing the fact that	4	Q -- there's a text that Jackie sent you
5	Jackie had told you that she was not interested in	5	ten minutes after midnight on September 14th.
6	dating Haven Monahan?	6	You'd asked her, you know, how -- how well does
7	A Yes.	7	she really know Haven.
8	Q Okay. And Haven responds, No. Fuck	8	Was that in response to Haven telling
9	you. It takes a heartless fucking asshole to mess	9	you about Jackie's medical condition?
10	with someone who is sick. If she died -- died	10	A Yes.
11	tomorrow, you'd be the fucker who broke her heart.	11	Q Okay. And Jackie said, I saw him once
12	She's special.	12	in chemistry and once again at the student health
13	Is that a text that you received from	13	center. It's not any less creepy because both
14	Haven?	14	times I barely said two words to him and he
15	A Yes.	15	imagined some strange relationship between us that
16	Q And then continuing on to Duffin-0103,	16	clearly doesn't exist. Listen, Ryan, I wasn't mad
17	he said, And that's why I'm going after her. No	17	at you tonight. I was mad at him. He had a
18	one understands life like her.	18	confidentiality clause that he signed as a student
19	And then you said, She just had a cold,	19	employee at the health center, and it's not his
20	Bro; a cold that I caught.	20	place to tell other people my problems. It's
21	And what's Haven's response to that	21	wrong. And if I wanted people to know, wouldn't I
22	text?	22	tell them.
23	A I can just read it, if you want.	23	And you said -- well, first of all, is
24	Q Sure.	24	she -- when she says she wasn't mad at you
25	A So the response is, Do you even know;	25	tonight, do you recall what that text is
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1	she's got lupus. She's really sick, Dude. Why do	1	referencing?
2	you think she's on so many fucking meds. I met	2	A No, I don't.
3	her in chem, but I volunteer at the clinic.	3	Q Probably some kind of nontext
4	That's how I got to know her. I thought you were	4	conversation that you had with Jackie?
5	her friend.	5	A If I was going to guess, but honestly I
6	Q And then Haven tells you the fact that	6	really don't know. I can't speak to it either
7	Jackie is so sick makes her this kick-ass and	7	way.
8	phenomenal person?	8	Q Okay. And then you told Jackie, If you
9	A Yes.	9	don't want people to know, take my word that I
10	Q Okay. Prior to this, had you ever --	10	won't tell anybody. Maybe I just don't understand
11	or prior to receiving this text from Haven --	11	the disease, but to me it's not a big deal. And
12	Haven Monahan on September 13th, 2012, had you	12	then you ask about the health center, I believe.
13	been aware of Jackie having any kind of serious	13	And then two texts later at 13 minutes after
14	illness?	14	midnight on September 14th, Jackie texts you and
15	A No.	15	says, Ryan, it means I'm dying.
16	Q Okay. That's never something that	16	A Yes.
17	Jackie had told you?	17	Q Do you see that?
18	A No, this was -- this was the first time	18	Was that the first indication you'd
19	that I was -- you know, had heard anything --	19	ever heard from Jackie that she had a -- a
20	Q Okay.	20	terminal illness?
21	A -- to that effect.	21	A Yes.
22	Q Okay. And then I believe on PX-175 you	22	Q Okay. To your knowledge, is Jackie
23	actually exchanged some texts with Jackie about	23	still alive and well today?
24	this. So starting on -- starting on	24	A As far as I know, yeah.
25	Duffin-0026 --	25	MS. SCHARY: Belatedly object to that

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Page		Page	
1	as lacking foundation, but -- okay.	1	BY MR. PHILLIPS:
2	MR. PHILLIPS: I said to the -- I	2	Q So, Ryan, I'm going to skip forward in
3	said -- fair enough.	3	time a little bit on these texts to
4	BY MR. PHILLIPS:	4	September 21st, 2012, and I'm looking at PX-177 at
5	Q So, again, I don't -- I don't	5	Duffin-0110.
6	necessarily need to go through all of them, but	6	A Okay.
7	there's a series of texts between you and Jackie,	7	Q And, specifically, at the very bottom
8	beginning on the -- like, the middle of the page	8	of that page there's a text from Haven to you --
9	of Duffin-0027 and then simultaneous texts with	9	again, this is September 21st, looks like at about
10	Haven on Duffin-0104, where it seems like you're	10	7:32 p.m. -- and Haven says, I just ran into
11	kind of texting with Jackie and Haven at the same	11	Jackie and she says you convinced her to give me a
12	time.	12	shot. Thanks, man. You're awesome. IDK what you
13	A Yes.	13	said, but it worked -- and there's a smiley face.
14	Q And, in fact, there's a -- at one point	14	A Uh-huh.
15	Jackie texts you 26 minutes after midnight on	15	Q Do you see that?
16	Friday, September 14th, saying that she thinks	16	A Yes.
17	Haven should have a lobotomy.	17	Q Did that actually happen? Did you have
18	Do you see that?	18	a conversation with Jackie where you encouraged
19	A Yes.	19	her to give Haven a shot?
20	Q And then on Duffin-177 -- or on PX-177	20	A Yeah. I mean, the extent of that
21	at Duffin-0104, just seconds later you get a text	21	conversation was, you know, Haven obviously likes
22	from Haven Monahan to you saying, What's a	22	you a lot. You know, kind of the -- the -- the
23	lobotomy?	23	same philosophy that I mentioned, I guess,
24	A Yes.	24	probably about an hour ago was that if somebody
25	Q This is -- again, Jackie is sort of	25	likes you a lot, why not -- you know, like, what's
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1	giving you the impression that she's communicating	1	one date; what's -- what's -- just seeing how it
2	with Haven at the same time that she's	2	is.
3	communicating with you?	3	Q Gotcha. Okay.
4	A Correct.	4	So af- -- following that conversation
5	Q So then I want to skip forward to, sort	5	with Jackie, you received this text from Haven; is
6	of, the date and -- and the aftermath of that --	6	that right?
7	A Uh-huh.	7	A Yes.
8	Q -- as reflected in the text.	8	Q Okay. Then I want to ask you about --
9	A Sure.	9	on the top of the next page, it's the same -- same
10	Q Is everyone doing okay on time or does	10	text conversation. Haven says, I owe you a lot.
11	anyone want a break? We've been going for a	11	She must really respect you because she said she
12	little while.	12	got back from dinner with you and you made her
13	MS. SCHARY: I wouldn't mind a	13	realize what kind of person she wants to be, and
14	two-minute break, if that's okay.	14	she thinks I deserve a shot because I'm a good
15	MR. PHILLIPS: All right. Why don't we	15	person or something. Thanks. If you ever want to
16	go off the record and take a quick break.	16	chill or come to a party at DKE, let me know.
17	THE VIDEOGRAPHER: This marks the end	17	Same if you're rushing --
18	of tape number 1 in the deposition of Ryan Duffin.	18	A Wow.
19	Going off record at 10:30:59.	19	Q -- I'll put in a word for you.
20	(Recess -- 10:31 a.m.)	20	Do you see that?
21	(After recess -- 10:38 a.m.)	21	A Yeah.
22	THE VIDEOGRAPHER: We're back on record	22	Q Okay. What is DKE?
23	at 10:38:19.	23	A That's another fraternity. It's -- it
24	Here begins tape number 2 in the	24	goes by DKE, and it's Delta Kappa Epsilon. Huh.
25	deposition of Ryan Duffin.	25	Q Okay. Does it appear from this text

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1	that Haven is referencing that he may be a member	1	following night, September 28th?
2	of DKE?	2	A Yes. And Jackie had also told us, you
3	A It's not explicitly said, but that	3	know -- to the same effect --
4	would be the implication.	4	Q Okay. That was --
5	Q Okay. Do you know anyone in that	5	A -- at the same time.
6	fraternity?	6	Q -- that was going to be my next
7	A No.	7	question.
8	Q Okay. You're in a fraternity; correct?	8	What -- what do you remember about any
9	A Yes.	9	conversations you had with Jackie relating to this
10	Q But you're not in that fraternity?	10	date?
11	A Correct.	11	A Uh-huh. Yeah, just -- just her saying
12	Q Okay. Then a few texts later -- this	12	that she had a date.
13	is also on September 1st -- Haven starts sending	13	Q So she communicated to you that she was
14	you texts asking you where you [sic] should take	14	going out on a date with this Haven Monahan person
15	Jackie out on a date.	15	on September 28th, 2012?
16	Do you see that?	16	A Yes.
17	A Yes.	17	Q Okay. And then going back to the
18	Q And he sends you links for a couple of	18	Jackie text -- PX-175, on September 28th,
19	restaurants. It looks like Keswick and the Boar's	19	specifically Duffin-0030 is the page I'm looking
20	Head Inn.	20	at.
21	A Uh-huh.	21	A Okay.
22	Q Are you familiar with those	22	Q Well, actually, first of all, I'm going
23	restaurants?	23	to ask you about a text on September 27th at, it
24	A I'm familiar with Boar's Head, not	24	looks like, 10:50 p.m. where Jackie's referencing
25	Keswick.	25	something about Haven. Then she says, So you
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1	Q Okay. Is Boar's Head -- is that	1	never told me what's up with you and Nick being
2	considered sort of a fancy restaurant in	2	all buddy-buddy?
3	Charlottesville or --	3	A Yes.
4	A Yeah, yeah, it's on the high end of	4	Q Do you see that?
5	things.	5	A Yes.
6	Q Okay.	6	Q What is she referencing there?
7	A At least amongst students.	7	Who's -- who's Nick and do you know what she means
8	Q Yeah.	8	by being all buddy-buddy?
9	Okay. So then going to	9	A Yeah. So Nick is a -- is a UVA student
10	September 27th -- and I am on page Duffin-0112 of	10	who lived in my hall first-year. And we
11	PX-177 -- Haven -- it looks like Haven sends you a	11	eventually became friends and -- and had, I guess,
12	couple of texts on September 27th in the afternoon	12	a bit of a tumultuous friendship that was, you
13	about what he -- what he should wear for his date	13	know, related to a lot of factors that, you know,
14	with Jackie; is that right?	14	really hadn't been captured in the story.
15	A Yes.	15	But he knew -- he knew, you know, kind
16	Q Okay. And then at 3:07 p.m. on	16	of offhand that Jackie was interested in me as
17	September 27th, Haven texts you, Find Jackie;	17	well, and, so, you know -- she knew who he was as
18	women know this. Tomorrow night is our big night.	18	well. So his name appears a few times in these
19	Tomorrow night I plan on wooing her and, by gum,	19	texts because I had spoken with him, you know,
20	woo her I will.	20	briefly a few times, very vaguely, about what had
21	Do you see that?	21	happened with this. So, you know, at this point
22	A Yeah.	22	she's just asking, you know, what's up with Nick.
23	Q So is the person you're texting with	23	Q Gotcha. Okay. Thanks.
24	purporting to be Haven Monahan communicating to	24	And then it looks like Jackie sent you
25	you that he has a Jack- -- a date with Jackie the	25	a text on the afternoon of Friday, September 28th,

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1 at 3:44 p.m.
2 Do you see that?
3 A Yes.
4 Q And she asks you what you were doing
5 that night?
6 A Yes.
7 Q And you told her, Probably just
8 catching up -- up on work before I leave; why?
9 A Yes.
10 Q Then Jackie says, Just wondering. And
11 then she asks you, What are you doing now. And
12 that text was sent to you at, it looks like,
13 8:23 p.m.?
14 A Correct.
15 Q And you said, Just doing some work.
16 And again you ask, Why?
17 A Yes.
18 Q Okay. Then I want to ask you about the
19 next text you received from Jackie on Friday,
20 September 28th. It looks like it's at 11:35 p.m.
21 And Jackie texted you saying, Hey, they're walking
22 me home, so you're fine. Just have fun with Glee
23 Club. Sorry I bothered you.
24 Do you see that?
25 A Yes.

1 indicate that something was amiss.
2 Q Okay. And you didn't -- you weren't
3 having any, like, contemporaneous telephone
4 conversations with Jackie that -- that explained
5 what she was referring to?
6 A No.
7 Q Okay. Okay. Gotcha.
8 So then -- so Jackie texted you at
9 11:39 p.m. saying, Nothing is going on. I
10 promise. I feel really stupid because I ran to
11 you, and I always run to you?
12 A Yeah.
13 Q How long after that was it that you got
14 the telephone call from Jackie asking you to come
15 meet her by the dorms?
16 A I mean, I remember it being around
17 midnight. I hadn't been able to find the -- the
18 phone record to back that up, but so, you know, if
19 you -- if you assume it's midnight, then it would
20 be 20 minutes.
21 Q All right.
22 A But, you know, if it was some time in
23 that -- in that time frame, probably 20 minutes
24 to -- to an hour, at most.
25 Q Okay. Then I wanted to go to the text

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1 Q And you wrote back, I want to know
2 what's going on. I just got back?
3 A Right.
4 Q And Jackie says, Nothing is going on.
5 I promise. I feel really stupid because I ran to
6 you, and I always run to you.
7 Do you see that?
8 A Yes.
9 Q What is the context of those texts?
10 And I'm wondering if -- is that before -- before
11 or after the conversation that occurred that night
12 by the dorm?
13 A Right. So this is before.
14 Q Okay.
15 A And, really, the only -- the only
16 context I had for this at the time -- because
17 this -- this captures, you know, the -- the
18 entirety of the communication that I had with
19 Jackie on the 28th before she called me.
20 So, you know, I knew that she would
21 have been on the date and probably finished with
22 the date by then. And specifically the text sent
23 at 11:35 -- the, Hey, they're walking me home
24 text -- just seemed pretty off-putting because
25 just to get that out of the blue really seemed to

1 immediately following that, but they -- they start
2 the next morning, it looks like, Saturday,
3 September 29th at 10:11 a.m.
4 Jackie sends you a text saying, Ryan,
5 you know you are my favorite person of all time,
6 and I trust you more than anything in the world.
7 I just need time to clear my head and I will go
8 report it. I need to do it when I'm ready,
9 though, and right now I'm not. Right now I just
10 need someone to hug me and give me chocolate or
11 something, and in a few hours or a few days, I'll
12 be ready. And you said, I don't care if anything
13 happens to Haven or the other guys anymore. I
14 just need to see that you're okay.
15 Is that right?
16 A Yes.
17 Q And are those texts referencing the
18 fact that you had been somewhat insistent with
19 Jackie that she should go report this incident?
20 A Yes.
21 Q And she's explaining to you that she
22 doesn't want to do that or at least doesn't want
23 to do that at this time?
24 A Correct.
25 Q On Duffin-0031 of PX-175 --

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1	A Uh-huh.	1	A I believe Jackie said that he had
2	Q -- it looks like Jackie sent you a text	2	access to it via his job at the student health
3	on Sunday, September 30th, at 10:08 p.m.	3	center and had, you know, looked through her files
4	Do you see that text?	4	because he liked her so much and wanted to learn
5	A Yes.	5	about her, and that's how he got the information.
6	Q It says, Haven came by and apologized?	6	Q Gotcha. Okay.
7	A Uh-huh.	7	Then you exchange a couple of texts
8	Q And this would have been -- this would	8	about the will. It looks like Jackie -- Jackie
9	have been two days after Jackie told you that	9	actually says she doesn't care if you read it.
10	Haven had forced her to perform oral sex on five	10	And then she asks, How on God's green earth did he
11	men; is that right?	11	get your email.
12	A Correct.	12	Do you see that?
13	Q Did you -- did you think it was odd	13	A Yes.
14	that Jackie was telling you that Haven came by and	14	Q Okay. Then you texted Jackie --
15	apologized for that?	15	referring to the will -- He said that you would
16	A Yeah, but, I mean, I didn't really see	16	rather me have it than him. You can look up
17	why -- why she would be lying about it, so I	17	emails at UVA by name.
18	decided to take her on her word.	18	Do you --
19	Q Okay. And then on next page,	19	A Yes.
20	Duffin-0032, it looks like Jackie sent you a text	20	Q -- see that?
21	on Monday, October 1st, at 9:25 p.m. saying, Hey,	21	What are you referring to when you say,
22	what are you doing. And you said, I was asleep;	22	You can look up emails at UVA by name?
23	sorry. And then Jackie said, You're fine. I just	23	A Right. So if you go to
24	wanted to tell you that Haven left school. Like,	24	www.virginia.edu/search, you can search for
25	he dropped out?	25	faculty and students by name, and it will give you
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1	A Yes.	1	the department they're associated with and their
2	Q So Jackie communicated to you on	2	email address.
3	October 2nd that Haven Monahan had dropped out of	3	Q Okay. So it's sort of an online
4	school?	4	directory for students and staff at UVA?
5	A Yes.	5	A Yes. And it's -- it's also publicly
6	Q Okay. And then you responded, Wow. He	6	accessible.
7	also emailed me your will. I didn't read it.	7	Q Okay. Did you ever use it to try to
8	I'll delete it if you'd like. And then there's a	8	locate Haven Monahan?
9	few -- a few texts related to that.	9	A I did. I believe that would have been
10	Did you, in fact, receive an email from	10	on October 8th, over fall break.
11	someone to -- purporting to be Haven Monahan	11	Q Okay. And so you -- you -- what were
12	sending you what was purporting to be Jackie's	12	the results of that search? Did you find any
13	will?	13	student named Haven Monahan at UVA?
14	MS. SCHARY: And -- Andy, can you just	14	A No, it didn't turn anything up. And
15	direct me to what -- which page you're on?	15	that's actually referenced, I think, later on in
16	MR. PHILLIPS: Yeah. On Duffin-0032.	16	the text messages. At some point I do challenge
17	MS. SCHARY: -32. Okay. Thanks.	17	Jackie about -- about Haven's identity.
18	THE WITNESS: Yes, I did receive an	18	Q Yep.
19	email, you know, purporting to Jackie's will. I	19	A And I mentioned that he doesn't show up
20	also deleted that email, so I never actually read	20	on People Search. And I said, Even if he dropped
21	the contents of it.	21	out, he should have. Now, that was me guessing.
22	BY MR. PHILLIPS:	22	That -- and, you know, I can see if I can find
23	Q Okay. Did this Haven person or Jackie	23	that -- that exact text --
24	ever explain to you how it was that Haven was in	24	Q Yeah, and I --
25	possession of Jackie's will?	25	A -- (inaudible) --

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1 Q -- well, actually, we're --
 2 A -- to go to that.
 3 Q -- we're about to get there --
 4 A Okay.
 5 Q -- you know, and I will -- let me make
 6 sure I don't have any questions for you about the
 7 stuff on this page --
 8 A Sure.
 9 Q -- and then we'll go there.
 10 I did want to ask you about -- Jackie
 11 sent you a text on October 2nd at, looks like,
 12 1:49 p.m. saying, Oh, and my mom got me Mutemath
 13 tickets to make me feel better about my
 14 situation --
 15 A Yes.
 16 Q -- ha ha?
 17 Is -- is that her -- is she suggesting
 18 that her mom got her concert tickets to make her
 19 feel better about the sexual assault situation?
 20 A Yes.
 21 Q Is that what she is referring to?
 22 A Yeah. Mutemath was going to be playing
 23 a show in Charlottesville -- I believe it was on
 24 October 8th at the Jefferson Theater -- and she
 25 knew that I had tickets to it, referenced in a

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1 later text. I was going to go with a friend of
 2 mine named Ashley and, then -- and, then, another
 3 friend from my hall.
 4 Q Okay. So Jackie was aware that you had
 5 already planned to go to this concert with a girl
 6 named Ashley --
 7 A Yes.
 8 MS. SCHARY: Object --
 9 BY MR. PHILLIPS:
 10 Q And --
 11 MS. SCHARY: Sorry. Go ahead.
 12 MR. PHILLIPS: You can make your
 13 objection, if you'd like.
 14 MS. SCHARY: Finish your question.
 15 BY MR. PHILLIPS:
 16 Q And then Jackie tells you on
 17 October 2nd that she had also obtained tickets to
 18 attend this concert that you were going to?
 19 A Specif- --
 20 MS. SCHARY: Objection:
 21 mischaracterizes the document and testimony.
 22 THE WITNESS: So, specifically, Jackie
 23 said that, you know, her mom bought her tickets to
 24 cheer her up after the assault saying, hey, get
 25 over it; here's some concert tickets.

