



1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

3
 4 M. REBECCA DOWNING, et al.,)
 Plaintiffs)
 5 VS) Civil Action - Law
) No. 1:CV-05-0351
 6 YORK COUNTY DISTRICT ATTORNEY)
 H. STANLEY REBERT, et al.)
 7 Defendants)
 8

9 --oOo--

10 DEPONENT: Michael Rutter
 11 TAKEN BY: Plaintiffs
 12 DATE: Thursday, May 25, 2006
 13 TIME: 12:55 p.m.
 14 PLACE: Lavery Faherty Young & Patterson, P.C.
 15 225 Market Street, Suite 304
 Harrisburg, Pennsylvania 17108
 16 York, Pennsylvania
 17 REPORTER: Karen J. Meister
 Reporter, Notary Public
 18
 19

20 --oOo--

21
22 KEY REPORTERS
keyreporters@suscom.net

23
24 1300 Garrison Drive, York, PA 17404
25 (717) 764-7801 Fax (717) 764-6367

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1 Q Okay.
 2 A It comes through him to me.
 3 Q Okay. And what is it?
 4 A It's all the different incidents that
 5 happened on each time and day.
 6 Q And then I believe after that
 7 document is a chart, am I correct, which goes on
 8 for several pages?
 9 MR. TARLOW: You mean a spread sheet
 10 type thing?
 11 MR. JACOB: Yes, spread sheet, chart,
 12 that type of thing.
 13 THE DEPONENT: Yeah.
 14 BY MR. JACOB:
 15 Q It goes on for several pages. And I
 16 believe it's even numbered pages 1 of 7; is that
 17 correct?
 18 A Through 7 of 7.
 19 Q 7 of 7.
 20 A Right.
 21 Q What is that document?
 22 A Apparently what it is, is, what
 23 incident happened when, what time and everything
 24 else.
 25 Q Okay. And these incidents, am I

1 Q Right. Am I correct that in addition
 2 to the law enforcement function, such as the --
 3 either an arrest of a drunk person, a stolen
 4 car, a rape, whatever it might be, that there
 5 were private security functions, such as
 6 checking bags, performing security at concerts
 7 that the county detectives assisted with?
 8 A That's right, yes.
 9 Q Okay. And did the York County Fair
 10 ever receive compensation -- or pay to York
 11 County moneys to pay for the private security
 12 functions that the county detectives performed?
 13 MR. HUTCHINSON: Objection.
 14 BY MR. JACOB:
 15 Q You can answer.
 16 A No.
 17 Q Okay. Now, in regard to these seven
 18 pages that are referred to as a spread sheet,
 19 numbered 1 through 7, do these -- does this
 20 document, or did you understand that this
 21 document was a documentation of the law
 22 enforcement function that was performed at -- by
 23 the York County detectives?
 24 MR. TARLOW: You mean versus other --
 25 BY MR. JACOB:

1 correct, at the York Fair the York County
 2 District Attorney's office, for at least the
 3 years 2001 through 2004, provided detectives to
 4 perform law enforcement functions at the York
 5 Fair?
 6 A That's right.
 7 Q And in addition to law enforcement
 8 functions, am I correct that the York County
 9 detectives also performed certain private
 10 security functions for concerts?
 11 MR. HUTCHINSON: Objection.
 12 BY MR. JACOB:
 13 Q You can answer. You'll hear
 14 objections. They're sort of notations on the
 15 record, but you're certainly free to answer the
 16 question.
 17 MR. TARLOW: Do you understand the
 18 question?
 19 THE DEPONENT: Yes, I understand it.
 20 I don't think we had any other concerts other
 21 than fair time.
 22 BY MR. JACOB:
 23 Q Right. Well, that's what I'm
 24 referring to, during the fair.
 25 A Oh, during the fair?

