### EXHIBIT L

FILED 06-17-2024 CIRCUIT COURT DANE COUNTY, WI 2018CV003122

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Page 81 1 Comparing with Exhibit K, where the file number is handwritten, here we have only a partial file number, which appears to be either 0243 or perhaps 9243, which is printed. This was obtained from the State of Connecticut. Surely it should not have two file numbers, should it? 7 A. Well, first of all, this was -- I have no idea what it is. 9 Okay. You find this puzzling, don't you? 10 A. I have no idea. I don't find it puzzling 11 because people write all sorts of stuff on documents, 12 but I have no knowledge or experience here. 13 Okay. Please look at Exhibit M. 0. 14 (Copy of Death Certificate was previously 15 marked Defendants' Exhibit M for identification.) 16 17 Yes. I have it. A. 18 This is a different form. It appears to have 19 been revised in 2009 in relation to the number in the 20 upper left. Am I correct? 21 Well, I can't read it, but I have no reason A. 22 to --Yes. I have reasons. It's hard to read. 23 0. Hang on. I have an opportunity to correct 24 A. that. Hold on. 25

Document 605

#### **EXHIBIT M**

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THE SEAL OF THE STATE OF CONNECTICUT IS AFFIXED TO CERTIFY THAT THE ABOVE IS A TRUE COPY OF A RECORD FILED WITH THE STATE OF CONNECTICUT DEPARTMENT OF PUBLIC HEALTH PURSUANT TO THE PROVISIONS OF THE GENERAL STATUTES OF CONNECTICUT.



ELIZABETH FRUGALE

REGISTRAR OF VITAL RECORDS

MAR 2 0 2019 DATE OF ISSUE

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24

25

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Page 81 1 Comparing with Exhibit K, where the file number is handwritten, here we have only a partial file 3 number, which appears to be either 0243 or perhaps 9243, which is printed. This was obtained from the State of Connecticut. Surely it should not have two file 6 numbers, should it? A. Well, first of all, this was -- I have no idea what it is. 9 0. Okay. You find this puzzling, don't you? 10 I have no idea. I don't find it puzzling 11 because people write all sorts of stuff on documents, 12 but I have no knowledge or experience here. 13 0. Okay. Please look at Exhibit M. 14 (Copy of Death Certificate was previously 15 marked Defendants' Exhibit M for 16 identification.) 17 Α. Yes. I have it. This is a different form. It appears to have 18 19 been revised in 2009 in relation to the number in the 20 upper left. Am I correct? 21 Well, I can't read it, but I have no reason 22 to --Yes. I have reasons. It's hard to read. 23 0.

Hang on. I have an opportunity to correct

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Page 82 1 MS. BERLINGER: For the record, can you 2 explain what you're doing? 3 THE WITNESS: I am taking a picture of it 4 with my cell phone which will allow me to use 5 my fingers to make it bigger. 6 It doesn't help. Α. 7 It appears to say VS-4 revision 11/09. 8 MS. BERLINGER: Objection, foundation. 9 Α. Yes. 10 MR. FETZER: So we're talking about death 11 certificates, Marisa. 12 This is one of a friend of mine who died in 13 Connecticut. I want it as a contrast, that it's a 14 different form than those used for Noah Pozner and other 15 Sandy Hook --16 Yes. This is a death certificate for use in 17 natural disease by a physician who is not associated 18 with the Office of the Chief Medical Examiner. 19 A physician who is not appointed an assistant, 20 an associate, a deputy or Chief Medical Examiner would 21 not be allowed to fill in a death certificate such as filed in Noah Pozner's death. 23 The death certificate in Exhibit M is a 24 different form which is reserved for the use by physicians not associated with the medical examiner's

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Page 83 office and limited to deaths due to natural disease. 2 MS. BERLINGER: And I'd just like to 3 state for the record that I haven't been provided a copy of the exhibits, so it hasn't 4 been brought to my attention until you mentioned that this was a completely unrelated 6 certificate of your friend. 7 So I'd just like to make a blanket 8 relevancy objection due to the narrow scope of 9 this defamation claim that plaintiff has 10 brought and under the bifurcated counterclaim 11 as Judge Remington mentioned in the hearing on 12 April 18th, 2019. 13 14 Dr. Carver, can you explain the number, the 15 file number? I take it that 2017 is the year. 16 other numbers? I'm sorry. I'm not quite sure what you're --17 The file number, the file number, 18 19 201707027410, I just wondered the meaning of those. 20 There's a similarity with Noah Pozner. 21 That is a creation of -- to the best of my 22 knowledge, that is a creation of the State Registrar of 23 Vital Statistics, who at the time was Elizabeth Frugale. 24 And you're going to have to ask her how the system is 25 set up. That's her number.

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Page 84 1 Well, there are similarities. 2 I assume -- that's her number. Okay? And the 3 year and some serial number -- some unique identifier 4 after that is a common method of assigning 5 identification numbers in government. 6 Let's turn to Exhibit N. (Copy of photograph was previously marked 7 Defendants' Exhibit N for identification.) 8 Okay. I have Exhibit N in my hand. 9 A. 10 0. Go ahead. I have Exhibit N --11 A. 12 Are you in this photograph? 0. 13 A. I have no idea. Well, we can move in closer if you like in 14 Exhibit O and Exhibit P. 15 16 (Copy of photograph was previously marked 17 Defendants' Exhibit O for identification.) (Copy of photograph was previously marked 18 19 Defendants' Exhibit P for identification.) 20 Would that be you, Dr. Carver? 0. 21 It's a tall guy with a bald head and a lanyard 22 around his neck. Other than that, I can't tell you. 23 You don't recognize that to be yourself? The quality of these exhibits does not allow 24 25 me to say definitively.

