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~~-----LAWYERS' COMMITTEE FOR 9/11 INQUIRY,-----~~

WITNESS INTERVIEW

OF

REDACTED

X

26 Court Street

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Brooklyn, New York

August 2, 2019

2:20 p.m.

WITNESS INTERVIEW of REDACTED, held at the
above-mentioned time and place before Colleen Ruic,
a Notary Public of the State of New York.

2 A P P E A R A N C E S:

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LAWYERS' COMMITTEE FOR 9/11 INQUIRY

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894 Jamestown Road

East Windsor, New Jersey 08520

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BY: MICK HARRISON, ESQ.

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DAVID R. MEISWINKLE, ESQ.

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2 REDACTED, after having been first
3 duly sworn by a Notary Public of the State of
4 New York, was examined and testified as
5 follows:

6 EXAMINATION BY

7 MR. HARRISON:

8 Q. State your full name for the record,
9 please.

10 A. REDACTED.

11 MR. HARRISON: REDACTED, I'm
12 Mick Harrison. I'm an attorney that,
13 as you know, works with a nonprofit
14 organization called the Lawyers'
15 Committee for 9/11 Inquiry,
16 incorporated in Pennsylvania. My
17 colleague, David Meiswinkle, also a
18 lawyer, is here. He serves as
19 executive director of the Lawyers'
20 Committee and also president of the
21 board. We are here for what I would
22 call an investigatory deposition that
23 you have been kind enough to volunteer
24 to do with us. We appreciate you
25 making yourself available for this. I

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REDACTED

assume you understand you are under no
compulsion to be here. We have not
issued you a subpoena or anything.
You are here voluntarily; is that
correct?

THE WITNESS: Correct.

MR. HARRISON: So we have some
questions for you about your
experience as an operating engineer
and your work related to the World
Trade Center and information that came
to you regarding the World Trade
Center, just to state the basic
purpose, and we will work through it
systematically. Probably doing it
chronologically from your background
and working up to the World Trade
Center events as you came to learn
them.

If you have any questions for me,
you are welcome to ask them. Typically,
in a formal deposition in a litigation
that probably wouldn't happen. This is
informal, and if you need to ask a

1 REDACTED

2 clarifying question, you should feel
3 free; even an unclarifying question.

4 If you need to take a comfort
5 break at any time, let me know, and we will
6 accommodate you. The same for the court
7 reporter and possibly my colleague, if he's
8 lucky.

9 Q. Let me start by having you explain
10 your background and how you came to be an
11 operating engineer; so as much of the history as
12 you would care to share with us?

13 A. REDACTED. I went through the Local 30
14 Apprenticeship Program. I was licensed as a
15 refrigeration machine operator by the fire
16 department of the City of New York. To operate
17 any machinery in the city of New York, you must
18 be licensed by the fire department. There are
19 strict protocols. You must work in the trade for
20 a significant amount of time to be able to sit
21 for a written test, and then you must pass
22 practical examinations, which at the time that I
23 took them were given by two instructors by
24 Cooper Union. I had worked under Local 30 for a
25 number years REDACTED In the city of New York,
Local 94 has all

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REDACT

of the office space.

Q. What year was that?

A. REDACTED

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Q. Thank you.

A. I've been with them ever since;
although, I am now retired from the trade.

Q. Would you mind telling us when you
retired?

A. REDACTED.

Q. Okay, thank you.

A. At the time of the events of
9/11/2001, I was an operating engineer at the
REDACTED
and I was also the shop steward. I
have been the shop steward on several jobs, as
well as the negotiating rep in both of the
unions that I worked for, but I was the Local 94
shop steward at REDACTED at the
time of the events of 9/11/2001.

I was very well known because the
officers had great respect for my father, who
had worked in the business for quite a while. I
was well known to all of the officers of Local

1 REDACTED

2 94 and many of the men and women who worked in
3 the trade. I also had developed a reputation
4 because I defended a couple of people against
5 violations of contract and attempt of removal.
6 So I earned respect amongst the people as
7 someone who would stand up for -- which is what
8 a shop steward is supposed to do, but quite
9 often people don't always live up to their
10 obligations. I took mine seriously. So I had
11 been in the trade for --

12 Q. Since REDACTED?

13 A. Yeah, for quite a number of years,
14 and worked at many locations. REDACTED. There
15 are many such qualifications that are required.
16 Any occupied public space need not only have
17 licensed engineers to operate the steam, the
18 heating, the ventilation, but also to manage the
19 fire protection system. So I had been trained in
20 all of these areas and worked in

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REDACT

2 the trade and knew it's practices in the city of
3 New York.

4 Q. I can ask you some questions, if you
5 are done with the background?

6 A. I think I am pretty much done with my
7 background. I was going to speak to information
8 that came to me around the events of 9/11.

9 Q. You are reading my mind. So let me
10 ask you this; at some point after 9/11, did you
11 have occasion to have a conversation with
12 another operating engineer who expressed some
13 concerns to you about work crews that were
14 coming to the World Trade Center late at night
15 under somewhat unusual circumstances?