1 Q Actually, now that I'm looking at it,
 2 am I correct that this is a spread sheet from
 3 the York Fair of 2004 which documents the
 4 different law enforcement activities of the
 5 different police departments at the York Fair?
 6 A This all happened during the fair --
 7 Q Correct.
 8 A -- the ten-day fair.
 9 Q I understand that. We'll assume that
 10 all my questions are related to the fair itself.
 11 A Okay.
 12 Q And am I correct that this spread
 13 sheet that says York Fair 2004, that's numbered
 14 pages 1 through 7, is a spread sheet listing the
 15 different activities, law enforcement activities
 16 of different agencies at the York Fair?
 17 A Yes.
 18 Q Okay. Now, going on to after the
 19 spread sheet, we can move further into this
 20 stack of documents, the next five pages. Can
 21 you tell me what those next five pages -- what
 22 information is represented on those next five
 23 pages?
 24 A What's represented is the entertainer
 25 that's been on the grand stand at that certain

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1 particular day and the number of tickets that
 2 were given to the D.A.'s office.
 3 Q Okay. But am I correct it says to
 4 Stan Rebert?
 5 A You're right.
 6 Q So these were, am I correct, an
 7 accounting of tickets for concerts that were
 8 given to Stan Rebert during the various years
 9 indicated for the York Fair; is that correct?
 10 A That's right.
 11 Q Okay. And was Mr. Rebert charged
 12 personally for any of these tickets?
 13 A These are comp tickets as far as the
 14 entertainers are concerned. These have no price
 15 tags on them. Each entertainer gives us
 16 X number of seats to give as comp, complimentary
 17 tickets. And these were that. So these tickets
 18 had no price on them.
 19 Q Okay. How many comp tickets does
 20 each entertainer provide to the York Fair?
 21 A That could vary anywhere from 25 to
 22 150.
 23 Q Okay. And as far as the other seats
 24 for these entertainers, those were sold to the
 25 general public, correct?

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1 A Right.
 2 Q And do you know the various pricing
 3 for those tickets?
 4 MR. TARLOW: You mean for each one of
 5 these exhibits?
 6 MR. JACOB: Um-hm.
 7 THE DEPONENT: It could vary from
 8 \$20 to \$60.00.
 9 BY MR. JACOB:
 10 Q Okay. Now, moving past those
 11 documents, getting a little bit further here, I
 12 believe the next page represents -- the next two
 13 pages, if I'm correct, represent tickets to gain
 14 access, or I don't know how else to describe it,
 15 to the York Fair for 2003; am I correct?
 16 A That's right.
 17 Q And on the first page of those two
 18 pages is a reference to D.A.
 19 A Yes.
 20 Q Is that reference meant for Stan
 21 Rebert?
 22 A His department.
 23 Q Okay. And I see a number, a quantity
 24 saying 150.
 25 A Right.

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1 Q Do you know who took receipt of those
 2 tickets for the D.A.'s office?
 3 A I handed those tickets to Stan, Mr.
 4 Rebert.
 5 Q Now, going to the pages after those
 6 two pages, I believe it's the top of his --
 7 entitled Special Passes, am I correct that this
 8 represents tickets that were given for access to
 9 the York Fair for year 2004?
 10 A The first page is '03.
 11 Q Right.
 12 A And that's the 150 tickets.
 13 Q Correct.
 14 A That's the special passes.
 15 Q Right.
 16 A The next page says courtesy cards.
 17 Q Oh, okay. Yeah, the next page says
 18 courtesy cards, D.A., eight, what does that
 19 represent?
 20 A That's eight cards that were given to
 21 the department. That gets you in and out all
 22 the time, whenever you want to.
 23 Q Now, were those eight --
 24 A These --
 25 Q Sorry, go ahead.

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1 A I'm sorry.
 2 Q No, go ahead.
 3 A These are the same cards that are
 4 given to a lot of exhibitors and things.
 5 Q Okay. Am I correct, though, the
 6 eight cards that were given to go in and out
 7 whenever, those were meant for the county
 8 detectives who were working at the fair?
 9 A They were given to Stan Rebert.
 10 Q Correct. But am I correct --
 11 A To whomever needed them.
 12 Q In order to work at the York Fair,
 13 correct?
 14 MR. HUTCHINSON: Objection:
 15 MR. JACOB: You can answer.
 16 MR. BLAKEY: If he knows.
 17 MR. JACOB: That's the question.
 18 THE DEPONENT: I do not know where
 19 they went.
 20 BY MR. JACOB:
 21 Q Okay. And as far as the 150 tickets,
 22 what's the distinction between the 150 tickets
 23 and the eight tickets?
 24 MR. TARLOW: You mean the difference
 25 between the two of them?