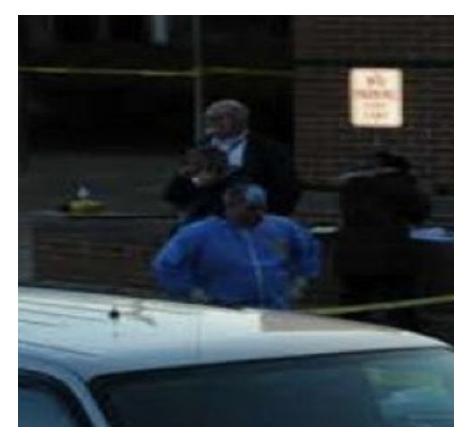
## **EXHIBIT N**



## **EXHIBIT O**



### **EXHIBIT P**



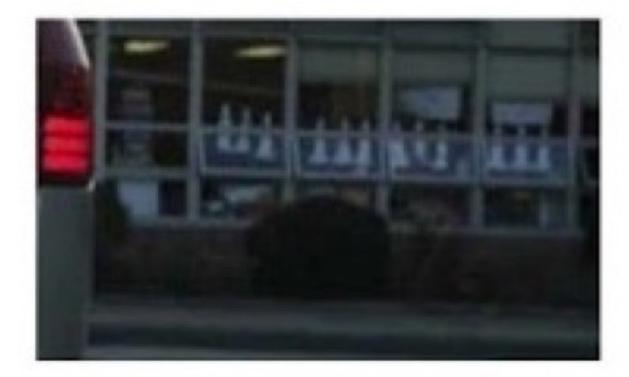
Page 85

- 1 Do you recognize -- go back to Exhibit N. Do
- 2 you recognize the large vehicle in the middle of the
- 3 photograph?
- 4 Only that it's labeled.
- 5 0. I'm sorry.
- Only in that it's labeled. The times that I 6 Α.
- 7 dealt with that vehicle, what I presume that vehicle is,
- 8 I was always on the other side.
- 9 Q. If I gave you two different identifications,
- 10 one of them is a SWAT vehicle, the other one is a crime
- 11 scene investigation vehicle.
- 12 Α. No. If that's my choice, it's the crime scene
- 13 vehicle.
- It's the crime scene vehicle? 14
- Yes. SWAT teams don't have awnings. 15 A.
- This was not you waiting for the arrival of a 16 0.
- 17 portable mortuary tent?
- MS. BERLINGER: Objection. Foundation 18
- 19 and form.
- 20 Heavens, no. If you look at the shadows, this
- 21 is in the morning. The tent didn't arrive until after
- 22 dark. Your picture of the tent is the next day.
- 23 This is very interesting. Did you notice the
- 24 series of four windows in the classroom right above the
- 25 roof of the vehicle. Do you see those -- I'm sorry.

Page 86 I'm not present, but there's a string of four windows. 1 2 You see them in Exhibit -- the next exhibit, which is Q, 3 Exhibit Q. 4 (Copy of photograph was previously marked 5 Defendants' Exhibit O for identification.) 6 Well, I see a series of windows. The quality 7 of --8 I'm sorry. Go ahead. Q. 9 A. The quality of Exhibit -- depending on the 10 question you ask me, the quality of Exhibit Q is 11 abysmal. And I don't know if I'll be able to --12 Q. The quality of Exhibit Q? 13 A. Yes. 14 Well, go back to Exhibit N. Do you know this crime scene tape is up there? 15 16 A. Yes. If you look at Q, compare Q with Exhibit R. 17 18 Take a look at Q and R, if you would compare them. 19 (Copy of photograph was previously marked 20 Defendants' Exhibit R for identification.) 21 A. Okay. Okay. Looking at that string of windows above 22 23 the vehicle, does it look to you more like Exhibit Q or 24 more like Exhibit R? 25 The quality of these pictures are poor. And

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# **EXHIBIT Q**



## **EXHIBIT** R



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Page 87 my area of expertise does not extend to examining 1 2 buildings. I'm not going to answer that question. 3 Okay. Take a look at Exhibit S. This is a 4 higher quality, and you may find it easier to identify 5 the party. 6 (Copy of Infowars screenshot was 7 previously marked Defendants' Exhibit S for 8 identification.) 9 Q. Does that make it easier to identify? 10 A. No. As I said, I do dead people. I don't do 11 things. Okay. Do you notice the image credit there --12 0. Yes. 13 A. -- to Connecticut State Police? 14 0. Yes. 15 A. Did you have any contact with the Connecticut 16 17 State Police related to Sandy Hook prior to your arrival 18 on the scene on the 14th? I assume there was some sort of telephone 19 A. Whether it was conducted through me or through 20 contact. 21 people reporting to me, I do not know. 22 Q. You mean on the very same day? A. Yes. 23 I would have meant prior to that, to the 14th? Q. 24 A. About Sandy Hook prior to the 14th? Wait. 25

> SCRIBES, INC 1.800.SCRIBES (727-4237)

### **EXHIBIT S**



23

24 25 Q.

Yes.

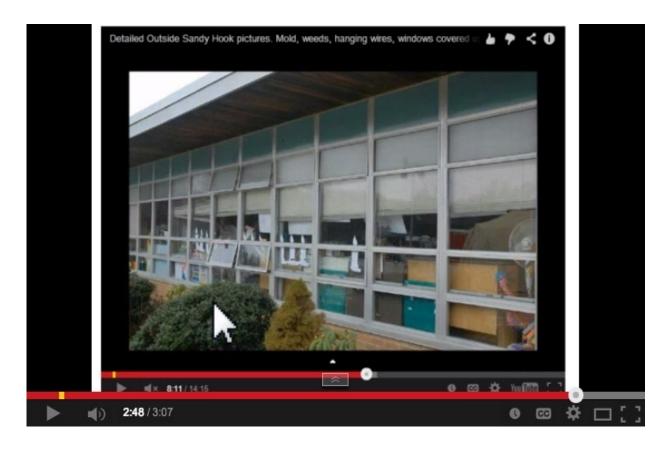
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Page 88 Are you asking whether I had contact with the state police concerning Sandy Hook prior to the day of the shooting? 4 Q. Yes. 5 A. That's absurd. Of course not. 6 0. Take a look at Exhibit T, Exhibit T. (Copy of photograph was previously marked Defendants' Exhibit T for identification.) 9 Yes. A. 10 0. Do you notice the furniture shoved up against 11 the windows there? 12 A. Yes. Do you see where the second pane of those with 13 Q. 14 the paper candles is shot out or damaged? 15 Α. No. 16 Q. Well, if you went back to Exhibit R, you'd see 17 the same thing there in Exhibit R. Maybe it's more 18 This is just a close-up from a different obvious. 19 angle? Again, sir, in the evaluation of evidence, 20 21 there are those who do bodies and those who do other 22 things.

stuff, but I am thoroughly unqualified to express a

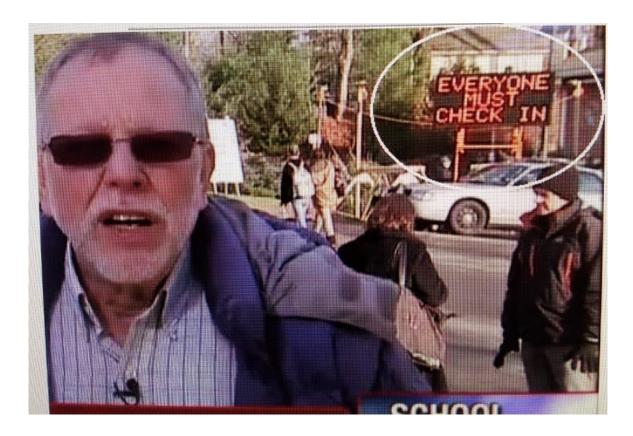
I may know more than most doctors about this

