

1 STATE OF INDIANA)
) SS:
2 COUNTY OF MONROE)
3

4 IN THE CIRCUIT COURT OF MONROE COUNTY

5 CAUSE NO. 53C06-2203-PL-000509

6 COUNTY RESIDENTS AGAINST ANNEXATION,)
 INC., an Indiana not for profit)
7 corporation, et al.,)
)

8 Remonstrators/Appellants/Petitioners,)
)

9 -vs-)
)

10 THE COMMON COUNCIL of the City of)
 Bloomington, Monroe County, Indiana,)
11 et al.,)
)

12 Respondents.)
13

14 DEPOSITION OF LEE RHYNE
15

16 The deposition upon oral examination of
 LEE RHYNE, a witness produced and sworn before me,
17 Janine A. Ferren, RMR, CRR, CSR-IL No. 84-4852,
 Notary Public in and for the County of Hamilton,
18 State of Indiana, taken on behalf of the
 Respondents, at the offices of Bloomington City
19 Hall, 401 North Morton Street, Bloomington, Monroe
 County, Indiana, on the 1st day of March 2024,
20 scheduled to commence at 12:45 p.m., pursuant to
 the Indiana Rules of Trial Procedure with written
21 notice as to time and place thereof.
22
23
24
25

Page 2

1 APPEARANCES

2 FOR THE REMONSTRATORS/APPELLANTS/PETITIONERS:

3 William J. Beggs

4 BUNGER & ROBERTSON

5 211 South College Avenue

6 Bloomington, IN 47404

7 812.332.9295

8 wjbeggs@lawbr.com

9

10 FOR THE RESPONDENTS:

11 Andrew M. McNeil

12 Stephen C. Unger

13 BOSE McKINNEY & EVANS LLP

14 111 Monument Circle

15 Suite 2700

16 Indianapolis, IN 46204

17 317.684.5000

18 amcneil@boselaw.com

19 sunger@boselaw.com

20

21 ALSO PRESENT:

22 Margaret Clements

23

24

25

Page 4

1 INDEX OF EXHIBITS

2 Deposition Exhibit No.: Page

3 Exhibit 52 - Handwritten notes beginning 23

4 with "Set for 1A & 1B"

5

6

7 Previously Marked Exhibits: Page

8 Exhibit 28 - Amended and Supplemented 23

9 Answers of County Residents

10 Against Annexation, Inc. to

11 City of Bloomington's

12 Interrogatories

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Page 3

1 INDEX OF EXAMINATION

2 Page

3 DIRECT EXAMINATION5

4 Questions by Andrew M. McNeil

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Page 5

1 (Time noted: 12:34 p.m.)

2 LEE RHYNE,

3 having been duly sworn to tell the truth, the whole

4 truth, and nothing but the truth relating to said

5 matter, was examined and testified as follows:

6

7 DIRECT EXAMINATION,

8 QUESTIONS BY ANDREW M. McNEIL:

9 Q Please state your name for the record.

10 A My name is Lee D. Rhyne.

11 Q Mr. Rhyne, we met just before we went on the

12 record. My name is Andrew McNeil. I'm one of

13 the attorneys for the City of Bloomington in the

14 annexation remonstrance case.

15 Have you ever had an opportunity to give

16 deposition testimony before?

17 A Yes, I have.

18 Q How many times?

19 A On one other occasion.

20 Q How long ago was that?

21 A It must have been almost 20 years ago.

22 Q Well, the process remains the same; the

23 technology may have upgraded some. I'm going to

24 ask you a series of questions, and your job

25 today is to answer them as truthfully and as

Page 6

1 completely as you can. Do you understand that?

2 A I understand.

3 Q If you don't understand my question, will you

4 let me know?

5 A Yes, I will.

6 Q If I need to rephrase something or you didn't

7 hear me, will you let me know that too?

8 A No doubt.

9 Q Excellent. This is probably going to be about

10 30 minutes, give or take.

11 A Okay.

12 Q Even so, if you need to take a break for

13 whatever reason, will you let me know?

14 A Sure.

15 Q Did you do anything to prepare for the

16 deposition today?

17 A Yes. I spoke to friends, neighbors who have had

18 objections to the annexation, and tried to get

19 as much input as possible to come here and speak

20 today.

21 Q All right. Let's write that down, we'll come

22 back to that in a second.

23 In addition to speaking to friends and

24 neighbors and collecting information from them,

25 did you do anything else to prepare for the

Page 7

1 deposition?

2 A Not really. I looked over previous

3 correspondence that I've had from the City just

4 to prepare myself and be aware of what's

5 happening here.

6 Q And the correspondence from the City you're

7 referring to, are those materials you would

8 receive from time to time about the annexation?

9 A Correct.

10 Q Anything else to prepare?

11 A None at all.

12 Q What is your address?

13 A 701 West Hedgewood Drive, Bloomington, Indiana

14 47403.

15 Q Is that in Annexation Area 1B?

16 A I believe it's in 1A.

17 Q Which part of town is it? Is it west or south?

18 A It's south.

19 Q How long have you owned that property?

20 A Since 1996, so 28 years.

21 Q Does anyone live there with you?

22 A Yes.

23 Q Who?

24 A My wife.

25 Q So you and your wife, have you both lived there

Page 8

1 since 1996?

2 A Correct.

3 Q Do you own any other property in Annexation

4 Area 1A or 1B besides the Hedgewood Road

5 residence?

6 A That is my sole property.

7 Q Do you work?

8 A I do have a little side hustle.

9 Q What do you do in your side hustle?

10 A I am a bank courier.

11 Q Are you otherwise retired?

12 A Otherwise retired, correct.

13 Q Where did you retire from?

14 A I retired from FedEx.

15 Q When you worked for FedEx, what location?

16 A Here in -- I managed a location here and in

17 Columbus, Indiana.

18 Q Do you have any present plans to move, sell your

19 house?

20 A Not at this time. Perhaps if this annexation

21 goes through, it certainly would affect, you

22 know, my decision to move and to sell.

23 Q In what way? How would it affect that decision?

24 A I think that the economic impact that it would

25 have on me. I'm pretty much on a fixed income

Page 9

1 and social security. My wife retired in June,

2 and so we have her small retirement and social

3 security.

4 Q Where did your wife retire from?

5 A The school system, MCCSC.

6 Q Have you looked at potential relocation options?

7 A I think that if we looked at options, it would

8 be probably Greene County or a move to Hendricks

9 County. It would put us a little closer to good

10 medical facilities.

11 Q If I understand your current mindset, you're not

12 currently looking to move; is that fair?

13 A I'm not currently looking to move, no.

14 Q You said one concern you would have if the

15 annexation went forward was the economic impact

16 it would have on you. What specific impact are

17 you thinking of when you say that?

18 A Well, I'm thinking about, you know, the

19 increased taxes and if this would impact the

20 County. Would it cause the County to increase

21 their taxes?