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1 THE DEPONENT: The 150 tickets are
 2 one time. They take that ticket at the gate.
 3 BY MR. JACOB:
 4 Q Okay.
 5 A So it's only -- You can only enter
 6 one time; where, the courtesy passes you go in
 7 and out any time in the ten days.
 8 Q Okay. And was any instruction or
 9 direction given to what purpose either the
 10 150 tickets or the eight tickets were to be used
 11 for?
 12 A No.
 13 Q Now, going to the next page, it's
 14 entitled special passes, and I believe it's --
 15 A That's for '04.
 16 Q Okay. This is for 2004. And if you
 17 look down towards, I'd say roughly the middle,
 18 just below the middle of the document there's a
 19 notation that says, D.A.'s office and appears to
 20 end with a T. Do you know what was -- I know
 21 I've looked at the original book and there was a
 22 white-out. Do you know what was underneath the
 23 white-out?
 24 A No. I'm going to refer that to
 25 Marsha.

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1 Q Okay. Now, next to that or across
 2 from there is an indication of 150.
 3 A That's the 150 passes just like we
 4 did in '03.
 5 Q And do you know who these passes were
 6 given to?
 7 A To the D.A.'s office.
 8 Q Who took receipt of them?
 9 A Stanley did, Mr. Rebert.
 10 Q Okay. Now, going to the next page it
 11 indicates courtesy pass. And again, it
 12 indicates D.A.'s office eight. Do you see that
 13 towards -- about a quarter of the way down the
 14 page?
 15 A (Pause.) I see it. I'm sorry.
 16 Number 6 there, yes.
 17 Q No problem. And is your answer
 18 essentially the same, that those were passes to
 19 come in and out for --
 20 A This is the same num -- Yes, same
 21 number of passes -- courtesy passes and stickers
 22 that we have been doing for many years, since I
 23 became president in '94.
 24 Q Okay. Now, going to the last page, I
 25 believe underneath the notation cell phone

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1 numbers, if you count the persons listed, it
 2 appears that there are eight persons listed; am
 3 I correct?
 4 A Yes.
 5 Q And those are all persons working or
 6 had assignments at the D.A.'s office, correct?
 7 A To my knowledge.
 8 Q Okay. And now --
 9 MR. TARLOW: Does that mean you're
 10 not sure?
 11 THE DEPONENT: I don't know them all,
 12 no. I'm not sure.
 13 BY MR. JACOB:
 14 Q Now, does this refresh your
 15 recollection whether those eight courtesy cards
 16 were meant for the eight persons listed on the
 17 last document?
 18 MR. HUTCHINSON: Objection.
 19 THE DEPONENT: I don't know.
 20 BY MR. JACOB:
 21 Q I'm going to show you what's been
 22 marked as Exhibit Number 2, which I believe you
 23 have before you. And I'm going to ask you to
 24 look for the first four pages of this document.
 25 Are these first four pages the affidavit that

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1 you executed in regard to a production of
 2 documents in the instant litigation?
 3 A To my knowledge this is what we
 4 worked with, yes.
 5 Q On page 2 of the document, I believe
 6 it indicates, I'll read it: The records
 7 attached hereto are true and correct copies of
 8 the records in the York Fair's or my custody,
 9 including but not limited to any and all
 10 documents related to the price, value, location
 11 of all ticket seats for the following events.
 12 And the events listed are for the
 13 following concerts: Alabama, Kenny Chesney,
 14 Brooks and Dunn, Alabama again, Randy Travis,
 15 Lonestar, Clay Aiken, Brooks and Dunn. Were
 16 these all concerts that tickets were provided to
 17 Mr. Rebert?
 18 MR. TARLOW: Do you want him to go,
 19 refer back to the other document?
 20 THE DEPONENT: I was just going to
 21 say --
 22 MR. JACOB: If he knows. From
 23 whatever record he's --
 24 THE DEPONENT: It's the same ones
 25 that were referred to in the first package of