### **EXHIBIT T**



Page 89 professional opinion. 2 Okay. Please take a look at the next exhibit, which is U, Exhibit U. (Copy of photograph was previously marked 4 5 Defendants' Exhibit U for identification.) 6 A. Yes. I have it in my hand. 0. Did you at any time notice the sign "Everyone must check in"? 9 Α. No. This is the first time I've seen this 10 picture. Please look at Exhibit V, Exhibit V. 11 0. (Copy of photograph was previously marked 12 Defendants' Exhibit V for identification.) 13 14 A. Okay. Q. Did you notice Porta-Potties in the vicinity 15 16 on the day you were there? 17 No. And just as an aside, there is a press --18 well, there is a vehicle which sports what appears to be 19 a satellite communication device, meaning belonging to 20 the press. So it would have been nowhere near the part 21 of the school I was near. 22 Q. Thank you. Exhibit W. 23 (Copy of photograph was previously marked Defendants' Exhibit W for identification.) 24 25 A. Yes.

## **EXHIBIT U**



## **EXHIBIT V**



Escape: Students outside the school in Newtown following the shooting where 20 children and six teaching

## **EXHIBIT W**



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Page 90 1 Were you aware that pizza and bottled water 2 was available at the firehouse? 3 A. No. 4 0. Exhibit X. (Copy of photograph was previously marked 5 Defendants' Exhibit X for identification.) 6 A. Yes. 7 8 Did you notice there were parties there with 0. 9 name tags on lanyards? 10 A. Well, including me. But no, I did not 11 specifically -- I have no specific recollection of 12 anybody other than me wearing a name tag on a lanyard. 13 And the only reason I have a specific 14 recollection of my having it on is that during my time 15 of employment I wore it constantly, and have holes in 16 many of my shirts to prove it. 17 There were quite a few, if you look at 18 Exhibit Y. (Copy of photograph was previously marked 19 Defendants' Exhibit Y for identification.) 20 A. Yes. 21 0. Another party with a name tag on a lanyard 22 23 that you did not observe? 24 A. No, I did not. Exhibit Z. 0. 25

## EXHIBIT X



## **EXHIBIT Y**



## **EXHIBIT Z**



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- 1 (Copy of photograph was previously marked
- 2 Defendants' Exhibit Z for identification.)
- 3 A. Yes.
- 4 0. What do you see?
- 5 Well, there is a yellow box highlighting an
- 6 individual who is sporting both some tag on a lanyard
- 7 and a pair of sunglasses on his shirt.
- 8 0. And also parents with a child?
- 9 A. Well, no. There's a man and a woman and a
- 10 child on the man's shoulders.
- 11 0. Yes.
- Their relationship is not -- other than --12
- 13 there is no obvious explanation of their relationship.
- 14 Okay. But would you think any parent would
- 15 bring a child to the scene of a child's shooting
- 16 massacre?
- 17 MS. BERLINGER: Objection, foundation.
- 18 I would have no ability to answer that other
- 19 than the time my father took me to the burning of
- 20 Allgauer's Fireside in Skokie, Illinois.
- 21 I didn't hear that last part, Doctor.
- 22 Other than the fact that my father took me to
- 23 the arson fire of Allgauer's Fireside Restaurant in
- 24 Skokie, Illinois when I was four years old, I have no
- 25 personal experience in this kind of thing.

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Page 92 1 Q. Exhibit AA, please. (Excerpt from FEMA manual was previously 2 marked Defendants' Exhibit AA for 3 identification.) 4 Α. Okay. I have Exhibit AA in my hand. 0. Are you aware that included in Appendix A in the book Nobody Died at Sandy Hook, we have a FEMA 8 manual for mass casualty exercise involving children to 9 begin at 8 a.m. on the 13th and end at 11:59 on the 10 13th, and be evaluated as a real event on the 14th? 11 A. I am totally unaware of that. 12 0. Exhibit BB. (Report cover was previously marked 13 Defendants' Exhibit BB for identification.) 14 A. Yes. 15 16 This is a cover from the report from State's 17 Attorney Stephen Sedensky about Sandy Hook, which I 18 believe you've already testified you have not read. 19 A. That's correct. Exhibit CC? 0. 20 (Document was previously marked 21 Defendants' Exhibit CC for identification.) 22 23 A. Okay. Q. Would it surprise you to learn that the 24 25 official report fails to establish a causal nexus

### **EXHIBIT AA**

FOR OFFSCIAL USE ONLY

Federal Emergency Management Agency

Exercise Plan Mann Consulty Drill Energency Response For Mass Casualties Involving Children

#### CHAPTER 2: EXERCISE LOGISTICS

#### Exercise Summary

#### General

The Preparation for Mass Casualty is designed to establish a learning environment for players to exercise their plans and procedures for responding to an incident involving children as casualties. The Preparation for Mass Cassalty will be conducted on 12/13/12, beginning at 8:00 am. Exercise play is scheduled until the Exercise Director/Controller determines that the exercise objectives have been met. Everyone must sign in with controller upon arrival.

#### Assumptions and Site Call-Down Instructions

This section contains the I manual and automated cafrom specific CDC guidan For more details, please se SNS Readmess. Santa Mon

Assumptions constitute the to be present before the star Preparation for Mass Cavar

> Site call-down last a called in an emerger locations. Site call-r Jurisdictions should doll

#### POR OFFICIAL USE ONLY

Federal Emergency Management Agency

Exercise Plen Mass Casualty Drill

Emergency Response For Mass Casualties Involving Children

will conclude upon the completion of operations and attainment of the exercise objectives, as determined by the Exercise Director Controller. The exercise is expected to end at 11 59 pm on. 12/13/12 and be evaluated on 12/14/12 as a seal-time event.

