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Transcript of Kathleen LeFurgy, Volume 2

Date: March 3, 2022

Case: Catenacci, et al. -v- Lightfoot

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1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF ILLINOIS
3 EASTERN DIVISION

4 -----X
5 THOMAS CATENACCI, et al., :
6 :
7 Plaintiff, :
8 v. : 1:21-cv-02852
9 LORI LIGHTFOOT, in Her Official :
10 Capacity as Mayor of the City of :
11 Chicago, :
12 Defendant. :

13 -----X

14
15 Volume 2
16 Virtual Continued Deposition of
17 KATHLEEN LEFURGY
18 Thursday, March 3, 2022
19 10:41 a.m. EST

20
21
22 Job No.: 435035
23 Pages: 1 - 31
24 Reported by: Fazier Walle

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Conducted on March 3, 2022

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Virtual Continued Deposition of
KATHLEEN LEFURGY, the witness herein, taken on
Thursday, March 3, 2022, at 10:41 a.m. EST.

Pursuant to Notice of Deposition
before Fazier Walle, a Shorthand Court
Stenographer and Notary Public in and for the
State of Maryland.

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A P P E A R A N C E S

ON BEHALF OF PLAINTIFFS:

MICHAEL BEKESHA, ESQUIRE

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1 A P P E A R A N C E S C O N T I N U E D

2 ON BEHALF OF DEFENDANT LORI LIGHTFOOT:

3 ANDREW WORSEK, ESQUIRE

4 JOHN HENDRICKS, ESQUIRE

5 CITY OF CHICAGO, DEPARTMENT OF LAW

6 CONSTITUTIONAL AND COMMERCIAL LITIGATION

7 DIVISION

8 2 North LaSalle Street

9 Suite 520

10 Chicago, Illinois 60602

11 (312) 744-7129

12

13 ALSO PRESENT:

14 BRENDAN CASE, Videographer

15 GREER MCKEE, A/V Technician

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C O N T E N T S

EXAMINATION OF KATHLEEN LEFURGY	PAGE
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LEFURGY DEPOSITION EXHIBIT	PAGE
(*No exhibits marked.)	

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1	THE VIDEOGRAPHER: Here begins the	10:41:33
2	videotaped deposition of Kate LeFurgy in the matter	10:41:33
3	of Catenacci, et al., versus Lightfoot in the United	10:41:37
4	States District Court for the Northern District of	10:41:39
5	Illinois, Eastern Division. Case No. 1:21-CV-02852.	10:41:44
6	Today's date is Thursday, March 3, 2022. The time	10:41:52
7	on the monitor is 10:41 A.M. Eastern Time.	10:41:56
8	Your videographer today is Brendan Case	10:42:02
9	representing Planet Depos. This video deposition is	10:42:05
10	taking place remotely via Zoom video-teleconference.	10:42:08
11	Would all counsel present please identify	10:42:10
12	themselves and state whom they represent?	10:42:12
13	MR. BEKESHA: Michael Bekesha on behalf of	10:42:16
14	Plaintiffs.	10:42:17
15	MS. SVENSON: Christine Svenson, "S" as in	10:42:19
16	Sam, "V" as in Victor, E-N-S-O-N, on behalf of	10:42:22
17	Plaintiffs.	10:42:26
18	MR. WORSECK: Andrew Worseck,	10:42:28
19	W-O-R-S-E-C-K, on behalf of Defendant.	10:42:29
20	MR. HENDRICKS: John Hendricks also on	10:42:34
21	behalf of Defendant. The name is spelled	10:42:36
22	H-E-N-D-R-I-C-K-S.	10:42:38
23	THE VIDEOGRAPHER: Your court reporter	10:42:49
24	today is Fazier Walle representing Planet Depos.	10:42:51