1 Exhibit 1.
 2 BY MR. JACOB:
 3 Q Now, moving past the affidavit, I
 4 believe we again -- and correct me if I'm wrong.
 5 That the next few pages basically list the
 6 concerts again that we previously discussed?
 7 A As before, yes.
 8 Q Okay. Now, going a little bit
 9 further into the document, to the document
 10 that's entitled York Fair, Custom
 11 Event/Performance Listing --
 12 MR. TARLOW: Hold up. Let me get
 13 there. Slow down.
 14 BY MR. JACOB:
 15 Q Are you with me?
 16 A Yep.
 17 Q Okay. I'm going to ask you if you
 18 can tell us what the price of the Alabama
 19 tickets were going for for the Alabama concert
 20 in the year 2000?
 21 A It says \$24.00.
 22 Q Okay. Now, going to page 2 -- We're
 23 just going to keep going through them. So going
 24 to the next page, can you tell us--I'm just
 25 going to ask you to do this for all of them,

1 public?
 2 A \$30.00.
 3 Q Now again, before that set that sets
 4 out the prices, if you could review real quickly
 5 here, it's right after the affidavit--and I
 6 apologize--in 2000 it appears, and correct me if
 7 I'm wrong, that Mr. Rebert received six seats to
 8 the Alabama concert in 2000?
 9 A I don't know where you're at.
 10 Q I'm sorry. Right after the
 11 affidavit.
 12 A Okay. Six seats, yes.
 13 Q Going to the next page, in -- Where
 14 is this?
 15 A Six.
 16 MR. TARLOW: You said yes, actually.
 17 THE DEPONENT: Yes.
 18 BY MR. JACOB:
 19 Q In 2001, am I correct then, Mr.
 20 Rebert received four tickets to the Brooks and
 21 Dunn concert?
 22 A Yes.
 23 Q And four tickets to the Kenny Chesney
 24 concert?
 25 A Yes.

1 just so you know where I'm going--if you can
 2 tell us for the general public what the prices
 3 for the Kenny Chesney concert was in the year
 4 2001?
 5 A The top price was \$24.00.
 6 Q And going to the next page for 2001
 7 for the Brooks concert, York Fair, can you tell
 8 me the price for the general public?
 9 A Top price was 26.
 10 Q Going to the next page, the Alabama
 11 concert for 2002, can you tell me what the top
 12 price was for the general public?
 13 A \$25.00.
 14 Q And going to 2003 for the Randy
 15 Travis concert, can you tell me what the top
 16 price was for the concert?
 17 A \$20.00.
 18 Q And going to 2003 for the Lonestar
 19 concert, the top price for the general public?
 20 A \$25.00.
 21 Q Going to the Clay Aiken concert,
 22 2004, top price for the general public?
 23 A \$30.00.
 24 Q And going to 2004, the Brooks and
 25 Dunn concert, the top price for the general

1 Q Going to the next page, in 2002, am I
 2 correct that Mr. Rebert received four tickets to
 3 the Alabama concert?
 4 A Wait, I'm lost here a minute. Yes,
 5 I'm sorry.
 6 Q That's okay. In 2003, am I correct
 7 that Mr. Rebert received four tickets to the
 8 Lonestar concert?
 9 A Yes.
 10 Q And four tickets to the Randy Travis
 11 concert?
 12 A Yes.
 13 Q In 2004, am I correct that Mr. Rebert
 14 received four tickets to the Brooks and Dunn
 15 concert?
 16 A Yes.
 17 Q And four tickets to the Clay Aiken
 18 concert?
 19 A Yes.
 20 Q Do you recall Miss Downing, or did
 21 you ever become aware that Miss -- when Miss
 22 Downing came into her office as the chief of the
 23 detective unit that she disapproved of the
 24 process of Mr. Rebert receiving either tickets
 25 to the York Fair, ride tickets from Reithoffer,