#### Exercise Rules

The following are the general rules that govern exercise play:

- Real-world emergency actions take priority over exercise actions.
- Exercise participants will comply with real-world response procedures, unless otherwise directed by control staff.
- All communications (written, radio, telephone, etc.) made during the exercise will begin and end with the plante, "This is a drill,"

### **EXHIBIT BB**



Report of the State's Attorney for the Judicial District of Danbury on the Shootings at Sandy Hook Elementary School and 36 Yogananda Street, Newtown, Connecticut on **December 14, 2012** 

> OFFICE OF THE STATE'S ATTORNEY JUDICIAL DISTRICT OF DANBURY Stephen J. Sedensky III, State's Attorney

> > November 25, 2013

Case 2018CV003122

### EXHIBIT CC

#### The "official report" on Sandy Hook

At this point in time, it is relatively trivial to demonstrate that the "official report" on Sandy Hook that was authored by Danbury State's Attorney Stephen Sedensky does not establish a causal nexus between the shooter, his victims and the weapons he is alleged to have used. It suffers from the shortcomings of concluding that there were no fingerprints on the .22 rifle that was allegedly used to shoot his mother and, even more surprisingly, that of the large number of shots that were fired from the 5.56 calibre Bushmaster (close to 150 rounds), none of the bullet fragments could be matched to the weapon:

53 "No positive identification could be made to any of the bullet evidence submissions noted ... ... in 5.56 mm caliber. The physical condition of the bullet jacket surfaces were severely damaged and corroded. They all lacked individual striated marks of sufficient agreement for the identification process. The test fires also exhibited a lack of individual striated marks on the bullet surface for comparison purposes. This condition can be caused by fouling in the barrel of the rifle and the ammunition itself. The Bushmaster rifle cannot be eliminated as having fired the 5.56 caliber bullet evidence examined," quoting from the 6/19/13 Forensic Science Laboratory report.

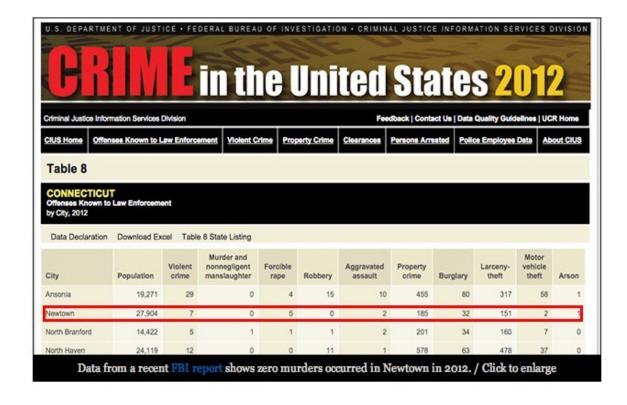
Under these circumstances, it would have been impossible for the alleged shooter, Adam Lanza, to have been convicted in a properly conducted court of law for his alleged offense, because no causal nexus has been established between the purported shooter, his weapons and the 20 children and seven adults he is supposed to have killed, which one might have naively supposed was the point of the investigation. But if that was its goal, then its objective was not achieved. If there has ever been such an abysmal failure in the annals of forensic investigation, I would love to hear about it. This is absurd!

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Page 93 between the shooter, his victims, and the weapons he is 1 2 alleged to have used? In particular, there were no fingerprints of Adam Lanza on the rifle he is alleged to 4 have used to shoot his mother, and that none of the over 5 150 slugs found in the classroom could be matched to the weapon he is alleged to have used? 7 THE REPORTER: I didn't hear the 8 beginning of that question. I need you to 9 repeat it, please. 10 MR. FETZER: Do you want me to restate 11 the question? 12 THE REPORTER: Yes, I do. Thank you. 13 Are you aware that the official report by Stephen Sedensky on the Sandy Hook shooting does not 14 15 establish a causal nexus between the shooter, his 16 victims, and the weapons he is alleged to have used? As I stated previously, I have not read the 17 18 report. A subsection of that is of course I am not 19 aware of that. 20 So would you find that surprising to be the 21 case were you to read it? 22 Mr. Fetzer, after almost a half century of 23 dealing with bad people doing bad things, nothing 24 surprises me ever. 25 Thank you, Dr. Carver. Exhibit DD -- and

Page 94 1 we're very near to the end. 2 (Copy of crime report table was 3 previously marked Defendants' Exhibit DD for 4 identification.) 5 A. Yes. 6 0. Are you aware that in the FBI's consolidated crime report for 2012 for Connecticut, when you 8 intersect Newtown with the third column for murder and 9 non-negligent manslaughter, the number recorded is zero? 10 A. Well, that's what I see in Exhibit DD. 11 0. Yes. Does that surprise you? 12 With the FBI? Of course not. And if we can 13 get the ladies out of the room, I'll give you an opinion 14 on the FBI. 15 You know what, without being -- if I may back 16 up and stop being facetious, it does not surprise me, 17 because I don't know when this was published. And I 18 don't know who approved the data. 19 I do know that the Office of the Chief Medical 20 Examiner at the time and actually through my entire 21 tenure had no ongoing relationship for providing data to 22 the FBI, with the possible exception of individual 23 requests on cases they were investigating. 24 not report routine data dumps to the feds. 25 Exhibit EE, this is the final exhibit, and

### **EXHIBIT DD**



### **EXHIBIT EE**

#### Crime in Connecticut 2012

	A	Arrest Statistics for Year 2012												Connecticut Total					
	Murder	Neg. Manslaughter	Forcible Rape	Robbery	Aggravated Assault	Burglary	Larceny-Theft	Motor Vehicle Theft	Arson	Simple Assault	Forgery/Counterfeiting	Fraud	Embezzlement	Stolen Property	Vandalism	Weapons Charges	Prostitution	Sex Offenses	
<10	0	0	- 1	1	1	3	7	0	0	25	0	0	0	0	5	3	0	2	
10-12	0	0	6	7	26	42	74	5	4	218	0	2	0	3	40	14	0	30	
13-14	0	0	13	47	66	95	364	16	11	790	2	11	4	8	127	52	0	48	
15	0	0	4	61	53	95	362	31	11	666	0	7	1	6	96	28	0	18	
16	0	1	4	78	76	95	435	39	10	705	2	8	2	14	119	36	1	20	
17	3		6	99	89	165	586	39	6	733	12	14	3	28	109	36	0		
Tot <18	3	1	34	293	311	495	1828	130	42	3137	16	42	10	59	496	169	1	144	