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1	Would be the reporter please swear in the	10:42:54
2	witness?	10:42:54
3	P R O C E E D I N G S	10:42:54
4	Whereupon,	10:42:54
5	KATHLEEN LEFURGY,	10:42:54
6	being first duly sworn or affirmed to testify to	10:42:54
7	the truth, the whole truth, and nothing but the	10:42:54
8	truth, was further examined and testified as	10:42:54
9	follows:	10:42:54
10	CONTINUED EXAMINATION BY COUNSEL FOR	10:42:54
11	PLAINTIFFS	10:42:54
12	BY MR. BEKESHA:	10:43:17
13	Q Great. Thank you.	10:43:17
14	Good morning, Ms. LeFury.	10:43:18
15	A Good morning.	10:43:20
16	Q Do you recall testifying on October 14,	10:43:22
17	2021, in this matter?	10:43:26
18	A I do.	10:43:33
19	Q Do you recall the subject matter of that	10:43:33
20	deposition was the May 19 and May 20, 2021, press	10:43:35
21	tour of the Mayor in which she exclusively provided	10:43:43
22	one-on-one interviews with journalists of color?	10:43:47
23	MR. WORSECK: Objection to form.	10:43:51
24		

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1	BY MR. BEKESHA:	10:43:51
2	Q You may answer the question.	10:43:53
3	A I do.	10:43:54
4	Q I just have a few additional questions	10:43:55
5	about that press tour this morning. Hopefully, this	10:43:57
6	won't take all -- too much time.	10:44:01
7	First, how many interviews were conducted	10:44:04
8	of the Mayor on May 19, 2021, as part of that press	10:44:07
9	tour?	10:44:10
10	MR. WORSECK: Objection to form.	10:44:16
11	BY MR. BEKESHA:	10:44:16
12	Q You may answer the question.	10:44:21
13	A I believe there were five.	10:44:23
14	Q Okay. And do you know how many interviews	10:44:25
15	were conducted on May 20, 2021, as part of that	10:44:27
16	press tour?	10:44:31
17	A I don't recall off the top of my head. I	10:44:31
18	believe two.	10:44:33
19	Q Okay. Of the five that took place on	10:44:34
20	May 19, do you recall who the journalists were that	10:44:38
21	conducted those interviews?	10:44:43
22	A I believe I do. It was Tahman Bradley,	10:44:47
23	Dorothy Loevell and Patrick Forrest. I believe that	10:44:52
24	it was Mariano Gielis, and two reporters from The	10:44:57

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1	Tribe, and Evelyn Holmes from ABC7.	10:45:03
2	Q And do you recall who conducted the	10:45:11
3	interviews on May 20th?	10:45:14
4	A I -- I don't recall off the top of my	10:45:16
5	head.	10:45:19
6	MR. WORSECK: And, Michael, I'm going to	10:45:21
7	object to these questions as outside the scope. The	10:45:22
8	court's order is quite explicit in the particular	10:45:25
9	questions that you are entitled to ask in this	10:45:30
10	deposition. Those questions you've been asking were	10:45:33
11	not in the court's order. They were not even, I	10:45:36
12	believe, in your motion. I'm not instructing the	10:45:39
13	witness not to answer, but I'm noting that objection	10:45:40
14	for the record.	10:45:42
15	MR. BEKESHA: Sure. Thank you.	10:45:44
16	BY MR. BEKESHA:	10:45:45
17	Q Referring to the first interview, I	10:45:46
18	believe you said "Bradley." Did Bradley request an	10:45:49
19	interview of the Mayor in that time period?	10:45:56
20	MR. WORSECK: Objection to form.	10:46:06
21	A No, he did not.	10:46:06
22	Q Okay. Did your office reach out to	10:46:10
23	Bradley about conducting an interview?	10:46:12
24	A We did.	10:46:15

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1	Q	Okay. And did you identify what the	10:46:16
2		parameters were of that interview when you reached	10:46:25
3		out to him?	10:46:27
4	A	I don't believe we did.	10:46:28
5	Q	Okay. Did -- during your conversations	10:46:34
6		with Bradley, did he identify topics or questions	10:46:36
7		that he sought to interview the Mayor about on May	10:46:39
8		19, 2021?	10:46:42
9	A	He was aware that it was about the	10:46:47
10		two-year anniversary. Because when we reached out	10:46:48
11		to him, we said it was about the two-year	10:46:49
12		anniversary when we went to schedule an interview.	10:46:52
13	Q	Okay. During any of those communications,	10:46:55
14		did he indicate that he might -- may ask questions	10:46:57
15		beyond questions simply about the two-year	10:47:00
16		anniversary?	10:47:03
17	A	Again, as far as I can recall, no.	10:47:06
18	Q	Okay. Was the communicating done with him	10:47:08
19		orally, verbally, or written?	10:47:13
20	A	I believe it was written communication	10:47:17
21		over e-mail.	10:47:19
22	Q	Okay. Does -- does your office still have	10:47:20
23		copies of those e-mails?	10:47:24
24	A	I believe we do.	10:47:28