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1 Jackie also knew that -- you know, that
 2 I was going to the Mutemath show. I was really
 3 excited. They're -- they're really good live. I
 4 was -- I was really excited about -- about going.
 5 And, yeah -- and, so -- so she -- she did know
 6 that I was going and going with -- with other
 7 people --
 8 BY MR. PHILLIPS:
 9 Q Okay.
 10 A -- from the hall.
 11 That's also -- the last text on this
 12 page also kind of confirms that where she says, Is
 13 it just you and Ashley going.
 14 Q Right.
 15 A Yeah.
 16 Q Okay. Oh, yeah. Then I think on
 17 the -- the top of the next page is a text from
 18 Jackie where she says, Do you mind if I come with
 19 you guys; I don't want to crash or anything.
 20 Do you --
 21 A Correct.
 22 Q -- see that?
 23 Okay.
 24 A She didn't end up going, either. I
 25 don't remember what the reason was.

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1 Q Okay. So then I wanted to go to
 2 Duffin-0034.
 3 A Okay.
 4 Q On Sunday, October 7th at 4:17, Jackie
 5 sends you a text saying, You're seriously taking,
 6 like, the longest poop ever.
 7 Do you see that?
 8 A Yeah.
 9 Q And then I -- I'm specifically
 10 wondering about the -- the next text.
 11 A Uh-huh.
 12 Q About nine minutes later, Jackie texted
 13 you, You know what, Ryan, I've always trusted you
 14 and put you first and believed you over everyone.
 15 I have no clue what the hell happened with Nick
 16 that made you suddenly distrust me and dig through
 17 my life, but it's fine. I'm not mad, and I'm sure
 18 you have a reason. But if you can't trust me and
 19 you feel the need to question everything because
 20 you think I somehow lied to you, then we can't be
 21 friends. When you are friends with someone, you
 22 trust them. And I've always, always trusted you.
 23 And if you're manipulating people and lying to try
 24 and get some information to prove some point, go
 25 for it. I have no idea what you'll prove, but go

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1	ahead. I hope you find what it is you're looking	1	said he was on the -- the water polo team --
2	for.	2	Q Yeah.
3	Do you see that?	3	A -- so I tried emailing the -- I think
4	A Yes.	4	the captain of the water polo team -- found their
5	Q And that's a text that you received	5	email online -- to ask if there was ever a Haven
6	from Jackie on Sunday, October 7th?	6	on the team. And then at some pointed I reply to
7	A Correct.	7	that email before getting a response saying, oh,
8	Q Do you know what she is referencing	8	sorry, never mind, because at some point I had
9	with this -- this issue with Nick and what	9	convinced myself that he wasn't a student. And
10	happened with Nick?	10	that was -- that was also what I was saying in the
11	A Yeah. And, unfortunately, this isn't	11	phone call to her on October 7th.
12	something that's captured in these text messages	12	Q Okay. So we can switch over to the
13	because a lot of the precursor to that was -- I	13	Haven texts in a second, but I guess while we're
14	spent a lot of that Sunday -- I was -- I was home	14	on it I'll -- I'll just ask you about this.
15	over fall break and I spent a lot of that fall	15	So it looks like on Sunday, October 7th
16	break trying to figure out what was going on with	16	at 7:36 p.m. on Duffin-0035, Jackie sends you a
17	this and trying to see if I could find any	17	text that says, I couldn't really hear him, but he
18	evidence that Haven was at UVA.	18	thought you made me up and you're a psycho. And
19	So the -- the precursor to the longest	19	then she says, Really, Ryan; wow. And you
20	poop text message was a phone call with Jackie	20	respond, He thought I made you up. And then you
21	where I was asking her about -- about these kinds	21	say, Oh, that's a Haven text; I see.
22	of things because before -- right before leaving	22	Is --
23	for fall break, I think Jackie had run into Nick	23	A Right.
24	at the dining hall. And, you know, I had briefly	24	Q -- that right?
25	mentioned to Nick, like, how would you find out if	25	A Yes.
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1	somebody was a student here and had had some kind	1	Q So this is Jackie purporting to send
2	of conversation relating to, you know, whether	2	you a text from Haven to Jackie saying -- in
3	Haven was a student or not.	3	reference to you -- I couldn't really hear him,
4	And, you know, on October 7th, I had	4	but he thought you made me up and you're a psycho.
5	called Jackie and -- and, you know, begun to	5	Is that the right context there?
6	question if he was a student and, then, started to	6	A Yes.
7	let her know that, you know, I was starting to not	7	Q Okay. Is that referring to a telephone
8	really believe her story.	8	conversation that you had with Haven Monahan?
9	Q What kind of things were you saying to	9	A No, and I -- I don't think I ever had a
10	her?	10	telephone conversation with anybody purporting to
11	A I mean -- well, actually -- I think,	11	be Haven Monahan. So I don't really know why it
12	actually, some of that might also be -- oh, yeah,	12	says, I couldn't really hear him there, because
13	okay. Yeah, so the later texts, I think -- I	13	that doesn't really seem to make a lot of sense in
14	think kind of show a lot of what was -- was going	14	context.
15	on.	15	Q Okay. That's what I wanted to ask you
16	So in the -- over fall break I	16	about.
17	called -- I tried calling the dean on call to ask	17	And then in reference to the you
18	if it was possible to just ask them if somebody	18	thought Jackie made Haven up conversation, is that
19	was ever a student, and that's not information	19	what you were referring to when you sent this text
20	that's actually accessible to students. It's	20	to Jackie at 8:03 p.m. on Sunday, October 7th
21	something the media was able to turn up since the	21	beginning with, Nick and I had to consider that a
22	article's publication that there was no student	22	possibility?
23	in -- Haven Monahan at UVA. But it wasn't	23	A Yes.
24	information I had then.	24	Q Okay. And you said, We could find no
25	I also tried -- I think -- I think she	25	evidence that Haven was ever at UVA?

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1 A Correct.

2 Q So is Nick -- at this time, is Nick

3 also sort of investigating this with you?

4 A Yeah. I had mentioned, you know, hey,

5 I need to find out if -- if this guy was here. I

6 had -- I had let him know in passing because Nick

7 kind of tangentially knew Jackie through me as

8 well.

9 Q Okay. So I also want to ask you about

10 what the reference is here. There's a couple more

11 Nick references.

12 On Sunday, October 7th at 8:09 p.m. you

13 texted Jackie: I mean, take a few minutes to

14 think about how this looked from my perspective.

15 You told me one thing. Nick showed me the

16 evidence to completely disprove it. But I still

17 completely trust you, so where does that leave me

18 and what does it leave me to think.

19 And then there's a -- a couple more

20 conversations about Nick showing you something

21 that disproved something Jackie had said to you --

22 A Yeah.

23 Q -- and I just want to ask you what the

24 context of those texts is.

25 A Right. So, unfortunately, I don't

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1 remember what in particular he was disproving.

2 But there were -- I think that he had a text

3 message from Jackie or something that said -- that

4 said something -- I really don't remember,

5 unfortunately.

6 Q Okay.

7 A I know that he showed me a text

8 message. I don't remember what was on it or what

9 it related to.

10 Q Okay. So he showed -- so he -- Nick

11 showed you -- sorry. What's Nick's last?

12 A Oh, man. It's Gravar. It's

13 G-R-A-V-A-R.

14 I actually, you know, hadn't seen him

15 for about two years after -- after the -- or three

16 years. We just -- we just spoke, like, a month

17 ago when he realized I was -- I was in this, and I

18 was going to try and keep him out of it as much as

19 I could.

20 Q I'm sorry. I have to ask.

21 A No, no, I know. I understand that. I

22 told him that as well.

23 Q So you don't remember exactly what it

24 was, but am I correct that Nick had shown you some

25 kind of conversation he had with Jackie that

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1 seemed to disprove something that Jackie had said

2 to you?

3 A Yes.

4 Q Okay.

5 A Yeah. I think -- you know, when Nick

6 and I talked about a month ago, Nick kind of felt

7 like Jackie was trying to play us against each

8 other, but we weren't really sure why. So I think

9 that was, you know, some of the context of -- of

10 whatever this text was.

11 Q Gotcha. Okay.

12 And, then, without going through every

13 following text, can you sort of tell me how

14 this -- these texts leave off with Jackie?

15 There's a conversation about tickets

16 that Jackie had given you, and then your -- your

17 last text with her on Sunday, October 7th says,

18 Well, then, that's going to be a bit of a problem.

19 Do you recall what the context of these

20 texts was?

21 A Yeah. Well -- so the tickets are in

22 relation to -- so this was, like, what, maybe a

23 month -- a week -- maybe two weeks after I had met

24 Jackie. There was this concert in Washington,

25 D.C., on Friday, October 12th, that I wanted to go

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1 to, but I really didn't have any means to get up

2 there or anything.

3 So, as a birthday gift, she bought two

4 tickets to the show and two Greyhound tickets to

5 go up to and back from the show, which, you know,

6 I thought was a lot to spend on somebody for their

7 birthday. She had to get the tickets secondhand

8 because they had already sold out. It ended up

9 being incredibly expensive, especially considering

10 that I had just met her two weeks prior.

11 And, so, you know, in this whole --

12 whole text message conversation -- which includes

13 the quote from Jackie that says, Our friendship is

14 over, Ryan -- you know, kind of put the -- the

15 plans for the weekend, I guess, in turmoil.

16 Q Gotcha. Okay. And you did -- did you

17 end up not attending that convers- -- that concert

18 with Jackie?

19 A No, I did go with Jackie.

20 Q Oh, you did?

21 A Yeah.

22 Q Okay.

23 A But that was also one of the last times

24 that I saw her in person. I think after that I

25 didn't really see her that much until -- beginning

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1	of January 2013, she called me because her	1	the 12th, I think about, like, 2:00 p.m. or
2	Internet had gotten shut off on her computer by	2	something, from the Greyhound station. And then
3	UVA because they had received a DMCA notice	3	the bus coming back to Charlottesville didn't
4	related to some streaming activity on her computer	4	leave Union Station until 7:00 in the morning on
5	or something, and she called me to try and fix	5	the morning of the 13th. So for about four or
6	that for her.	6	five hours we were just sitting at Union Station.
7	And then -- from then I only saw her	7	And at some point Jackie asked me why I
8	two times after that.	8	wouldn't date her. And at that point I
9	Q Okay.	9	realized -- you know, I guess it wasn't like a new
10	A Once running into her on the bus; once	10	realization, but that kind of set it in that there
11	running into her at Cook Out.	11	was obviously a huge disconnect between the way
12	Q Okay. What's a DMCA notice?	12	that we felt about each other. So it was better
13	A Digital Millennium Copyright Act, going	13	for me just to remove myself from the -- from the
14	to --	14	situation.
15	Q Gotcha.	15	Q Gotcha. So I think we're through
16	A -- copyrighted music.	16	Jackie's. I just have a couple more questions
17	Q Gotcha. Okay. So I was going to ask	17	about the Haven Monahan texts --
18	you about that. So I -- I understand that at a	18	A Sure.
19	certain point you-all kind of went your separate	19	Q -- Exhibit 177.
20	ways with Jackie.	20	So looking at Duffin-0113 --
21	A Yes.	21	A Okay.
22	Q Was there a particular reason for that	22	Q -- there's -- there's some texts from
23	or --	23	Haven to you on Thursday, September 27th, which
24	A I mean, I think that, you know, on my	24	is, I understand, the day before Jackie said that
25	end, I think a lot of the tension related to this,	25	she was going on a date with this Haven person.
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1	you know, kind of -- kind of sparked that because,	1	A Uh-huh.
2	you know, it -- it was -- it was difficult to	2	Q And then there's sort of a break in
3	trust her after this.	3	the -- in the texting action between the --
4	And -- and, also, just, you know, the	4	September 27th and October 7th.
5	factor of early friendships in college don't	5	Do you see that?
6	necessarily last because -- you know, I got more	6	A Yes.
7	involved in Glee Club. When the spring semester	7	Q And then you texted Haven on Sunday,
8	my first year rolled around, I went out to	8	October 7th at 3:00 p.m. saying, That number is
9	fraternity rush on a whim and ended up pledging a	9	me. Please call it. And then -- and feel free
10	fraternity, also on a similar whim. And, you	10	to -- to browse these if it refreshes your
11	know, it's kind of -- people get involved in their	11	recollection.
12	own things. Beyond that, it just kind of	12	A Yeah.
13	happened.	13	Q It looks like you're -- you're trying
14	Q Sure. So you said that because of all	14	to get Haven to call you.
15	this you sort of weren't sure whether you could	15	A Right.
16	trust Jackie. Are you referring to the, kind	16	(Witness reviews document.)
17	of -- the whole Haven Monahan episode when you say	17	Yeah, so a lot of this -- do you just
18	this?	18	want me to just provide context for this or . . .
19	A Yes.	19	Q Yeah. Sure. Go ahead.
20	Q Okay.	20	A I mean -- yeah. Right.
21	A Yeah, this and, I guess -- this	21	Q Yeah. If you want to do that and I can
22	specifically; you know, the -- the entire text	22	ask you some specific questions if I have any
23	message conversation on October 7th.	23	follow-up.
24	Also, when we went to the -- the	24	A Right. Sure. So, in -- so, in
25	concert in -- in D.C., we left Charlottesville on	25	context, this -- this conversation is still

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1 happening while I'm at home over fall break and
 2 when I'm trying to find out if Haven's a real
 3 person. And, so, that's why I was trying to
 4 just -- you know, I figured, why don't I just call
 5 the number and see who picks up. But I don't
 6 remember ever actually having a conversation with
 7 anybody purporting to be Haven.
 8 I mean, seeing this, you know, I guess,
 9 yeah, I made -- I made a phone call. But, you
 10 know, these texts also, just in general, you know,
 11 show a lot of -- a lot of misconnections. So I
 12 really don't know.
 13 Q Okay. The -- there's some texts on
 14 Duffin-0113 where, again, you're just -- you're
 15 just sort of trying to get Haven to call you.
 16 A Uh-huh.
 17 Q And Haven suggests that he's not going
 18 to talk about Jackie because he has some kind of
 19 deal with Jackie or something like that.
 20 A Yeah.
 21 Q And then you actually text Haven at
 22 3:07 p.m. on October 7 saying, I was more curious
 23 about water polo, and you're the only one I
 24 thought to talk to. I just don't like texting and
 25 wanted to call.

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1 Am I correct that this is you sort of
 2 trying to test Haven's knowledge of -- of things
 3 that Haven had told you? Are you trying to ask
 4 about water polo because you doubt that Haven was
 5 really on the water polo team?
 6 A Yeah, that's -- that's part of it. And
 7 also, it's, you know, trying to get some way to
 8 get any conversation to, you know, verify that
 9 maybe there is another person on the other end.
 10 Q Okay. Gotcha.
 11 And then I just wanted to ask you about
 12 the last few texts. There's more back and forth
 13 with you trying to get Haven to get on the phone
 14 with you live; is that right?
 15 A Yes.
 16 Q Okay. And then it -- it sort of looks
 17 like Haven agrees to call you. And then there's a
 18 text from Haven to you saying, You know I play
 19 inner tube water polo, right. He says, I couldn't
 20 hear you that well. You say, Oh, I didn't know
 21 that. Thanks for letting me know.
 22 That is what I wanted to ask about
 23 because it's -- the -- the context of the text
 24 almost makes it appear as if there at -- at least
 25 was some attempt at a telephone conversation.

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1 So --
 2 A Right.
 3 Q -- I just wanted to see if that jogged
 4 your recollection?
 5 A It really doesn't. I could believe
 6 that maybe it happened and I've just totally
 7 forgotten it. But as far as, you know, any
 8 call -- at this point that would be just trying to
 9 make a memory when there isn't one.
 10 Q Okay. Fair enough. It's not a memory
 11 test. I'm just asking for the best of your
 12 recollection.
 13 (Sotto voce conversation.)
 14 BY MR. PHILLIPS:
 15 Q You referenced an email earlier about
 16 water polo, so --
 17 A Yes.
 18 Q I think I have that email. I just
 19 want --
 20 A Uh-huh.
 21 Q -- to ask you about it quickly. I'm
 22 handing you Plaintiff's Exhibit 260.
 23 (Plaintiff's Deposition Exhibit 260 was
 24 identified for the record and attached to the
 25 transcript.)