16 A. Yes.

17 Q. What time period was that when you
18 first spoke to this person?

19 A. I spoke to this man, it was at the
20 Christmas Union Meeting, which would have been
21 the second Wednesday in September.

22 Q. Of 2001?

23 A. Of 2001, but I had already heard
24 through the network of men and women in the
25 trade, there was some rumblings about some

1 REDACTED

2 things that had happened prior to the event on
3 9/11/2001 of some unusual practices, and they
4 were unsubstantiated, but were interesting
5 stories. Then I'm not clear on the date, it was
6 the second Wednesday of December in 2001. I was
7 introduced by two men to a third man, who was a
8 worker at the World Trade Center. His job
9 classification was either mechanic or junior
10 engineer. He wasn't the watch engineer, but he
11 was the position just below that. So the watch
12 engineer is the one licensed to operate the
13 machinery, and the men underneath are the people
14 that the engineer directs to help manage the
15 systems.

16 Q. So they would work under the
17 authority of the more senior engineer?

18 A. That's correct.

19 Q. Let me ask you a couple of clarifying
20 questions about specifics, if you recall; the two
21 men that introduced you to the third man, do you
22 remember either of those two men's names?

23 A. I can't swear to them; I can't.

24 Q. Okay, that's fine. So you are not
25 certain about the names?

1 REDACTED

2 A. No.

3 Q. Could you give us potential candidate
4 names that may or may not be the two men, and if you
5 would rather not since you are not certain, that's
6 okay?

7 A. I am not certain, but they were junior
8 members to me. They hadn't been in the trade as
9 long.

10 Q. Do you remember what building or
11 buildings they were assigned to; what kind of
12 work they did?

13 A. Yes. REDACTED. I was their shop
14 steward. So they pulled me over and said, We
15 need you to talk to this guy here. I'm going to
16 call him REDACTED, but I can't swear to his name
17 either; I can only give you the specifics about
18 where he worked, what his position was, and what
19 he told me that he did.

20 Q. Now, REDACTED, whether that's the
21 correct name or not, is he one of the two men,
22 or is he the third man?

23 A. He is the third man. He is the man
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2 who brought the actual information. So the
3 information I'm giving you will now be
4 second-hand information.

5 Q. You heard it from REDACTED?

6 A. Right, who actually participated in
7 the events I'm about to disclose; REDACT. related
8 them to me.

9 Q. So to be clear, REDACTED would have
10 observed these events firsthand, and they are
11 secondhand for you coming through REDACT?

12 A. Correct.

13 Q. Before we move to REDACTED and his
14 story, if you recall and if you are comfortable,
15 can you describe physically either of the two
16 men who introduced you to REDACTED; age,
17 weight, color of hair, build?

18 A. I don't want to swear to that. It's
19 been 18 years, and I don't want to swear as to
20 which two men I think introduced me to him. I
21 just remember sitting down at a table with them
22 and with REDACTED and having him relate the
23 leading up to 9/11 that he participated in.

24 Q. Understood.

25 A. And that's what really sticks in my

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mind. REDACTED

REDACTED, but I'm getting this to you, to the best of my recollection at this time, the facts that stand out.

Q. That's fine. So we don't want you to guess at anything or to give us an answer under oath that you are not sure about from recollection, so your approach is fine.

Regarding REDACT, the two men introduced you, you sat down to speak with Frank, and these other two men were with you at the time, or not?

A. Yes, they were.

Q. So the four of you had a conversation?

A. Correct.

Q. And this was, as best you recall, what dates, what month, week?

A. It would have been the second Wednesday of December 2001, and that would have been the day of our Christmas Union Meeting; December Union Meeting.

Q. You actually had this conversation at the Christmas Union Meeting?

A. Correct.

1 REDACTED

2 Q. At the location of the Christmas
3 Union Meeting?

4 A. Yes. It's usually held in -- there's a
5 hall on 44th Street. It's still held there. Hotel
6 Workers Union have a big auditorium.
7 Local 94 Union Hall is down the block from it, and
8 that's where the union meetings are usually held.

9 Q. Let's go ahead and have you recount,
10 as best you can remember, what REDACTED told you
11 during the meeting with the other two men at the
12 Christmas Meeting, December 2001. You can just
13 go ahead and tell us much as you remember, and
14 then I will have some follow-up questions?

15 A. Okay. So what REDACTED told me was
16 that for the period of approximately three
17 months, 10 to 12 weeks prior to the events of
18 9/11/2001, that there was a strange set of
19 circumstances that had come down from
20 management; whereby on every Saturday night from
21 midnight until 8:00 Sunday morning, that
22 graveyard shift in there, which is the quietest
23 time in that building -those towers were office
24 buildings. So that they were instructed that the
25 engineering crew

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REDACT

was instructed to escort a party of workers to various telephone communications closets in the two towers.