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1	Q	Okay. During -- during Bradley's	10:47:29
2		interview of the Mayor, did he ask questions about	10:47:36
3		COVID?	10:47:40
4	A	I -- I can't recall the exact questions	10:47:45
5		that he asked during his interview, but --	10:47:47
6	Q	Okay.	10:47:51
7	A	-- it's possible.	10:47:51
8	Q	All right. Did he ask questions about the	10:47:51
9		homicide rates in Chicago?	10:47:53
10	A	No.	10:47:57
11	Q	Okay. Do you recall any questions that he	10:48:01
12		asked the Mayor during that interview?	10:48:02
13	A	Again, we did several interviews that day.	10:48:08
14		I don't recall all of the questions that he asked,	10:48:10
15		but what I can tell you is we don't tell reporters	10:48:12
16		what questions they can and cannot ask the Mayor.	10:48:15
17		He understood that the parameters were around the	10:48:20
18		two-year interview, but again, we can't tell a	10:48:20
19		reporter what to ask.	10:48:22
20	Q	Okay. You said --	10:48:24
21		MR. WORSECK: Michael, I'm -- Michael, I'm	10:48:26
22		just going to jump in here again to make an	10:48:27
23		objection for the record. And that is, you know,	10:48:30
24		the -- the court's order on this particular issue	10:48:32

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1 authorized you to ask whether any of the journalists 10:48:35
2 had asked questions about the coronavirus pandemic 10:48:39
3 or homicides rates during the interviews. It did 10:48:40
4 not require the witness to interviewee-by- 10:48:45
5 interviewee, know exactly what each of them asked. 10:48:47
6 The witness is prepared to answer the question that 10:48:47
7 the court ordered to be addressed. 10:48:47
8 MR. BEKESHA: Okay. The -- as I read the 10:49:08
9 order, it did not appear to the court limited to 10:49:08
10 those specific four questions being asked but the 10:49:09
11 topics of those. And that's what these questions 10:49:09
12 are about. So I'm going to continue with -- 10:49:12
13 BY MR. BEKESHA: 10:49:14
14 Q Ms. LeFury, the second interview, I 10:49:16
15 believe you said, Levine and Forrest or something 10:49:18
16 along those names -- I think I probably 10:49:21
17 mispronounced that first name. 10:49:23
18 A Patrick Forrest and Dorothy Loevell, yes. 10:49:27
19 Q Okay. Thank you. 10:49:30
20 Did those -- did those individuals request 10:49:31
21 interviews of the Mayor? 10:49:33
22 A No. We reached out to them. 10:49:40
23 Q Okay. During those conversations or 10:49:41
24 communications, was there a discussion about the 10:49:43

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1	topics of the questions to be asked during the	10:49:47
2	interview?	10:49:49
3	A Can you restate the question? I -- I	10:49:50
4	don't understand.	10:49:52
5	Q Sure. During -- during those -- when you	10:49:53
6	reached out to those two individuals, did you	10:49:55
7	specify to them that the questions they were to ask	10:49:59
8	the Mayor would be about her two-year anniversary.	10:50:03
9	A Again, I want to be clear, we don't	10:50:09
10	specify to reporters what questions they can and	10:50:11
11	cannot ask. However, when we communicated with	10:50:13
12	them, we did let them know that it would be -- the	10:50:16
13	subject matter would be about the Mayor's two-year	10:50:18
14	anniversary.	10:50:22
15	Q During their interview of the Mayor on May	10:50:23
16	19, did they ask questions about COVID?	10:50:25
17	A I believe they did.	10:50:31
18	Q Did they ask questions about homicide	10:50:33
19	rates?	10:50:35
20	A A review of the read out of the interview,	10:50:37
21	I don't believe they did.	10:50:40
22	Q And you -- you looked at a read out of	10:50:41
23	that interview prior to today's deposition?	10:50:45
24	A Correct.	10:50:50

