

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

RODNEY GRANT,

Plaintiff,

VERSUS

MARLIN GUSMAN, et al.,

Defendants.

CASE NO.

17-cv-2797-NJB-DMD

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

JOHNNY TRAWEEK,

Plaintiff,

VERSUS

MARLIN GUSMAN, et al.

Defendants.

CASE NO. 19-1384

SECTION "F"

30 (b) (6) DEPOSITION OF THE DEPARTMENT OF PUBLIC SAFETY & CORRECTIONS, through its designated representative, MELANIE M. GUEHO, given in the above-entitled cause, pursuant to the following stipulation, before Sandra P. DiFebbo, Certified Shorthand Reporter, in and for the State of Louisiana, at the Department of Corrections, 504 Mayflower Street, Baton Rouge, Louisiana, on the 3rd day of February, 2020.

1 APPEARANCES:

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LAW OFFICE OF WILLIAM MOST, L.L.C.
BY: WILLIAM MOST,
ATTORNEY AT LAW
201 St. Charles Avenue
Suite 114-101
New Orleans, Louisiana 70170
Representing the Plaintiff

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LOUISIANA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL
LITIGATION DIVISION, CIVIL RIGHTS SECTION
BY: JEFFERY A. "BEAU" WHEELER, II,
ATTORNEY AT LAW
1450 Poydras Street, Suite 900
New Orleans, Louisiana 70112
Representing the State of Louisiana,
Department of Corrections

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Also Present:

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REBECCA RAMASWAMY, ESQ.

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Reported By:

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Sandra P. DiFebbo
Certified Shorthand Reporter
State of Louisiana

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BY MR. MOST: 5, 71

BY MR. WHEELER: 70

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Exhibit 2 19

Exhibit 3 20

Exhibit 4 21

Exhibit 5 29

Exhibit 6 29

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S T I P U L A T I O N

It is stipulated and agreed by and between Counsel for the parties hereto that the deposition of THE DEPARTMENT OF PUBLIC SAFETY & CORRECTIONS, through its designated representative, MELANIE GUEHO, is hereby being taken pursuant to the Federal Rules of Civil Procedure for all purposes in accordance with law;

That the formalities of reading and signing are specifically waived;

That the formalities of sealing, certification, and filing are hereby specifically waived.

That all objections, save those as to the form of the question and responsiveness of the answer are hereby reserved until such time as this deposition or any part thereof is used or sought to be used in evidence.

* * * * *

Sandra P. DiFebbo, Certified Shorthand Reporter, in and for the State of Louisiana, officiated in administering the oath to the witness.

1 MELANIE GUEHO, 504 Mayflower Street,
2 Baton Rouge, Louisiana, 70802, having been
3 first duly sworn, was examined and testified on
4 her oath as follows:

5 MR. MOST:

6 This is William Most, counsel to
7 plaintiffs. The first question I have
8 is for counsel. Can we stipulate that
9 today's deposition was properly
10 noticed, and the court reporter is duly
11 qualified?

12 MR. WHEELER:

13 Yes.

14 MR. MOST:

15 Would you like to make the statement
16 that you suggested?

17 MR. WHEELER:

18 As a preliminary matter, any
19 questions -- we'd like to make it very
20 clear on the record that any questions
21 asked that elicit testimony that is
22 outside the scope of the topics listed
23 in notice for this deposition will be
24 lay witness testimony. As such, any
25 such questions will elicit an object to

1 without having my table, but, no. And then there
2 is one code that we have for out of state cases, so
3 they're not all Louisiana.

4 Q. The next column is Admit Date. That's
5 the admission date of this inmate into DOC custody
6 for this particular incarceration period?

7 A. Correct.

8 Q. It looks like usually the admit date is
9 the same as the sentencing date, because someone is
10 sentenced to the custody of the DOC, and so that's
11 their admit date, correct?

12 A. Correct.

13 Q. Admit date doesn't necessarily mean when
14 the person was physically brought to the DOC,
15 correct?

16 A. It is when he is -- physically brought,
17 meaning one of our state facilities, no, but when
18 he is admitted to DOC custody, yes.

19 Q. So the person is considered to be
20 admitted to DOC custody on the day they are
21 sentenced to the custody of the Department of
22 Corrections, correct?

23 A. Yes and no. I think sometimes I don't
24 know how the court system works, so I'm going to
25 say yes and no.