Q. This is the World Trade Center Towers at the time?

A. Correct. Towers 1 and 2. Buildings 1 and 2. While there is nothing unusual about contractors coming in to do work in the telephone closets, communications closets, the crew was instructed not to make any entry about these workers in their logbooks. The logbooks that the engineering staff has are a legal document. The pages are numbered. Every shift must write down what people are working in the crew, what equipment it is on, what equipment is being maintained, what transpired, and any and all guests, vendors, contractors who come in to any of our areas.

Q. Just for the record, even though you and I are clear on this, everything you are telling me now is what REDACT told you?

A. Correct.

Q. So please proceed.

A. Well, I need to ask a question now.

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REDACT'

Q. Yes, go ahead.

A. Some of what I'm saying is my direct recollection of what REDACT told me, and some of what I'm going to tell you is going to be standard industry practices.

Q. You should make a distinction when you tell me.

A. So when I tell you that REDACT instructed me that management instructed the crew not to make any entries into the logbooks, that is directly from REDACT. When I tell you that the pages are numbered and standard industry practice is that any and all contractors, vendors, visitors, and staff who are in the building in any of the mechanical areas must be listed in the log; that is standard industry practice.

Q. That's your own knowledge?

A. That's my knowledge of 24, 30 years working in the trade.

Q. Just to be clear, REDACTED informed you?

A. That he was charged with escorting crews to various telephone closets on that shift over various Saturday nights in a 10 to 12-week

1 REDACTED

2 period prior to 9/11.

3 Q. You said 10 to 12, is that what you
4 meant?

5 A. 10 to 12 weeks on Saturday nights. So
6 approximately three-months time leading up to
7 9/11/2001, and that he was instructed to pick
8 these crew up down in the loading dock and
9 escort them with their tools to the various
10 telecom closets that they would need to get into
11 and he would unlock the door for them and let
12 them in, but not supervise their work, not
13 checkup on them, and not inspect the work areas
14 after they are done.

15 Q. And these are all points
16 REDACTED mentioned to you?

17 A. Yes. These were very important points
18 because he's telling me as a shop steward
19 because I have a clear understanding that one of
20 the reasons that all contractors are listed in
21 the engineer's log, is the engineer is liable
22 for any damages, any changes to the condition of
23 the equipment, or any injury sustained by said
24 contractor. This is standard industry practice
25 as prescribed by the industry, but also coming

1 REDACTED

2 down from building management to protect the
3 building from liability; the building owners from
4 liability for any damages done, and so he told me
5 that the other thing that was extremely strange
6 about this -- one of the things that was really
7 strange about this was that security was also
8 instructed not to enter -- make any entry of
9 these outside contractors coming into the
10 building.

11 Now, he points out, REDACTED points out,
12 that this happening on the quietest shift. This
13 is happening off hours and there's almost nobody
14 in the building except for a skeleton security
15 crew and an engineering staff and what's more,
16 there is not to be any record neither by the
17 engineering staff nor by security of these
18 contractors. REDACTED went on to tell me that he
19 didn't recognize the contractors as known
20 vendors in the building. In standard industry
21 practice is when someone is coming in to work on
22 any piece of equipment that the operating
23 engineer is responsible for, there will be a
24 memo that comes down from building management
25 instructing the chief engineer of who is coming

1 REDACTED

2 into the plant, what they are going to be
3 working on, when they are coming in, and what
4 company they work for. So normally if a person
5 was coming in to work on one of my mechanical
6 spaces on a pump, they might be a known pump
7 company. Now, with the telecom closets,
8 sometimes the work order would not originate
9 from our crew but would originate from the needs
10 one of the tenants. They need to upgrade their
11 telecommunication system, so they would give
12 management a work order, which would say, We
13 will have Comcast, or whoever the company is,
14 and they are going to replace all of the modules
15 in all of the telephone closets and it will take
16 this many weeks and we need your engineers to
17 supervise them and to bring them into the
18 building, sign them in, and inspect their work
19 and make sure they leave the premises and once
20 they left the premises, make sure that
21 everything is the way it is supposed to be.

22 So the fact that there is a contractor
23 being brought in to work in the telecom closets,
24 and they don't work for one of the known
25 communications companies, was a flag to
REDACTED.

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1 REDACTED

2 There was no insignia on their work clothes,
3 which he described as jumpsuits. I think he
4 said they were black. They were nondescript,
5 and I think he said they were black jumpsuits;
6 like a black Carhartt with no insignia on it.
7 Anytime, in my experience, there's ABC Pump
8 Company, there's Time Warner Cable; the logo is
9 right there (indicating). The man or woman has
10 a badge with their photo --

11 Q. You are gesturing, and the court
12 reporter won't be able to record that. So that
13 means on the clothing?

14 A. On the work clothing that the
15 contractor or vender would be wearing would be
16 the logo sewn into the garment. The person
17 would have a physical ID card with their
18 photograph on it and the credentials of the
19 company. Their ID number with the company.
20 These things are presented to the engineer
21 and/or security staff so you know who is coming
22 in to touch the equipment that you are
23 responsible for and you want it to be entered
24 into the log. So when REDACTED is telling me
25 this he then told me that at the time it was
out of

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REDACT

the ordinary, but they didn't think all that much of it because the building was in transition. It had been -- it was owned by the Port Authority of New York and New Jersey, and because it was owned by the Port Authority, they had license to go deviate from some fire department regulations. For instance, there was asbestos all through those towers. No other building in the city of New York, but a government building would be allowed to not have an asbestos abatement.