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1	Q	Okay. Moving to the third interview you	10:50:51
2		indicated, I believe you said the journalist was	10:50:55
3		Giellis?	10:50:58
4	A	Mm-hmm.	10:50:59
5	Q	Did that individual request an interview	10:51:01
6		with the Mayor?	10:51:03
7	A	No, they did not.	10:51:06
8	Q	Did you reach out to that journalist?	10:51:08
9	A	We did.	10:51:13
10	Q	Okay. And during -- during that process	10:51:14
11		of reaching out to that journalist, did you indicate	10:51:18
12		to the journalist that only questions about the	10:51:23
13		Mayor's two-year anniversary could be asked during	10:51:26
14		the interview?	10:51:30
15	A	Again, I want to make it very clear that	10:51:32
16		we do not tell reporters what questions they can or	10:51:34
17		cannot ask, but we did let them know it would be	10:51:37
18		about the two-year anniversary.	10:51:40
19	Q	Okay. During -- during the interview on	10:51:44
20		May 19th, did Giellis ask questions about COVID?	10:51:45
21	A	He likely did.	10:51:50
22	Q	Did he ask questions about the homicide	10:51:51
23		rates in Chicago during the interview?	10:51:53
24	A	No. I believe he did not.	10:51:57

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1	Q	Okay. And what are you basing that	10:51:59
2		information on?	10:52:01
3	A	A review of the readout of the interview.	10:52:03
4	Q	Okay. Going to the fourth interview, you	10:52:05
5		indicated, I think you -- the journalist was Tribe;	10:52:12
6		is that correct?	10:52:17
7	A	The outlet was The Tribe, yes.	10:52:19
8	Q	Of -- it was The Tribe. Okay. Thank you.	10:52:22
9		Did the journalist from The Tribe reach	10:52:24
10		out to your office about interviewing the Mayor?	10:52:26
11	A	No, they did not.	10:52:31
12	Q	Did you reach out to the -- to The Tribe	10:52:35
13		about scheduling an interview?	10:52:39
14	A	Yes.	10:52:40
15	Q	And during -- during that communication,	10:52:42
16		was there a discussion about the topics of questions	10:52:46
17		that could be asked during the -- during the	10:52:49
18		interview on May 19th?	10:52:51
19	A	Again, I want to be clear that we don't	10:52:58
20		tell reporters what questions to ask, but the	10:53:01
21		discussion would be around the two-year anniversary.	10:53:04
22	Q	Okay. Did -- did The Tribe reporter ask	10:53:07
23		any questions about COVID during the interview?	10:53:09
24	A	Yes, I believe they did.	10:53:12

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1 Q Did the journalist ask any questions about 10:53:13
2 the homicide rates in Chicago during -- during the 10:53:15
3 interview? 10:53:19
4 A No, I believe they did not. 10:53:19
5 Q Moving on to the fifth interview of that 10:53:23
6 day, I believe you indicated it was a journalist 10:53:29
7 Holmes. Did that individual reach out or request an 10:53:33
8 interview with the Mayor? 10:53:36
9 A No, they did not. 10:53:38
10 Q Did your office reach out to that 10:53:40
11 journalist about scheduling an interview? 10:53:42
12 A Yes. 10:53:45
13 Q During -- during those conversations, did 10:53:47
14 your office indicate or identify specific topics of 10:53:50
15 questions that may be asked of the Mayor during the 10:53:55
16 interview? 10:53:58
17 A Again, we do not tell reporters what 10:54:00
18 questions they can or cannot ask the Mayor. 10:54:02
19 However, we did specify that this interview would be 10:54:06
20 around the two-year anniversary. 10:54:08
21 Q Okay. During the interview on May 19th, 10:54:10
22 did Holmes ask questions about COVID of the Mayor? 10:54:14
23 A I believe she did. 10:54:19
24 Q Okay. Did she ask questions about 10:54:22