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1 THE WITNESS: Thank you, yeah.
 2 BY MR. PHILLIPS:
 3 Q Is this the email you were referring to
 4 earlier when you emailed somebody about -- about
 5 Haven Monahan --
 6 A That's correct.
 7 Q -- and water polo?
 8 A Yep.
 9 Q Do you know who it was you were
 10 emailing? Were these, like, people who were on
 11 the water polo team or --
 12 A Yeah. So at some point I just searched
 13 for, you know, UVA water polo team, and these were
 14 the -- the contacts that came up. So -- so I sent
 15 an email.
 16 I don't remember what the particular
 17 reason was for me sending the second email at
 18 10:11 p.m. where I say, sorry, please disregard
 19 the previous message. It would either have been
 20 that at that point I had, you know, convinced
 21 myself I wouldn't find Haven -- but I also seem to
 22 remember the information on the Web site being
 23 outdated --
 24 Q Okay.
 25 A -- so I thought maybe I had hit the

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1	wrong email address and just couldn't find the	1	doubts about what had transpired with this Haven
2	ones that I wanted to.	2	Monahan person?
3	Q Okay. So, Ryan, based on your -- your	3	A I had a lot of questions; I had a lot
4	interactions with Jackie, your interactions with	4	of doubts. But I also expected that they would
5	this supposed Haven Monahan person --	5	forever remain questions and doubts that I would
6	A Uh-huh.	6	never have answers to.
7	Q -- did you eventually reach the	7	Q Gotcha.
8	conclusion that there likely was no Haven Monahan?	8	And then in November of 2014 this
9	A Yes, until the article came out.	9	Rolling Stone article comes out and you read it,
10	Q Okay. Tell me what you mean by that.	10	and it's -- it's convincing; right?
11	A Well, so, you know, I -- I think at	11	A Yes.
12	the -- you know, around October 2012, I had kind	12	Q It's a very graphic article. I mean,
13	of resolved myself to have to accept the fact that	13	obviously it had a very profound impact on a lot
14	I might never really know what had happened, if	14	of people who read the article; correct?
15	Haven was real or not. But I was left with the	15	A Yes.
16	impression that -- that -- that he was not.	16	Q And you assumed when you read it
17	Then two years later when Rolling Stone	17	that -- this is a -- a major magazine; this
18	released the article and I read it, you know, I	18	article must have been fact checked and reported
19	thought, wow, I didn't realize that this was that	19	properly, so this must be what actually happened?
20	bad. And if this is being reported the way it	20	A Yes.
21	was, I guess maybe it really did happen, which	21	Q I'm going to hand you . . .
22	left me with more questions of, you know, why	22	A I used to have a Rolling Stone
23	did -- you know, why did I think it hadn't -- why	23	subscription, I think, too.
24	did I think that Haven wasn't a student.	24	Q Oh, did you?
25	Because -- at that point I assumed that because	25	A Yeah.
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1	the article was being reported, it had also been,	1	Q Did you have one at the time?
2	you know, fact checked to that effect.	2	A No.
3	Q I see.	3	Q So, Ryan, I'm going to hand you what
4	A I'm trying to avoid giving a value	4	we've marked as Plaintiff's --
5	judgment in that --	5	A Sure.
6	Q Sure.	6	Q -- Exhibit 174.
7	A -- in that sentence.	7	(Plaintiff's Deposition Exhibit 174 was
8	Q Sure. I understand. So --	8	identified for the record and attached to the
9	A I don't know if I can.	9	transcript.)
10	Q -- if I can break it down a little,	10	THE WITNESS: Yep.
11	okay?	11	BY MR. PHILLIPS:
12	So I think what you're saying is that	12	Q And this is another document that you
13	from October 2012 until the article was published	13	produced to us; right?
14	in November of 2014, your inference is that this	14	A Uh-huh.
15	Haven Monahan person probably didn't exist; is	15	Q Can you identify Plaintiff's
16	that fair?	16	Exhibit 174, please?
17	A Right. Either that or he had dropped	17	A Yes. So this is the set of text
18	out of UVA, and I would just never see him again,	18	messages that I had in communication with Jackie
19	and this was a whole -- very, very strange	19	after the article was released and when I reached
20	situation.	20	out to her just to try to talk about the article.
21	Q Okay. So you didn't really -- you	21	Q Okay. In your first text to Jackie
22	couldn't know 100 percent either way. But fair to	22	here on Wednesday, December 3rd, that's --
23	say --	23	A Two weeks after.
24	A Right.	24	Q -- about two weeks after the article
25	Q -- you had some serious questions and	25	was published, and you said you wanted to let

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1 things die down a little bit. And you told
2 Jackie, I'm so sorry I never realized the
3 magnitude of the situation at the time.
4 Do you see that?
5 A Yes.
6 Q And is that similar to what we were
7 just discussing, that you read the article and
8 thought, you know, wow, this -- this must have
9 really happened, and I didn't realize at the time
10 how -- the -- the gravity of the situation; is
11 that what you're referencing there?
12 A Right. Because the -- the depiction of
13 the assault in the article, you know, was -- was
14 even worse than -- and -- and more graphic than
15 what she had told us the night of. So I thought
16 maybe she had, you know, told us something on
17 September 28th, you know, that was kind of like
18 a -- a lesser version of what actually happened.
19 And then I thought what had been published in
20 Rolling Stone was what had actually happened, and
21 I didn't realize that it was even more terrible
22 than we thought it was.
23 Q Gotcha. In that same text you also
24 said, I think some real great change is going to
25 come around because of this, even in the face of

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1 the liberties Sabrina took.
2 What were you referencing when you said
3 that?
4 A Right. So the liberties Sabrina took
5 would have been the entire conversation that Alex,
6 Kathryn and I purportedly took part in after the
7 assault. And, you know, as somebody who knew that
8 a lot of that was false and knew that, for
9 instance, I had not been contacted, I assumed that
10 that was attributable to Sabrina Erdely taking a
11 lot of liberties with how she wrote the article to
12 make it even, I guess, a more compelling story.
13 Q Gotcha.
14 And then it looks like Jackie said,
15 Thank you. And I feel really dumb, but who is
16 this. And you said, Ryan; right?
17 A Yeah.
18 Q And then Jackie sent you a text on
19 Wednesday, December 3rd at 1:46 p.m. I'll just
20 read it. It says, Oh, hey, I'm so sorry. All of
21 my contacts were deleted when I switched my phone.
22 First off, I want to say I'm so
23 sorry -- and so sorry is capitalized -- for the
24 way Sabrina wrote about you and Alex and Kathryn
25 in the article. The story wasn't even supposed to

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1 be about my assault. It was supposed to be about
2 survivor support and advocacy at UVA, and since
3 I'm super active in the advocacy community, I
4 agreed to take an interview with her in June. And
5 she asked me to explain what happened to me, so I
6 did, but I never thought she would publish it
7 because it was literally the worst two hours of my
8 life.
9 I had no clue what she was writing
10 about until October. I tried to pull out of it
11 because I know her writing style, and I know she
12 would sensationalize things and take extreme
13 artistic license, which she definitely did. But
14 she said it would be published with or without me.
15 I know she misrepresented you and Alex and Kathryn
16 as well as Dean Eramo and a lot of other people in
17 the story. I'm sorry if this put you in an
18 awkward position.
19 Is that a text that you received from
20 Jackie on December 3rd, 2014?
21 A Yes.
22 Q Then you sent Jackie a text responding
23 to that saying, See, after reading it, I sat back
24 and thought, that could have been way better if it
25 had been taken at face value and focused on

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1 survivor support. I figured that was probably the
2 intent anyway. I heard you were talking to The
3 Washington Post.
4 What did you mean when you said it
5 would have been way better if it had been taken at
6 face value?
7 A I mean -- so the article gained so much
8 traction, right. You could -- you could say it
9 went viral online. Just -- like, I saw it
10 everywhere on social media for the -- for the
11 weeks after it came out. And a lot of that has
12 been attributed to just how graphic the account is
13 in the article.
14 And, you know, a lot of people read
15 that, became outraged by it, became outre- -raged
16 either at UVA's handling of -- of sexual assault
17 cases or just the existence of the Greek system in
18 general. And I thought that if it -- if it
19 had focused more on the issue of being able to
20 support sexual assault survivors it would have,
21 you know, had a, I think, more direct impact to
22 what I thought the issue that -- that really
23 mattered was.
24 Q I understand. Okay.
25 It also sort of took a dim view -- the

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1	article did -- of students' support of their	1	might be attacked for questioning sexual assault
2	fellow survivors; right?	2	survivors or questioning the article?
3	A Correct.	3	A Correct. I mean, I even tried to
4	Q And, then, kind of used you and Alex	4	question the veracity of it, like -- like, in --
5	and Kathryn as the personification of, you know,	5	without saying who I was. With saying, you know,
6	callous, social striving students that -- that	6	like, well, you know, I don't know; this is just,
7	don't care about their fellow students being	7	you know, one side of the story and -- and you
8	sexually assaulted; is that right?	8	don't necessarily know, and -- and -- and people
9	MS. SCHARY: Objection. The document	9	would kind of rebuff that.
10	speaks for itself.	10	There was a very, very hostile
11	Go ahead.	11	environment, I think, towards the actions depicted
12	THE WITNESS: Yeah, I mean -- I mean,	12	in this -- in this article, for -- for good
13	it did. And -- and the -- the week following the	13	reason, the week after it came out.
14	article's release, a lot of people -- I had --	14	Q Sure. And that was -- was that with
15	like a lot of students at UVA, I would -- I would	15	respect to both -- you-all and the administration
16	walk around hearing people talking about it and --	16	as well and the Greek system?
17	and especially the -- the -- the common thread	17	A Yes, all three.
18	was, I can't believe we go to school with people	18	Q Okay. Going back to 174 -- PX-174.
19	like this.	19	A Sure.
20	BY MR. PHILLIPS:	20	Q There's a text from Jackie to you it
21	Q Talking about you and --	21	looks like at 1:52 p.m. on Wednesday,
22	A Yeah.	22	December 3rd. And it looks like Jackie said --
23	Q -- Alex and Kathryn?	23	referring to Sabrina Erdely -- Yes, she definitely
24	A Yeah.	24	did her own thing, and at the end I had absolutely
25	Q Did that upset you to hear things like	25	no control over what was published. It was the
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1	that, knowing that people were talking about, I	1	shittiest situation ever. I spoke with a reporter
2	suppose, a -- a fictionalized version of you?	2	from the Post explaining how Sabrina took the vast
3	A Yeah --	3	majority of what I said and twisted it and
4	MS. SCHARY: Objection: relevance.	4	ultimately manipulated my assault to get something
5	THE WITNESS: The -- I -- I was -- it's	5	sensational.
6	difficult because, you know, at that point the --	6	I told him you guys couldn't have had
7	I think the social setting for it was -- was so	7	any idea of what had happened because I was crying
8	much that if you tried to speak out against the	8	so hard, and I couldn't explain it other than
9	article, you were immediately shut down.	9	something bad happened and they made me do things.
10	Like, here I was needing to constantly	10	And I told them she misrepresented you and Dean
11	be hearing about this thing and hearing people be	11	Eramo.
12	upset about something that I knew was not true	12	Is that a text that you received from
13	without really being able to say anything about	13	Jackie on Wednesday, December 3rd, 2014?
14	it. Because if I had come out at that point,	14	A Yes.
15	before -- before there had been a retraction, you	15	Q Going to the next page, Duffin-0002 of
16	know, people would have said, well, how do we know	16	PX-174, it looks like there's a text from Jackie
17	that you're not just lying to try to make yourself	17	to you at 2:01 p.m. on Wednesday, December 3rd,
18	look better.	18	2014. It says, I'm hoping it clarifies a lot of
19	BY MR. PHILLIPS:	19	what Sabrina sensationalized. I'm hanging in
20	Q I see. So there's a -- there's	20	there, sort of. It's been insane and really
21	actually a period of time after the article is	21	overwhelming, and now the press is trying to
22	published where you know that you possess	22	figure out who I am at all costs. It's awful.
23	information that could seriously question what's	23	Have you spoken to Alex and Kathryn.
24	in the article, but you feel constrained to come	24	How are they. Please tell them I'm sorry and
25	forward with that because you -- you think you	25	everything that was in the article about them she

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1 basically made up.
 2 Is that a text you received from Jackie
 3 on Wednesday, December 3rd, 2014?
 4 A Yes.
 5 Q Towards the bottom of this same page
 6 there's a text where Jackie tells you that she's
 7 going to speak with the police on Monday and that
 8 they've asked you to corroborate stuff from that
 9 night.
 10 A Yes.
 11 Q Do you see that?
 12 And you responded to Jackie that you
 13 had already spoken to the police?
 14 A Correct.
 15 Q So is it correct that you were
 16 interviewed by the Charlottesville Police
 17 Department relating to their investigation of the
 18 allegations in the Rolling Stone article
 19 concerning Jackie's alleged sexual assault?
 20 A Yes.
 21 Q How many times did you speak with the
 22 police?
 23 A One time.
 24 Q Okay. Was that over the telephone or
 25 in person?

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1 A It was in person. So -- and, actually,
 2 I made that connection via Dean Groves.
 3 Q Okay.
 4 A I went to his office, you know, when
 5 there was such a fallout from this. And, you
 6 know, they were obviously very busy from it. I
 7 wasn't really able to meet with him until I said,
 8 hey, I -- I'm in this article. I can tell you
 9 more information about it.
 10 But Dean Groves didn't want to
 11 jeopardize the school's investigation by hearing
 12 any information from me that might -- might prompt
 13 them to take, you know, like, other mandated
 14 action, so instead he put me in touch with the --
 15 with the sergeant who was investigating it. And I
 16 think that Dean Groves actually called the police
 17 department from his office when I was in the room
 18 and put me in touch with them.
 19 And then I set up the -- an appointment
 20 to go in I guess what would have been Monday,
 21 December 1st, to go speak to them about it.
 22 Q Okay. And do you remember who you met
 23 with?
 24 A No.
 25 Q Okay. Does a -- does a Detective Via

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1 ring a bell by any chance?
 2 A Oh, yes.
 3 Q Is that one of the -- one of the
 4 detectives that you met with?
 5 A It might have been. I'm not sure.
 6 Q Okay. Can you tell me what you
 7 remember about that meeting with police, the kinds
 8 of things that they asked you about and the kinds
 9 of things that you told them?
 10 A Yeah. I just -- so I just told them
 11 the -- the -- you know, the details I knew about
 12 the night of the assault. That was -- that was
 13 pretty much what the conversation was confined to.
 14 Saying, you know, I -- I possibly have a name
 15 associated with this, you know, of -- of Haven
 16 Monahan. I let them know, you know, what Jackie
 17 had told us the night of. I think the entire
 18 conversation lasted about 45 minutes and that was
 19 it.
 20 Q Okay. Did you discuss with the police
 21 your questions or concerns about whether Haven
 22 Monahan was a real person or did you sort of leave
 23 that to the police to figure out?
 24 A I might have. I'm not really sure.
 25 Q Anything else you remember about your

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1 conversation with the Charlottesville police?
 2 A No.
 3 Q Okay. So let me go to Duffin-0003 of
 4 PX-174.
 5 A Sure.
 6 Q There's a text from Jackie to you on
 7 December 10th, 2014, and she says -- oh, well,
 8 first -- sorry. Let me go up two lines and then
 9 I'll -- then I'll try to fly through this.
 10 But I just want to confirm that on
 11 Friday, December 5th, 2014, Jackie sent you this
 12 text that said -- referring to Sabrina Erdely --
 13 She did, and she never even fact checked things
 14 about that night with me. I think some people are
 15 going to issue a statement about The Washington
 16 Post article, too, because he misquoted basically
 17 everyone and clearly did not do off the record or
 18 on background. This is just a disaster.
 19 Is that a text that you received from
 20 Jackie on December 5th, 2014?
 21 A Yes.
 22 Q On December 10th there's a -- Jackie
 23 sends you a text asking, Hey, have you by chance
 24 spoken with Taylor Shapiro, the guy from The
 25 Washington Post?

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1	A Yes.	1	term "catfishing" before. What does that mean, to
2	Q And you respond, Yeah, extensively?	2	your understanding?
3	A Yeah.	3	A Right. So -- so catfishing, you know,
4	Q Jackie then says, He's claiming that	4	is just creating a fake scenario for the sake of
5	you told him that you don't think anything	5	getting somebody to be interested in another
6	happened that night and that I was lying because I	6	person.
7	had a crush on you.	7	So in this case, the -- the story, as
8	Do you see that?	8	it's been written, is Jackie was trying to catfish
9	A Yes.	9	me in part by having me and Alex try to catfish
10	Q And you said, I didn't say that was	10	Haven Monahan, and then also in part by all of the
11	what I thought but did say it's a possibility to	11	other things that had been said with -- as far as,
12	be considered?	12	you know, somehow providing me the will, the thing
13	A Yes.	13	about lupus, the other emails that I had received.
14	Q Did you in fact have extensive	14	There was -- there was one specific email from --
15	conversations with Taylor Shapiro, The Washington	15	from Haven Monahan titled About You, which I'm
16	Post reporter?	16	sure we'll probably get to as well.
17	A Yeah. So, to my memory there were two	17	And just -- all of that together just
18	conversations that would have happened in this	18	is creating some sort of elaborate ruse to try to
19	time frame.	19	spark an interest in somebody.
20	I first called Taylor Shapiro on the	20	Q You think that's a distinct possibility
21	night of December 6th because Alex Stock had	21	that that's what happened here?
22	texted me and said, hey there's this reporter;	22	A Yes. I would -- I would -- honestly, I
23	he's looking for you. You might want to give him	23	think that possibility is too weak of a word. I
24	a call. So I gave him all the information that I	24	would say that it's very probable --
25	knew, sent him some -- some texts as well as the	25	Q Okay.
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1	photos I had received of Haven Monahan.	1	A -- that that's what happened.
2	Now, in the -- in the time before this	2	Q But -- so that's -- and that's fair.
3	conversation on December 10th, Taylor Shapiro	3	So let me clarify that.
4	called me back and told me what he had found	4	So based on your interactions with
5	out -- of -- of -- putting everything in	5	Jackie, your interactions with Haven Monahan and
6	context -- saying -- saying that he had found	6	things that you subsequently learned, the
7	there was no student named Haven Monahan at UVA.	7	inference you draw is that there's a strong
8	The photos I had received were of an acquaintance	8	likelihood that it was Jackie who was pretending
9	of Jackie's from high school.	9	to be Haven Monahan and texting you for the
10	And, really, the way that the	10	purpose of trying to instill some romantic
11	information framed -- framed itself, you know,	11	feelings in you for Jackie?
12	seemed to fall into a story that -- that fit very	12	A Yeah.
13	well with if Jackie had a crush on me and was	13	MS. SCHARY: Objection: vague as to
14	trying to get me to like her back that very well	14	time.
15	could have been why all this happened. That was	15	BY MR. PHILLIPS:
16	very much what the article was set up to -- to	16	Q The answer is yes?
17	imply, and it really was -- a lot of the evidence	17	A The answer is yes.
18	implied on its own, but it never really explicitly	18	Q Okay.
19	said.	19	THE WITNESS: Sorry. What -- what does
20	So when I say I told Taylor Shapiro	20	that objection mean?
21	that it was a possibility to be considered, that's	21	Can I clarify that answer at all to
22	in response to him asking me, you know, given all	22	make that --
23	of these things that he had found out, could that	23	MR. PHILLIPS: You're --
24	sound possible. And I said yes.	24	THE WITNESS: -- to make that --
25	Q I see. So -- and you actually used the	25	MR. PHILLIPS: You're free --

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1	THE WITNESS: -- (inaudible).	1	you what I could at the time. It says that her
2	MR. PHILLIPS: -- to clarify any	2	lawyer knows everything. It talks about not
3	testimony you'd like.	3	trusting the media "at all after Sabrina did what
4	MS. SCHARY: Yeah. I object for the	4	she did and took things way out of hand with my
5	record --	5	consent," et cetera, et cetera.
6	MR. PHILLIPS: Right.	6	Do you see that?
7	MS. SCHARY: -- but you are free to --	7	A Yes.
8	always free to clarify.	8	MS. SCHARY: Objection. The document
9	THE WITNESS: Right. No, I'm asking	9	speaks for itself.
10	what -- what the objection is, if I --	10	BY MR. PHILLIPS:
11	MS. SCHARY: Oh.	11	Q And then you ask Jackie a question.
12	THE WITNESS: -- can clarify in a way	12	You say, So if I can just ask you a question then,
13	to --	13	why did you tell us before the date ever happened
14	BY MR. PHILLIPS:	14	that his name was Haven, Haven Monahan, a name
15	Q No, I don't think she's allowed to --	15	that belongs to no UVA student ever. Why has the
16	MS. SCHARY: Yeah.	16	name changed since then.
17	BY MR. PHILLIPS:	17	Do you see that?
18	Q -- do that.	18	A Yes.
19	A Okay.	19	Q And that's a question that you ask of
20	Q Look, you're free to clarify any	20	Jackie by text on December 10, 2014?
21	testimony you want today. If at any time,	21	A Correct.
22	specifically now or any time, anything occurs to	22	Q And Jackie's response was that -- His
23	you --	23	last name was Monahan, and he called himself
24	A Okay.	24	Haven. His first name was John or Jake or
25	Q -- you're free to clear anything up.	25	something. He was there that night, but he was a
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1	By all means, tell me --	1	bystander. He wasn't -- he wasn't involved; not
2	A To --	2	really. And please do not repeat this to Taylor
3	Q -- and you can do that.	3	because Palma said I shouldn't even be talking to
4	A Okay. Then to state it succinctly,	4	you, but I think you deserve an explanation.
5	given all the evidence that I have, you know, from	5	Do you see that?
6	my personal conversations and from everything	6	A Yes.
7	that's been revealed by members of the media since	7	Q Did that explanation clear up the
8	the article was published, I think that the	8	questions that you had about Haven Monahan?
9	catfishing explanation of the story is by far the	9	A No.
10	most likely.	10	Q Okay. Did it raise more questions?
11	Q Okay. Thank you.	11	A Yeah. I mean, it just seems like
12	Just to wrap up on PX-174, on the last	12	another cop-out to me.
13	page, Duffin-0004 --	13	Q Okay. And then I think at the end of
14	A Uh-huh.	14	this document is -- you texted Jackie on December
15	Q -- there's a text from you to Jackie --	15	the 10th, 2014, saying, Okay, thanks for letting
16	the date is actually on the prior page,	16	me know. I was curious. And you said you agree
17	December 10th, 2014 -- where you basically said to	17	with her lawyer that, because of her legal
18	Jackie, look, there's a -- a lot of questions	18	concerns and because you have reporters
19	about what happened here that I can't answer, but	19	approaching you, it's probably better that you and
20	you can.	20	Jackie don't talk?
21	Is that the substance of -- of	21	A Right.
22	your text to Jackie?	22	Q Is that the last communication that you
23	A Yes.	23	had with Jackie?
24	Q Okay. And Jackie sends you a long text	24	A Yes.
25	in response saying, To be honest with you, I told	25	Q Okay. You've mentioned that you'd only