Q. Just a clarification; the asbestos issue, was that your knowledge, REDACT's discussion with you, or both?

A. Both. I mean REDACTED discussed this with me and this is how I knew and REDACT telling me that -- I know the standard practices that you have to follow certain procedures or you become in violation of insurance regulations or you become in violation of the fire department -- very strict operating procedures, which then can result in the loss of your license and/or prosecution. It is a very good trade to be in. You don't deviate from the

1 REDACTED

2 practices; however, every once in a while,
3 management might ask for a favor that falls
4 outside the contract. That happens in all
5 buildings and the shop, with the union's
6 direction, will decide whether to give
7 management the favor that they asked for, which
8 may be a deviation from standard practice, or
9 not.

10 In this case, it was not as large a flag
11 because the Port Authority was able to get away
12 with things that no other operator in the city
13 would be able to. They were almost like their
14 own jurisdiction to some degree. At a certain
15 point if the fire protection equipment wasn't
16 functioning, the fire department would have
17 probably shut them down for a nonoperational
18 sprinkler system. However, a favor from
19 management to allow a contractor in that you
20 don't recognize at a time when the building is
21 between two management systems, it raised flags
22 because the engineers are happy to give
23 management a favor because one hand washes the
24 other; however, the engineering staff does not
25 want to be liable for any damages done by said

1 REDACTED

2 unknown contractor who has no record. So this
3 raised a flag in the crew, but they went ahead
4 and did it anyway because it was a Port
5 Authority building and the favor was asked for
6 and the decision between management and, I
7 guess, the chief engineer most likely, that I
8 don't know for a fact, would have been just give
9 Silverstein -- give management what they want,
10 and we will worry about any problems later.

11 Q. You mentioned the Trade Center
12 buildings were in transition, and I believe you
13 are meaning between two owners; moving from the
14 Port Authority to a new owner, and do you
15 understand who the new owner was at that point?

16 A. I believe it was Larry Silverstein.
17 I can't give a exact timeline, and to my
18 understanding, Silverstein wasn't a new owner.
19 He had a 99-year lease on the property, so it
20 was still technically owned by the Port
21 Authority, which meant that certain anomalies
22 that the fire department and/or the city would
23 not allow might still be allowed because the
24 Port Authority was their own animal. So the
25 idea that the crew would do something that was

1 REDACTED

2 an out-of-standard practice wasn't a problem
3 until the crew realized that if something goes
4 wrong and there's no record, our staff might be
5 held liable.

6 Q. So let me ask you this, REDACTED, as
7 I understand it, was telling you this was
8 unusual procedure to allow these workers in
9 without security monitoring them, without the
10 engineer checking on them, without putting their
11 names in the logbook, without having insignias
12 on their clothing, without having an ID or
13 badge, but because of what you described -- that
14 certain favors were done for Port Authority from
15 time to time, they saw it as a red flag, but not
16 a huge red flag. Did REDACTED 's attitude about
17 that change at some point in time?

18 A. It did, but the crew was concerned
19 about it only because if something happened,
20 liability would fall on the crew. So being
21 instructed not to put something in the log, if
22 you were the engineer or the shop steward on the
23 job, I probably would have mentioned it
24 somewhere, but I wouldn't have made a point of
25 it just because I would want to protect the

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REDACT'

crew. What REDACT's concern was in hindsight after the events of 9/11, and realizing that the telecom closets are adjacent to the central elevator shafts in the towers, which are the structural supports of the towers, this became something that concerned REDACT and the crew. They had lost three men including the chief engineer.

Q. You are saying, Lost?

A. They died in the towers. I believe Vincent Deleo (phonetic), the chief engineer, had already left, and he reentered once the fire department gave the all clear. He reentered to help.

Q. On 9/11?

A. On 9/11. After reentering the building, I think Tower 2 fell first; he entered Tower 2 and was killed in that tower. I'm sorry, it's an emotional distraction.

Q. Understood.

A. So this particular man -- the whole union was traumatized. I can tell you that a personal friend of mine was working in an adjacent building and found an arm up on the

1 REDACTED

2 roof when he was checking the cooling towers in
3 the aftermath of those explosions. Anyone that
4 worked in Lower Manhattan -- I worked across the
5 street from the Empire State Building; we were
6 concerned for our safety.