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1	homicide rates during that interview on May 19th?	10:54:24
2	A I don't believe so.	10:54:30
3	Q Okay. And what are you basing your belief	10:54:36
4	on?	10:54:38
5	A Based on a readout of the interview.	10:54:38
6	Q Moving on to -- and that's all of the	10:54:43
7	interviews that took place on May 19th with the	10:54:46
8	Mayor?	10:54:48
9	A I believe so.	10:54:49
10	Q Okay. Do you know that for sure or you	10:54:53
11	just believe it?	10:54:55
12	A Again, I believe so.	10:54:56
13	Q All right.	10:54:57
14	MR. WORSECK: And, Michael, just for the	10:55:01
15	record. This was a line of questioning that was	10:55:02
16	available to you in the first deposition and	10:55:03
17	questions were, in fact, asked about what happened	10:55:05
18	on May 19th and May 20th. There was a document that	10:55:07
19	your office had received with a schedule of who was	10:55:13
20	interviewing the Mayor on which of those dates. So	10:55:17
21	all of that's in the record.	10:55:19
22	It was not, in our view, one of the topics	10:55:24
23	to be retried today during this deposition. So the	10:55:26
24	witness has been answering your questions to the	10:55:29

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1	best of her ability, but we think it's beyond the	10:55:32
2	scope of this particular deposition.	10:55:35
3	MR. BEKESHA: Okay.	10:55:39
4	BY MR. BEKESHA:	10:55:40
5	Q Moving on to May 20th, Ms. LeFurgy, you	10:55:40
6	believe two interviews took place on -- on that day?	10:55:43
7	A I -- one I can recall, yes.	10:55:46
8	Q Okay. Do you recall, of those two	10:55:49
9	interviews, did either of those journalists reach	10:55:55
10	out to the Mayor's office to request an interview?	10:56:01
11	A Yes.	10:56:07
12	Q One or both of those interviews on that	10:56:07
13	day; do you know?	10:56:09
14	A One.	10:56:10
15	Q All right. And what -- what did -- what	10:56:10
16	did that one journalist request?	10:56:19
17	A To interview the Mayor around the two-year	10:56:22
18	anniversary.	10:56:27
19	Q Did -- did that journalist identify topics	10:56:27
20	that the journalist wanted to ask the Mayor about?	10:56:29
21	A Again, we don't tell reporters what they	10:56:38
22	can or cannot ask the Mayor, but they understood	10:56:40
23	that the topic of conversation was going to be	10:56:43
24	around the two-year anniversary.	10:56:45

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1	Q	That wasn't the question I asked. How --	10:56:47
2		how did the journalist reach out to the Mayor's	10:56:49
3		office to request an interview?	10:56:52
4	A	I believe they sent an e-mail.	10:56:57
5	Q	Okay. In that e-mail, did the e-mail	10:56:58
6		identify why the journalist wanted to request an	10:57:01
7		interview with the Mayor?	10:57:08
8	A	I don't recall off the top of my head --	10:57:10
9	Q	Okay.	10:57:12
10	A	-- but I believe he did.	10:57:13
11	Q	I'm sorry. What was the last part of that	10:57:15
12		question (sic)?	10:57:17
13	A	I believe they did.	10:57:18
14	Q	But you -- you don't recall what -- what	10:57:20
15		-- what was in the e-mail and what was requested?	10:57:21
16	A	I do not.	10:57:25
17	Q	Okay. Does your office still have copies	10:57:28
18		of those e-mails?	10:57:30
19	A	I believe we do.	10:57:32
20	Q	Did you review that e-mail prior to	10:57:34
21		today's testimony?	10:57:36
22	A	I did.	10:57:38
23	Q	Okay. And you still don't recall what	10:57:41
24		was -- what was in the e-mail?	10:57:43

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1 A No. I was under the impression, like the 10:57:48
2 judge's order stated, what I need to be here to 10:57:52
3 answer today and that was not the subject and the 10:57:55
4 detail of -- of -- that level of the e-mail was -- I 10:57:58
5 was not required to -- to know. 10:58:00
6 Q Did -- did the e-mail specifically ask to 10:58:07
7 interview the Mayor about her anniversary? 10:58:09
8 A As I stated, I -- I don't recall the 10:58:14
9 contents of the e-mail, but I can tell you they 10:58:15
10 reached out to our office. 10:58:18
11 Q Okay. You just said that you thought the 10:58:20
12 scope of today's deposition was related to the 10:58:22
13 judge's order. Did you read the judge's order prior 10:58:25
14 to today's deposition? 10:58:28
15 A I did. 10:58:29
16 Q Did you read the part where the judge 10:58:30
17 indicated that one of the topics was whether the 10:58:33
18 press or journalists had specifically asked to 10:58:36
19 interview the Mayor about her mayoral anniversary? 10:58:41
20 Did you read that? 10:58:45
21 A I did. 10:58:47
22 Q Okay. But you're still not prepared to 10:58:47
23 answer that question with regard to the one e-mail 10:58:49
24 received from the journalist that requested an 10:58:52