22 MCCSC has had two referendums the last two

23 voting periods. So you know, as things continue

24 to -- prices continue to increase, we're looking

25 at every opportunity, you know, to save our

<p style="text-align: right;">Page 10</p> <p>1 cash.</p> <p>2 Q And the "we" in that sentence is you and your</p> <p>3 wife?</p> <p>4 A Me and my wife, correct.</p> <p>5 Q Have you looked into, if the annexation were to</p> <p>6 occur, what your new annual property tax</p> <p>7 liability would be?</p> <p>8 A I'm not sure of where this amount came from, but</p> <p>9 I seem to have heard that we're looking at</p> <p>10 between 600 and \$1,200 per year.</p> <p>11 Q And I understand you front loaded that answer</p> <p>12 with saying you can't remember where it came</p> <p>13 from.</p> <p>14 A I can't remember the source.</p> <p>15 Q Can you help narrow down what the potential</p> <p>16 sources could be based on what you've looked at</p> <p>17 or read or heard in the past?</p> <p>18 A I'm not sure if it was from the paper or from</p> <p>19 some of the critics of this annexation. I</p> <p>20 remember the source seemed very credible. And</p> <p>21 it was pretty much an average, if I can remember</p> <p>22 correctly.</p> <p>23 Q Do you remember the time frame where that</p> <p>24 information came to your attention?</p> <p>25 A It probably was a little more than a year ago,</p>	<p style="text-align: right;">Page 12</p> <p>1 taxes, are there other ways you believe the</p> <p>2 annexation would have an economic impact on you</p> <p>3 and your household?</p> <p>4 A Those are the ones that are probably paramount,</p> <p>5 probably most important.</p> <p>6 Q I'm going to ask you about -- you're looking at</p> <p>7 some paper in front of you?</p> <p>8 A Uh-huh.</p> <p>9 Q Can you describe for the record what it is</p> <p>10 you're looking at?</p> <p>11 A I'm looking at some notes I took to address</p> <p>12 today, if given the opportunity.</p> <p>13 Q We'll give you the opportunity.</p> <p>14 A Okay.</p> <p>15 Q But let's talk about how you put those notes</p> <p>16 together.</p> <p>17 Is that information that -- you mentioned</p> <p>18 earlier you talked to neighbors and friends?</p> <p>19 A Yeah.</p> <p>20 Q Is there information you gathered from those</p> <p>21 folks that's been reduced to your notes there?</p> <p>22 A Yes, it is.</p> <p>23 Q And then some of it -- is some of it just your</p> <p>24 own thoughts?</p> <p>25 A Yes, it is.</p>
<p style="text-align: right;">Page 11</p> <p>1 maybe a little longer. It was during the</p> <p>2 pandemic, probably '20, '21.</p> <p>3 Q Did you attend any informational meetings or</p> <p>4 gatherings at the county fairgrounds?</p> <p>5 A Yes, I did.</p> <p>6 Q Was there information available there about the</p> <p>7 potential property tax increase?</p> <p>8 A I was in and out of there pretty quick because I</p> <p>9 saw that my help, you know, was not needed.</p> <p>10 There was adequate coverage and people</p> <p>11 disseminating information, so I didn't think my</p> <p>12 help was needed. I picked up the information</p> <p>13 that they provided to me and moved on.</p> <p>14 Q Was there anything in that information that</p> <p>15 addressed property tax increase?</p> <p>16 A There could have been. I can't remember if</p> <p>17 there was. I just -- I just do remember that it</p> <p>18 was a pretty credible source, and it was a range</p> <p>19 of increases that we were looking at.</p> <p>20 Q Have you ever used a property tax calculator</p> <p>21 that's available either on the City of</p> <p>22 Bloomington's website or the auditor's website</p> <p>23 or a state agency website?</p> <p>24 A No, I don't think so.</p> <p>25 Q Are there other ways -- other than the property</p>	<p style="text-align: right;">Page 13</p> <p>1 Q And when did you put those notes together, you</p> <p>2 think?</p> <p>3 A I put them together probably a week ago.</p> <p>4 Q I see one page in front of you. Is there just</p> <p>5 one page of notes?</p> <p>6 A Just one page of notes, yes.</p> <p>7 Q Would you have an objection to us putting an</p> <p>8 exhibit sticker on those notes and making them</p> <p>9 part of the official transcript of your</p> <p>10 deposition?</p> <p>11 A No, I wouldn't.</p> <p>12 Q Or we can go make a copy of them and you can --</p> <p>13 A Well, I hope you can understand some of these</p> <p>14 things, because some of them are abbreviated and</p> <p>15 just talking points, you know, for me.</p> <p>16 Q I would certainly ask you to talk through them.</p> <p>17 Let's save the notes for a second. We'll come</p> <p>18 back to those.</p> <p>19 A Okay.</p> <p>20 Q We kind of jumped into it. Let me take a step</p> <p>21 back.</p> <p>22 A Okay.</p> <p>23 Q We talked about financial, the economic impact</p> <p>24 on you and your household.</p> <p>25 Did you sign a remonstrance petition?</p>

Page 14

1 A Yes, I did.

2 Q When you signed it, did you understand that was

3 lodging your official objection to the

4 annexation?

5 A Yes, I did.

6 Q And are you still opposed to the annexation?

7 A Yes, I am.

8 Q Other than what we've already talked about, can

9 you tell me the reasons why you are opposed to

10 the annexation?

11 A Well, one of the main things that I'm opposed to

12 is the annexation and the division of the zones

13 were set for us to fail as petitioners. Rather

14 than including all the areas that the City had

15 proposed to annex, they divided it up. And

16 given that only about 60 percent of voters vote

17 for major elections, I think that the City knew

18 right away that it was going to be impossible

19 for us to get enough signatures not to -- for us

20 to fail as petitioners. That's the first thing.

21 We get nothing out of it except for higher

22 taxes. When I came to an organizational meeting

23 or the dog and pony show that the City put on,

24 they informed us that we would get police

25 protection, and we get nothing out of that. I

Page 15

1 already have police protection. I have two

2 sheriffs that live less than a half a mile from

3 me. The city is short on officers.

4 They offered us fire protection. Firemen

5 are leaving the fire department. I'm not sure

6 if we have a permanent fire chief right now.

7 But many of the firemen are unhappy with future

8 increases in their wages and leaving for the

9 county fire department.

10 Also, I think that the money that the City

11 has paid so far on this endeavor could have been

12 spent for the homeless. And it doesn't frighten

13 me, but I have been approached on two occasions

14 just recently, you know, by homeless people. So

15 I don't think that -- and adding more policemen

16 probably you don't want, won't fix that.

17 They're going to need to add additional

18 policemen if they annex these areas.

19 The trash pickup, already have. Streets,

20 I'm not sure that they could even keep up, you

21 know, with the streets. If you go down Third

22 Street, I think it's evident that, I think they

23 do their best with what they have. But if you

24 go down Third Street probably from College to

25 the police station, it's pitted with potholes.

Page 16

1 So I don't look for anything from the street

2 department.

3 The other thing, I never intended to be in

4 the city in the first place when I purchased my

5 home. And I had no idea when I bought my home

6 that that was even possible.