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1 free concert tickets, anything of that nature?
 2 A We never discussed that.
 3 Q Okay. Do you know if she ever
 4 discussed that with anybody in your employ?
 5 A Yes.
 6 Q And who did she discuss that with?
 7 A I understand she discussed that with
 8 Marsha at one time.
 9 Q Okay. And do you know did -- How did
 10 you come to learn that?
 11 A In the last six months from Marsha.
 12 Q So --
 13 A I think -- Excuse me, after the last
 14 meeting you had at our facility.
 15 Q Okay. And after that -- When you say
 16 Marsha, you're referring to Marsha Hallman?
 17 A Right, I'm sorry.
 18 Q And Miss Hallman advised you that
 19 Miss Downing had made a complaint to her about
 20 Mr. Rebert receiving such things?
 21 A It was advised -- It was discussed
 22 with me that they had a discussion on this.
 23 Q Okay. Do you remember, did Miss
 24 Hallman indicate to you when Miss Downing had
 25 that discussion with her?

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1 A No, not exactly at the right -- at
 2 the time. All she said, they discussed it at
 3 one of the fairs, I think.
 4 Q Okay. So it was at one of the fairs
 5 while Miss Downing was still employed by the
 6 detective's office?
 7 A I don't know that. I think so. I'm
 8 not sure.
 9 MR. TARLOW: I'll note too that in
 10 terms of your designation, Marsha is here --
 11 MR. JACOB: Correct.
 12 MR. TARLOW: -- and she's the one
 13 that we would designate to respond to these
 14 questions, anyway.
 15 MR. JACOB: Okay. I can ask him,
 16 though, about a substantive conversation he had
 17 regarding something indicated --
 18 MR. TARLOW: Yeah, I'm not going to
 19 hold you to your designation completely, but --
 20 MR. JACOB: But it's a designated
 21 topic and it was about discussions that may have
 22 been had with Miss Hallman, so that's the only
 23 reason. I won't go much further past that.
 24 BY MR. JACOB:
 25 Q What is the eligibility or what are

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1 the requirements for someone or an entity to
 2 receive complimentary passes, cards, tickets,
 3 anything of that nature to the York Fair?
 4 A It's a wide range. The comp tickets
 5 are given to us to give to people that we feel
 6 as though deserves them. If they do -- give us
 7 a service or work with us, or friends, the
 8 politicians, whoever we want to use it for.
 9 It's up to our discretion.
 10 MR. JACOB: In regard to Exhibit
 11 Number 1 and the one page that has the
 12 white-out, am I correct that Miss Hallman is
 13 going to be testifying about that?
 14 MR. TARLOW: Yes.
 15 MR. JACOB: Okay.
 16 BY MR. JACOB:
 17 Q What records do you normally keep in
 18 regard to the provision of such passes, concert
 19 tickets, or whatever?
 20 A Normally two years.
 21 Q Two years, okay. So that would be
 22 the reason why in response to the subpoena I got
 23 2003 and 2004?
 24 A Right.
 25 Q What happens to the records after

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1 that?
 2 A Destroyed.
 3 Q Okay. And that's just the normal
 4 policy that --
 5 A That's been the procedure for years.
 6 Q Fair enough.
 7 A May I make a comment?
 8 Q Sure.
 9 A We usually use last year's for the
 10 same -- to do this upcoming year.
 11 Q Okay.
 12 A That's our guidelines.
 13 Q What other politicians do you know of
 14 who receive tickets to the York Fair?
 15 MR. TARLOW: You mean elected
 16 officials or people who want to be elected?
 17 MR. JACOB: The politicians; the
 18 person who have been elected into office.
 19 MR. TARLOW: Okay.
 20 THE DEPONENT: Right offhand I don't
 21 know.
 22 BY MR. JACOB:
 23 Q Are there any?
 24 A Most of them -- Most of them -- I'm
 25 sure there are some, but I don't know name-wise.