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21

1	interview on May 20th; is that correct?	10:58:56
2	MR. WORSECK: Objection to form and	10:58:59
3	mischaracterizes the record.	10:59:00
4	BY MR. BEKESHA:	10:59:02
5	Q You may answer the question.	10:59:02
6	A I was prepared to respond who reached out	10:59:04
7	to our office requesting an interview around the	10:59:06
8	two-year anniversary, and they requested an	10:59:09
9	interview during that time.	10:59:12
10	Q Okay. So I'll ask the question again just	10:59:14
11	so the record is clear.	10:59:16
12	This -- this journalist had sent an e-mail	10:59:18
13	requesting an interview. Did this journalist	10:59:22
14	specifically ask to interview the Mayor about her	10:59:25
15	mayoral anniversary?	10:59:28
16	A I don't recall.	10:59:32
17	Q Thank you.	10:59:34
18	Do you recall the -- this journalist's	10:59:37
19	name?	10:59:39
20	A Perri Small.	10:59:41
21	And I believe it was their producer that	10:59:46
22	reached out.	10:59:49
23	Q Okay. During the interview on May 20th,	10:59:53
24	did Small ask questions about COVID of the Mayor?	10:59:54

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22

1	A	I believe she did.	11:00:00
2	Q	Okay. Did she ask questions about	11:00:01
3		homicide rates?	11:00:02
4	A	I -- I believe not.	11:00:07
5	Q	And why do you believe not?	11:00:08
6	A	Based on a readout -- a review of the	11:00:11
7		readout of the interview.	11:00:12
8	Q	Okay. And you said you believed there was	11:00:19
9		one additional interview on May 20th; is that	11:00:21
10		correct?	11:00:24
11	A	I believe so, but I can't recall.	11:00:26
12	Q	Okay. Do you know if that -- that	11:00:30
13		journalist sought -- requested an interview with the	11:00:31
14		Mayor?	11:00:34
15	A	I believe they did not.	11:00:36
16	Q	Do you believe that your office reached	11:00:40
17		out to that journalist about conducting an	11:00:41
18		interview?	11:00:45
19	A	Yes, I do.	11:00:46
20	Q	Do you -- do you know if when your office	11:00:46
21		reached out to that journalist whether there was any	11:00:48
22		specific requirement that only certain questions be	11:00:53
23		asked during the interview?	11:00:57
24	A	Again, as a matter of course, we never	11:00:59

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23

1	tell what reporters can ask or cannot ask of the	11:01:02
2	Mayor.	11:01:05
3	Q Okay. And do you know if this journalist	11:01:06
4	asked questions about COVID during the interview?	11:01:09
5	A I believe they did.	11:01:11
6	Q Do you know if questions about homicide	11:01:17
7	rates were asked to the Mayor during the interview?	11:01:18
8	A I believe they were not. I reviewed all	11:01:22
9	the transcripts -- or excuse me -- not transcripts.	11:01:24
10	I've reviewed all the readouts from the interviews	11:01:27
11	and did not see that, no.	11:01:30
12	Q Okay. Did all of the interviews have	11:01:31
13	readouts? All -- all the interviews during the	11:01:34
14	press tour, so I believe it's seven total.	11:01:38
15	A Yes.	11:01:41
16	Q Okay. And you reviewed all seven readouts	11:01:43
17	prior to your deposition today?	11:01:46
18	A Yes.	11:01:48
19	Q Okay. Have you spoken to the Mayor about	11:01:48
20	whether she intends to exclusively provide	11:01:59
21	one-on-one interviews with journalists of color in	11:01:59
22	the future?	11:02:01
23	A Yes.	11:02:02
24	Q Okay. What did the Mayor tell you about	11:02:02