7 Q. Sure.

8 A. But having lost, quite frankly, we
9 are working stiff; blue collars. You have
10 friends who are cops and friends who are
11 firemen, and I can tell you that everybody was
12 well traumatized after this.

13 Q. So when this event happened, this
14 traumatic event of the terror attack of 9/11 and
15 the building collapses, at that point REDACTED
16 is saying he saw this incident differently?

17 A. Yes, and he wasn't the only one.
18 There were other members of the crew who were
19 trying to get this information out. I believe
20 that this man, REDACTED, I was told that he
21 didn't specify that he did, what he said was,
22 We told everybody. We told the union. We told
23 the police department of the city of New York,
24 and I think the FBI was told; that's what he
25 said to me.

1 REDACTED

2 Q. When you said, We told everyone, what
3 was he communicating to you that he had told?

4 A. That there were unregistered, unknown
5 supposed contractors who were ghosted into the
6 building, allowed to do whatever they wanted to;
7 we were not allowed to monitor them, and in
8 hindsight they had access to the structural
9 support of the building. So without making any -
10 - all that was said is here is opportunity for
11 any malfeasance, charges to be planted; in other
12 words, looking at the events of the day, the
13 engineers who felt very safe in that building,
14 looking at it and saying this never smelled
15 right, and now looking back at it, the only
16 thing we can think is here was an opportunity
17 for whatever might have transpired to have
18 transpired. In this deposition, I don't want to
19 make -- I don't want to talk about my gut
20 instinct.

21 Q. We are not asking you at this point; we
22 are more concerned why REDACTED came to you.

23 A. I'm telling you because the effect
24 that these conversations and what we took to be
25 standard operating procedure and what they meant

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REDACT

to us as what this implied; I'm not stating it's a fact. I'm saying that the men and women in the trade looked at this and said, This is rotten.

Q. When you say, This, am I correct in inferring you mean the collapse of the buildings or the unusual visitors or the two combined?

A. Yes. For the unusual contractors to be snuck into the building, have access to the structural supports of the building, to be unescorted, to have the areas they worked in not monitored nor checked up on, to have no identification presented. I mean if a contractor doesn't at least hold an insurance certificate in the city of New York, I would be fired for letting him into a mechanical area.

Q. I understand your concern. Let me move you back to REDACT for the moment. What, if anything, did REDACT tell you when he was talking to you and your two colleagues and explaining how his concern about this unusual incident of these visitors to the Trade Center before 9/11 and how his concern increased after 9/11 happened and the buildings collapsed. As best

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REDACT'

you can remember, what were his words as he described his change in attitude after the 9/11 incident occurred, if you recall?

A. Well, a lot of colorful language. I remember saying, I have no idea what the fuck these people were doing in the building and who the fuck told them they had the right to be there and why I had to escort them. I felt for the man because I could read between the lines and say, Holy shit, he might even feel responsible.

Q. Let me ask you something may have been implied, but just to be clear --

A. Pardon me.

Q. It's okay to use the explicit language. If that was what was said, we need to know what was said. So did either of your two colleagues tell you why they were introducing you to REDACT or did REDAC tell you why he felt the need to speak to you; I realize it became apparent to you, but did anyone put it in words at the time other than saying, Here's a guy we want you to talk to?

A. I make assumptions here, and they may

1 REDACTED

2 not be factual, but I'm known as a whistle
3 blower in the trade. I'm known as someone who,
4 if there is a deviation from standard practice
5 and it effects the contracts that we operating
6 engineers work under, this is what my function
7 -- I'm an operating engineer, but I'm the shop
8 steward. I'm known on the jobs that I'm on as
9 being someone who will stand up for the people
10 on the line to make sure they are protected in
11 these situations.

12 So the fact that I was in the room and
13 two people that knew me to be an upstanding
14 union official grabbed me and say, We think you
15 should hear what this man has to say because I'm
16 one more person that now knows. The delegate on
17 the job, I can't say, but when they say, We told
18 the union; what that implies when Frank says, We
19 told the union, it implies he told his delegate
20 and perhaps everyone all the way up to the
21 president and business manager of the union.
22 Although, I can't give you a list of the people
23 he told, he said, We told the New York City
24 Police Department, the union, and I believe the
25 FBI was told. So I think the man was trying to

1 REDACTED

2 tell every single person that would be
3 responsible what he knew to be true and hope that
4 there would be investigation. I don't know
5 subsequently if anyone ever questioned this man.
6 It would be really helpful at this point in time
7 to locate this person and others who would have
8 worked those graveyard shifts and question them
9 and ask them if, in fact, the FBI questioned
10 them. I would love to know the story told to me
11 where it went, and if it was ever vetted by law
12 enforcement.

13 Q. If we find that out, we will let you
14 know. Now, in terms of REDACTED, did he ever
15 explain to you when he said, We reported to the
16 police, we reported to the union; did he ever
17 explain who the, We, was other than himself?