Page 95

- 1 then I have just a few more questions to follow.
- 2 (Copy of crime report table was
- 3 previously marked Defendants' Exhibit EE for
- identification.) 4
- 5 A. Yes.
- If you look at the intersection -- this is for 6
- 7 crime in Connecticut in 2012 in the FBI report. If you
- 8 look at Murder, the first column, and under 10 years
- 9 old, there is the numeral zero.
- 10 Ah. But this document, unlike the others,
- 11 provides a qualifier.
- 12 I missed the word, Dr. Carver.
- Provides a qualifier that this data represents 13
- 14 arrest statistics for the year 2012.
- Ah. Very good. Very good, Dr. Carver. Thank 15
- 16 you for that.
- 17 And when I was -- when I met Adam Lanza, he
- 18 was in no condition to be arrested.
- Very good. Very good. Actually, my questions 19
- are not unrelated to Adam Lanza. These are the last 20
- 21 few.
- 22 Did a woman named Jean Henry work for your
- 23 office at the time of the Sandy Hook event?
- 24 Is this the lady we fired for showing Adam
- 25 Lanza's body to her husband? Is that where you're

Page 96

- going? 1
- 2 Q. Well, I'm only learning about this,
- Dr. Carver. I'm sure you're in a much better position.
- But what I have been told was she was fired, and I take
- 5 it for sharing the contents of a bag that was supposed
- 6 to be Adam Lanza's body.
- 7 My recollection is we dismissed her 'cause she
- brought him into the refrigerator to look at his body.
- 9 So she was acting improperly in relation to
- 10 procedures by doing that?
- 11 A. Yes.
- Is there a record of this incident available? 12
- 13 Did you make a formal report about it?
- 14 forthcoming from your office? Could I have a copy of
- 15 that?
- MS. BERLINGER: Objection. Foundation 16
- 17 and form.
- A. My understanding is --18
- Could you provide me --0. 19
- A. My understanding is that disciplinary actions 20
- 21 on personnel are not available to the public. But it's
- 22 not my responsibility to make those decisions anymore.
- 23 Had you made that request during my tenure, I would have
- 24 referred it to the attorney general's office, who are --
- 25 Q. Dr. Carver, thanks very much.

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Page 97 1 I was going to say the reason the attorney 2 general's office is, among other things, they function 3 as my lawyer when I'm functioning as the Chief Medical Examiner. 5 0. Dr. Carver, thank you very much. You've been 6 very cooperative and I appreciate that. Thank you. 7 MR. FETZER: Marisa? 8 MS. BERLINGER: I might just have a 9 couple of follow-up questions, but I think 10 it's a good time for a break if that's okay. 11 MR. FETZER: Yes. 12 THE VIDEOGRAPHER: Off the record at 13 2:28 p.m. 14 (Recess taken.) 15 THE VIDEOGRAPHER: On the record at 16 2:37 p.m. 17 MS. BERLINGER: Dr. Carver, I actually 18 don't have any more questions for you. I really appreciate you taking the time to 19 testify today. 20 But I wanted to say that this deposition 21 is being marked confidential until the parties 22 have had a chance to designate specific 23 portions of the testimony as confidential 24 under the protective order. 25

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                    And in light of that, Mr. Fetzer, are you
1
 2
               aware of anyone that's been listening in to
 3
               the conference call line at all?
                    MR. FETZER: No. That call -- I'm
 4
               sorry -- I hadn't put it on do not disturb.
 5
 6
               So no. The answer is no.
 7
                    MS. BERLINGER: Okay. Great.
 8
                    Well, thank you.
 9
                    THE VIDEOGRAPHER: Off the record at
10
               2:38 p.m.
11
                     (Time noted: 2:38 p.m.)
             (Jurat follows on page 99, no omission.)
12
13
14
15
16
17
18
19
20
21
22
23
24
25
```

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 1
                        STATE OF WISCONSIN
 2
                           CIRCUIT COURT
 3
                            DANE COUNTY
 5
     LEONARD POZNER,
 6
                         Plaintiff,
                                         : Case No. 18CV3122
 7
     vs.
     JAMES FETZER; MIKE PALECEK;
     WRONGS WITHOUT WREMEDIES, LLC;,
 9
                         Defendants.
10
11
12
               With the addition of the changes, if any,
13
     indicated on the attached errata sheet, the foregoing is
     a true and accurate transcript of my testimony given in
14
15
     the above-entitled action on May 21, 2019.
16
17
18
                                   H. WAYNE CARVER, II, M.D.
19
               Subscribed and sworn to before me, the
20
      undersigned authority, on this the day of
21
                         , 2019.
22
23
24
      Notary Public
     My commission expires:
25
```

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4	0.	Copy of photograph84
5	P.	Copy of photograph84
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9	т.	Copy of photograph
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	21	
22		(Exhibits retained by the Reporter, to be
23		attached to the Original transcript.)
24		
25		

111

4 and for the State of Connecticut, duly commissioned and

5 qualified to administer oaths.

6 I further certify that the deponent named in

7 the foregoing deposition was by me duly sworn, and

8 thereupon testified as appears in the foregoing

9 deposition; that said deposition was taken by me

10 stenographically in the presence of counsel and reduced

11 to typewriting under my direction, and the foregoing is

12 a true and accurate transcript of the testimony.

I further certify that I am neither of counsel

14 nor attorney to either of the parties to said suit, nor

15 am I an employee of either party to said suit, nor of

16 either counsel in said suit, nor am I interested in the

17 outcome of said cause.

Witness my hand and seal as Notary Public

19 this 28th day of May

2019. 20

Janet C. Phillips

Notary Public CSR No. 124

My Commission expires: October 31, 2021

25

21 22

23

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# EXHIBIT Q:

Affidavit of James Fetzer (June 10, 2019) pages 1-16, 22-34, 40-48

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FILED 06-10-2019 CIRCUIT COURT DANE COUNTY, WI

STATE OF WISCONSIN

CIRCUIT COURT

DANE COCK WITH 22

LEONARD POZNER,

CASE TYPE: DEFAMATION

**PLAINTIFF** 

VS.

NO. 2018-CV-003122

JAMES FETZER,

MIKE PALECEK, AND

WRONGS WITHOUT WREMEDIES, LLC,

**DEFENDANTS** 

#### AFFIDAVIT OF JAMES FETZER

James Fetzer, being first duly sworn upon oath, deposes and states as follows:

#### Part 1: Nobody Died at Sandy Hook (2015; 2nd ed., 2016)

- Mike Palecek and I co-edited the first edition of Nobody Died at Sandy Hook: It was a FEMA Drill to Promote Gun Control (2015) (Exhibit 1).
- I selected the articles and composed the bio-sketches of the contributors for the book (Exhibit 2).
- The first edition has thirteen (13) contributors, including six (6) current or retired Ph.D. professors (Exhibit 3).
- Mike Palecek suggested the title, copy-edited the book and composed the Preface, the first five pages of Palecek's Preface, "Some Conspiracy Theories are True", pp. ix-xliv, only (Exhibit 4).
- The book went on sale on 22 October 2015 and was banned by amazon.com on 19
   November 2015 after selling nearly 500 copies.