7 You know, the other thing that -- there

8 used to be a guy in my neighborhood, his name

9 was Maurice Jones. My cousins used to go a

10 block out of the way not to confront Maurice

11 because he'd beat them up. I feel the same

12 thing is happening with the City. They want to

13 force this on us. We never -- if they wanted to

14 be democratic about this, why don't they put it

15 on a ballot and allow us to decide if we want to

16 be in the city? But I never intended to be in

17 the city in the first place, and I didn't know

18 when I signed my contract for my papers.

19 Of course, I'm sure that everybody here has

20 bought homes before, and they put a piece of

21 paper in front of you and they said, "Initial

22 here," and that's what you did, because I needed

23 a house. I sold my house in Kankakee County,

24 Illinois, and I needed a place to live. During

25 those closings, you never have time to read

Page 17

1 through a stack of paper two inches thick, so I

2 never did get a chance to do that.

3 But I never had a chance, you know, to know

4 that I was buying into being in the city at some

5 point in time. So I think that it's something

6 that's being forced upon us, and I don't see

7 that as being democratic, I don't see it as

8 being the right thing. I think that perhaps

9 they have -- perhaps this is legal, but laws

10 change. One thing that's constant is the right

11 thing. I don't think this is the right thing.

12 Q Thank you for that, Mr. Rhyne. And I noticed

13 while you were talking, you were glancing down

14 at your notes.

15 A Yes.

16 Q Is there anything else on your notes? Have you

17 covered everything from the notes?

18 A Well, I said something that perhaps, you know,

19 we could have done -- the City could have done a

20 better job of this by collaborating and

21 coordinate it through the County.

22 The other thing that I object to is some of

23 the ordinance that may affect us also.

24 Q Any particular ordinances?

25 A Well, the only one that comes to my mind --

<p style="text-align: right;">Page 18</p> <p>1 perhaps I should have did a little more 2 research, you know, on this. I have -- I got 3 almost a quarter of an acre. I got 21 trees. 4 We've just went through the winter. I have all 5 kind of stuff I could burn right now. So the 6 burning is one of those things. 7 I'm not sure about some of the others. I 8 probably could do, you know, a little further 9 research to find out how those ordinances are 10 different than the County. 11 Q So is it your practice currently to burn the 12 tree debris? 13 A About once or twice a year I will. 14 Q So sticks, branches, leaves? 15 A Yes, sticks and branches. I don't burn any 16 leaves; I compost those. 17 Q Do you have a dedicated fire pit area in your 18 yard? 19 A Yes. 20 Q Sitting here right now, the burn ordinance is 21 the one that comes to mind? 22 A The one that comes to my mind immediately. 23 Q You mentioned the police protection in the city 24 being short on officers. 25 A Yes.</p>	<p style="text-align: right;">Page 20</p> <p>1 someone has taken that job on an interim basis, 2 the last that I heard. I'm not sure if anyone 3 has been hired since that time. But I do know 4 that the fire chief resigned, and he resigned 5 over future raises and salaries for those 6 firemen. 7 Q And the source of that information about the 8 reason why he resigned, was that something you 9 read in a news article? 10 A Yes, news article, and on the internet. 11 Q You said, too, about fire protection, I think 12 you made a reference that many firefighters were 13 leaving for the county or other departments. 14 What's your source of that information? 15 A I spoke to one of the senior firemen and just 16 talked about their staffing levels. And he told 17 me that many of the young officers were leaving 18 because the salaries were higher out in the 19 county. 20 Q What's that person's name? 21 A I don't -- I can't remember his name or I don't 22 know his name, you know. It was somebody that I 23 just -- I see a lot of folks on a daily basis by 24 being out, picking up money and taking money to 25 folks. And so it is not unusual for me to just</p>
<p style="text-align: right;">Page 19</p> <p>1 Q What is the source of that understanding? 2 A The last thing I saw in the Herald-Times was the 3 police department was short 31 officers. 4 Q So that was a news article? 5 A Yes. 6 Q Do you remember when you saw it? 7 A I think it was shortly before the end of the 8 year, probably sometime in December. 9 Q Of 2023? 10 A 2023, yes. 11 Q You said you have two sheriffs that live near 12 you. There's two uniformed sheriff deputies 13 that live nearby? 14 A Yes. 15 Q Have you ever spoken with them about staffing 16 levels at the Bloomington Police Department? 17 A No, I have not spoke to them about that. 18 Q Have you spoken with them about staffing levels 19 at the Monroe County Sheriff's Office? 20 A No, I haven't. 21 Q The fire protection issue you identified, you 22 said you're not sure if they have a permanent 23 chief right now. What do you mean by that? 24 A Shortly after the administration changed from -- 25 in the city, the fire chief resigned, and</p>	<p style="text-align: right;">Page 21</p> <p>1 ask folks their opinion and just speak to them 2 about what they do. 3 Q So this was someone that you met in the course 4 of your daily activities? 5 A Someone I met in the course of my daily 6 activities, yes. 7 Q Do you have a mortgage on your property? 8 A Yes. 9 Q Does the mortgage company have an escrow fund 10 through which your property taxes are paid? 11 A Yes. 12 Q So you have your monthly house payment that 13 includes a piece of that that goes to the 14 property tax? 15 A Yes. 16 Q Have you observed that your property taxes have 17 increased in the last three or four years? 18 A Yes, it has, tremendously. 19 Q Do you remember what your property taxes were 20 for 2023? 21 A I think it was about \$1,400. I didn't bring 22 that information with me. 23 Q Okay. 24 A But that's gone from under a thousand to \$1,400 25 in just a few years, probably three years.</p>

Page 22

1 Q If I suggested that the 2023 tax for your
 2 property was \$2,179, does that sound right or
 3 does that sound too high?
 4 A It could be. I didn't bring that information
 5 with me. And honestly, I should remember that
 6 because I just did my taxes.
 7 Q But even -- you understand that the property tax
 8 increase of the last few years is connected to
 9 the increased assessed value of your property?
 10 A Correct.
 11 Q And to your knowledge, your escrow company has
 12 paid the property taxes on your behalf every
 13 year?
 14 A Yes.
 15 Q Have we covered all the notes that you have?
 16 A Yes, we have.
 17 Q Could I see those, please? Thank you.
 18 A I hope you can understand that.
 19 Q I've spent 27 years as a lawyer reading other
 20 people's handwriting.
 21 A All right. Some of it I just wrote down and
 22 needed just for talking points.
 23 MR. McNEIL: So we're going to put an
 24 exhibit sticker on that.
 25 MS. CLEMENTS: Would you care for a copy of

Page 23

1 that back, Mr. Rhyne?
 2 THE WITNESS: Yes.
 3 MR. McNEIL: We'll make a copy before you
 4 go.
 5 (Deposition Exhibit 52 marked for
 6 identification.)
 7 BY MR. McNEIL:
 8 Q So we've identified your notes. Please confirm,
 9 Mr. Rhyne, that we've designated your notes
 10 Exhibit 52 for purposes of the deposition.
 11 A Okay.
 12 Q For the record, is that what we've done?
 13 A Yes, we have.
 14 Q If you can pass those to Mr. Beggs so he can
 15 look at it. And we'll make a copy of that
 16 before you take off.
 17 A Okay.
 18 (Deposition Exhibit 28 previously marked
 19 for identification.)
 20 Q So you have a document by your left hand there,
 21 Exhibit 28. It's the amended and supplemented
 22 answers of the County Residents Against
 23 Annexation to the City of Bloomington's
 24 interrogatories. I want to turn your attention
 25 to page 11. If you could turn there, and there