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1	seen -- after -- after you and Alex and Kathryn	1	that you saw Jackie at Cook Out on April 5th,
2	sort of parted ways as friends with Jackie, you	2	2014?
3	mentioned that you'd only seen her a couple of	3	A Yeah. And, unfortunately, the time
4	times before the article was published?	4	stamps are just a little bit off on this. The --
5	A Correct.	5	the second message, the ones -- that's marked as
6	Q Okay. Was one of the -- you know, I	6	being at 12:40 a.m. on Saturday, April 5th -- the
7	have some text messages that --	7	5th, where I say, I just saw Jackie at Cook Out,
8	A Yeah. I think --	8	should have been the first one on this. I'm not
9	Q -- probably --	9	really sure why the time stamps are -- are
10	A I think --	10	swapped.
11	Q -- clarifies this.	11	Q Oh, I see. It should have been --
12	A -- some of this can be corroborated --	12	A Right.
13	Q Yeah. Let's do it that way.	13	Q The second text on here --
14	A -- with text messages to Alex.	14	A Yeah.
15	Q Yes.	15	Q -- was the --
16	MS. SCHARY: You know your documents.	16	A This --
17	MR. PHILLIPS: Yeah --	17	Q -- first one --
18	THE WITNESS: Yeah.	18	A -- this --
19	MR. PHILLIPS: -- really. Better than	19	Q -- you sent to Alex. And then his
20	me.	20	response is the top text on --
21	THE WITNESS: It should be from having	21	A Yeah.
22	pulled them.	22	Q -- this document?
23	MS. SCHARY: You have witnesses that	23	A Yeah.
24	don't know their documents that well.	24	Q Gotcha.
25	THE WITNESS: I mean, you know, this	25	So -- oh, what is Cook Out, just for
Page 143		Page 145	
1	was -- my finals week was just getting these texts	1	the record?
2	together instead of studying.	2	A Okay. So Cook Out is a fast food place
3	MR. PHILLIPS: Apologies for that.	3	that's open until -- it's open absurdly late, like
4	THE WITNESS: You know, it's quite all	4	3:00 or 4:00 in the morning. So, you know, around
5	right.	5	midnight to 3:00 a.m., a lot of people go there,
6	BY MR. PHILLIPS:	6	especially on the weekends, because it's a -- it's
7	Q I'm handing you what we've marked as	7	a very good late night food destination.
8	Plaintiff's Exhibit 228.	8	Q Gotcha.
9	(Plaintiff's Deposition Exhibit 228 was	9	A It's stupid cheap.
10	identified for the record and attached to the	10	Q When you saw Jackie at Cook Out, do you
11	transcript.)	11	have any recollection of -- of speaking with her?
12	THE WITNESS: Okay.	12	A Yeah. I talked to her very, very
13	MS. SCHARY: Thanks.	13	briefly; all very cordial.
14	BY MR. PHILLIPS:	14	Q Was it just sort of an exchange of
15	Q Can you identify Plaintiff's	15	pleasantries? Is --
16	Exhibit 228 for the record, Alex [sic]?	16	A Yeah.
17	A Yeah, this would be, I guess, exactly	17	Q Okay.
18	what I mentioned. These are the -- my texts	18	A That was it.
19	between me and Alex Stock, including both the last	19	Q Did you have any conversation with her
20	time that I saw Jackie in person and then also,	20	about Rolling Stone magazine or a reporter for
21	you know, a -- a matter of months later, the	21	Rolling Stone or anything like that?
22	initial reaction to the release of the Rolling	22	MS. SCHARY: Objection: lacks
23	Stone article.	23	foundation.
24	Q Okay. So just to be clear for the	24	THE WITNESS: No, we did not. To -- to
25	record -- so as these texts suggest, is it correct	25	put that in context, I heard after the article

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1	came out -- this was in my conversations with	1	Do you see that?
2	Sabrina Erdely -- she said that the reason that	2	A Yes.
3	the article said that I had not been contacted was	3	Q Is that in response to the fact that
4	because Sabrina asked Jackie to contact me.	4	the article makes it appear as though Rolling
5	Sabrina said that Jackie told her that she ran	5	Stone did contact you and that you declined to be
6	into me at Cook Out in July of 2014, and at that	6	interviewed?
7	point I said, no, I'm not going to do an interview	7	A Yes.
8	for your stupid article because I have my	8	Q So skipping way ahead in these Alex
9	fraternity to worry about.	9	text messages to Duffin-0012 --
10	BY MR. PHILLIPS:	10	A Okay.
11	Q Right.	11	Q -- there's a text from Alex Stock to
12	A In fact, I was not living in	12	you on December 12th at 11:24 a.m. saying, Also,
13	Charlottesville in -- in July of 2014. I was	13	Sean from Rolling Stone wants to talk to you.
14	living in -- in Maryland at the time. But the	14	A Yes.
15	last time that I saw Jackie in person was what's	15	Q And then he sends you a
16	here, on April 5th at Cook Out.	16	sean.woods@rollingstone.com email address.
17	Q Okay. And am I correct that you didn't	17	A Uh-huh.
18	have any communication with Jackie between this	18	Q Do you see that?
19	April 5th, 2014 in-person conversation and the	19	A Yes.
20	post-article text messages that we saw?	20	Q Did you in fact speak with a Sean Woods
21	A I'm sorry. Can you repeat that	21	from Rolling Stone?
22	question?	22	A I believe I did send him an email, and
23	Q Sure. That was not the most artfully	23	he put me in touch with Sabrina I think by that.
24	worded question.	24	Q Okay. So you never spoke with Sean
25	I'm asking if you ever communicated	25	Woods by telephone --
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1	with Jackie between April 5th, 2014 --	1	A I --
2	A Uh-huh.	2	Q -- that you recall?
3	Q -- when you saw her at Cook Out and --	3	A -- don't remember.
4	A And December 3rd?	4	Q Okay.
5	Q -- December of 2014 when you sent her a	5	A I'm not sure.
6	text about the article?	6	Q Okay. So let's talk about your
7	A No, this was the last communication I	7	telephone conversation with Sabrina Erdely.
8	had with her --	8	A Sure.
9	Q Okay.	9	Q Do you remember the date of that phone
10	A -- until then.	10	conversation?
11	Q I want to ask you about another text to	11	A No, I don't.
12	Alex Stock that you sent. So on November 19th,	12	Q Okay. I might --
13	2014, Alex Stock sends you a text saying, Holy	13	A You could probably find it in -- I
14	shit, Randall, did you see that article. And you	14	think it was set up via email, so there --
15	said, I'm reading it right now. I can't believe	15	Q I --
16	I'm Randall.	16	A -- should --
17	That's referring to the Rolling Stone	17	Q -- should just --
18	article?	18	A -- be something in there.
19	A Right.	19	Q -- ask you which document I should
20	Q And the fact you're pseudonymously	20	refer to.
21	referred to in the article as Randall?	21	Yeah, so I'll hand you Plaintiff's
22	A Correct.	22	Exhibit 178.
23	Q Okay. You also said, also I'm calling	23	(Plaintiff's Deposition Exhibit 178 was
24	BS on Rolling Stone. They never asked to	24	identified for the record and attached to the
25	interview me.	25	transcript.)

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1	THE WITNESS: Thank you. Aww, man.	1	Q -- what appear to be a series of emails
2	BY MR. PHILLIPS:	2	or forwards to Sabrina Erdely.
3	Q Is Plaintiff's Exhibit 178 a series of	3	A Correct.
4	emails and forwards of emails that you provided to	4	Q And it looks like that's on
5	us?	5	December 13, 2014.
6	A Yes.	6	A Yes.
7	Q Okay. While we have it in front of us,	7	Q So I think it --
8	can you tell me about the first page of	8	A Okay.
9	Plaintiff's Exhibit 178 and what this email is?	9	Q -- it looks to me in this series of
10	A Absolutely. So the -- the first email	10	emails like you sent her the -- the Haven Monahan
11	is called About You. I received it initially on	11	Yahoo email that we just looked at?
12	October 3rd, 2012, from haven.monahan@yahoo.com.	12	A Right. So that would imply that I also
13	The actual text of the email was	13	had a phone call with her on December 13th.
14	allegedly written by Jackie. And, actually, when	14	Q Okay. You also sent her on
15	I asked Jackie about why Haven had this and why he	15	December 13th some transcripts of your text
16	sent it to me, she said that she had to write it	16	communications with the person purporting to be
17	as part of a -- part of a therapy program. And	17	Haven Monahan?
18	Haven, again leveraging his position at student	18	A Yes.
19	health and, you know, his apparent inclination to	19	Q And you also sent her the pictures that
20	look through Jackie's records, found this and	20	we discussed earlier that you received from the
21	thought I should have it.	21	person purporting to be Haven Monahan?
22	Q And this was -- this was October 3rd,	22	A Correct.
23	2012, that Haven sent this to you?	23	Q And these pictures at the time
24	A Yes.	24	purported to depict the person of Haven Monahan?
25	Q So I guess just a few days after the	25	A Yes.
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1	supposed sexual assault, Haven Monahan forwarded	1	Q Okay. So does this -- these emails
2	you this -- or -- well, sent you this email?	2	refresh your recollection or suggest to you that
3	A Five days afterwards, yes.	3	your telephone conversation with Sabrina Rubin
4	Q Okay. Did you later or at any time did	4	Erdely probably occurred on or about December 13,
5	you learn anything about the origin of the	5	2014?
6	language used in this email?	6	A Yes, because -- while I was on the
7	A Yeah. This was -- was, you know,	7	phone with her, I mentioned, you know, that I had
8	pretty well publicized that a lot of the -- a lot	8	these -- I had received these things. And she
9	of the writing in this article -- especially -- I	9	asked would I please send them to her because she
10	think, actually, most of it seemed to be based off	10	was trying to do her own work figuring out, you
11	of Dawson's Creek episodes and -- and possibly a	11	know, what went wrong.
12	few other TV shows, shows that I was not really	12	Q Okay. And you agreed to send these
13	familiar with. So I -- when I received this, you	13	texts and emails and photographs to Sabrina?
14	know, I had no idea that it was, you know, kind of	14	A Correct.
15	like a bastardized versions of a lot of what was	15	Q Okay. Can you tell me what you
16	almost direct quotes from those shows.	16	remember about your phone conversation with
17	Q Okay. And Dawson's Creek, to be clear,	17	Sabrina?
18	was a television show?	18	A I mean, I remember leaving it with
19	A I believe so, yeah.	19	the -- the impression that she was very, very
20	Q Okay. So I was going to ask you about	20	genuinely apologetic for what had happened. It
21	Sabrina Erdely.	21	really seemed like she didn't realize when writing
22	A Sure.	22	the article how much of a factual basis it lacked.
23	Q If you flip to the page Duffin-0119,	23	She said that she had gotten a lot of
24	there begins a --	24	her facts directly from Jackie. She said that
25	A Uh-huh.	25	she, you know, tried to reach out to additional

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1 sources, including me, via Jackie and took Jackie
2 on her word when those connections fell through.

3 So, you know, really, I feel like
4 Sabrina was acting in -- in good faith when she --
5 when she wrote the article with the information
6 that she had. It didn't seem like -- you know, my
7 initial impression of the article was -- was that
8 she had trumped up a lot of the information
9 herself to make it read as a better story.

10 After my conversation with her, I don't
11 believe that. I think that what she wrote was
12 based on the information that she had been given
13 and didn't involve any additional elaboration or
14 fabrication on Sabrina's part.

15 Q Okay. So your impression with talking
16 to Sabrina was that it wasn't that she made up the
17 things that were in the article, it was that she
18 relied, basically, solely on Jackie to tell her
19 those things?

20 A Exactly.

21 MS. SCHARY: Objection:
22 mischaracterizes testimony.

23 BY MR. PHILLIPS:

24 Q Did Sabrina apologize to you?

25 A Yes, she did.

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1 Q What did she say?

2 A I'm sorry this happened to you, to
3 which I had said to her, I'm -- I'm sorry that
4 this happened to her as well. It's a really
5 unfortunate situation, I think, for anybody to
6 find themselves in.

7 Q Did she give you an explanation for why
8 she relied on Jackie to reach out to you rather
9 than just contacting you herself?

10 A Yeah. It seems like it's -- it's
11 really the -- the overarching thread that's --
12 that's going through the story is that -- why
13 would you lie about something like this; right?
14 The story is so -- it's so graphic and, you know,
15 to -- to put that out there without it being true
16 just seems odd. So that was why she believed her
17 so much -- was because -- the information she was
18 getting was -- was so detailed and of a nature
19 that -- that you just really wouldn't expect
20 anybody to make up.

21 Q Okay. Did she -- did Sabrina
22 personally give you any explanation for why she
23 didn't contact you rather than having Jackie
24 contact you? Is that what she told you?

25 A I mean, the explanation was she asked

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1 Jackie and Jackie told her that she had asked me
2 when she hadn't. I don't know why she didn't
3 personally reach out instead.

4 Q Okay. You had -- we discussed earlier
5 the UVA People Search, the online directory?

6 A Yes.

7 Q As a first-year student at UVA in 2012,
8 would you have been listed on People Search?

9 A Yes.

10 Q And would your email have been publicly
11 available on People Search?

12 A Yes.

13 Q Okay.

14 A From -- from first year. I mean, it's
15 still available there --

16 Q Yep.

17 A -- now, and I assume that that's a tool
18 that a lot of other members of the media have
19 successfully used to get ahold of me.

20 Q So you voluntarily provided these
21 photographs and texts and emails to Sabrina when
22 she asked for them when she contacted you after
23 the article was published; correct?

24 A Yes.

25 Q If she'd contacted you before the

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1 publication of the article and asked you for, say,
2 your communications with Jackie's alleged
3 attacker, would you have provided those to her?

4 MS. SCHARY: Objection: calls for
5 speculation.

6 THE WITNESS: Yes.

7 BY MR. PHILLIPS:

8 Q Do you have any recollection of Jackie
9 spreading a rumor about Kathryn Duffin --

10 A Kathryn Hendley.

11 Q Kath- -- I'm sorry.

12 A Yeah.

13 Q Excuse me.

14 Do you have any recollection of Jackie
15 spreading a rumor about Kathryn Hendley?

16 A Yes.

17 Q Do you know what I'm referring to?

18 A The rumor that she had syphilis.

19 Q Yes. Can you tell me what you remember
20 about that?

21 A That's about all I really remember. It
22 caused a lot of tensions between them, and
23 apparently -- you know, I remember actually
24 talking -- I heard about this through -- through
25 Alex Stock. We were talking at the beginning of

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1	second-year, and, apparently, Jackie and Kathryn	1	Jay Larsen. That conversation with Taylor Shapiro
2	had moved into apartments right across the hall	2	was the first time that I had heard of any -- of
3	from each other and that rumor, you know, was --	3	any Jay Larsen.
4	was causing a lot of tension between them up	4	Q Okay. Was that the name that -- to
5	through then as well.	5	your understanding, that Jackie had given Shapiro
6	The short answer is, yeah, I	6	of her -- the ring leader of her assault?
7	remember -- I remember there being that rumor.	7	A Yes. Which, again, is inconsistent
8	Q Okay. In addition to the -- I think it	8	with the other texts from Jackie, which says his
9	was lupus that we discussed earlier, did Jackie	9	name was --
10	ever tell you that she had any other terminal or	10	Q Right. Jackie had --
11	serious illnesses or diseases?	11	A -- Matt --
12	A No.	12	Q -- told you --
13	Q Okay. There's been testimony from	13	A -- Mark, whatever she said.
14	other witnesses about Jackie saying that she had	14	Q Jackie had told you on December 10th
15	Parkinson's disease.	15	that it was Haven Monahan or --
16	Do you remember anything like that?	16	A Right --
17	A What? I don't really remember	17	Q -- Jake or --
18	anything --	18	A -- John --
19	Q Okay.	19	Q -- Jay --
20	A -- to that effect.	20	A -- or Jake, right.
21	Q Okay. In your text with Alex -- well,	21	Q -- Monahan --
22	let me find those again. Sorry.	22	A So -- right. So I guess that could be
23	A Uh-huh.	23	a Jay, but, you know -- but not Jay Larsen.
24	Q It's --	24	Q Gotcha.
25	MS. SCHARY: 228.	25	I'm handing you what we've marked as
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1	MR. PHILLIPS: Let me find my copy.	1	Plaintiff's Exhibit 6.
2	There we go.	2	(Plaintiff's Deposition Exhibit 6 was
3	BY MR. PHILLIPS:	3	identified for the record and attached to the
4	Q On the page Duffin-0009 --	4	transcript.)
5	A Yes.	5	THE WITNESS: Okay.
6	Q -- there is a text from you to Alex	6	BY MR. PHILLIPS:
7	Stock on December 7th at 11:34 a.m. where you say,	7	Q Do you recognize this document, Ryan?
8	sorry, I keep hitting send too early. Do you	8	A Yes.
9	remember those photos Haven sent to my phone.	9	Q And what is this document?
10	Shapiro identified them; not Haven Monahan. And	10	A This is the Columbia school of
11	Alex Stock responds, Ooh, it's not Jay Larsen	11	journalism's review of the -- the practices in
12	either. And he types Larsen. And then says,	12	the -- the writing and publication of the article
13	Larsen doesn't exist.	13	and kind of gives a look at the -- the many places
14	Do you know what the context of these	14	where it went wrong.
15	text messages is?	15	Q Okay. Were you interviewed for this
16	A Yeah. Well, so -- so -- I mean, at	16	article?
17	this point, I'm speaking to Alex. And -- and, so,	17	A Yes.
18	at this point, you know, I had spoken to Taylor	18	Q Okay. Do you recall who interviewed
19	Shapiro on the night of the 6th, and then he	19	you?
20	called me, I guess, the morning of the 7th, you	20	A Oh, no. I think that that's probably
21	know, and he had identified the photos. They were	21	also in an email with the Columbia team --
22	not of Haven Monahan.	22	Q It is.
23	As far as Jay Larsen, that name came	23	A -- with the names of people.
24	up -- when -- when I was initially speaking to	24	Q I can find it, but I can also ask you,
25	Taylor Shapiro, he asked if I was familiar with a	25	does the name Derek Kravitz ring a bell?