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- Mike Palecek and I realized we had to find another outlet to publish and moved Moon Rock Books to publisher Wrongs Without Wremedies, LLC.
- The "Banned Edition" featured the image of a sheriff's badge on the upper-right front cover (Exhibit 5).
- 8. The contents of the "Banned Edition" were the same as for the first edition (Exhibit 6).
- In 2016, I edited the second edition, selecting the articles and arranging them.
- The second edition had a red detective shield in place of the sheriff's badge (Exhibit 7).
- 11. The second edition included most of the same chapters as the first but had four new chapters and dropped two (Exhibit 8).
- 12. The second edition also has thirteen (13) contributors, not all of whom are the same, including six (6) current or retired Ph.D. professors (Exhibit 9).
- 13. Mike Palecek was not involved in its production.

#### Part 2: Wayne Carver Deposition (21 May 2019)

- I participated telephonically in the deposition of H. Wayne Carver, II, M.D., conducted at Acton Public Library, 60 Old Boston Post Road, Old Saybrook, CT, on 21 May 2019.
- 15. During my opportunity to question Dr. Carver, I presented thirty-three (33) exhibits.
- Copies of death certificates were included and identified as Exhibits J through M.
- 17. The first (originally Exhibit J) is the death certificate that Plaintiff sent to Kelley Watt, which has no file number (Exhibit 10).

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- 18. The second (originally Exhibit K) is the death certificate attached to the Complaint submitted to the Dane County Circuit Court on 27 November 2018, which has a handwritten file number (Exhibit 11).
- 19. The third (originally Exhibit L) is the death certificate obtained by Dave Gahary from the State of Connecticut, which has a partial printed file number (Exhibit 12).
- 20. When I asked him about the State Certified death certificate with a partial printed file number identified as "Exhibit L", Dr. Carver said, "Well, first of all, this was—I have no idea what it is" (Carver Deposition Transcript, page 81, lines 7-8).
- 21. Carver could not identify it as a true and correct state-certified death certificate for the purported decedent, "Noah Samuel Pozner."

#### Part 3: Leonard Pozner Deposition (28 May 2019)

- During the deposition of Plaintiff Leonard Pozner, I questioned him in general about Sandy
   Hook and the book, Nobody Died at Sandy Hook: It was a FEMA Drill to Promote Gun Control
   (2015; 2nd edition, 2016).
- Leonard Pozner acknowledged that he had never read the book but had only "perused it".
- Leonard Pozner acknowledged he did not know how many experts had contributed to the book or how many were Ph.D.s.
- 25. Leonard Pozner acknowledge that he did not know that one of the contributors, Paul Preston, who is himself a school administrator, had reached out to his contacts in the Obama Department of Education, all of whom confirmed to him that it had been a drill, that no children had died and that it was done to promote gun control.

- Page 4 of 48
- 26. He claimed that he had been at the firehouse (Sandy Hook Volunteer Fire & Rescue) but that the sign, "EVERYONE MUST CHECK IN", was not present at the time.
- Photographs show that the sign was already present the day of the shooting (Exhibit 13).
   (educate-yourself.org/cn/homeland-security-put-up-sandy-hook-sign03jun15.shtml)
- 28. Patricial Llodra, the First Selectman of Newtown (which is a position Equivalent to Mayor), testified under oath that the sign had been placed there by Homeland Security
- It follows (necessarily) that Leonard Pozner gave false testimony under oath about the sign.
- I questioned him about a large set of some twenty-six domain names that have been identified with HONR Network, of which he is president (Exhibit 13).
- Those include the domain names jimfetzer.info, tonymead.info, wolfganghalbig.info, and jonathanreich.info.
- 32. Jim Fetzer, Tony Mead, Wolfgang Halbig, and Jonathan Reich are Sandy Hook skeptics who do not believe the "official narrative" about what happened on 14 December 2012.
- 33. Leonard Pozner testified under oath that he had acquired these domain names for the purpose of reselling them.
- 34. That answer makes no sense for Leonard Pozner, who has been attacking and suing Sandy Hook skeptics, to have obtained their domain names for commercial reasons.
- I visited jimfetzer.info before the deposition and found around 30 pages of material attacking me.
- 36. When I returned to check out the site following the deposition, it had been wiped clean.
  During an Internet search, however, I found the same document archived as a PDF with the

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revealing and unflattering title, James Henry Fetzer - A life of Insanity, jamesfetzer.files.wordpress.com/2019/04/james\_h\_fetzer\_a\_life\_of\_insanity.pdf (Exhibit 14).

- 37. The document runs 37 pages and has the name of HONR, which is an organization that Leonard Pozner founded, on each page.
- It follows (necessarily) that Leonard Pozner offered false testimony under oath about these domain names.
- I asked Leonard Pozner regarding a comment he had made on one of his websites (originally Exhibit F) about having lost his lawsuit against Wolfgang Halbig (Exhibit 15).
- 40. There Leonard Pozner says he brought the suit "to show other Hoaxers that they will be taken to court and it will drag out for a long time" honr.com/make-facebook-youtube-google-twitter-responsible-for-hate-speech.
- 41. When I asked whether that was the reason that he had sued me, he did not answer directly, but changed the conversation about Wolfgang Halbig being sued for invasion of privacy.
- 42. He acknowledged that he had withdrawn the suit after the judge had ruled that he had to sit for a video deposition.
- 43. HONR is the name of the network that Leonard Pozner claims to have founded after the Sandy Hook event, as he explains on his web page (Exhibit 16).
- Leonard Pozner obtained the domain name, HONR, which stood for Hands On Network Resources in 2005 (Exhibit 17).