1 Q Did you happen to bring the original
 2 records for either years, 2003 or 2004, to
 3 today's deposition?
 4 A No.
 5 Q Okay. Do you know of any other
 6 politician or elected official who's receiving
 7 over 50 tickets to the York Fair?
 8 A Individuals?
 9 Q Yes.
 10 A The news media receives a lot more
 11 than this.
 12 Q Okay. I said elected officials.
 13 A No.
 14 Q Okay. And, in fact, is Mr. Rebert --
 15 Does he receive the -- or at the time. I
 16 understand he doesn't any more. At the time, in
 17 2001 through 2004, did he receive the most
 18 tickets of any elected official?
 19 MR. TARLOW: What tickets do you
 20 mean?
 21 MR. JACOB: York Fair passes.
 22 MR. TARLOW: Okay.
 23 THE DEPONENT: Probably to my
 24 knowledge, yes, without checking.
 25 BY MR. JACOB:

1 know and he'll let me know.
 2 I just have a couple --
 3 MR. TARLOW: So you want to know more
 4 than five and more than 10?
 5 MR. JACOB: Either one. I don't
 6 believe you're going to find them, so either one
 7 is fine.
 8 MR. TARLOW: Okay.
 9 MR. JACOB: I guess I just have a
 10 couple questions for Miss Hallman.
 11 THE DEPONENT: It's Mrs. Hallman.
 12 MR. JACOB: I'm sorry. My apologies.
 13 MR. BLAKEY: Are going to give us a
 14 chance to ask him any questions?
 15 MR. JACOB: Yes. I'm just saying I
 16 have nothing more for him. I just have a few
 17 questions for Mrs. Hallman. Yes, you're free.
 18 I'm just saying I'm done.
 19 EXAMINATION
 20 BY MR. BLAKEY:
 21 Q Mr. Rutter, you really don't know
 22 whether these concert tickets were used by Stan
 23 Rebert or by somebody in his office, or who may
 24 have used them, do you?
 25 A I do not.

1 Q Okay. Well, I'll just ask that you
 2 do check. If that answer changes, just let your
 3 counsel know so I can know.
 4 Do you know of any elected official
 5 who received any more than ten York Fair passes
 6 to the York Fair in the years 2001 through 2004?
 7 A Not offhand.
 8 Q Do you believe that there are any?
 9 A Probably no.
 10 Q Okay. And how about a lower number?
 11 Do you know of any elected officials who
 12 received any more than five York Fair passes?
 13 A Not right offhand.
 14 Q Do you believe that there are any?
 15 MR. TARLOW: Are you asking him to
 16 speculate?
 17 MR. JACOB: He's pretty familiar with
 18 the York Fair. I have a feeling that he can
 19 take an educated guess in that regard.
 20 THE DEPONENT: I don't know to be
 21 honest with you. I'd have to look at the paper.
 22 You have some of them there.
 23 BY MR. JACOB:
 24 Q Okay. Well, if you find out that
 25 there are any, if you could let your counsel

1 Q I was looking for 2005 in here. Am I
 2 correct in reaching a conclusion that no concert
 3 passes or cards to admit to the fair were given
 4 to the District Attorney's office in 2005?
 5 A The records so indicate as none.
 6 Q Do you keep records--I'm rather
 7 impressed, I must say--incident records like
 8 this for every year?
 9 A Yes, they're held and reported. Mr.
 10 Melhorn would be responsible for that.
 11 Q 2004 has a lot of incidents. Is this
 12 a fairly typical --
 13 A Um-hm, yes.
 14 Q -- year at the fair?
 15 A Oh yes.
 16 MR. TARLOW: There's a lot of people
 17 that run through the fair is what he was going
 18 to tell you.
 19 BY MR. JACOB:
 20 Q If we got the 2005 records, would
 21 there be lots of incidents and lots of
 22 indications of the District Attorney's
 23 detective's office helping you out there?
 24 A Yes.
 25 MR. JACOB: Object to the form.