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1 A Yes.
 2 Q Okay. Was that the person that
 3 interviewed you for the Columbia report?
 4 A Yeah, it was -- it was a conference
 5 call, so -- so Derek Kravitz was one of the people
 6 on the other line, but there were a few other
 7 people in the room.
 8 Q Okay. Can you tell me what you
 9 remember about that conversation, the kind of
 10 things they were asking about and what you told
 11 them?
 12 A I think it was similar stuff to -- you
 13 know, that kind of comes up in -- in all of
 14 these -- these interviews.
 15 Q Yeah.
 16 A If I was interviewed, what my side of
 17 the story was, what kind of information I could
 18 provide.
 19 Q Okay. And I just want to ask you
 20 quickly about a -- a few of the things that they
 21 ended up publishing about you. If you go to the
 22 page ERAMO-04547 --
 23 A Yes.
 24 Q -- there's a heading there, Three
 25 friends and a shitshow?

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1 A Yes.
 2 Q Let's see. The -- you know what,
 3 actually go on -- actually go to the next page.
 4 That's the section that began, sort of, the
 5 discussion of Jackie and you and Alex --
 6 A Uh-huh.
 7 Q -- and Kathryn.
 8 The second full paragraph on the page
 9 ERAMO-04548, the Columbia folks wrote, If Erdely
 10 had reached Ryan Duffin, his true name, he would
 11 have said that he never told Jackie that he would
 12 not participate in Rolling Stone's shitshow,
 13 Duffin said in an interview for this report.
 14 Is that something that you told to
 15 Columbia?
 16 A Yes.
 17 Q And it is true?
 18 A Yes.
 19 Q It next says, The entire conversation
 20 with Ryan that Jackie described to Erdely never
 21 happened, he said.
 22 Is that something that you told to
 23 Columbia?
 24 A Yes.
 25 Q And is that true?

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1 A Yes.
 2 Q Okay. It says that Jackie had never
 3 tried to contact you about cooperating with
 4 Rolling Stone and that you hadn't seen or
 5 communicated with Jackie since the previous April,
 6 which we already discussed; correct?
 7 A Yes.
 8 Q Two paragraphs down it says that the
 9 friends said that Jackie told them that her date
 10 on September 28th was not a lifeguard but a
 11 student in her chemistry class named Haven
 12 Monahan.
 13 Do you see that?
 14 A I'm sorry. Where am I looking?
 15 Q Sorry. I'm on the fourth full
 16 paragraph, kind of in the middle, that says, For
 17 example --
 18 A Oh.
 19 Q -- the friends said --
 20 A Yep, I see it.
 21 Q Is that correct that Jackie told you
 22 that Haven Monahan was a student in her chemistry
 23 class?
 24 A Yes.
 25 Q She did not tell you that Haven Monahan

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1 was a lifeguard?
 2 A Correct.
 3 Q And, finally, it says, All three
 4 friends would have spoken to Erdely, they said, if
 5 they had been contacted.
 6 I -- I believe that they mean prior to
 7 the publication of the article?
 8 A Right.
 9 Q I mean, is that true?
 10 MS. SCHARY: Objection: calls for
 11 speculation.
 12 THE WITNESS: I can only speak for
 13 myself on that one, but I would have, as is also
 14 reported two paragraphs above.
 15 BY MR. PHILLIPS:
 16 Q Okay. Thank you.
 17 MR. PHILLIPS: Is everyone doing okay
 18 on time? I probably have like 10 or 15 minutes
 19 left.
 20 MS. SCHARY: Okay.
 21 THE WITNESS: I'm good.
 22 MR. PHILLIPS: If anyone needs a break,
 23 just let me know.
 24 BY MR. PHILLIPS:
 25 Q Ryan, I'm handing you Plaintiff's

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1	Exhibit 13.	1	(After recess -- 12:09 p.m.)
2	(Plaintiff's Deposition Exhibit 13 was	2	THE VIDEOGRAPHER: We're back on record
3	identified for the record and attached to the	3	at 12:09:34.
4	transcript.)	4	Here begins tape number 3 in the
5	THE WITNESS: Thank you.	5	deposition of Ryan Duffin.
6	MS. SCHARY: Thank you.	6	BY MR. PHILLIPS:
7	THE WITNESS: Oh, wow. Okay. I've	7	Q Ryan, I'm going to hand you what we've
8	never read this.	8	marked as Plaintiff's Exhibit 255.
9	BY MR. PHILLIPS:	9	(Plaintiff's Deposition Exhibit 255 was
10	Q Have you never read this document?	10	identified for the record and attached to the
11	A No. But I think I know what it's going	11	transcript.)
12	to say, just looking at the date on it.	12	THE WITNESS: Okay.
13	Q Yeah, I can --	13	MS. SCHARY: 255?
14	A I --	14	MR. PHILLIPS: 255.
15	Q -- and I can represent to you that this	15	MS. SCHARY: Okay.
16	is the Charlottesville Police Department's release	16	THE WITNESS: Thank you.
17	relating to the results of their investigation	17	BY MR. PHILLIPS:
18	into the claims in the Rolling Stone article.	18	Q Do you recognize this document, Ryan?
19	A Right. I -- I watched this release	19	A Yes.
20	live as part of an interview that was also March	20	Q And can you just tell us for the record
21	of last year.	21	what this is?
22	Q Oh, okay. And you're referring to	22	A Yes. So this is text message
23	the -- the press conference that the	23	communications with Taylor Shapiro who is a
24	Charlottesville police did in conjunction with the	24	reporter who works for The Washington Post.
25	release of this report?	25	Q Okay. I want to ask you specifically
Page 167		Page 169	
1	A Yeah.	1	about Duffin-0044.
2	Q Okay. I just want to ask you about	2	A Okay.
3	page ERAMO-04886.	3	Q Do you see that on -- on Wednesday,
4	A Okay.	4	December 10th at 8:19 a.m., Taylor Shapiro sent
5	Q About halfway down the page, it says,	5	you a text saying, Hey, quick question; did you
6	Investigators also had occasion to interview two	6	receive those photos from Haven by text or by
7	of Jackie's friends, both of whom gave interviews	7	email. I saw that it referenced a darlinmeg.
8	to national media correspondents?	8	Do you see that?
9	A Yes.	9	A Yes.
10	Q Then it says, Both males report being	10	Q And you responded, It was by text. I
11	told by Jackie that she was going out on the	11	received them twice on the same night. Once from
12	evening of Septem- -- of September 28th, 2012,	12	Monahan92 on Pinger and once from
13	with a person known as Haven Monahan.	13	darlinmeg@textnow.me.
14	I just want to ask you, do you believe	14	Do you see that?
15	that when it's -- refers to two male friends of	15	A Yes.
16	Jackie's interviewed by investigators, is that	16	Q And you previously testified about
17	referring to you and Alex Stock?	17	receiving the photographs from the
18	A Yes, it is.	18	darlinmeg@textnow account; correct?
19	MR. PHILLIPS: Okay. Why don't we go	19	A Yes.
20	off the record and take a five-minute break here	20	Q So is it true that you also received
21	if we can.	21	the Haven Monahan photographs from an account
22	THE VIDEOGRAPHER: This marks the end	22	called Monahan92 on Pinger?
23	of tape number 2 in the deposition of Ryan Duffin.	23	A Yes.
24	Going off record at 12:02:23.	24	Q What is Pinger?
25	(Recess -- 12:02 p.m.)	25	A I think that Pinger is also a -- a

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1 texting service. I remember looking into that at
2 some point, but it's possible I'm conflating that
3 with textnow. It's not something that I looked
4 into when I first received these. It's something
5 I looked into afterwards.
6 Q Gotcha. Okay.
7 All right. Ryan, I'm handing you
8 Plaintiff's Exhibit 261.
9 (Plaintiff's Deposition Exhibit 261 was
10 identified for the record and attached to the
11 transcript.)
12 THE WITNESS: Okay.
13 MS. SCHARY: Thanks.
14 BY MR. PHILLIPS:
15 Q Is Plaintiff's Exhibit 261 an email
16 from Sabrina Rubin Erdely to you on Friday,
17 December 12th, 2014?
18 A Yes.
19 Q Sabrina says that she got your contact
20 info from Sean Woods.
21 A Uh-huh.
22 Q She also says, I understand you're busy
23 until tomorrow, but is there any chance we can
24 talk briefly by phone right now. I promise not to
25 keep you too long. I just have one really

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1 essential question I need to ask you urgently and
2 we can continue tomorrow if you like.
3 Do you see that?
4 A Yes.
5 Q Do you know if you had that brief
6 conversation with Sabrina that night?
7 A I don't remember if it was that night.
8 I do remember what the essential question is
9 that's referred to in the email, though.
10 Q That was my next question.
11 What was the essential question?
12 A The essential question was, did Jackie
13 ever ask me about the article for Rolling Stone.
14 Q Okay.
15 A To which the answer is, no.
16 Q Okay. Ryan, did you have any other
17 phone conversations with Sabrina Rubin Erdely
18 other than the one that we discussed earlier?
19 A I mean, it was either -- it was either
20 one or two. If I called on -- because I think --
21 actually, if I can reference --
22 Q Yeah, of course.
23 A -- the record -- these emails. So on
24 PX-178, on -- yeah, on Duffin-0119, when I
25 forwarded the email to Sabrina on December 13th --

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1 so that would have been in response to a phone
2 call on December 13th. So it was either one or
3 two phone calls. If it was two phone calls, it
4 would have been one on the 12th and one on the
5 13th.
6 Q Gotcha.
7 A But I -- and now that I think about it,
8 I'm inclined to think that I did call her twice
9 because once -- once I called her number, and then
10 she called me again, I think, from a different
11 number. She had a home number and a work number,
12 and that's why I have both of them.
13 Q Okay. Are those two conversations the
14 only conversations that you recall ever having had
15 with Sabrina Rubin Erdely?
16 A Yes.
17 Q Okay. Have you at any time spoken with
18 anyone from else from Rolling Stone, any
19 conversations that we haven't discussed already?
20 A No. Aside from reaching out to Sean
21 Woods, as we already talked about, and this;
22 that's -- that's about it.
23 Q Have you ever spoken to any attorneys
24 representing Rolling Stone? Alison or Liz
25 McNamara or anyone like that?

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1 A No.
2 Q Okay. Let's see.
3 MR. PHILLIPS: I think that's all the
4 questions I have for you, Ryan. So thank you very
5 much for your time. I really appreciate it.
6 THE WITNESS: Thank you.
7 MS. SCHARY: And I'm going to have some
8 questions, but why don't we go off the record
9 because I'm going to go through my outline.
10 THE WITNESS: Okay.
11 THE VIDEOGRAPHER: Going off record at
12 12:15:24.
13 (Recess -- 12:15 p.m.)
14 (After recess -- 12:37 p.m.)
15 THE VIDEOGRAPHER: We're back on record
16 at 12:37:35.
17 EXAMINATION BY COUNSEL FOR THE DEFENDANTS
18 BY MS. SCHARY:
19 Q Good afternoon, Ryan. My name is
20 Alison Schary. I'm the lawyer for the defendants,
21 and that includes Rolling Stone as well as Sabrina
22 Rubin Erdely, the author of this piece. I know
23 when we started this deposition today, Andy went
24 over some rules of the roads for deposition --
25 A Uh-huh.

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1	Q -- and I just wanted to let you know	1	When did you join that fraternity?
2	that all those rules still apply.	2	A In the spring of 2013.
3	Does that sound good to you?	3	Q Okay.
4	A Yes, it does.	4	A So my second semester at UVA.
5	Q Okay. And I just wanted to remind you	5	Q Your second semester in your first
6	that you -- you -- you -- you understand that	6	year?
7	you're still under oath now that we're back on the	7	A Yes.
8	record?	8	Q Okay. Ryan, we had looked at a series
9	A Yes.	9	of text messages earlier today, a number of
10	Q Okay. Ryan, I know that you mentioned	10	exhibits that you had produced in a response to
11	that Sabrina had apologized to you when she called	11	the subpoena issued by plaintiff Nicole Eramo.
12	you after the publication of the article. And I	12	Do you remember looking at these
13	know that, you know, Rolling Stone has gone on	13	documents?
14	record apologizing to everyone at UVA for the	14	A Yes.
15	article. And I have said this to your friends on	15	Q I wanted to ask you, how did you
16	the past few days, and I will say it to you as	16	compile these various documents?
17	well, that I want you to understand that that	17	A Right. So -- so text messages on
18	apology means you, personally, as well.	18	iPhones are stored as a SQLite database file.
19	A I appreciate that.	19	Q Okay.
20	Q Okay. So did you speak to anyone in	20	A So I took that file off my phone and
21	preparation for this deposition today?	21	then just hit it with a bunch of queries for -- I
22	A No.	22	went through all of my contacts and all the
23	Q Okay. Did you -- you didn't speak to	23	previous phone numbers I had had messages with,
24	Alex or Kathryn about their testimony?	24	wrote down which numbers I needed to get and then
25	A No.	25	just hit that with a bunch of queries to get all
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1	Q You're aware that Alex and Kathryn have	1	the text messages from it.
2	both testified in this action?	2	And then I wrote a script on the
3	A So I figured that Alex would get --	3	computer to compile it into the format as is
4	I -- I guess -- I guess I should have figured that	4	given. The format is -- is .tex, a LaTeX file,
5	Kathryn would get deposed as well. I was not	5	which is also why some of the quotes in the
6	aware that that already happened.	6	article -- there's, like, a lot of, like,
7	Q Oh, okay. Are -- are you still close	7	erroneous quotation marks across the text
8	with Alex and Kathryn?	8	messages.
9	A A -- a bit closer to Alex, but we	9	Q You're getting to one of my next
10	haven't really seen each other, I guess, this	10	questions.
11	past -- you know, this past year as much.	11	A That's -- yeah, that's a consequence of
12	I just -- like, three weeks ago I	12	the way that I automated it because LaTeX doesn't
13	got -- got a message from him that said, Subpoena	13	really play well with quotes, unfortunately. So
14	lady is making the rounds. So I figured that he	14	some of the -- some of the things I had just,
15	knew that because he also had received one.	15	like, wrap, and they get an additional set of
16	Q I understand.	16	quotes to get it to display as one text message.
17	Ryan, you said that you're in a	17	Q I'm sorry. Can you explain that --
18	fraternity; is that correct?	18	I'm -- I'm going to --
19	A Yes.	19	A Yeah.
20	Q Which fraternity are you in?	20	Q -- look at --
21	A Phi Sigma Kappa.	21	A Yes.
22	Q Okay. And what name is that -- is it	22	Q -- give me --
23	known by all three names?	23	A Sorry.
24	A It's known as Phi Sig.	24	Q -- one --
25	Q Phi Sig. Okay. Thanks.	25	A It's --

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1 Q -- of the ones --
 2 A That would be better with, like, a --
 3 Q If we --
 4 A If it --
 5 Q -- look --
 6 A -- (indiscernible) --
 7 Q -- look at --
 8 A -- (indiscernible) --
 9 THE COURT REPORTER: Wait, wait, wait.
 10 BY MS. SCHARY:
 11 Q -- Plaintiff's Exhibit --
 12 THE COURT REPORTER: One at a time.
 13 BY MS. SCHARY:
 14 Q Yeah, let me -- let me finish --
 15 A Sure.
 16 Q -- just so she can -- she can't take us
 17 down --
 18 A Sorry.
 19 Q -- if we're talking at once.
 20 Let's look at Plaintiff's Exhibit 175.
 21 A Okay.
 22 Q I'm going to direct you to Duffin-24.
 23 If you look at the -- the second full text message
 24 on that page, the -- it's from you to Jackie --
 25 A Uh-huh.

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1 Q -- He's asking if I know you. And then
 2 you can see there's kind of an end -- they're
 3 all -- they all seem to be end quotations.
 4 A Yeah.
 5 Q No open quote, just close quote?
 6 A Right.
 7 Q But there's one set of quotes at the
 8 beginning and then after it says, And he said --
 9 and then there's two quote marks -- no, there's
 10 this girl name Jackie -- and there's three sets of
 11 quote marks?
 12 A Correct.
 13 Q Can you explain what's going on there?
 14 A Yeah, so that's -- that's --
 15 unfortunately, I made a mistake when I was -- when
 16 I was compiling this because the -- the format I
 17 used treats left and right quotes differently. I
 18 just used a regular, like, right quotation mark --
 19 Q Okay.
 20 A -- for all of them.
 21 And then -- but the rest of that is --
 22 is just how it came straight. So as far as why
 23 there are, you know, like, two sets of quotation
 24 marks around it and then a whole -- another set of
 25 quotation marks, like, around the entire message,

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1 I'm not really sure.
 2 Q Okay.
 3 A The original text of that message and
 4 of similar messages -- so the one two lines below
 5 it that starts with, He thinks you're just messing
 6 with him --
 7 Q Uh-huh.
 8 A -- is -- you know, is kind of the
 9 same -- the same deal, that the original text
 10 message did not contain those -- the -- the outer
 11 quotation marks. But when somebody is actually
 12 quoted in the context of the phrase, there should
 13 be one set of quotation marks around that.
 14 Q Okay. So, for example -- so you --
 15 your understanding, then, is in the -- in the text
 16 message I just read, the one that's on
 17 September 5th, looks like at 12:34 a.m. --
 18 A Uh-huh.
 19 Q -- there should not be a quote before,
 20 He's asking if I know you. But when it says, And
 21 he said, comma -- that would be, quote, no,
 22 there's this girl named Jackie, closed quote.
 23 Is that your understanding of what --
 24 what the -- the original text message would have
 25 said?

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1 A Yes.
 2 Q Okay. Thank you for clarifying that.
 3 I also wanted to ask -- the -- there's
 4 a -- after each of these, there's a date and time
 5 stamp. Do you know what that refers to
 6 specifically?
 7 A Oh, I -- so I don't remember what --
 8 what field it was. I'd have to look at the
 9 actual -- the actual file again.
 10 Q Uh-huh.
 11 A It could be -- I -- I mean -- so for
 12 any text I received, it's the received time. I
 13 think there was only one -- one time stamp for
 14 each of them, so it's either the sent time if I've
 15 sent it or the time it was received if it's a text
 16 that was sent to me.
 17 Q Okay. So you --
 18 A If that makes sense.
 19 Q So your belief is that the time
 20 represents the time sent if it is a text from you
 21 and the time received if it's a text to you?
 22 A Yeah. If I had -- if I had, you know,
 23 like, a computer available and could run, like, a
 24 quick Web search, I could -- I could verify that.
 25 Q Okay.