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24

1	that?	11:02:07
2	A She does not have plans to do so.	11:02:08
3	Q Does she intend to do so?	11:02:13
4	A No.	11:02:16
5	Q Okay. Did you discuss with her the New	11:02:17
6	York Times interview that we discussed during the	11:02:24
7	previous part of your deposition?	11:02:27
8	MR. WORSECK: Objection to form.	11:02:30
9	BY MR. BEKESHA:	11:02:30
10	Q You may answer the question.	11:02:30
11	A Yes, I did.	11:02:32
12	Q Okay. And did you ask her what she meant	11:02:32
13	by she -- when she said she would absolutely do it	11:02:37
14	again?	11:02:41
15	A Yes, I did.	11:02:42
16	Q And what did she respond?	11:02:44
17	A She agreed with my assessment that I gave	11:02:48
18	in my first deposition that if she would have had	11:02:51
19	the opportunity back in 2021 to have done the day	11:02:55
20	over again, she would have.	11:02:59
21	Q Okay. Was the Mayor's scheduling office	11:03:07
22	asked to provide time on days, other than May 19,	11:03:10
23	2021, and May 20, 2021, for -- for inter --	11:03:14
24	anniversary interviews?	11:03:20

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25

1	A	No.	11:03:25
2		MR. BEKESHA: Andrew, could we take a	11:03:34
3		five-minute break?	11:03:36
4		MR. WORSECK: Yeah. That's fine.	11:03:37
5		MR. BEKESHA: Great. And, Greer, could	11:03:40
6		you at create at least one breakout room for	11:03:42
7		Christine and myself?	11:03:46
8		MR. WORSECK: Yeah. We will --	11:03:48
9		THE VIDEOGRAPHER: The time is --	11:03:49
10		MR. WORSECK: We will go mute here and	11:03:49
11		move to another office.	11:03:50
12		THE VIDEOGRAPHER: The time is 11:03 A.M.	11:03:52
13		We are going off the record.	11:03:54
14		(Record suspended.)	11:03:56
15		(A discussion was held off the record.)	11:03:56
16		THE VIDEOGRAPHER: The time is 11:18 A.M.	11:18:47
17		We're now back on the record.	11:18:49
18		MR. BEKESHA: Great. Thank you. I just	11:18:52
19		have a few additional questions, Ms. LeFury.	11:18:53
20		MR. WORSECK: Michael, could we just have	11:18:57
21		the -- the reporter state the time on the record?	11:18:59
22		MR. BEKESHA: Oh. Sure.	11:19:29
23		THE REPORTER: I apologize. Okay. Just	11:19:29
24		one moment.	11:19:29

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26

1 The time we went off the record, I 11:19:29
2 believe, is 11:03 and the time back on is 11:18, and 11:19:29
3 it is part of the record because the videographer 11:19:29
4 reads it in. 11:19:29
5 MR. WORSECK: Thank you. 11:19:29
6 BY MR. BEKESHA: 11:19:29
7 Q Ms. LeFurgy, how did you prepare for 11:19:29
8 today's continuation of your deposition? 11:19:31
9 A I reviewed e-mails from our Press 11:19:36
10 Secretary at the time, Jordan Troy, through her FOIA 11:19:41
11 records. I also reviewed the e-mails from our 11:19:47
12 Deputy Communications Director, Ryan Johnson. I 11:19:49
13 reviewed my own correspondence. I also reviewed my 11:19:52
14 previous deposition, and I reviewed readouts of the 11:19:58
15 Mayor's interviews. 11:20:03
16 Q Okay. Besides Counsel, did you speak to 11:20:06
17 anyone in preparation for today's interview -- or 11:20:10
18 today's deposition? I'm sorry. 11:20:14
19 A Yes. 11:20:16
20 Q And who did you speak with? 11:20:17
21 A I spoke with Tom Skelton, our FOIA 11:20:20
22 officer, I spoke with Ryan Johnson, the Deputy 11:20:23
23 Communications Director, and I spoke with the Mayor. 11:20:30
24 MR. BEKESHA: Great. I -- I have no 11:20:34