- 45. I also questioned him about the passport for "Noah Samuel Pozner", which was published on SandyHookFacts.com, sandyhookanalysis.blogspot.com/2017/06/sandy-hook-noah-pozner-death.html
- 46. The documents published there include the Noah Pozner birth certificate, the Noah Pozner death certificate, and the Noah Pozner passport, all of which are reported to have been released by Lenny Pozner (Exhibit 18).
- 47. Here is the image of the passport for Noah Samuel Pozner found on that page with the passport number redacted (Exhibit 19).
- 48. Leonard Pozner confirmed that that was a scan of the passport for Noah Samuel Pozner.
- 49. Mona Alexis Pressley published a blog on my website, jamesfetzer.org, under the title, "Did 'Lenny Pozner' fabricate a passport for 'Noah'?", jamesfetzer.org/2019/03/mona-alexis-pressley-did-lenny-pozner-fabricate-a-passport-for-noah
- I presented Leonard Pozner with U.S. Department of State requirements for passport photographs, which he did not dispute (Exhibit 20).
- 51. I presented Leonard Pozner with a comparison of the U.S. Department of State requirements and the image on the passport, which it does not satisfy (Exhibit 21).
- 52. It follows (necessarily) from the foregoing that the passport for Noah Samuel Pozner is a fabrication.
- 53. Leonard Pozner testified under oath that that was the passport that he had received.
- After the publication of the blog by Mona Alexis Pressley, I discovered that the image of Noah Pozner's passport had been removed from sandyhookfacts.com (Exhibit 22)

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- 55. I presented proof that "Noah Pozner" is a fiction made up out of photographs of his purported older step-brother, Michael Vabner, which has been demonstrated by Larry Rivera (Exhibits 23 and 24).
- 56. They have the same eyes, the same eyebrows, the same nose, the same ears, the same mouth and the same shape of skull.
- 57. Leonard Pozner replied that this was because they have the same mother, that they have Eastern European ethnicity, and confirmation bias on the part of the observer.
- 58. I am the offspring of parents who divorced and remarried and had children of their own.
- 59. I have one full brother, one half-brother by my mother and step-father, and three halfbrothers and a half-sister by my father and step-mother.
- 60. With the exception of my full brother, none of us looks remotely the same.
- 61. This degree of similarity would only be expected if they were identical twins.
- 62. There was no "confirmation bias" when Larry Rivera conducted his study, because he did not know their identities nor the context within which this question had arisen.
- 63. Leonard Pozner (necessarily) offered false testimony about these photographs under oath.
- I presented two photographs of Sandy Hook girls and of Sandy Hook girls and boys "all grown up" (Exhibits 25 and 26).
- 65. Leonard Pozner asserted that the small images were of children who had been killed during the Sandy Hook event, but that he had no idea of the identity of the older children shown.

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FURTHER AFFIANT SAYETH NOT.

Date: 10 Jul 2018

Signed: Jang Fel

James Fetzer

State of Wisconsin County of Dane

James Fetzer came before me this 10th day

of June, agiq.

Bridget K. Krueger

My commission expires December 22, 2020

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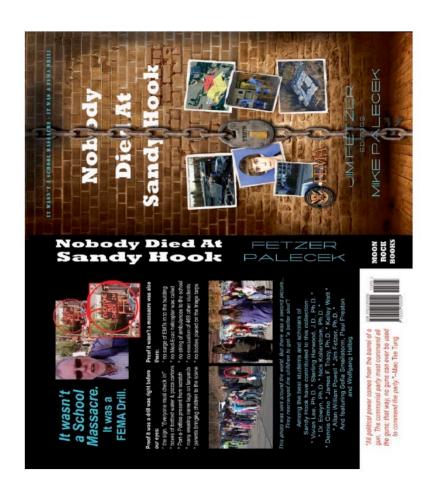


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# EXHIBIT 3

Contributors

# Contributors

Dennis Cimino has extensive engineering and support experience with military electronics, predominantly US Navy Combat Systems, was the Navy's top EMI troubleshooter before he went to work for Raytheon in the 1980s. He has collaborated with Jim Fetzer on many articles about "false flag" attacks, including (with regard to Sandy Hook), "The Nexus of Tyranny: The Strategy behind Tucson, Aurora and Sandy Hook" (30 January 2013), "Sent worldwide, Shannon Hicks' "iconic" photo was faked" (18 July 2014), and "Sandy Hook, Stephen Sedensky, William Shanley and the Elaborate Hoax" (28 July 2014). He has also published extensively on various aspects of 9/11. His articles on the Pentagon, for example, include "The 'official account' of the Pentagon is a fantasy" (2012), "9/11: A World Swirling in a Volcano of Lies" (14 February 2014) and "Reflections on the Pentagon: A Photographic Review" (16 August 2014), and "Limited Hangouts: Kevin Ryan, A&E911 and The Journal of 9/11 Studies" (with Jim Fetzer, 14 August 2014).

Dr. Eowyn, Ph.D., professor emeritus of political science at a U.S. unversity and author of university press books and countless peer-reviewed articles, maintains the site fellowshipofiheminds.com, where more than 80 articles on Sandy Hook are archived, including (among her more recent) "BBC admits but will not investigate why pic of Sandy Hook's Noah Pozner is among Peshawar massacre victims" (7January 2015), "Sandy Hook: The boys who were evacuated TWICE" (26 January 2015), "Citizen speaks out on Sandy Hook hoax at Connecticut State committee hearing" (6 March 2015), "Former state trooper Wolfgang Halbig files Sandy Hook lawsuit" (8 March 2015), "Sandy Hook families sue Lanza estate, as Newtown demolishes the Lanza home" (18 March 2015), "Sandy Hook dad Lenny Pozner's website redirects to Obama regime's NSA" (7 July 2015), and "Sandy Hook families each gets \$94k to settle lawsuits against Lanza estate" (21 August 2015).

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Jim Fetzer earned his Ph.D. in the history and philosophy of science. A former Marine Corps officer, he has published widely on the theoretical foundations of scientific knowledge, computer science, artificial intelligence, cognitive science, and evolution and mentality. McKnight Professor Emeritus at the University of Minnesota Duluth, he has also conducted extensive research into the assassination of JFK, the events of 9/11 and the plane crash that killed Sen. Paul Wellstone. The founder of Scholars for 9/11 Truth, his latest books include The Place of Probability in Science (with Ellery Eells, 2010) plus And I Suppose we didn't go to the moon, either? (2015), which was his 30th. He has also published more than 30 articles about Sandy Hook.

Sterling Harwood, J.D., Ph.D. has served as a practicing attorney in San Jose, CA since 1998. He has tenure as an adjunct Professor at Evergreen Valley College after teaching at: Cornell Law School, Lincoln Law School, San Jose State University, Illinois State University, San Jose City College, and Hobart and William Smith Colleges. His books include: Crime and Puntshment: Philosophic Explorations (with Michael J. Gorr, 2000), Bustness as Ethical and Business as Usual (1996), Indictal Activism: A Restrained Defense (1996), and Controversies in Criminal Law (with Michael J. Gorr, 1992). Since 1989 he has published dozens of essays in legal, moral and political philosophy. His most recent essays are "Did 'Tricky Dick' Land Men on the Moon?" and "The Beatles' Greatest Mystery" in And I suppose we didn't go to the moon, either? (2015).