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1	A But I would have to actually look at	1	correct to say that you first gathered the
2	the -- the scheme of the text database to know.	2	universe of all texts with a certain set of
3	Q Okay. Okay. Thank you.	3	identified phone numbers and then you reviewed
4	And you said this was from an iPhone?	4	those texts messages to remove messages that were
5	A Yes.	5	not -- you did not feel were relevant or
6	Q Is that the same phone that you	6	responsive to the subpoena?
7	currently have?	7	A Yes.
8	A Yes, it is.	8	Q Okay. And were any of these text
9	Q What type of phone is it?	9	messages group texts, because they all seem to be
10	A It's an iPhone 4S.	10	with a single person. I just know from --
11	Q Okay. And when did you compile these	11	A Oh, yeah. So group texts didn't play
12	messages?	12	well with it. But I don't seem to remember
13	A I think it was December 17th of 2015.	13	dealing with group texts.
14	Q Okay. And why did you compile these	14	Q Okay.
15	messages?	15	A I'm not sure.
16	A Because I had received a subpoena that	16	Q Do you know if you had any group texts
17	commanded me to.	17	that included Jackie?
18	Q Okay. And you said that you had	18	A I don't know.
19	written a script that would -- and correct me if	19	Q Okay. You don't -- you don't know --
20	I'm mischaracterizing this -- that would crawl	20	do you know if you searched for those?
21	your text -- that would search your text messages	21	A No.
22	and only return certain messages; is that correct?	22	Q Okay. And we're going to look -- I'm
23	A Okay. So -- well, so -- so there's --	23	going to direct you back to 175 -- Plaintiff's
24	there's a few aspects to it. So first I wrote	24	Exhibit 175 --
25	down all the numbers I needed.	25	A Sure.
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1	Q Okay.	1	Q -- we were just looking at.
2	A And then I just ran a query on the	2	The first message here is Tuesday,
3	database for each individual number and then wrote	3	September 4th, which I believe is the day after
4	a script to take the output of each of those	4	Labor Day of 2012.
5	queries. So I had to do this, I think, like 30	5	How long had you known Jackie at this
6	different times for each individual number. It's	6	point?
7	like -- you put in the number, you get back all	7	A Ten days.
8	the texts that have been sent to that number.	8	Q Okay. And this -- I'm assuming this
9	And then I ran a script to convert that	9	was not the first text message Jackie ever sent to
10	format into, you know, something that would make	10	you?
11	it a bit more readable. That's the format that we	11	A Correct.
12	see here (indicating).	12	Q Was it that the prior text messages
13	Q Okay.	13	were not relevant --
14	A Then for -- then because, you know, I	14	A Yes.
15	looked -- there was -- you know, more information	15	Q -- to this action?
16	in -- in some of the texts, for instance, like	16	A Yes.
17	between, like, me and Alex Stock that wasn't	17	Q Okay. Other witnesses in this action
18	related to the story.	18	have testified that you and Jackie were hooking up
19	Q Uh-huh.	19	at the beginning of first year.
20	A So I read through all of them and then	20	Is that true?
21	just struck whatever -- whatever -- you know, like	21	A All right. So that's a misnomer. We
22	if we were just having a conversation about school	22	went on one date, and we kissed after the date,
23	stuff or anything that wasn't, you know, possibly	23	but that's really the extent of it.
24	tangentially related to this.	24	Q Okay.
25	Q Okay. So -- so am I -- would it be	25	A I did get the impression that Jackie

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1 was telling people that there was more there than
 2 there was, but, no.
 3 Q Okay. And -- and when was that date?
 4 A Oh, I don't remember, actually.
 5 Q Was it before --
 6 A It was --
 7 Q -- or after the 28th of September?
 8 A It was before.
 9 Q Okay. Do you recall how much before,
 10 approximately?
 11 A I would guess three weeks. I'm not
 12 sure.
 13 Q Okay. If I gave you a calendar of
 14 September, would that help you?
 15 A Yeah, I'm not really sure.
 16 Q Okay.
 17 A I mean, I can visualize the September
 18 calendar for that --
 19 Q It seems like you can, yeah.
 20 A -- for that, but --
 21 Q Okay. So you had testified before
 22 that -- earlier that on the night in question --
 23 and when I say that, I mean September 28th,
 24 2012 -- you believed that Jackie had called you
 25 around midnight?

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1 A Yeah.
 2 Q What was your basis for believing that
 3 it was around midnight?
 4 A Just remembering that it was around
 5 then. I know it wasn't nearly as late as the --
 6 it wasn't 3:00 a.m. as -- as is reported in the
 7 article.
 8 So I was -- I was going on a trip on
 9 the -- on September 29th. It was an overnight
 10 trip. And, so, you know, I was just trying to --
 11 like, I was actually buying snacks before it --
 12 when I got the call. I was -- I was in the -- on
 13 the lower level of one of the dining halls that's
 14 near the dorms.
 15 So I just remember it being around
 16 midnight. Honestly, I can't provide an exact time
 17 for when that call was if that's where that
 18 question is going.
 19 Q I -- I -- yeah, I just -- I mean, you
 20 had said around midnight --
 21 A Right.
 22 Q -- and, so, I wanted to understand
 23 why --
 24 A Right.
 25 Q -- you believed it was specifically

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1 around midnight.
 2 As I hear your testimony, would it be
 3 fair to say that it -- it could have been later;
 4 you just don't know?
 5 A Right. Yeah.
 6 Q Okay. You were out that night at a
 7 party before you were buying snacks?
 8 A I was -- so I was not at a party, per
 9 se. I was at the Biltmore. So the -- this is
 10 also mentioned in the article. In 2012, Playboy
 11 rated UVA the number one party school.
 12 Q Uh-huh.
 13 A And to celebrate that, they had a party
 14 at the Biltmore. And somehow the Glee Club was
 15 commissioned to come sing at that.
 16 Q Uh-huh.
 17 A So my first Glee Club performance at
 18 college was performing for Playboy bunnies on the
 19 night of the 28th. But that was more -- around,
 20 like, 8:00 or 9:00 p.m. It wasn't -- you know, it
 21 wasn't later in the evening.
 22 Q Okay. Good welcome to college.
 23 A Yeah, right.
 24 Q So the day after the alleged
 25 assaults -- this would be September 29th, and I

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1 can -- you can -- you can look back at 17- --
 2 Plaintiff's 175, and I'm going to direct you to
 3 Duffin-30 -- the bottom of -30 and the top of -31.
 4 A Uh-huh.
 5 Q Do you recall that Jackie told you that
 6 she went to the women's center --
 7 A Yes.
 8 Q -- about the assault?
 9 And -- and what do you recall her
 10 telling you?
 11 A Well, so, it's -- it's actually what's
 12 captured in the text message. She said that she
 13 felt like it was very -- very victim blaming. She
 14 said that when she -- she mentioned she had been
 15 assaulted, the first question she was asked was
 16 what did -- what did you do to put you in that --
 17 in that situation.
 18 Q Uh-huh.
 19 A Honestly, that -- that kind of gave me
 20 a really bad impression of -- of a lot of the --
 21 the resources at UVA for -- for a -- you know, a
 22 long period of time afterwards because I took that
 23 at face value and, you know, believed that that
 24 interaction had happened.
 25 And, actually, that's -- that's here on

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1	Duffin-031. There was a text that says -- from	1	cat?
2	Jackie to me that says, They asked me about all of	2	A I don't think so.
3	my past sexual history and if I sleep around here	3	Q How did you come to learn what you just
4	and if I was drinking or on drugs. And they kept	4	told me then?
5	asking me why I hadn't used the golden rule of	5	A Oh, sorry, sorry. She told me that the
6	never going to a party alone, and I should have	6	housekeeping lady heard the cat, but, you know,
7	been with a group, and why I was there, and did I	7	beyond that I don't remember anything else --
8	know anyone.	8	Q Okay.
9	Q And --	9	A -- about it.
10	A That was a second conversation.	10	Sorry. Sorry. I was -- I was looking
11	Q Did you -- do you have any	11	for it in the text messages and I just --
12	conversations with Jackie about her visit to the	12	Q Don't apologize. No, it -- it's --
13	women's center other than this exchange of text	13	it's not a -- it's not a scavenger hunt --
14	messages on September 29th, 2012?	14	A Right.
15	A I don't recall.	15	Q -- or a memory test.
16	Q Okay. I'm going to direct you to	16	A Right.
17	Duffin-33 --	17	Q I just, you know, want to ask you what
18	A Okay.	18	you know.
19	Q -- in the same document, and	19	I'm going to direct you now to
20	specifically -- I think it's three texts from the	20	Duffin -- actually, it's on the same page;
21	bottom -- on October 2nd, Jackie asks you to meet	21	it's -34 to -35.
22	her outside of Gooch.	22	A Uh-huh.
23	A Yeah.	23	Q Mr. Phillips was asking you earlier
24	Q And then there's a conversation about	24	about the conversation with Nick that's referenced
25	whether you know about cats.	25	here, and I know you had testified that you didn't
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1	A Yeah.	1	really recall the context. But I want to direct
2	Q Do you recall the context for these	2	you specifically to -- on page Duffin-35, middle
3	exchange of text messages on October 2nd, 2012?	3	of the page, you say, We could find no evidence
4	A Yes. Jackie had found a stray cat that	4	that Haven was ever -- ever was at UVA. People
5	she wanted to keep in her dorm and she was	5	Search turned up nothing. Even though he dropped
6	having -- she was carrying a bunch of -- a bunch	6	out, he should still show up on it.
7	of cat stuff, including the cat, in --	7	My question for you is what is the
8	Q Uh-huh.	8	basis for you saying that even though Haven had
9	A -- like, a pet carrier. So when she	9	dropped out he should still show up on UVA People
10	asked me to meet her outside of Gooch on	10	Search?
11	October 2nd, she was looking for help carrying all	11	A Well, so, the thing is that -- that's
12	the stuff back to her dorm. The Gooch door --	12	not right. I was assuming that he would still be
13	dorms are notorious for having a lot of stairs and	13	on there a few days afterwards if he had dropped
14	being, you know, not particularly accessible,	14	out.
15	especially if you're carrying stuff.	15	Q Okay.
16	So then -- also, when she asked about	16	A I only started looking at People Search
17	cats on the 3rd -- yeah, well, I mean, that's	17	on October 7, and -- and Jackie had said that he
18	actually right here in -- in the text. She wanted	18	had dropped out the week prior.
19	to know how to make the cat stop crying every time	19	So it is possible -- I don't know what
20	she left. Pets are not allowed in UVA dorms, and	20	the process looks like for that at UVA. That
21	eventually the housekeeping lady heard the cat	21	would be something that would need to be confirmed
22	meowing when no one was home and -- and found out	22	with the administration instead --
23	about it that way.	23	Q Uh-huh.
24	Q Did she tell you about -- did she tell	24	A -- as far as what the -- what the
25	you about when the housekeeping lady found the	25	latency is with, you know, having somebody

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1	withdraw from school and having them not show up	1	question again --
2	on People Search.	2	Q Yeah --
3	Q Okay. Thanks.	3	A -- because I rather --
4	A I assumed at that point that People	4	Q I just --
5	Search would also include, like, alumnus accounts	5	A -- I (inaudible) --
6	or previous students' accounts because the email	6	Q -- want to --
7	addresses, to my understanding, would still stay	7	A -- answer --
8	active.	8	Q -- make sure --
9	Q Okay.	9	A -- out of that?
10	A But --	10	Q -- that -- yeah, I -- I think I was
11	Q But you didn't --	11	asking a slightly different question.
12	A -- but I --	12	I wanted to point you to the line that
13	Q -- you didn't know --	13	says, I wasn't planning on Haven going and telling
14	A -- didn't know --	14	you because I knew that you'd react like this.
15	Q -- that for a fact?	15	A Right.
16	A -- that for sure.	16	Q And I want to bring you back to the
17	Q Okay. Thank you.	17	time that this text message was sent --
18	In the same paragraph you say, I wasn't	18	A Uh-huh.
19	planning on Haven going and telling you because I	19	Q -- which would be October 7, 2012.
20	knew that you'd react like this.	20	A Yes.
21	Did you believe that Haven had told	21	Q My question was, when you said to
22	Jackie that you thought Jackie had made him up?	22	Jackie, I wasn't planning on Haven going and
23	MR. PHILLIPS: Object to form.	23	telling you, did you believe that Haven had told
24	THE WITNESS: Yeah, actually, can I	24	Jackie --
25	check and see if that's -- if that's anywhere	25	A Oh.
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1	in -- in texts.	1	Q -- that you, you know, didn't believe
2	BY MR. PHILLIPS:	2	he was a real person?
3	Q Yeah. It's on -- I'm looking directly	3	A Yeah.
4	at Duff- -- it's Plaintiff's 175, Duffin-35. It's	4	MR. PHILLIPS: Object to form.
5	the text from you to Jackie --	5	THE WITNESS: Yes.
6	A Right.	6	BY MS. SCHARY:
7	Q -- October 07, 20:03:27. It's the last	7	Q Okay.
8	line of the large text messages --	8	A And that, again, is because of the text
9	A Right, right, right.	9	that's about, what, five texts up saying, He
10	Q -- in the middle of the page.	10	thought you made me up.
11	A Yeah, so -- so that would be -- and	11	Q Because Jackie --
12	also, you know, a few texts above that you have	12	A I just --
13	Jackie to me saying, I couldn't really hear him,	13	Q -- relayed to you --
14	but he thought you made me up and you're a psycho.	14	A Yeah.
15	Q Uh-huh.	15	Q -- that Haven had --
16	A So that possibly would be in relation	16	A Correct.
17	to the -- the phone conversation that I don't	17	Q -- told her --
18	remember having but possibly had --	18	Okay. Just make sure that one person
19	Q Uh-huh.	19	talks at a time.
20	A -- with somebody purporting to be Haven	20	A Sorry.
21	Monahan. At which point, you know, I would have	21	Q It's not a conversation. It's very
22	said, Yeah, I thought you weren't a real person.	22	unnatural.
23	And then would have told Jackie.	23	A Yeah. Sorry.
24	Q Okay. Yeah.	24	Q That's okay.
25	A Sorry. Can you -- can you ask the	25	And I'm going to direct you a couple of

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1	text messages down here to the one that's at --	1	identity as Ryan, as we talked about earlier;
2	convert this military time -- 8:09:58 p.m.	2	correct?
3	A Uh-huh.	3	A So the actual text on which that
4	Q And you tell -- Ryan Duffin to	4	happens would be on Duffin-101 --
5	Jackie -- you say, But I still completely trust	5	Q 101. Okay.
6	you.	6	A -- the bottom half of that page is
7	Do you recall sending that text	7	where it's at. September 13th at 10:11 p.m., I
8	message?	8	say, I'm a guy. He says, What. And then I
9	A Yes.	9	clarify it. And then -- and then the entirety of
10	Q Okay. On the next page, which would be	10	page -102 is more the fallout from that.
11	Duffin-36, two-thirds of the way down you say --	11	Q Okay. So I apologize. Duffin-101
12	and this is the text message at 8:27 p.m. on	12	and -102 --
13	October 7th. You say to Jackie, I never said you	13	A Yes.
14	were lying. I don't need counter evidence to	14	Q -- would be the big reveal?
15	think you weren't. I already believe that.	15	A Yes.
16	Do you see that there?	16	Q Okay. Just so the record the clear.
17	A Yes.	17	And if you look at -101 -- second text
18	Q Did you believe that when you wrote	18	from the bottom -- you say that you are Jackie's
19	that to Jackie?	19	friend in response to a question from Haven
20	A Yes.	20	Monahan, and you tell Haven Monahan, And Jackie
21	MR. PHILLIPS: Object to form.	21	doesn't really like you.
22	BY MS. SCHARY:	22	A Yes.
23	Q Okay. I'm going to direct you back to	23	Q And then if you go on to -102, there's
24	Plaintiff's 177.	24	a series -- and I'm just paraphrasing and please
25	A Okay.	25	correct me if I am paraphrasing incorrectly -- but
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1	Q And that's the document that starts	1	you tell Haven Monahan basically that his approach
2	with Duffin-97. Just give me a sec to grab it --	2	is not appreciated and he should back off --
3	A Uh-huh.	3	A Yes.
4	Q -- there. Tell me when you're ready.	4	Q -- of Jackie; am -- am I correct?
5	A I'm ready.	5	A Yes.
6	Q Okay. Actually, my first question	6	Q And -- and why -- why were you telling
7	isn't specifically about the document, but we	7	Haven to leave Jackie alone?
8	talked earlier -- you testified that at some point	8	A Because she seemed to not really want
9	there was a big reveal where you told Haven that	9	to have to deal with it any more.
10	you were not Brianna but in fact were Ryan.	10	Q Would it be fair to say you were trying
11	A Correct.	11	to protect Jackie?
12	Q Why did you do that?	12	A Yes.
13	A Because I didn't like needing to keep	13	Q And would it be fair to say that, about
14	up a ruse. It just felt like a weird way to get	14	this time, you thought you were talking to someone
15	any sort of information out of anybody. I didn't	15	who was pursuing her romantically and
16	like playing this part in the first place. And I,	16	aggressively?
17	you know, didn't really feel like keeping it up.	17	A Yes. Yes.
18	Q And I'm going to direct you	18	Q On Duffin-113 in the same document --
19	specifically to -- I'm looking at Duffin -- it's	19	this is Plaintiff's Exhibit 177 -- in the middle
20	around Duffin-102.	20	of the page at the text message dated
21	A Uh-huh.	21	October 7th -- 3:02 p.m. -- in 2012, and it's from
22	Q There's a series of text messages --	22	Haven to Ryan, What the -- WTF. Is this a habit
23	and this is on September 13th, 2012. And am I	23	of yours. You pretend to be a girl. You pre- --
24	correct, looking at Duffin-102, that this is the	24	pretend to be a UVA rep. Who the fuck are you.
25	series of text messages where you revealed your	25	And my question is do you know what

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1 this reference to pretending to be a UVA rep
 2 means?
 3 A No. No, I have no idea. Judging from
 4 the context of this, it seems like I just called
 5 and didn't get a response on the -- the text from
 6 October 7th at 3:00 p.m. It says, That number is
 7 me. Please just call it.
 8 I don't know where that's coming from
 9 at all.
 10 Q Okay. So you don't have an independent
 11 recollection other than reading these text
 12 messages and speculating --
 13 A True.
 14 Q -- would that be fair?
 15 A Yes.
 16 Q And on Duffin-114, if you want to look
 17 at the top of the page, Haven Monahan to Ryan
 18 Duffin at October 7, 3:10 p.m -- and Haven says,
 19 And I need to make sure talking to you doesn't
 20 break the deal I made with Jackie. And then you
 21 respond, It won't break the deal. I didn't even
 22 know there was one.
 23 My question for you is did you come to,
 24 at any point, learn of some sort of deal between
 25 Jackie and Haven Monahan referenced in these

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1 texts?
 2 MR. PHILLIPS: Object to form.
 3 THE WITNESS: No.
 4 BY MS. SCHARY:
 5 Q Okay.
 6 A I still -- I still don't know what that
 7 deal is, honestly. So when I say it won't break
 8 the deal, you could ask how would I know it
 9 wouldn't break the deal if I didn't know what the
 10 deal was.
 11 Q How would I -- how would you know that
 12 it wouldn't break the deal if you didn't know what
 13 the deal was?
 14 A I would assume that I would have been a
 15 part of that. But that might be, you know, a
 16 misplaced assumption. I don't know. I would -- I
 17 would assume that, you know, like, I would be
 18 able, like -- if I talked to Haven, you know, that
 19 wouldn't break the deal because I didn't know that
 20 there was a deal. I would have thought -- if I
 21 had been part of some deal that Haven made with
 22 Jackie, Jackie would have told me about it. Since
 23 I hadn't, I would assume that me talking to Haven
 24 wouldn't break whatever deal --
 25 Q I --

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1 A -- there was.
 2 Q -- I understand.
 3 A I realize now that that reasoning is --
 4 is wrong, but even now I don't know what deal that
 5 would be referring to.
 6 Q Okay. I under- -- I under- -- I
 7 understand.
 8 And I know we -- we talked -- you just
 9 referenced before and we talked earlier today
 10 about, you know, that you'd -- there's these
 11 references in the text messages to you calling
 12 Haven Monahan and you -- and you don't recall
 13 speaking to Haven Monahan.
 14 But do you recall calling any of the
 15 numbers that you had for Haven Monahan?
 16 A No, I don't remember actually calling
 17 any of them, but judging from the context of this,
 18 it seems like I would.
 19 Q Okay.
 20 A And I think that it would be -- you
 21 know, of course, this is -- this is also
 22 speculative, but considering that I spent a lot of
 23 time on October 7th trying to find out if Haven
 24 was a student at UVA --
 25 Q Uh-huh.