Page 24

1 will be a question Number 12 on that page.
 2 So question 12 says, "Identify and list all
 3 facts and documents supporting the contention
 4 that the annexation will have a significant
 5 financial impact upon the residents and owners
 6 of land in the annexation area," and identify
 7 witnesses.
 8 Do you see that?
 9 A Yes, I do.
 10 Q If you turn, please, to page 12, there's a
 11 supplemental answer that says, "If called to
 12 testify, the following individuals may be asked
 13 to testify about the significant economic
 14 impacts of annexation upon Areas 1A and 1B."
 15 Do you see your name listed in about the
 16 middle --
 17 A Yes, I do.
 18 Q -- of the third, fourth line there?
 19 A Yes.
 20 Q Have you covered all of the ways in which you
 21 believe the annexation would have a significant
 22 economic impact on Areas 1A and 1B?
 23 A I think that I have. It's all that I can
 24 support, yes.
 25 Q And then if you look at question 13 on page 12,


Page 25

1 similar intro, "Identify facts and documents
 2 supporting the contention that the annexation is
 3 not in the best interest of the owners of land
 4 in the annexation territory."
 5 Do you see that?
 6 A Yes.
 7 Q And if you turn to page 13, there is a
 8 supplemental answer, "See Supplemental Answer
 9 Number 5. In addition, if called to testify,
 10 the following would be asked to testify about
 11 the impact of annexation upon them and upon
 12 their businesses."
 13 Do you see your name --
 14 A Yes, I do.
 15 Q -- in the last row of names?
 16 A Yes.
 17 Q Have we covered all the ways in which you
 18 believe the annexation is not in the best
 19 interest of you or the landowners in the
 20 annexation area?
 21 A To the best of my ability.
 22 Q Anything else come to mind that you would like
 23 to add today, right now?
 24 A I can't think of anything at this time.
 25 MR. McNEIL: Mr. Rhyne, I have no further

Page 26

1 questions. I thank you for your time.
 2 MR. BEGGS: Mr. Rhyne, I have no questions.
 3 Thank you very much.
 4 (Time noted: 1:05 p.m.)
 5 AND FURTHER THE DEPONENT SAITH NOT.
 6
 7
 8
 9 _____
 10 LEE RHYNE
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Page 28

1 relative or attorney of any party, or otherwise
 2 interested in the event of this action, and am not
 3 in the employ of the attorneys for any party.
 4 IN WITNESS WHEREOF, I have hereunto set my
 5 hand and affixed my notarial seal on this 15th
 6 day of March 2024.
 7
 8 
 9
 10 _____
 11 Janine A. Ferren
 12
 13 Seal, Notary Public My Commission Expires:
 14 State of Indiana April 22, 2024
 15 Janine A. Ferren County of Residence:
 16 Commission No. NP0681591 Hamilton
 17
 18
 19
 20
 21
 22
 23
 24
 25

Page 27

1 STATE OF INDIANA)
) SS:
 2 COUNTY OF HAMILTON)
 3 I, Janine A. Ferren, a Notary Public in and
 4 for the County of Hamilton, State of Indiana at
 5 large, do hereby certify that LEE RHYNE, the
 6 deponent herein, was by me first duly sworn to tell
 7 the truth, the whole truth, and nothing but the
 8 truth in the aforementioned matter;
 9 That the foregoing deposition was taken on
 10 behalf of the Respondents, at the offices of
 11 Bloomington City Hall, 401 North Morton Street,
 12 Bloomington, Monroe County, Indiana, on the 1st day
 13 of March 2024, commencing at the hour of
 14 12:34 p.m., pursuant to the Indiana Rules of Trial
 15 Procedure;
 16 That said deposition was taken down
 17 stenographically and transcribed under my
 18 direction, and that the typewritten transcript is a
 19 true record of the testimony given by the said
 20 deponent; and thereafter presented to said deponent
 21 for his signature;
 22 That the parties were represented by their
 23 counsel as aforementioned.
 24 I do further certify that I am a disinterested
 25 person in this cause of action; that I am not a

Page 29

1 Veritext Legal Solutions
 1100 Superior Ave
 2 Suite 1820
 Cleveland, Ohio 44114
 3 Phone: 216-523-1313
 4 March 15, 2024
 5 To: William J. Beggs, Esq.
 6 Case Name: County Residents Against Annexation, Inc., Et Al. v. The
 Common Council Of The City Of Bloomington, Monroe County, Indiana, Et
 7 Al.
 8 Veritext Reference Number: 6465811
 9 Witness: Lee Rhyne Deposition Date: 3/1/2024
 10 Dear Sir/Madam:
 11 The deposition transcript taken in the above-referenced
 12 matter, with the reading and signing having not been
 13 expressly waived, has been completed and is available
 14 for review and signature. Please call our office to
 15 make arrangements for a convenient location to
 16 accomplish this or if you prefer a certified transcript
 17 can be purchased.
 18 If the errata is not returned within thirty days of your
 19 receipt of this letter, the reading and signing will be
 20 deemed waived.
 21
 22 Sincerely,
 23 Production Department
 24
 25 NO NOTARY REQUIRED IN CA

Page 30

1 DEPOSITION REVIEW
CERTIFICATION OF WITNESS

2

3 ASSIGNMENT REFERENCE NO: 6465811
CASE NAME: County Residents Against Annexation, Inc., Et Al.
v. The Common Council Of The City Of Bloomington, Monroe County,
Indiana, Et Al.
DATE OF DEPOSITION: 3/1/2024
WITNESS' NAME: Lee Rhyne
4 In accordance with the Rules of Civil
5 Procedure, I have read the entire transcript of
6 my testimony or it has been read to me.
7 I have made no changes to the testimony
as transcribed by the court reporter.
8

9 _____
Date Lee Rhyne
10 Sworn to and subscribed before me, a
Notary Public in and for the State and County,
11 the referenced witness did personally appear
and acknowledge that:

12 They have read the transcript;
13 They signed the foregoing Sworn
Statement; and
14 Their execution of this Statement is of
their free act and deed.
15

I have affixed my name and official seal
16 this ____ day of _____, 20____.
17

18 _____
Notary Public
19 _____
Commission Expiration Date
20
21
22
23
24
25

Page 32

1 ERRATA SHEET
VERITEXT LEGAL SOLUTIONS MIDWEST
2 ASSIGNMENT NO: 3/1/2024
3 PAGE/LINE(S) / CHANGE /REASON
4 _____
5 _____
6 _____
7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____

20 Date Lee Rhyne
21 SUBSCRIBED AND SWORN TO BEFORE ME THIS _____
22 DAY OF _____, 20____.
23 _____
Notary Public
24 _____
25 Commission Expiration Date