Nicholas Kollerstrom, Ph.D., has two history of science degrees, one from Cambridge 1968, plus a Ph.D. from London, 1995. An honorary member of staff of UCL for 11 years, he was in 1999 elected as a Member of the New York Academy of Sciences. A Fellow of the Royal Astronomical Society, he has several dozen articles on the history of astronomy in academic journals. His book, Terror on the Tube (3rd edition, 2011), establishes that the accused Islamic youth were innocent of the 2005 London bombings. Breaking the Spell: The Holocaust, Myth and Reality (2014), demonstrate that the official narrative of WWII cannot be sustained. He contributed four chapters to And I suppose we didn't go to the moon, either?. His latest book, The Life and Death of Paul McCartney 1942-66: A Very English Mystery (2015), has just appeared.

Vivian Lee, Ph.D., the nom de plume of a tenured professor at an American university whose research interests include war, psyops, and propaganda, with a current focus on false flag terrorism and shootings along with the media 's role in these staged events. The Sandy Hook and Boston Marathon narratives figure prominently due to their significant impact on US national policy, their importance for the conditioning of the public mentality, and the boost they have given to the production, dissemination, and acceptance of fake news

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worldwide. She has updated and revised the original "Top Ten Reasons: Sandy Hook was an Elaborate Hoax" (7 January 2014), of which she was the lead author with Sofia Smallstorm, James Tracy, Jim Fetzer and other members of the Sandy Hook Research Group, for publication here.

Milke Palecek lives in Saginaw, Minnesota, west of Duluth. A writer, he is a former federal prisoner for peace and the Iowa Democratic Party candidate for the U.S. House of Representatives, 5th District in the 2000 election, gaining 65,000 votes on an anti-war platform in a conservative district. A former award winning reporter, editor, publisher in Nebraska, Iowa, Minnesota. The small newspaper that Mike & Ruth Palecek owned and operated in Byron, Minnesota, won the MNA Newspaper of the Year Award in 1993. He co-hosts "The New American Dream" radio show and has published over a dozen books that offer fictional but insightful studies of the American character and the plight in which we find ourselves in the world today. Mike is the founder of Moon Rock Books and the co-editor of this volume.

Allen William Powell, born in the United Kingdom, has retired and resides in Canberra, AU. When he appeared on "The Real Deal Ep. #81 Explosive New Revelations about Sandy Hook" hosted by Jim Fetzer, it became apparent that one of the leading experts on mischief in Connecticut resided half-way around the world. He has made several additional appearances, including "The Real Deal Ep. 83 Allen Powell does the Boston bombing", "The Real Deal Ep. 87 The Lanza Home: A Prop for Sandy Hook", and "The Real Deal Ep. 96 More Sandy Hook", which are accessible via a search using their titles. His contributions here, "Ch. 7 (with Kelley Watt), "Fixing a Prop: Furnishing the Lanza Home" and "Ch. 8 Setting the Stage: Refurbishing the School", are going to qualify as the most brilliant studies published on Sandy Hook, which provide unexpected but decisive proof that this was a staged event.

James Tracy, Ph.D., Associate Professor in the School of Communication and Multimedia Studies at Florida Atlantic University in Boca Raton, has been on the faculty since 2002. He received his doctorate from The University of Iowa, specializing in the areas of political economy of the news media and media history and criticism, and has published numerous academic journal articles and book chapters in these areas. In early 2013, major Western news outlets attacked Tracy for public commentaries on journalistic coverage of the Sandy Hook school massacre and Boston Marathon bombing events, which he had circulated via alternative media. Because of the considerable publicity, Florida Atlantic's administration embarked on formal disciplinary measures against Tracy, later proven baseless and rescinded.

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He maintains memoryholeblog.com, where his studies of Sandy Hook and other events, such as the Boston bombing, are very popular and widely read.

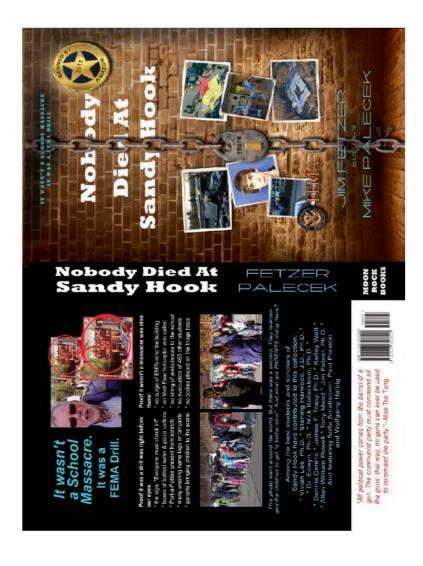
Kelley Watt became a Sandy Hook skeptic a month after it was presented as a "live" event on national television. Owning a residential/commercial cleaning service for 18 years prompted her calls to several Connecticut state agencies (Connecticut's Environmental Protection Agency, Connecticut State Police and the Connecticut Major Crimes Squad) to whom she addressed the question, "Who received the contract to clean up the blood (bio hazard) at Sandy Hook?" None of them had an answer to this simple question, when their responses was either "We don't know" or the priceless response of Lt. Paul Vance, "What blood?" She then began making several hundred phone calls to the Chief Medical Examiner and to the Town Clerk's Office, for example, asking basic questions. Rather than being helpful they were rude and would state, "This really happened; how dare you say it didn't". With hundreds of people in Connecticut saying the same thing,"This really happened", and becoming defensive, I knew something was not right with what we were being told. I then contacted all the Connecticut news outlets numerous time sand again was met with hostility and threatened with legal action if I called asking any more questions. It was a combination of these attempts I made to find the answers that led me to question and disbelieve everything surrounding this event.

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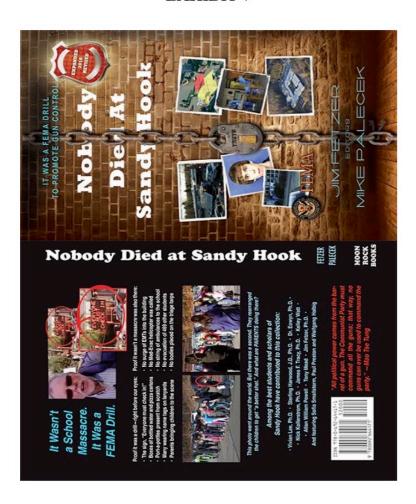
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