18 A. No. He was referring to the surviving
19 members of the crew because they knew that this
20 was going on. In other words, there were certain
21 people that actually escorted the contractors to
22 the telecom closets on the graveyard shifts on
23 Saturday nights for three months, but everybody
24 else in the crew knew that this was happening,
25 and after the fact having

1 REDACTED

2 lost three men in that disaster, had been telling
3 everybody; phone calls to the union, you know, I
4 don't know how the New York City Police Department
5 was contacted. I don't know how the FBI was
6 contacted.

7 I do know that immediately after this,
8 there was a movement to make us the eyes and
9 ears of Homeland Security, which was really
10 strange to me because now you have a agency and
11 intelligence gathering people of the federal
12 government perhaps becoming involved in our
13 union, which is a social movement, and that
14 seemed to be to me the last thing you want is
15 government eyes and ears inside your social
16 movement, but the president of our union at the
17 time, REDACTED, was approached and we were told
18 we already were first responders because
19 whenever the fire department shows up because
20 of a sprinkler alarm or any notification, the
21 engineer must meet the fire department when
22 they arrive and go with them. They will tell
23 you what fans to shut off. They will ask you to
24 open or shut a sprinkler valve. They will want
25 to be there when you reset your fire panel, you

1 REDACTED

2 know, to give an all clear before they sign off
3 and leave the building. So we were already first
4 responders, but now we were being engaged
5 shortly after 9/11 to perhaps be the eyes and
6 ears to look out for mischief on the job. So
7 here it is now, here is the invitation to be
8 eyes and ears for people who intend to do wrong
9 in the building, and here's a body of people in
10 an unknown circumstance -- this is exactly what
11 you would be reporting under the new regimen. It
12 was odd. We had new union T-shirts with a big
13 eyeball on the front of the T-shirt that said,
14 We are always on watch. The watch engineers.
15 This might have swelled people's heads that we
16 have an important place protecting the country,
17 but by the same token, here are these workers
18 telling anybody and everyone who will listen
19 that something strange happened prior to 9/11,
20 and it happened repeatedly and it falls outside
21 of all normal practices; not only in that
22 building, but throughout the industry, and it
23 doesn't appear to have gone anywhere or led to
24 any -- you know.

25 Q. So let me ask you a couple of

1 REDACTED

2 clarifying questions about REDACTED and his job.
3 How would you describe his crew, his job, the
4 type of engineering work he did as distinguished
5 from your own, for example, and was he with the
6 same union or different union?

7 A. We were members of the same union. We
8 had different job classifications. I was a watch
9 engineer holding a refrigeration license. He was
10 not a watch engineer. His job classification was
11 either junior engineer or mechanic, which is a
12 pay grade below the watch engineer. He may or
13 may not have had his refrigeration license.
14 Sometimes a worker will achieve a certain
15 credential and then stay on the job until an
16 opening in that position allows for promotion or
17 leave the job and work somewhere else because
18 you can get an upgrade in pay, but if you are in
19 a good job and you have a certain amount of
20 seniority, you might stay; let's say you have
21 five years with the company and you are already
22 getting your three weeks of vacation and other
23 perks, you may have the credential to be a watch
24 engineer, but you would have to wait until a
25 position opened up. I

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believe he was in that position. So whereas the watch engineer would have to stay and monitor the central plant, he would then send his apprentice, his mechanic, his junior engineer --

Q. Such as REDACTED?

A. Such as REDACTED. Listen, I just got a call from security. Go down to the loading dock and pick up whoever those assholes are, and take them to -- we got a list here --

Q. You are giving a hypothetical at the moment?

A. Yes. This is a hypothetical. Go pick them up and escort them to the first location, and that's what you will be doing tonight; every couple of hours, you will be moving them from one tell [sic] closet to another.

Q. Do you know who REDACTED 's watch engineer was?

A. I don't know who was the midnight watch engineer.

Q. He would have reported to a watch engineer, I assume?

A. Oh, yes. He would have taken his

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REDACT'

instructions from the watch engineer and then reported to the watch engineer, and the watch engineer, if he was worth his salt, would have made some entry regardless in the log anyway.

It's questionable in this situation whether they did since REDACT claims they were instructed not to make any entry into the log of these workers.

Q. Understood. The two colleagues who introduced you to REDACT were both men; is that correct?

A. Correct.

Q. Those two gentlemen, can you describe their jobs, their engineering classification?

A. Both of those men were mechanics.

Q. Neither one of them --

A. Neither one of them held a license.

Q. Neither was a engineer at all?

A. No. They were, I think, they may have been in the apprenticeship program and preparing to take their licenses. So they were on track to become watch engineers. Both of them had several years in the trade. Both of them REDACTED

REDACTED.

1 REDACTED

2 MR. HARRISON: Understood.

3 Dave, I'm going to take a break here in
4 a second and ask you if you have any
5 clarifying questions; do you want to do
6 that now?

7 MR. MEISWINKLE: Yes. Let's
8 take a short break.

9 (A recess was taken.)