Page 31

1 DEPOSITION REVIEW
CERTIFICATION OF WITNESS

2

3 ASSIGNMENT REFERENCE NO: 6465811
CASE NAME: County Residents Against Annexation, Inc., Et Al.
v. The Common Council Of The City Of Bloomington, Monroe County,
Indiana, Et Al.
DATE OF DEPOSITION: 3/1/2024
WITNESS' NAME: Lee Rhyne
4 In accordance with the Rules of Civil
5 Procedure, I have read the entire transcript of
6 my testimony or it has been read to me.
7 I have listed my changes on the attached
Errata Sheet, listing page and line numbers as
8 well as the reason(s) for the change(s).
9 I request that these changes be entered
as part of the record of my testimony.
10

I have executed the Errata Sheet, as well
11 as this Certificate, and request and authorize
that both be appended to the transcript of my
12 testimony and be incorporated therein.
13 _____
Date Lee Rhyne
14

Sworn to and subscribed before me, a
15 Notary Public in and for the State and County,
the referenced witness did personally appear
16 and acknowledge that:

17 They have read the transcript;
They have listed all of their corrections
18 in the appended Errata Sheet;
They signed the foregoing Sworn
19 Statement; and
Their execution of this Statement is of
20 their free act and deed.
I have affixed my name and official seal
21 this ____ day of _____, 20____.
22
23 _____
Notary Public
24 _____
25 Commission Expiration Date

Page 32

&	21 11:2 18:3	7	adequate 11:10
& 2:3,9 4:3	211 2:4	701 7:13	administration 19:24
0	21167 28:9	8	affect 8:21,23 17:23
000509 1:4	216-523-1313 29:3	812.332.9295 2:5	affixed 28:5 30:15 31:21
1	22 28:13	84-4852 1:17	aforemention... 27:8,23
1,200 10:10	23 4:3,8	a	abbreviated 13:14
1,400 21:21,24	27 22:19	abbreviated 13:14	ability 25:21
11 23:25	2700 2:10	above 29:11	accomplish 29:16
1100 29:1	28 4:8 7:20 23:18,21	accordance 30:5 31:5	allow 16:15
111 2:10	3	acknowledge 30:11 31:16	amcneil 2:12
12 24:1,2,10,25	3/1/2024 29:9 30:3 31:3 32:2	acre 18:3	amended 4:8 23:21
12:34 5:1 27:14	30 6:10	act 30:14 31:20	amount 10:8
12:45 1:20	31 19:3	action 27:25 28:2	andrew 2:8 3:3 5:8,12
13 24:25 25:7	317.684.5000 2:11	activities 21:4,6	annex 14:15 15:18
15 29:4	4	add 15:17 25:23	annexation 1:6 4:9 5:14 6:18 7:8,15 8:3,20 9:15 10:5,19 12:2 14:4,6,10 14:12 23:23 24:4,6,14,21 25:2,4,11,18,20 29:6 30:3 31:3
15th 28:5	401 1:19 27:11	adding 15:15	annual 10:6
1820 29:2	44114 29:2	addition 6:23 25:9	answer 5:25 10:11 24:11
1996 7:20 8:1	46204 2:11	additional 15:17	
1:05 26:4	47403 7:14	address 7:12 12:11	
1a 4:3 7:16 8:4 24:14,22	47404 2:4	addressed 11:15	
1b 4:3 7:15 8:4 24:14,22	5		
1st 1:19 27:12	5 3:3 25:9		
2	52 4:3 23:5,10		
2,179 22:2	53c06-2203 1:4		
20 5:21 11:2 30:16 31:22 32:22	6		
2023 19:9,10 21:20 22:1	60 14:16		
2024 1:19 27:13 28:6,13 29:4	600 10:10		
	6465811 29:8 30:2 31:2		

<p>25:8,8 answers 4:8 23:22 appear 30:11 31:15 appearances 2:1 appellants 1:8 2:2 appended 31:11,18 approached 15:13 april 28:13 area 7:15 8:4 18:17 24:6 25:20 areas 14:14 15:18 24:14,22 arrangements 29:15 article 19:4 20:9,10 asked 24:12 25:10 assessed 22:9 assignment 30:2 31:2 32:2 attached 31:7 attend 11:3 attention 10:24 23:24 attorney 28:1 attorneys 5:13 28:3</p>	<p>auditor's 11:22 authorize 31:11 available 11:6 11:21 29:13 ave 29:1 avenue 2:4 average 10:21 aware 7:4</p> <hr/> <p style="text-align: center;">b</p> <hr/> <p>back 6:22 13:18,21 23:1 ballot 16:15 bank 8:10 based 10:16 basis 20:1,23 beat 16:11 beggs 2:3 23:14 26:2 29:5 beginning 4:3 behalf 1:18 22:12 27:10 believe 7:16 12:1 24:21 25:18 best 15:23 25:3 25:18,21 better 17:20 block 16:10 bloomington 1:10,18,19 2:4 5:13 7:13 19:16 27:11,12 29:6 30:3 31:3</p>	<p>bloomington's 4:9 11:22 23:23 bose 2:9 boselaw.com 2:12,12 bought 16:5,20 branches 18:14 18:15 break 6:12 bring 21:21 22:4 bunger 2:3 burn 18:5,11 18:15,20 burning 18:6 businesses 25:12 buying 17:4</p> <hr/> <p style="text-align: center;">c</p> <hr/> <p>c 2:9 ca 29:25 calculator 11:20 call 29:14 called 24:11 25:9 care 22:25 case 5:14 29:6 30:3 31:3 cash 10:1 cause 1:4 9:20 27:25 certainly 8:21 13:16</p>	<p>certificate 31:11 certification 30:1 31:1 certified 29:16 certify 27:5,24 chance 17:2,3 change 17:10 31:8 32:3 changed 19:24 changes 30:7 31:7,9 chief 15:6 19:23,25 20:4 circle 2:10 circuit 1:3 city 1:10,18 4:9 5:13 7:3,6 11:21 14:14,17 14:23 15:3,10 16:4,12,16,17 17:4,19 18:23 19:25 23:23 27:11 29:6 30:3 31:3 civil 30:5 31:5 clements 2:15 22:25 cleveland 29:2 closer 9:9 closings 16:25 collaborating 17:20 collecting 6:24</p>
---	---	--	---