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1 A -- it seems like a logical course of
 2 action to try calling the number that I had for
 3 him to see who would pick up.
 4 Q Okay. You -- you talked earlier -- you
 5 had mentioned -- strike that.
 6 You referenced earlier a text between
 7 you and Alex Stock where you said to the effect
 8 that, you know, it's crazy I did use the phrase
 9 shitshow in talking about this article.
 10 A Yes.
 11 Q Do you recall when, specifically, you
 12 said -- you -- you referred to the article as a
 13 shitshow?
 14 A I -- so it would have been -- it would
 15 have been any of the three weeks leading up to the
 16 article's release. I think it was around
 17 Halloween of 2015 -- 2014 that, you know, it was
 18 initially mentioned at one of the -- one of the
 19 IFC -- the Inter-Fraternity Council's meetings
 20 that there was going to be some sort of article
 21 coming out. And, you know, just -- I think I had
 22 said in passing, like, wow, it sounds like this
 23 article is going to be a big shitshow when it
 24 comes out.
 25 I didn't really -- you know, to -- to

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1	expand on the fact that we really didn't know what	1	A I just --
2	the content of the article was.	2	Q -- copies?
3	Q Uh-huh.	3	A -- I just asked if they had copies.
4	A On Monday, November 17th of 2014, there	4	I -- I was trying to leverage -- you
5	was a -- there was an extra meeting with the --	5	know, I said, like, hey, I'm an exec member at my
6	with the IFC Presidents' Council. I was the vice	6	fraternity, and if this article is as detrimental
7	president of my fraternity at the time. Our	7	to the Greek system as it allegedly will be -- I
8	president couldn't make it so I was designated to	8	was hoping -- I was hoping to read the article in
9	go.	9	advance to be able to draft up some response and
10	And they mentioned that it -- the	10	send out to our mailing list and send out to our
11	article related to a sexual assault that happened	11	alumni, especially --
12	at a fraternity house in the fall semester of	12	Q Uh-huh.
13	2012. And I thought, well, hey, I know something	13	A -- when the article came out.
14	about that. So on November 18th, I went to speak	14	When it did come out, I -- I let our
15	to -- I'm blanking on his name. One of -- one of	15	president know I can't write about this article
16	the -- the employees in the office of Fraternity	16	unbiasedly.
17	and Sorority Life at UVA to ask if they happened	17	Q Okay. Where did you get the
18	to have any advance copies of the article. They	18	understanding that it was going to be detrimental
19	did not.	19	to the Greek system?
20	So, you know, even though it sounded	20	A At the meeting that was around three
21	like there was going to be a big hubbub about the	21	weeks prior. I was not present at the meeting.
22	article, until it came out, we didn't know what it	22	Another one of our exec members was, but -- you
23	was.	23	know, at a meeting with -- with a lot of the --
24	Q Okay. When you say you know -- I think	24	the exec members of all of the fraternities at
25	you -- you just testified that on the 17th during	25	UVA. They mentioned that this article was going
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1	that meeting you heard that it was about a sexual	1	to be coming out and they had just heard about it
2	assault in -- in the fall semester of 2012.	2	and wanted to let them know that there might be a
3	Am I correct that you -- you assumed or	3	big backlash against the Greek system in coming
4	thought it might be the assault of Jackie from	4	weeks.
5	September of 2012; is that correct?	5	Q And do you -- do you know -- I know you
6	MR. PHILLIPS: Object to form.	6	said you weren't present, but did you have an
7	THE WITNESS: Yeah, I mean, I thought,	7	understanding of who was at that meeting in --
8	well, hey, I happened to know about, you know, one	8	A I --
9	sexual assault that happened at a fraternity	9	Q -- three weeks before --
10	house. I don't know what statistics look like on	10	A I -- I mean, know who -- I -- I know
11	other ones, so it -- you know, it meant that it	11	who we had sent, yeah. Yeah. His name Patrick
12	wasn't a complete surprise when that was what the	12	Cantwell --
13	story was that was depicted in the article.	13	Q Okay. I --
14	BY MS. SCHARY:	14	A -- another member of our fraternity.
15	Q Okay.	15	Q Sorry. Let me -- let me ask a better
16	A But it was nothing more of a -- oh,	16	question there.
17	that would be a crazy coincidence that I happen to	17	Were there any -- do you know whether
18	know about something about that. But, then, also,	18	any administrators from UVA were --
19	I thought, you know, the reporter would have come	19	A Oh.
20	to me had it been about that story.	20	Q -- present at this meeting?
21	BY MS. SCHARY:	21	A Oh, I'm not sure.
22	Q When you said you went to the UVA	22	Q Okay. And you said this was an -- was
23	office of Fraternity and Sorority Life to ask for	23	this an IFC Presidents' Council meeting, the one
24	advanced copies, did you say anything else or just	24	three weeks before the article?
25	ask if they had advanced --	25	A I believe so --

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1 Q Okay.
 2 A -- yes.
 3 Q And also the Presidents' Council
 4 meeting on the 17th of November?
 5 A So -- yeah. It wasn't a regularly
 6 scheduled one on the 17th.
 7 Q Okay.
 8 A That was them saying, this article is
 9 coming out in two days and you need to be aware
 10 that it's going to be coming out.
 11 Q Okay. At I- -- these presidents -- the
 12 IFC Presidents' Council, are there typically UVA
 13 administrators present from FSL or any other
 14 office of the university?
 15 A Typically not. It's, you know, kind of
 16 like a self-governing thing. So the IFC president
 17 is a student himself, and they usually leave them.
 18 That said, sometimes if it warrants having some
 19 administrator come and talk about some kind of
 20 subject, they will facilitate that.
 21 Q Okay. Do you recall if there was an
 22 administrator present at the one on the 17th?
 23 A I don't think that there was.
 24 Q Okay. And the one three weeks
 25 before -- I think you said approximately

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1 Halloween, which would be about three weeks
 2 before -- was that a regularly scheduled IFC
 3 meeting?
 4 A I believe so.
 5 Q Okay.
 6 A I'm not sure on that either.
 7 Q Okay. And that was a little bit of a
 8 detour. Let's go back to -- we were talking
 9 about -- you had made the reference to the article
 10 possibly being a shitshow.
 11 Do you recall where you were when you
 12 made this comment?
 13 A No.
 14 Q Were you in a public place?
 15 A I mean, it's very possible.
 16 Q Okay.
 17 A I have no idea.
 18 Q Do you have any recollection of who you
 19 said that to?
 20 A No.
 21 Q Okay. Do you have any rec- --
 22 recollection of who was around you?
 23 A No.
 24 Q Okay.
 25 A No idea. Sorry.

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1 Q So is it -- is it fair to say that, you
 2 know, it's possible somebody could have overheard
 3 you say that but you don't know one way or the
 4 other?
 5 A Yeah, that -- that -- that --
 6 MR. PHILLIPS: Objection: form;
 7 foundation.
 8 THE WITNESS: That is -- that is
 9 possible.
 10 BY MS. SCHARY:
 11 Q Okay.
 12 A But, also, if it was going to be -- I
 13 mean, I -- I can't see that really being the case
 14 simply on the basis of -- if somebody related to
 15 the writing of the article happened to hear me say
 16 that, they would also have to have recognized me.
 17 And at that point -- you know, I would
 18 be surprised if they would just take that one word
 19 out of context, attribute it to me and then not
 20 follow up with, like, introducing themselves
 21 trying to get any more information about it for
 22 the article.
 23 Q Okay.
 24 A I would -- I would really attribute
 25 that to -- to coincidence.

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1 Q Now, I'm going to direct you -- I don't
 2 think, actually, we introduced these in your
 3 deposition, so I'm going to show you what was
 4 previously marked as Defendants' Exhibit 44 -- I'm
 5 going to throw you off here -- which is a series
 6 of text messages between you and Kathryn
 7 Hendley --
 8 A Okay.
 9 Q -- bearing the Bates number Duffin-17
 10 through Duffin-22.
 11 (The referred-to document was
 12 previously marked for identification as
 13 Defendants' Deposition Exhibit 44 and is attached
 14 to the transcript.)
 15 THE WITNESS: Sure. Thank you.
 16 BY MS. SCHARY:
 17 Q So I'm going to direct you -- on the
 18 first page, about halfway down the page, and this
 19 is a series of text messages that begin on
 20 November 19th -- the morning of November 19th,
 21 2014, the day the article was published.
 22 I'm directing you, specifically, to the
 23 text message on November 19th at 11:35 a.m. --
 24 A Uh-huh.
 25 Q -- where you say to Kathryn, Some of

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1	it's fabricated and sensationalized but a	1	Kathryn had met with Jackie that night. What did
2	surprisingly large amount of it isn't.	2	she look like when you met her?
3	Can you please explain what you meant	3	A When we met Jackie?
4	by that?	4	Q Yes, on the night of September 28th.
5	A Right. So to give this context, this	5	A I mean, the problem with trying to
6	is within about an hour of the article being	6	characterize what she looked like is that there
7	released.	7	really wasn't anything distinguishing about that
8	Q Uh-huh.	8	night from any other night with how she looked.
9	A When I say, Some of it is fabricated	9	She was crying. She was visibly upset. But
10	and sensa- -- sensationalized, that is	10	that's really the only detail that I could provide
11	specifically in reference to the conversation that	11	that would be out of the ordinary.
12	was attributed to me, Kathryn and Alex afterwards.	12	She was wearing some kind of clothes.
13	That entire conversation was a fabrication.	13	They were not ripped or torn or bloodied or any of
14	The surprising large amount of it that	14	the way that they were portrayed in this.
15	was not includes the references to Phi Psi, the --	15	Q Do you remember what she was wearing?
16	the actual date is -- later in the article is --	16	A No.
17	as -- stating the date of September 28th, as well	17	Q Do you have a specific memory of them
18	as -- it's the circumstances for the -- the date	18	not being torn or do you just not remember one way
19	itself. Even though this -- this seems to say it	19	or the other?
20	was a party, while it was just a one-off date, you	20	MR. PHILLIPS: Objection: form;
21	know, the -- I guess the -- the overarching	21	mischaracterizes the witness' testimony.
22	narrative of -- of being lured into a bedroom in	22	THE WITNESS: I think that it's -- it's
23	the Phi Psi house and having a large group of men	23	safe to say that they were not.
24	there, I think, was more -- was more what that was	24	I mean, like, I -- it's not something
25	in reference to.	25	you really notice when you look at clothes of --
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1	When the article came out, I believed	1	oh, those clothes are not torn; right? It's
2	it. Now I don't, and I don't agree with the	2	something you would notice if they were. And if
3	second half of that text either that says, A	3	they, especially, were torn and bloodied to the
4	surprisingly large amount of it isn't. I think	4	extent they have been characterized in the
5	that the entirety of it is.	5	article, or at all, we would have gone for medical
6	Q And I understand that. And just to be	6	attention. We didn't because there was nothing
7	clear, I'm -- I'm trying to break this down into	7	out of the ordinary about her clothes.
8	time periods.	8	BY MS. SCHARY:
9	A Right.	9	Q Would it be fair to say that -- and I
10	Q So just to clarify for the record,	10	understand this is a few years ago -- your --
11	would it be correct, then, at -- that as of the	11	your -- your answer here is that because you
12	date of publication -- I'm talking about	12	did -- strike that.
13	November -- the morning of November 19th, 2014,	13	You are assuming from the fact that you
14	when the article had just come out, you had the	14	did not, you know, push her to get medical
15	understanding that Jackie had been sexually	15	attention immediately that there was nothing out
16	assaulted by multiple men at the Phi Psi house on	16	of the ordinary with her clothes that you noticed.
17	September 28th, 2012?	17	Is that --
18	MR. PHILLIPS: Objection -- objection:	18	MR. PHILLIPS: Objection.
19	form; mischaracterizes his testimony.	19	BY MS. SCHARY:
20	THE WITNESS: Yes, I did have the	20	Q -- is that correct?
21	impression when the article was first released	21	MR. PHILLIPS: Objection to form;
22	that the account in the article was true.	22	mischaracterizes his testimony.
23	BY MS. SCHARY:	23	THE WITNESS: I want to make sure that
24	Q Okay. And when you met -- I -- I know	24	I get this right, so -- if I can think about, you
25	you had testified earlier that you and Alex and	25	know, how to phrase this. That sounds like a fair

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1	characterization.	1	A Sorry. Can you repeat the -- the first
2	BY MS. SCHARY:	2	part of that question?
3	Q Uh-huh.	3	Q Yeah.
4	A We would have taken different action	4	A In that -- is -- as reported by the
5	had we noticed something amiss with her clothes.	5	article or -- or in actuality.
6	But I think that, generally speaking, you know, to	6	Q Alex has -- I will represent --
7	say, did I specifically notice that the clothes	7	MR. PHILLIPS: That's an important
8	were not torn, isn't really something that I think	8	clarification.
9	I've ever noticed about anybody.	9	THE WITNESS: Sorry. Sorry. I totally
10	Q Okay. That's fair.	10	missed the first part of that.
11	Do you recall what kind of shoes she	11	BY MS. SCHARY:
12	was wearing?	12	Q I -- Alex has testified that on --
13	A No.	13	at the -- at least beginning on the -- the -- it
14	Q Okay. Do you recall if she was wearing	14	might have been a series of conversations, but at
15	shoes?	15	least beginning on the specific night of
16	A No.	16	September 28th when you met Jackie that the two of
17	Q Did she seem drunk to you --	17	you discussed whether you had an obligation to go
18	A No.	18	to the police or to make some kind of report even
19	Q -- when you met her?	19	if Jackie didn't want you to.
20	Did Jackie drink, to your knowledge,	20	Do you recall that conversation?
21	when you knew her?	21	A Yes. So this was a conversation
22	A I don't think that she did, actually.	22	between the two of us, and we also found an RA in
23	I don't think I've ever seen her drink anything.	23	my hall when we were getting our stuff to go back
24	Q Okay. And I think you testified to	24	to spend the night at Jackie's dorm. And we asked
25	this earlier. I just want to make sure the record	25	the RA as well, without using names, of course,
Page 219		Page 221	
1	is clear.	1	because there is a mandatory reporting in effect
2	So you -- you -- did you and -- you and	2	with sexual assault if you use a name. The -- the
3	Alex slept on her floor that night; correct?	3	RA has to report it. So we discussed it as
4	A Correct.	4	anonymously as we could. And, you know, the RA
5	Q And did you sleep on her floor other	5	also said if she doesn't want to go to the
6	nights going forward after the assault -- after	6	authorities, you shouldn't contact the authorities
7	the alleged assault as well?	7	yourself. You should be doing what she wants.
8	A I didn't. I think Alex might have, but	8	Q Do you -- did the RA follow up again
9	you'd have to ask him about that. I -- so --	9	after that conversation, to your knowledge?
10	the -- the morning after the assault, I was	10	A I don't remember. He wasn't -- he
11	supposed to go out of town. I didn't want to	11	wasn't my -- he was the RA on the other side of
12	because of, you know, what had allegedly happened	12	the hall. Mine was out that night.
13	the night before, but it was at Jackie's	13	Q Okay. Do you recall anything else
14	insistence that I did because she didn't want to	14	about the conversation with the RA about what to
15	preclude me from, you know, going forward with the	15	do in response to the situation?
16	travel plans I had been looking forward to.	16	A Not in particular.
17	Q Okay. Now, Alex had testified that --	17	Q Okay. Do you know if Jackie was aware
18	and I -- I think you may have, too, this	18	that you and Alex were discussing whether you had
19	morning -- that on that night, you know, when you	19	an obligation to go to the police even if she
20	met Jackie that there was a discussion among the	20	didn't want you to?
21	two of you about whether you had an obligation to	21	A I don't think that she was aware.
22	go to the police even if Jackie didn't want you	22	Q Okay. And why don't you think she was
23	to.	23	aware?
24	Do you recall a conversation to that	24	A Because we didn't tell her.
25	effect?	25	Q Okay. Were you talking --

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1	A	I don't know.	1		you know, I've -- I've heard, since -- since the
2	Q	Were you talking near her when you had	2		article came out that --
3		this conversation?	3	Q	Let --
4	A	No.	4	A	Oh, sorry.
5	Q	Okay. Did you notice a change in	5	Q	-- let me clarify.
6		Jackie's behavior after the night of	6		Prior to the publication of the
7		September 28th, 2012?	7		article --
8	A	Yes.	8	A	Oh, oh, no.
9	Q	Okay. And what was that change?	9	Q	-- did you have you any knowledge of
10	A	So it wasn't really anything	10		how Jackie described her assault to her friends
11		particularly pronounced. It was more just -- you	11		other than you, Alex and Kathryn?
12		know, if you were talking to her, occasionally she	12	A	No.
13		would just space out and look really upset for a	13	Q	Okay. Time line is important here.
14		few seconds at a time. And then she would snap	14		Okay. You testified earlier that Haven
15		back to however she was. It seemed like she	15		Monahan sent you pictures that were purporting to
16		was -- she was very visibly remembering the	16		be of himself; correct?
17		incident and trying not to.	17	A	Correct.
18	Q	Okay. Did you -- when -- when this	18	Q	Okay. And at that time did you believe
19		spacing out episodes happened, did you talk to her	19		those were pictures of Haven Monahan?
20		about what was going on?	20	A	Yes.
21	A	No, because, you know, I figured if she	21		MR. PHILLIPS: Object to form; vague as
22		wanted to talk about it, she would initiate the	22		to time frame.
23		conversation.	23		BY MS. SCHARY:
24	Q	And she didn't initiate the	24	Q	At the time you received those text
25		conversation?	25		messages, you believed those were Haven Monahan?
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1	A	Correct.	1	A	Correct.
2	Q	Okay. After the night of	2	Q	Okay. And as of the date the article
3		September 28th, 2012, did Jackie discuss the	3		was published, had you ever investigated those
4		details of her alleged assault with you again?	4		images online to see who they might belong to?
5	A	Not to my memory.	5	A	No.
6	Q	Okay. So prior to the publication of	6	Q	Okay. So you -- did there come a time
7		the Rolling Stone article on November 19, 2014,	7		when you came to believe those were not pictures
8		what is the last time Jackie discussed her assault	8		of Haven Monahan?
9		with you?	9	A	Yes.
10	A	September 28th, 2012.	10	Q	And how did you come to believe that?
11	Q	Okay. And there came a time when you	11	A	Taylor Shapiro from The Washington Post
12		and Jackie stopped being as close friends, as I	12		told me that he had located the -- the actual
13		think you testified this morning.	13		subject of the photos. This would be in a phone
14		Can you give me an approximate time on	14		conversation with him on December 7th, 2014. And
15		when that was?	15		he -- yeah, he said that he had found out who the
16	A	October -- the morning of October 13th,	16		photos were of. It was somebody who went to
17		2012.	17		Jackie's high school. At some point he also was
18	Q	That's very specific.	18		able to contact the person in the photos, and they
19	A	Saturday morning waiting in Union	19		said that they didn't really know Jackie.
20		Station.	20	Q	Okay. So -- but this conversation that
21	Q	That's very specific.	21		you just described with Taylor Shapiro that
22		Do you have any knowledge of how Jackie	22		happened, I think you said, December 6th or --
23		described her assault of September 28, 2012, to	23		would it be after -- it was certainly after the
24		her friends other than you, Alex and Kathryn?	24		publication of the article; that's correct?
25	A	So -- only vaguely. Because I know --	25	A	It was after -- it was after the

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1 article. It would have been December 7th. I
 2 gave --
 3 Q Okay.
 4 A I sent the photos to Taylor Shapiro on
 5 December 6th, and then he called me back with what
 6 he had found out the next day.
 7 Q Okay. And you didn't have the name Jay
 8 Larsen before the publication of the article;
 9 that's correct?
 10 A Yes.
 11 Q Okay. Now, after the article was
 12 published, I know there was a -- there came a time
 13 when you started to do a number of press
 14 interviews --
 15 A Yes.
 16 Q -- leading to your familiarity with
 17 wearing a microphone and being on camera here
 18 today.
 19 A Uh-huh.
 20 Q How did you -- who was the first person
 21 in the press that you spoke to?
 22 A Taylor Shapiro.
 23 Q And how did you come into contact with
 24 Taylor Shapiro?
 25 A So on the night of December 6th, Alex

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1 Stock sent me a phone number and said, this is
 2 this guy from The Washington Post; his name is
 3 Taylor Shapiro; he -- he wants to speak to you.
 4 Now, actually, in the -- in the texts
 5 with -- between me and Jackie on December 3rd, she
 6 also asked, you know, if I wanted his contact
 7 information, and at that point I said, no.
 8 Q Uh-huh.
 9 A It wasn't really until I was -- you
 10 know, had the information and was prompted with
 11 the decision. I was with a friend at the time and
 12 we -- and, you know, had said, like, hey, do you
 13 want to have a really weird conversation; should I
 14 go to the press about this. And at that point we
 15 decided that it was better that I did.
 16 Q Okay.
 17 A So the night of December 6th I called
 18 Taylor Shapiro, told him who I was and we spoke
 19 for, I think, about 25, 30 minutes or so.
 20 Q Okay. And I -- I think I had asked who
 21 was the first person you spoke to in the press.
 22 Had other members of the press tried to
 23 contact you prior to Taylor Shapiro --
 24 A No.
 25 Q -- directly?