10 EXAMINATION BY

11 MR. MEISWINKLE:

12 Q. REDACTED, in reference to following
13 up on who was present at that time on September
14 11, 2001, in that period of time you mentioned
15 that three months before people on an
16 unidentified crew was coming in. How could we
17 best track that information down; who was on the
18 crew, who was the Local 94 workers that would be
19 or might have some information regarding what
20 you are telling us?

21 A. As far as I could say for certain
22 that the union officers for Local 94 would know
23 what staff were working in that building at that
24 time. REDACTED

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1 REDACTED

2 So there is, to my knowledge, there is a
3 public list that is not a payroll list or a
4 union list that does exist of who was the staff
5 at that building for, you know, I guess going
6 back 24 years now. REDACTED. The other place is,
7 unfortunately, there would be the logbooks. The
8 engineers logs, which are legal documents.

9 However, most or all of them may have been lost
10 in the conflagration because they were kept in
11 the plant. The engineer's log is kept where the
12 engineer's office is because if I'm a watch
13 engineer and I want to know what transpired a
14 year ago with this piece of machinery, I want
15 to be able to go to the logbook and pull it out
16 and say, Here is the logbook from June of 2001
17 to September of 2001, and on all the numbered
18 pages I would see three shifts everyday with
19 entries, and then I would look to see who was
20 working and what transpired on that shift and
21 what machinery was worked on. So the engineer's
22 log, which may not exist anymore, would be a
23 legal document of who was there. Payroll
24 records, I'm not sure who the

1 REDACTED

2 World Trade Center staff worked for. They may
3 have worked for any number of contractors. For
4 example, you might have worked for Cushman &
5 Wakefield Building Management Company. You may
6 have worked for Allied Maintenance or a
7 subsidiary of Port Authority. I don't know who
8 paid the men who worked there. So they were
9 covered under a union contract that's uniform,
10 but who their actual employer is and who holds
11 their payroll records, if in fact they still
12 exist, would be another way to know who worked
13 what shift.

14 Q. Would the union have any of those
15 records?

16 A. The union would not likely have
17 payroll records. The union would likely have a
18 file on each member showing they paid dues
19 active or nonactive, and there may very well be
20 a list of where they worked. REDACTED I'm quite
21 certain that REDACTED knows very well what men
22 and women worked there at that time.

1 REDACTED

2 Q. Are there people still in Union 94
3 that you know personally today?

4 A. Yes. There are probably any number of
5 engineers that I know, REDACTED, but I know these
6 two men who were at the top of the leadership of
7 the union are both people I have known for 30
8 years.

9 Q. These two individuals that are at the
10 top, would they have any knowledge of what you are
11 telling us?

12 A. Well, I can't speak to what knowledge
13 another human being has. However, I would be
14 very surprised if they did not know. In other
15 words, I can't tell you who would have told -
16 REDACTED didn't tell me specifically, I told
17 REDACTED. REDACTED didn't tell me specifically,
18 I told REDACTED. He said, I told the union. So
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1 REDACTED

2 what would have to happen is we would have to
3 figure out REDACTED. It was a man by the name of
4 Mike Carney, who has since passed away. He was
5 the top man at the union at the time; he would
6 have known. REDACTED I can't imagine that the
7 entire executive board -- see, the union has an
8 executive board that meets. We have membership
9 meetings and there's an executive board. The
10 executive board meets in private and discusses
11 matters pertinent to the union. I can't imagine
12 that every single member of the executive board
13 was not briefed on every aspect of this. That
14 this wasn't discussed eight ways to Sunday over
15 the months that followed this event. So the
16 executive board, which would include all of the
17 delegates and the organizers and several other
18 trustees, who may be just men or women that work
19 within the trade in that union.

20 Q. Now, when you mention the executive
21 board and the trustees, is there a history you are
22 drawing; I mean is this all documented in

1 REDACTED

2 the union journals, or how do you access this
3 information you mentioned, these individuals --
4 executive board, trustees of prior years?

5 A. I don't know who keep a record of
6 the prior year's trustees. I remember in 2004,
7 I was before the executive board on a certain
8 matter unrelated to the events of 9/11 and all
9 of the delegates were on that board. The chief
10 engineer from 1 Federal Plaza was on that board
11 and several people. Right now, if I open my
12 phone and go to the Local 94 website, it will
13 have list of who the officers and trustees are
14 at this time. REDACTED

15 Q. When you would have your union
16 meetings, is there a secretary that took
17 minutes?

18 A. The executive board has a recording
19 secretary. It's a position most of the unions
20 have. 94 has one. 30 has one. They are
21 responsible for keeping minutes of what was
22 discussed. They might not be as in depth as in
23 what our court reporter here is taking.

1 REDACTED

2 Q. Let me ask you this then; do you
3 think this topic, this issue that you are
4 bringing to our attention and we have been
5 talking about, do you think at some time during
6 that period of time at a union session it was
7 discussed and possibly recorded?