college 2:4 15:24 columbus 8:17 come 6:19,21 13:17 25:22 comes 17:25 18:21,22 commence 1:20 commencing 27:13 commission 28:12,14 30:19 31:25 32:25 common 1:10 29:6 30:3 31:3 company 21:9 22:11 completed 29:13 completely 6:1 compost 18:16 concern 9:14 confirm 23:8 confront 16:10 connected 22:8 constant 17:10 contention 24:3 25:2 continue 9:23 9:24 contract 16:18 convenient 29:15 coordinate 17:21	copy 13:12 22:25 23:3,15 corporation 1:7 correct 7:9 8:2 8:12 10:4 22:10 corrections 31:17 correctly 10:22 corresponde... 7:3,6 council 1:10 29:6 30:3 31:3 counsel 27:23 county 1:2,3,6 1:10,17,19 4:8 9:8,9,20,20 11:4 15:9 16:23 17:21 18:10 19:19 20:13,19 23:22 27:2,4,12 28:14 29:6,6 30:3,3,10 31:3 31:3,15 courier 8:10 course 16:19 21:3,5 court 1:3 30:7 cousins 16:9 coverage 11:10 covered 17:17 22:15 24:20 25:17	credible 10:20 11:18 critics 10:19 crr 1:17 csr 1:17 current 9:11 currently 9:12 9:13 18:11 <hr/> d <hr/> d 5:10 daily 20:23 21:4,5 date 29:9 30:3 30:9,19 31:3 31:13,25 32:20 32:25 day 1:19 27:12 28:6 30:16 31:22 32:22 days 29:18 dear 29:10 debris 18:12 december 19:8 decide 16:15 decision 8:22 8:23 dedicated 18:17 deed 30:14 31:20 deemed 29:20 democratic 16:14 17:7 department 15:5,9 16:2	19:3,16 29:23 departments 20:13 deponent 26:5 27:6,20,20 deposition 1:14 1:16 4:2 5:16 6:16 7:1 13:10 23:5,10,18 27:9,16 29:9 29:11 30:1,3 31:1,3 deputies 19:12 describe 12:9 designated 23:9 different 18:10 direct 3:3 5:7 direction 27:18 disinterested 27:24 disseminating 11:11 divided 14:15 division 14:12 document 23:20 documents 24:3 25:1 dog 14:23 doubt 6:8 drive 7:13 duly 5:3 27:6
---	---	--	---

e	exhibits 4:1,7 expiration 30:19 31:25 32:25 expires 28:12 expressly 29:13	following 24:12 25:10 follows 5:5 force 16:13 forced 17:6 foregoing 27:9 30:13 31:18 forward 9:15 four 21:17 fourth 24:18 frame 10:23 free 30:14 31:20 friends 6:17,23 12:18 frighten 15:12 front 10:11 12:7 13:4 16:21 fund 21:9 further 18:8 25:25 26:5 27:24 future 15:7 20:5	23:4 goes 8:21 21:13 going 5:23 6:9 12:6 14:18 15:17 22:23 good 9:9 greene 9:8 guy 16:8			
earlier 12:18 economic 8:24 9:15 12:2 13:23 24:13,22 either 11:21 elections 14:17 employ 28:3 endeavor 15:11 entered 31:9 entire 30:5 31:5 errata 29:18 31:7,10,18 32:1 escrow 21:9 22:11 esq 29:5 et 1:7,11 29:6,6 30:3,3 31:3,3 evans 2:9 event 28:2 everybody 16:19 evident 15:22 examination 1:16 3:1,3 5:7 examined 5:5 excellent 6:9 except 14:21 executed 31:10 execution 30:14 31:19 exhibit 4:2,3,8 13:8 22:24 23:5,10,18,21	f	facilities 9:10 facts 24:3 25:1 fail 14:13,20 fair 9:12 fairgrounds 11:4 far 15:11 fedex 8:14,15 feel 16:11 ferren 1:17 financial 13:23 24:5 find 18:9 fire 15:4,5,6,9 18:17 19:21,25 20:4,11 firefighters 20:12 firemen 15:4,7 20:6,15 first 14:20 16:4 16:17 27:6 fix 15:16 fixed 8:25 folks 12:21 20:23,25 21:1	g	gathered 12:20 gatherings 11:4 give 5:15 6:10 12:13 given 12:12 14:16 27:19 glancing 17:13 go 13:12 15:21 15:24 16:9	h	half 15:2 hall 1:19 27:11 hamilton 1:17 27:2,4 28:14 hand 23:20 28:5 handwriting 22:20 handwritten 4:3 happening 7:5 16:12 hear 6:7 heard 10:9,17 20:2 hedgewood 7:13 8:4 help 10:15 11:9 11:12 hendricks 9:8 herald 19:2 hereunto 28:4 high 22:3 higher 14:21 20:18

hired 20:3 home 16:5,5 homeless 15:12 15:14 homes 16:20 honestly 22:5 hope 13:13 22:18 hour 27:13 house 8:19 16:23,23 21:12 household 12:3 13:24 huh 12:8 hustle 8:8,9	inches 17:1 includes 21:13 including 14:14 income 8:25 incorporated 31:12 increase 9:20 9:24 11:7,15 22:8 increased 9:19 21:17 22:9 increases 11:19 15:8 index 3:1 4:1 indiana 1:1,6 1:10,18,19,20 7:13 8:17 27:1 27:4,12,14 28:13 29:6 30:3 31:3 indianapolis 2:11 individuals 24:12 information 6:24 10:24 11:6,11,12,14 12:17,20 20:7 20:14 21:22 22:4 informational 11:3 informed 14:24 initial 16:21	input 6:19 intended 16:3 16:16 interest 25:3,19 interested 28:2 interim 20:1 internet 20:10 interrogatories 4:10 23:24 intro 25:1 issue 19:21	knowledge 22:11
i		j	l
idea 16:5 identification 23:6,19 identified 19:21 23:8 identify 24:2,6 25:1 il 1:17 illinois 16:24 immediately 18:22 impact 8:24 9:15,16,19 12:2 13:23 24:5,22 25:11 impacts 24:14 important 12:5 impossible 14:18		j 2:3 29:5 janine 1:17 27:3 28:10,14 job 5:24 17:20 20:1 jones 16:9 jumped 13:20 june 9:1	land 24:6 25:3 landowners 25:19 large 27:5 lawbr.com 2:5 laws 17:9 lawyer 22:19 leaves 18:14,16 leaving 15:5,8 20:13,17 lee 1:14,16 5:2 5:10 26:9 27:5 29:9 30:4,9 31:4,13 32:20 left 23:20 legal 17:9 29:1 32:1 letter 29:19 levels 19:16,18 20:16 liability 10:7 line 24:18 31:7 32:3 list 24:2 listed 24:15 31:7,17 listing 31:7 little 8:8 9:9 10:25 11:1 18:1,8 live 7:21 15:2 16:24 19:11,13
		k	
		kankakee 16:23 keep 15:20 kind 13:20 18:5 knew 14:17 know 6:4,7,13 8:22 9:18,23 9:25 11:9 13:15 15:14,21 16:7,17 17:3,3 17:18 18:2,8 20:3,22,22	