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27

1	further questions at this time.	11:20:35
2	MR. WORSECK: If we could just take a	11:20:38
3	quick break?	11:20:40
4	MR. BEKESHA: Sure. How long -- how long	11:20:42
5	do you need?	11:20:42
6	MR. WORSECK: Five at most. Probably	11:20:44
7	fewer.	11:20:45
8	MR. BEKESHA: Okay. Okay. Sounds good.	11:20:47
9	THE VIDEOGRAPHER: The time is 11:20 A.M.	11:20:49
10	We are going off the record.	11:20:51
11	(Record suspended.)	11:23:03
12	THE VIDEOGRAPHER: The time is 11:25 A.M.	11:25:46
13	We're now back on the record.	11:25:48
14	MR. WORSECK: Michael, I think I just have	11:25:54
15	one question for the witness.	11:25:56
16	MR. BEKESHA: Okay.	11:25:57
17	EXAMINATION BY COUNSEL FOR DEFENDANT LORI	11:25:57
18	LIGHTFOOT	11:25:57
19	BY MR. WORSECK:	11:25:58
20	Q Ms. LeFurgy, you just in answering a	11:25:59
21	question posed by Mr. Bekesha mentioned that you had	11:26:05
22	reviewed e-mails in preparation for this deposition.	11:26:08
23	Do you remember that question and -- and answer?	11:26:11
24	A Yes.	11:26:13

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28

1	Q	And just could you clarify which e-mails	11:26:14
2		you reviewed?	11:26:19
3	A	I reviewed e-mail correspondence between	11:26:21
4		my team and the reporters.	11:26:25
5	Q	And that was for each of the reporters who	11:26:27
6		conducted the press tour interview?	11:26:31
7	A	Yes, that's correct.	11:26:35
8		MR. WORSECK: Thank you. Nothing further.	11:26:37
9		MR. BEKESHA: Okay. Great. We have -- we	11:26:40
10		have no further other -- no -- we have no further	11:26:41
11		questions so we can probably go off the record.	11:26:41
12		I know the court reporter wanted to get	11:26:47
13		spellings of all those names of the various	11:26:50
14		journalists before we -- before we're done.	11:26:52
15		THE VIDEOGRAPHER: Please stand by. The	11:26:56
16		time is 11:27 A.M. We're going off the record.	11:27:00
17		This completes today's deposition. We are off the	11:27:02
18		record. Thank you, everyone. Please stick around	11:27:05
19		for corrections and orders.	11:27:05
20		THE REPORTER: And just before we go off	11:27:05
21		the record, Counsel, may I take your transcript	11:27:05
22		orders?	11:27:05
23		MR. BEKESHA: Sometime next week is fine.	11:27:12
24		THE REPORTER: Would you like that	11:27:21

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29

1	electronic, or ...	11:27:21
2	MR. BEKESHA: Yes, please.	11:27:21
3	MR. WORSECK: We at the -- for Defendant,	11:27:31
4	we will take a copy, as well, in the same form as	11:27:33
5	requested by Plaintiff. We would like to reserve	11:27:37
6	signature, as well.	11:27:40
7	THE REPORTER: Just to clarify, you want	11:27:44
8	to read and sign?	11:27:44
9	MR. WORSECK: Yes.	11:27:46
10	THE REPORTER: Okay. Thank you.	11:27:47
11	(Off the record at 11:27 A.M. EST)	11:27:47
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ACKNOWLEDGMENT OF DEPONENT

I, KATHLEEN LEFURGY, do hereby
acknowledge that I have read and examined the
foregoing testimony, and the same is a true,
correct and complete transcription of the
testimony given by me and any corrections appear
on the attached Errata sheet signed by me.

(DATE)

(SIGNATURE)

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1 CERTIFICATE OF SHORTHAND REPORTER-NOTARY PUBLIC

2 FAZIER WALLE, the officer before whom the
3 foregoing deposition was taken, do hereby certify
4 that the foregoing transcript is a true and
5 correct record of the testimony given; that said
6 testimony was taken by me stenographically and
7 thereafter reduced to typewriting under my
8 direction; that reading and signing was requested;
9 and that I am neither counsel for, related to, nor
10 employed by any of the parties to this case and
11 have no interest, financial or otherwise, in its
12 outcome.

13 IN WITNESS WHEREOF, I have hereunto set my
14 hand and affixed my notarial seal this 3rd day of
15 March, 2022

16 My commission expires:

17 March 26, 2022

18
19
20 *Fazier Walle*
21 _____
22
23
24

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