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1 A No.
 2 Q So no one had emailed you asking you
 3 for a comment prior to you reaching out to Taylor
 4 Shapiro -- to Shap- -- Taylor Shapiro?
 5 A Right. And to put that in context as
 6 possibly why, at this point my name was still not
 7 associated with this. Even when I spoke to -- you
 8 know, initially spoke to Taylor Shapiro, I, you
 9 know, wanted to try and retain whatever anonymity
 10 I could, so the initial article that came out in
 11 the beginning of December still refers to me as
 12 Randall.
 13 It wasn't until later -- it was -- I
 14 think the first time my whole name was out was
 15 with Matt Stroud when he was reporting for -- when
 16 he was reporting for the Associated Press. He
 17 works for Bloomberg now, I think. But, you know,
 18 that was the first time that my -- that my full
 19 name went out was when it went out with the AP
 20 release.
 21 Q And how did you come into contact with
 22 Matt Stroud from the AP?
 23 A He reached out to me.
 24 Q And how -- do you know how -- how he
 25 got your contact information?

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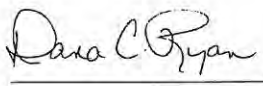
1 A No, I don't. I don't think that it
 2 would be particularly difficult, once you have a
 3 few leads on who's who, to piece together, you
 4 know, who I am and getting my contact
 5 information --
 6 Q Uh-huh.
 7 A -- then.
 8 It is very easy, also, via the -- the
 9 UVA People Search or -- or having my phone number
 10 passed around.
 11 Q Uh-huh.
 12 A So there's either, I'm sure, a text or
 13 an email that I submitted as part of the subpoena
 14 where -- you know, where Matt Stroud reached out
 15 to me.
 16 Q Uh-huh.
 17 A I don't remember what meeting it was --
 18 it was in or how he got that contact information.
 19 Q Okay. And did you have an
 20 understanding of how Alex got Taylor Shapiro's
 21 information in order to ask you if you wanted to
 22 speak to him?
 23 A No, I don't remember.
 24 Q Okay. And you had mentioned -- and I
 25 know counsel for the plaintiff had mentioned --

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1	had asked you whether you were listed in UVA	1	Now, there was some -- I know that
2	People Search and you said, yes, you are listed in	2	plaintiff's counsel had asked you a series of
3	UVA People Search.	3	questions about what you would have said to
4	Do you recall that testimony?	4	Sabrina Rubin Erdely had she contacted you prior
5	A Yes.	5	to the publication of the article. And I know
6	Q Are you the only Ryan at UVA?	6	you -- you were not contacted by Sabrina prior to
7	A I'm not the only Ryan at UVA.	7	the publication of the article; right?
8	Q Okay.	8	A Correct.
9	A I am the only Ryan Duffin at UVA.	9	Q And you don't -- do you have any
10	Q Sure. I understand that. So if one	10	knowledge of the efforts, if any, she made to
11	has your full name, one can find you; would that	11	reach you?
12	be fair?	12	MR. PHILLIPS: Object to form;
13	A Yes.	13	mischaracterizes the record.
14	Q But if one only has your first name, it	14	THE WITNESS: From my conversations
15	would not -- you would not be the only person who	15	with Sabrina --
16	showed up in the fall of 2014; would that be fair?	16	BY MS. SCHARY:
17	A Via People Search, yes.	17	Q Uh-huh.
18	Q Okay.	18	A -- it sounded like the only attempt
19	A I wouldn't be the only one who would	19	that was made to contact me was via Sabrina asking
20	show up. However, that doesn't mean that it	20	Jackie to contact me.
21	wouldn't be possible to deduce my last name by,	21	Q Okay. Do you have any basis to believe
22	say, using social media files or something like	22	that Jackie ever told Sabrina about Haven Monahan?
23	that.	23	A No.
24	Q Do you know whether -- do you have any	24	Q And do you have any basis to believe
25	knowledge as to whether Sabrina tried to do that?	25	that Sabrina ever had those pictures of Haven
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1	A I don't know if she did.	1	Monahan that we discussed earlier that were texted
2	Q Okay. And after the article was	2	to you?
3	published, am I correct that you continued to tell	3	MR. PHILLIPS: Objection.
4	members of the press that you believed something	4	THE WITNESS: I have --
5	traumatic had happened to Jackie on the night of	5	MR. PHILLIPS: Sorry.
6	September 28th?	6	Objection: foundation.
7	A That is correct.	7	Go ahead.
8	Q Okay. And that was based on how she	8	THE WITNESS: I have reason to believe
9	looked when you met her; is that right?	9	that she did not have those photographs before the
10	A Yes.	10	article came out, the reason being that she asked
11	Q Okay. I believe there's been some	11	me to send them to her because she didn't know
12	testimony in this case that -- I know you had a	12	what photos I was talking about.
13	couple of different numbers for Haven Monahan	13	BY MS. SCHARY:
14	and -- and that Alex may have had a different	14	Q Okay. Do you have any basis to believe
15	number for Haven Monahan.	15	that Sabrina knew your last name before
16	When did you discover that you and Alex	16	publication of the article?
17	had different numbers for Haven Monahan?	17	A No. No.
18	A It was at some point in -- I think it	18	Q Okay.
19	would have been December of -- of 2014. After the	19	A I don't know. It's possible that she
20	article came out --	20	did, though, because Jackie could have supplied it
21	Q Thank you, yes.	21	to her.
22	A -- would be -- would be the way you --	22	Q You don't know one way or the other?
23	yeah.	23	A I don't know one way or the other --
24	Q Thank you for clarifying that.	24	Q Okay.
25	Okay. Give me one second here.	25	A -- right. It would be possible, but --

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1	but I don't know.	1	MS. SCHARY: Okay. Almost done here.
2	Q But you don't have any -- my -- my	2	BY MS. SCHARY:
3	question is whether you have any factual basis	3	Q Okay. We talked earlier about a
4	within your knowledge that leads you to believe	4	theory -- about, you know, this catfishing theory
5	that Sabrina had your name prior -- full name	5	of Haven Monahan.
6	prior to publication?	6	Do you recall that testimony earlier?
7	A No, I don't know either way.	7	A Yes.
8	Q Okay. And would it be fair to say	8	Q Am I correct that this catfishing
9	that, you know, sitting here today, thinking --	9	theory is something that arose, to your knowledge,
10	strike that.	10	after the publication of the article?
11	Would it be fair to say that you can't	11	MR. PHILLIPS: Objection: form.
12	testify with certainty as to what you would have	12	THE WITNESS: Yes.
13	said to Sabrina had she called because you don't	13	BY MS. SCHARY:
14	know what she would have asked you?	14	Q Okay. You had mentioned earlier that
15	A Sure.	15	you were directed to speak -- speak with the
16	Q Is that correct?	16	Charlottesville police by Dean Groves. That's
17	MR. PHILLIPS: Objection: form.	17	Dean Allen Groves; is that correct?
18	THE WITNESS: I mean, obviously I can't	18	A Yes.
19	testify about what the conversation would have	19	Q And I believe your testimony was
20	been had it had happened.	20	something to the effect of -- that Dean Groves
21	I can say that if I had been contacted,	21	wanted you to speak to the police and not to him
22	a conversation would have taken place.	22	because he -- he didn't want any -- to have any
23	BY MS. SCHARY:	23	information that would require them to take
24	Q Okay. So you -- you believe you would	24	mandated action.
25	have spoken to her is -- you would have -- you	25	Do you -- do you recall what you meant
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1	would have not refused to speak with her?	1	by that testimony?
2	A Absolutely.	2	MR. PHILLIPS: Objection: form;
3	Q Okay. And is it -- I -- it's my	3	mischaracterization.
4	understanding from -- that -- that you told	4	THE WITNESS: Right. And, so -- so
5	members of the press that you did not personally	5	even when I was -- you now, when I was saying that
6	know Jackie to make things up when asked whether	6	earlier, I was trying to find the right phrasing
7	she had a tendency to make things up.	7	for it, and I'm not sure that I did.
8	Do you recall making that statement to	8	BY MS. SCHARY:
9	a reporter?	9	Q Uh-huh.
10	A So that statement was especially in	10	A To put it in context, obviously, this
11	reference to -- to Jackie -- you know, asking if	11	was, you know, a huge PR problem for UVA when the
12	Jackie would make up, like, big stories --	12	article came out. Dean Groves, himself, was very
13	Q Uh-huh.	13	busy. It took me telling the receptionist, you
14	A -- and -- and big lies. And so I said	14	know, who I was in relation to the article to --
15	I didn't know her to make anything up because I	15	to even get a meeting with him.
16	didn't really know her to say anything that I had	16	Q Uh-huh.
17	found to be false later on.	17	A So -- because they had so much going
18	Q Okay. And just to clarify the time	18	on, he thought that my efforts would be better
19	frame here, would it be fair to say that as of the	19	directed, currently, to the police -- to the
20	time the article was published, you didn't	20	police department to help them with their
21	personally know Jackie to have made up stories?	21	investigation into it.
22	MR. PHILLIPS: Objection: form;	22	Q Okay.
23	mischaracterizes his testimony.	23	A And, you know, I think UVA was focusing
24	THE WITNESS: Yes, that would be	24	on, you know, their own response to it at the
25	accurate.	25	time.

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1	Q Okay. Thank you for clarifying that.	1	Do you recall any other meetings on campus related
2	We had talked earlier -- strike that.	2	to the article before it came out?
3	Plaintiff's counsel had asked you about	3	A No.
4	the email from Haven Monahan titled "about u," the	4	Q Okay. You said, though, that people
5	long essay singing your praises.	5	were aware of the article coming out.
6	A Yes.	6	How -- how did you become aware, if it
7	Q And you had had -- there was testimony	7	was not from those two meetings?
8	this morning that you learned at some point that	8	A How did I become aware of it?
9	the text of that email may have at least closely	9	Q How did you become aware of the article
10	resembled something from the television show	10	coming out?
11	Dawson's Creek?	11	A So the first meeting, the one, you
12	A Correct.	12	know, at the end of October, the -- immediately
13	Q You recall that testimony?	13	after the meeting -- because -- my fraternity had
14	A Yes.	14	an event that night, so I saw the person who was
15	Q And this is information that you	15	at that meeting that night and I just asked, like,
16	learned after the publication of the article; is	16	hey what happened at the meeting, and he mentioned
17	that correct?	17	that the article was going to be coming out.
18	A Yes.	18	Q Uh-huh.
19	Q Because you didn't watch Dawson's	19	A You know, the -- the UVA community
20	Creek; was that your testimony?	20	seemed to know about it just because word does
21	A Yes. I can't tell you a thing about	21	spread through the grapevine very efficiently.
22	it.	22	Q Sure. And you had -- other than the --
23	Q That's -- that's fair.	23	other than those meetings, were there any other
24	It might have been before your time. I	24	conversations that gave you a hint as to what this
25	don't even know.	25	article that was coming out was going to be?
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1	Have you ever met the plaintiff in this	1	A No. Even the day before the article
2	action, Nicole Eramo, the dean who is in the Dean	2	came out, when I -- when I tried to see if there
3	of Students office?	3	was an advanced copy of it available, even the --
4	A No.	4	the person I spoke to at the Fraternity and
5	Q Okay. At the time the article was	5	Sorority Life office didn't know what the specific
6	published, did you know whether Jackie had spoken	6	content was going to be. He said that Rolling
7	to Dean Eramo about her alleged assault on the	7	Stone was keeping it very, very well under wraps.
8	night of September 28th?	8	Q Okay. And that was a phone call to the
9	A No. I was actually surprised to find	9	Fraternity and Sorority Life office?
10	out that she, you know, had when the article was	10	A That was in person.
11	published.	11	Q That was in person. You dropped by the
12	Q Okay. So you didn't know that she had	12	office?
13	spoken to anyone within the UVA administration	13	A Yes.
14	about her alleged assault?	14	Q Okay. You had testified earlier, I
15	A Correct.	15	believe, that Jackie told you that night that it
16	Q Okay. So you had no knowledge of	16	was -- the fraternity house was something-Psi; is
17	Jackie's interactions with Dean Eramo; would that	17	that correct?
18	be fair to say?	18	A Yes.
19	A Yes.	19	Q And you came to the conclusion that it
20	Q Okay. And you don't have any knowledge	20	was Phi Kappa Psi?
21	of UVA's investigation of Jackie's allegations, to	21	A Yes.
22	the extent there was one?	22	Q Did Jackie ever say it was specifically
23	A Correct.	23	Phi Kappa Psi?
24	Q Okay. You referenced two meetings with	24	A I mean, so I would assume that she
25	the IFC council -- the IFC Presidents' Council.	25	would have said Phi Psi the night before because

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1	blank-Psi only fills in with Phi --	1	fraternities and sororities in the fall of 2012.
2	Q Uh-huh.	2	And if you go to the second page, I have a
3	A -- at UVA. There's -- also, when I	3	screenshot here which you can tell from the
4	went out to fraternity rush in January, I went to	4	URL that it says, FSL Facility Map, Fall 2012.
5	Phi Psi --	5	I just want you to take a look at the
6	Q Uh-huh.	6	list here -- and I -- I think you can do it
7	A -- for the purpose of looking at their	7	probably by looking at the Greek letters, but does
8	composites to see if I could find a Haven Monahan	8	this re- -- does this confirm your recollection
9	on them. I wasn't really interested in -- in	9	that Phi Kappa Psi is the only fraternity at UVA
10	rushing there, but it's -- you know, people open	10	in FSL in the fall of 2012 that ends in the
11	their house to everybody. So if you can go in and	11	let- -- the letter Psi.
12	possibly get more information, because at that	12	MR. PHILLIPS: Objection: foundation.
13	point that would have been about two months since	13	THE WITNESS: (Reviews document.) Yes.
14	I started to question his identity at all. So,	14	MS. SCHARY: Okay. I think I am done.
15	you know, the -- the impression that it was Phi	15	Give me -- let's go off the record for two
16	Psi was strong enough for me to feel like it was	16	minutes. I just want to check my notes.
17	warranted to go there.	17	THE VIDEOGRAPHER: Going off record at
18	Q Okay. Do you know whether there was	18	13:43:43.
19	any other fraternity at UVA in the fall of 2012	19	(Recess -- 1:43 p.m.)
20	that had Psi as the last letter?	20	(After recess -- 1:45 p.m.)
21	A In the traditional Greek community,	21	THE VIDEOGRAPHER: We're back on record
22	there's not. The business fraternity is Alpha	22	at 13:45:22.
23	Kappa Psi, which is more like a professional	23	MS. SCHARY: Ryan, that concludes my
24	fraternity.	24	questioning, and I understand that plaintiff's
25	Q Uh-huh.	25	counsel is complete as well, so thank you so much
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1	A It doesn't get lumped in with IFC.	1	for spending your morning and part of your
2	Q Okay.	2	afternoon with us. And good luck with graduation.
3	A But to my knowledge, no, there was not.	3	THE WITNESS: Thank you very much.
4	Q Of the -- so of the IFC fraternities --	4	MR. PHILLIPS: Thank you, Ryan.
5	A Yes.	5	THE VIDEOGRAPHER: This marks the end
6	Q Okay. And I'm just going to show you	6	of tape number 3 and concludes the deposition of
7	what I'm going to mark as Defendants' Exhibit --	7	Ryan Duffin.
8	MS. SCHARY: I will explain why I'm	8	Going off record at 13:45:45.
9	doing this -- but Defendants' Exhibit 46 -- I know	9	
10	I'm skipping one --	10	(Signature having been waived, the
11	BY MS. SCHARY:	11	Videotaped Deposition of RYAN DUFFIN ended at
12	Q -- and I will -- I will represent to	12	1:45 p.m.)
13	you -- this is actually a composite exhibit here.	13	
14	(Defendants' Deposition Exhibit 46 was	14	
15	marked for identification and attached to the	15	
16	transcript.)	16	
17	MS. SCHARY: And here is one for you,	17	
18	and I will explain why --	18	
19	MR. PHILLIPS: Okay.	19	
20	MS. SCHARY: -- it is a composite	20	
21	exhibit.	21	
22	BY MS. SCHARY:	22	
23	Q So I will represent to you that this is	23	
24	a map of the IFC or the -- the panhellenic	24	
25	conference, I guess, the -- the IFC FSL	25	

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1	CERTIFICATE OF SHORTHAND REPORTER	1	ERRATA SHEET
2	I, Dana C. Ryan, Registered Professional	2	I, RYAN DUFFIN, do hereby certify that I
3	Reporter and Certified Realtime Reporter, before	3	have read the foregoing transcript of my testimony, and
4	whom the foregoing proceedings were taken, do	4	further certify that it is a true and accurate record
5	hereby certify that the foregoing transcript is a	5	of my testimony (with the exception of the corrections
6	true and correct record to the best of my ability	6	listed below).
7	of the proceedings; that said proceedings were	7	PAGE LINE CORRECTION
8	taken by me steno-graphically and thereafter	8	_____
9	reduced to typewriting under my supervision; and	9	_____
10	that I am neither counsel for, related to, nor	10	_____
11	employed by any of the parties to this case and	11	_____
12	have no interest, financial or otherwise, in its	12	_____
13	outcome.	13	_____
14		14	_____
15		15	_____
16		16	_____
17	DANA C. RYAN, RPR, CRR	17	_____
18		18	_____
19		19	_____
20		20	_____
21		21	_____
22		22	_____
23		23	_____
24		24	_____
25		25	Date RYAN DUFFIN

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1	CERTIFICATE OF NOTARY PUBLIC
2	I, _____, Notary Public, the
3	officer before whom _____
4	appeared, do hereby certify that the foregoing
5	witness personally appeared before me and was duly
6	sworn by me.
7	
8	IN WITNESS WHEREOF, I have hereunto set my
9	hand and affixed my notarial seal this ____ day of
10	_____ 2016.
11	
12	My Commission Expires: _____
13	
14	
15	
16	
17	NOTARY PUBLIC IN AND FOR THE
18	COMMONWEALTH OF VIRGINIA
19	
20	
21	
22	
23	
24	
25	