<p>lived 7:25 llp 2:9 loaded 10:11 location 8:15 8:16 29:15 lodging 14:3 long 5:20 7:19 longer 11:1 look 16:1 23:15 24:25 looked 7:2 9:6 9:7 10:5,16 looking 9:12,13 9:24 10:9 11:19 12:6,10 12:11 lot 20:23</p>	<p>materials 7:7 matter 5:5 27:8 29:12 maurice 16:9 16:10 mccsc 9:5,22 mckinney 2:9 mcneil 2:8 3:3 5:8,12 22:23 23:3,7 25:25 mean 19:23 medical 9:10 meeting 14:22 meetings 11:3 mentioned 12:17 18:23 met 5:11 21:3,5 middle 24:16 midwest 32:1 mile 15:2 mind 17:25 18:21,22 25:22 mindset 9:11 minutes 6:10 money 15:10 20:24,24 monroe 1:2,3 1:10,19 19:19 27:12 29:6 30:3 31:3 monthly 21:12 monument 2:10 mortgage 21:7 21:9</p>	<p>morton 1:19 27:11 move 8:18,22 9:8,12,13 moved 11:13</p> <hr/> <p style="text-align: center;">n</p> <hr/> <p>name 5:9,10,12 16:8 20:20,21 20:22 24:15 25:13 29:6 30:3,4,15 31:3 31:4,21 names 25:15 narrow 10:15 near 19:11 nearby 19:13 need 6:6,12 15:17 needed 11:9,12 16:22,24 22:22 neighborhood 16:8 neighbors 6:17 6:24 12:18 never 16:3,13 16:16,25 17:2 17:3 new 10:6 news 19:4 20:9 20:10 north 1:19 27:11 notarial 28:5 notary 1:17 27:3 28:12</p>	<p>29:25 30:10,18 31:15,23 32:23 noted 5:1 26:4 notes 4:3 12:11 12:15,21 13:1 13:5,6,8,17 17:14,16,17 22:15 23:8,9 notice 1:21 noticed 17:12 np0681591 28:14 number 24:1 25:9 29:8 numbers 31:7</p>
<p>m</p>	<p>m 2:8 3:3 5:8 madam 29:10 made 20:12 30:7 main 14:11 major 14:17 make 13:12 23:3,15 29:15 making 13:8 managed 8:16 march 1:19 27:13 28:6 29:4 margaret 2:15 marked 4:7 23:5,18</p>	<p>o</p>	<p>object 17:22 objection 13:7 14:3 objections 6:18 observed 21:16 occasion 5:19 occasions 15:13 occur 10:6 offered 15:4 office 19:19 29:14 officers 15:3 18:24 19:3 20:17 offices 1:18 27:10 official 13:9 14:3 30:15 31:21</p>

<p>ohio 29:2 okay 6:11 12:14 13:19,22 21:23 23:11,17 once 18:13 ones 12:4 opinion 21:1 opportunity 5:15 9:25 12:12,13 opposed 14:6,9 14:11 options 9:6,7 oral 1:16 ordinance 17:23 18:20 ordinances 17:24 18:9 organizational 14:22 own 8:3 12:24 owned 7:19 owners 24:5 25:3</p>	<p>paper 10:18 12:7 16:21 17:1 papers 16:18 paramount 12:4 part 7:17 13:9 31:9 particular 17:24 parties 27:22 party 28:1,3 pass 23:14 past 10:17 payment 21:12 people 11:10 15:14 people's 22:20 percent 14:16 periods 9:23 permanent 15:6 19:22 person 27:25 person's 20:20 personally 30:11 31:15 petition 13:25 petitioners 1:8 2:2 14:13,20 phone 29:3 picked 11:12 picking 20:24 pickup 15:19 piece 16:20 21:13</p>	<p>pit 18:17 pitted 15:25 pl 1:4 place 1:21 16:4 16:17,24 plans 8:18 please 5:9 22:17 23:8 24:10 29:14 point 17:5 points 13:15 22:22 police 14:24 15:1,25 18:23 19:3,16 policemen 15:15,18 pony 14:23 possible 6:19 16:6 potential 9:6 10:15 11:7 potholes 15:25 practice 18:11 prefer 29:16 prepare 6:15 6:25 7:4,10 present 2:14 8:18 presented 27:20 pretty 8:25 10:21 11:8,18 previous 7:2</p>	<p>previously 4:7 23:18 prices 9:24 probably 6:9 9:8 10:25 11:2 12:4,5 13:3 15:16,24 18:8 19:8 21:25 procedure 1:20 27:15 30:5 31:5 process 5:22 produced 1:16 production 29:23 profit 1:6 property 7:19 8:3,6 10:6 11:7 11:15,20,25 21:7,10,14,16 21:19 22:2,7,9 22:12 proposed 14:15 protection 14:25 15:1,4 18:23 19:21 20:11 provided 11:13 public 1:17 27:3 28:12 30:10,18 31:15 31:23 32:23 purchased 16:4 29:17</p>
p			
<p>p.m. 1:20 5:1 26:4 27:14 page 3:2 4:2,7 13:4,5,6 23:25 24:1,10,25 25:7 31:7 32:3 paid 15:11 21:10 22:12 pandemic 11:2</p>			

<p>purposes 23:10 pursuant 1:20 27:14 put 9:9 12:15 13:1,3 14:23 16:14,20 22:23 putting 13:7</p>	<p>reduced 12:21 reference 20:12 29:8 30:2 31:2 referenced 29:11 30:11 31:15 referendums 9:22 referring 7:7 relating 5:4 relative 28:1 relocation 9:6 remains 5:22 remember 10:12,14,20,21 10:23 11:16,17 19:6 20:21 21:19 22:5 remonstrance 5:14 13:25 remonstrators 1:8 2:2 rephrase 6:6 reporter 30:7 represented 27:22 request 31:9,11 required 29:25 research 18:2,9 residence 8:5 28:14 residents 1:6 4:8 23:22 24:5 29:6 30:3 31:3</p>	<p>resigned 19:25 20:4,4,8 respondents 1:12,18 2:7 27:10 retire 8:13 9:4 retired 8:11,12 8:14 9:1 retirement 9:2 returned 29:18 review 29:14 30:1 31:1 rhyne 1:14,16 5:2,10,11 17:12 23:1,9 25:25 26:2,9 27:5 29:9 30:4 30:9 31:4,13 32:20 right 6:21 14:18 15:6 17:8,10,11 18:5,20 19:23 22:2,21 25:23 rmr 1:17 road 8:4 robertson 2:3 row 25:15 rules 1:20 27:14 30:5 31:5</p>	<p>salaries 20:5,18 save 9:25 13:17 saw 11:9 19:2,6 saying 10:12 says 24:2,11 scheduled 1:20 school 9:5 seal 28:5,12 30:15 31:21 second 6:22 13:17 security 9:1,3 see 13:4 17:6,7 20:23 22:17 24:8,15 25:5,8 25:13 seem 10:9 seemed 10:20 sell 8:18,22 senior 20:15 sentence 10:2 series 5:24 set 4:3 14:13 28:4 sheet 31:7,10 31:18 32:1 sheriff 19:12 sheriff's 19:19 sheriffs 15:2 19:11 short 15:3 18:24 19:3 shortly 19:7,24 show 14:23</p>
<p>q</p>			
<p>quarter 18:3 question 6:3 24:1,2,25 questions 3:3 5:8,24 26:1,2 quick 11:8</p>			
<p>r</p>			
<p>raises 20:5 range 11:18 rather 14:13 read 10:17 16:25 20:9 30:5,6,12 31:5 31:6,17 reading 22:19 29:12,19 really 7:2 reason 6:13 20:8 31:8 32:3 reasons 14:9 receipt 29:19 receive 7:8 recently 15:14 record 5:9,12 12:9 23:12 27:19 31:9</p>			
		<p>s</p>	
		<p>s 31:8,8 32:3 saith 26:5</p>	