1 MR. BLAKEY: I'll restate it.
 2 BY MR. BLAKEY:
 3 Q Did the detective bureau, the
 4 District Attorney's office, help you at the fair
 5 in 2005?
 6 MR. JACOB: Object to the form.
 7 MR. BLAKEY: You can answer it.
 8 Don't pay any attention to him.
 9 MR. TARLOW: Go ahead.
 10 THE DEPONENT: The D.A.'s office
 11 people were there, yes.
 12 BY MR. BLAKEY:
 13 Q The same kind of service you got in
 14 2004?
 15 A Yes. Same service we've been getting
 16 for years.
 17 Q But no tickets this year, were there,
 18 in 2005?
 19 A Not to my knowledge.
 20 Q For years, how long has this been
 21 going on? You said you've been president, if I
 22 heard you right, since '94.
 23 MR. TARLOW: Has what been going on?
 24 MR. BLAKEY: Handing out
 25 complimentary tickets to the District Attorney's

1 Manchester Police Department?
 2 A I don't know. That would fall under
 3 Mr. Melhorn.
 4 Q Okay. We'll ask him.
 5 A He gets so many of them, so you'll
 6 have to ask him.
 7 Q Do you think you're doing anything
 8 wrong in giving complimentary tickets to the
 9 District Attorney's office?
 10 A I do not.
 11 MR. BLAKEY: Thank you.
 12 MR. HUTCHINSON: I have no questions.
 13 MR. JACOB: Just one follow-up
 14 question.
 15 RE-EXAMINATION
 16 BY MR. JACOB:
 17 Q When Miss Downing came to work at the
 18 D.A.'s office, did she ever ask for or receive
 19 tickets for her own personal use?
 20 A Not from me, no.
 21 MR. JACOB: Okay. I have nothing
 22 further for Mr. Rutter.
 23 (At or about 1:28 p.m., the
 24 deposition concluded.)
 25 * * * *

1 office and others.
 2 MR. TARLOW: You mean passes to get
 3 in? We've got two things going, concert tickets
 4 and passes.
 5 MR. BLAKEY: Both passes and concert
 6 tickets, yes.
 7 THE DEPONENT: I understand it was
 8 done in the '80's. And I understand that the
 9 D.A.'s office started helping us in the early
 10 '80's from Mr. Melhorn's memory. And it hasn't
 11 changed. There -- It didn't change.
 12 BY MR. BLAKEY:
 13 Q Just looking at the affidavit you
 14 handed in here, I was looking at Exhibit 1 for
 15 2003, the passes where it shows D.A. 150. I
 16 noticed Bruce Ness, 146. Why does he receive
 17 tickets?
 18 A He receives thousands. He's our
 19 concessions manager. Each concession stand gets
 20 so many for their help. You'll see that
 21 different times. You'll see Mr. Melhorn gets so
 22 many for some private policemen. You'll see
 23 other directors for parkers and everybody else
 24 getting them.
 25 Q Do you give tickets to the West

1 CERTIFICATE
 2 I, Karen J. Meister, Reporter, Notary
 3 Public, duly commissioned and qualified in and
 4 for the County of York, Commonwealth of
 5 Pennsylvania, certify that there came before me
 6 the witnesses, who were duly sworn by me to
 7 testify to the truth of his/her knowledge
 8 concerning the matters in controversy in this
 9 cause.
 10 The questions and answers were recorded
 11 by me in stenotype and subsequently reduced to
 12 computer printout under my supervision. This
 13 transcript is a true and correct record of the
 14 testimony given by the witnesses at the time and
 15 place indicated herein.
 16 I further certify that I am not a
 17 relative or employee of counsel or the parties
 18 hereto, nor financially or otherwise interested
 19 in the outcome of this action.
 20 Dated this 7th day of June, 2006.
 21
 22
 23 Karen J. Meister - Reporter
 24 Notary Public
 25 My commission expires
 10/19/06