side 8:8,9 sign 13:25 signature 27:21 28:9 29:14 signatures 14:19 signed 14:2 16:18 30:13 31:18 significant 24:4 24:13,21 signing 29:12 29:19 similar 25:1 sincerely 29:21 sir 29:10 sitting 18:20 small 9:2 social 9:1,2 sold 16:23 sole 8:6 solutions 29:1 32:1 somebody 20:22 sound 22:2,3 source 10:14,20 11:18 19:1 20:7,14 sources 10:16 south 2:4 7:17 7:18 speak 6:19 21:1 speaking 6:23	specific 9:16 spent 15:12 22:19 spoke 6:17 19:17 20:15 spoken 19:15 19:18 ss 1:1 27:1 stack 17:1 staffing 19:15 19:18 20:16 state 1:1,18 5:9 11:23 27:1,4 28:13 30:10 31:15 statement 30:13,14 31:19 31:19 station 15:25 stenographic... 27:17 step 13:20 stephen 2:9 sticker 13:8 22:24 sticks 18:14,15 street 1:19 15:22,24 16:1 27:11 streets 15:19,21 stuff 18:5 subscribed 30:10 31:14 32:21	suggested 22:1 suite 2:10 29:2 sunger 2:12 superior 29:1 supplemental 24:11 25:8,8 supplemented 4:8 23:21 support 24:24 supporting 24:3 25:2 sure 6:14 10:8 10:18 15:5,20 16:19 18:7 19:22 20:2 sworn 1:16 5:3 27:6 30:10,13 31:14,18 32:21 system 9:5	taxes 9:19,21 12:1 14:22 21:10,16,19 22:6,12 technology 5:23 tell 5:3 14:9 27:6 territory 25:4 testified 5:5 testify 24:12,13 25:9,10 testimony 5:16 27:19 30:6,7 31:6,9,12 thank 17:12 22:17 26:1,3 thereof 1:21 thick 17:1 thing 14:20 16:3,7,12 17:8 17:10,11,11,22 19:2 things 9:23 13:14 14:11 18:6 think 8:24 9:7 11:11,24 13:2 14:17 15:10,15 15:22,22 17:5 17:8,11 19:7 20:11 21:21 24:23 25:24 thinking 9:17 9:18
		t	
		take 6:10,12 13:20 23:16 taken 1:18 20:1 27:9,16 29:11 talk 12:15 13:16 talked 12:18 13:23 14:8 20:16 talking 13:15 17:13 22:22 tax 10:6 11:7 11:15,20 21:14 22:1,7	

<p>third 15:21,24 24:18 thirty 29:18 thoughts 12:24 thousand 21:24 three 21:17,25 time 1:21 5:1 7:8,8 8:20 10:23 16:25 17:5 20:3 25:24 26:1,4 times 5:18 19:2 today 5:25 6:16 6:20 12:12 25:23 together 12:16 13:1,3 told 20:16 took 12:11 town 7:17 transcribed 27:17 30:7 transcript 13:9 27:18 29:11,16 30:5,12 31:5 31:11,17 trash 15:19 tree 18:12 trees 18:3 tremendously 21:18 trial 1:20 27:14 tried 6:18 true 27:19</p>	<p>truth 5:3,4,4 27:7,7,8 truthfully 5:25 turn 23:24,25 24:10 25:7 twice 18:13 two 9:22,22 15:1,13 17:1 19:11,12 typewritten 27:18</p> <p style="text-align: center;">u</p> <p>uh 12:8 under 21:24 27:17 understand 6:1 6:2,3 9:11 10:11 13:13 14:2 22:7,18 understanding 19:1 unger 2:9 unhappy 15:7 uninformed 19:12 unusual 20:25 upgraded 5:23 used 11:20 16:8 16:9</p> <p style="text-align: center;">v</p> <p>v 29:6 30:3 31:3 value 22:9</p>	<p>veritext 29:1,8 32:1 vote 14:16 voters 14:16 voting 9:23 vs 1:9</p> <p style="text-align: center;">w</p> <p>wages 15:8 waived 29:13 29:20 want 15:16 16:12,15 23:24 wanted 16:13 way 8:23 16:10 ways 11:25 12:1 24:20 25:17 we've 14:8 18:4 23:8,9,12 website 11:22 11:22,23 week 13:3 went 5:11 9:15 18:4 west 7:13,17 whereof 28:4 wife 7:24,25 9:1,4 10:3,4 william 2:3 29:5 winter 18:4 witness 1:16 23:2 28:4 29:9 30:1,4,11 31:1 31:4,15</p>	<p>witnesses 24:7 wjbeggs 2:5 work 8:7 worked 8:15 write 6:21 written 1:20 wrote 22:21</p> <p style="text-align: center;">y</p> <p>yard 18:18 yeah 12:19 year 10:10,25 18:13 19:8 22:13 years 5:21 7:20 21:17,25,25 22:8,19 young 20:17</p> <p style="text-align: center;">z</p> <p>zones 14:12</p>
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Indiana Rules of Trial Procedure
Depositions Upon Oral Examination

Rule 30

(e) Submission to witness--Changes--Signing.

(1) When the testimony is fully transcribed, the deposition shall be submitted to the witness for reading and signing and shall be read to or by him, unless such reading and signing have been waived by the witness and by each party. "Submitted to the witness" as used in this subsection shall mean (a) mailing of written notification by registered or certified mail to the witness and each attorney attending the deposition that the deposition can be read and examined in the office of the officer before whom the deposition was taken, or (b), mailing the original deposition, by registered or certified mail, to the witness at an address designated by the witness or his attorney, if requested to do so by the witness, his attorney, or the party taking the deposition.

(2) If the witness desires to change any answer in the deposition submitted to him, each change, with a statement of the reason therefor, shall be made

by the witness on a separate form provided by the officer, shall be signed by the witness and affixed to the original deposition by the officer. A copy of such changes shall be furnished by the officer to each party.

(3) If the reading and signing have not been waived by the witness and by each party the deposition shall be signed by the witness and returned by him to the officer within thirty (30) days after it is submitted to the witness. If the deposition has been returned to the officer and has not been signed by the witness, the officer shall execute a certificate of that fact, attach it to the original deposition and deliver it to the party taking it. In such event, the deposition may be used by any party with the same force and effect as though it had been signed by the witness.

(4) In the event the deposition is not returned to the officer within thirty (30) days after it has been submitted to the witness, the reporter shall execute a certificate of that fact and cause the certificate to be delivered to the party taking it. In such event, any party may use a copy of the

deposition with the same force and effect as though
the original had been signed by the witness.

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ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.
THE ABOVE RULES ARE CURRENT AS OF APRIL 1,
2019. PLEASE REFER TO THE APPLICABLE STATE RULES
OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS

COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored in encrypted form and are transmitted in an encrypted

fashion to authenticated parties who are permitted to access the material. Our data is hosted in a Tier 4 SSAE 16 certified facility.

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