8 A. I would think while I don't have any
9 first-hand knowledge, it is extremely likely
10 that was a regular topic of conversation at the
11 executive board meetings because lower Manhattan
12 was a mess. Our men and women had to get in and
13 out of there to work. It was closed off. These
14 were challenges. We were working in tandem with
15 other rescue workers, iron workers, and people
16 that were taking the towers apart, working on
17 the pile. Just getting access, if you worked at
18 Federal Plaza or Wall Street, getting access to
19 Manhattan was a challenge. So yes, all of these
20 events would have been topic of conversation
21 amongst the leadership of the union; how are we
22 going to deal with X, Y, Z; what are we going to
23 do for the post traumatic stress of our members
24 who work in lower Manhattan; we may have to add
25 more benefits to their mental health package for

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REDACT'

some these people, so yes, this would have been.

Q. What would be the best way to access the records?

A. Now, you are dealing with the union, and these are their internal records. I, as a member, and I'm not an active member, there may be a method by which I could petition to see the executive board, but I can't tell you for certain I would be given those records.

Q. You mentioned REDACTED; what was his name again?

A. REDACTED.

Q. And there was another fellow you mentioned?

A. REDACTED.

Q. Do you have the phone numbers of either of those men?

A. I don't think I have REDACTED 's. He used to be my delegate, but that was several phones ago, but they are listed here. I'm opening my phone now. (Reading), Local 94, operating engineers, members portal, search the site, annuity fund, dinner dance, delegates, I guess. Contact us. Yes. Local 94. There's a main

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REDACTED

number and then there's REDACTED number. You will probably get his secretary. REDACTED.

Q. What was the other number?

A. (Reading), REDACTED. Many of these men were on the board back then. This man, REDACTED (phonetic), he was working for them back then.

Q. What's his number?

A. (Reading), REDACTED,

I didn't know him personally, but he's been working for the union over 20 years. He's now a vice president and a business agent. A couple of the men I knew are retired and have passed.

Q. What's his number?

A. (Reading), REDACTED. These are all 212 numbers, and one of the other -- REDACTED, REDACTED, he's pretty high up in the hierarchy too. His number is REDACTED. He is presently REDACTED. REDACTED

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1 REDACTED

2 membership or executive board meeting. Who held
3 the position in 18, 19 years ago, I can't say.

4 Q. How often did you have the general
5 meetings versus the executive board meetings?

6 A. Well, there's a membership meeting
7 every month; it's the second Wednesday of the
8 month. I believe there's an executive board
9 meeting every month and a lot of times, as far
10 as I remember, the executive board meeting might
11 have been immediately before the membership
12 meeting. Apparently now, they have more than one
13 general membership meeting. They have one in the
14 day and one in the evening. Back then there was
15 just an evening meeting. Prior to that, the
16 executive board met. They might have discussed
17 what was coming up.

18 Q. Were both meetings recorded or just
19 the executive board?

20 A. There are minutes taken of the
21 executive meeting and the membership meetings.
22 What is done with those minutes, I assume, I'm
23 assuming they are kept as a running journal. This
24 is the union's history.

25 Q. When I say, Recorded, are we talking

1 REDACTED

2 tape recorders or shorthand written down and
3 typed up; do you know?

4 A. It's hard to say. At this point they
5 may be electronically record, but back then it
6 was probably just a steno pad, you know, with
7 the recording secretary writing down what the
8 topics were, who gave what report, what member
9 stood up and asked a pertinent question, what
10 votes were taken, what the outcome of those
11 votes are. Again, at the executive board
12 meeting, it would have been much the same. Such
13 and such gave an address, we prepared it for the
14 next contract negotiation, these are areas of
15 concern, this is what's on the table, these were
16 the other things we discussed, a determination
17 was made on this thing and not made on that
18 thing.

19 Q. This would be a permanent record?

20 A. I can't say for sure because I have
21 never seen them, but I can't imagine they are not.
22 This is the union's history.

23 Q. In reference to these fellows, you
24 mention REDACTED?

1 REDACTED

2 A. All of them, I believe, were on the
3 executive board at the time of 9/11. Those are
4 people that were officers of the union back then and
5 officers, although may be promoted to a higher
6 station, now.

7 Q. When we talk about the towers, you
8 mentioned REDACTED, are we talking about them
9 taking people into Building 1, Building 2, or
10 both; what building is REDACTED particularly
11 connected to -- the North Tower or the South
12 Tower?

13 A. There may have been two crews. More
14 than one crew in that building, but I remember
15 there only being one chief engineer. So I think
16 it may be that the two towers may have been one
17 large crew that may have been subdivided then --
18 you work in this plant, you work in that plant,
19 and you may move from one to the other, but the
20 two towers, as far as specifically my looking at
21 who was killed, there was only one chief
22 engineer. So from that I infer that there was
23 only one crew. Since the chief engineer is
24 responsible for the entire staff, he takes
25 orders from building management.

1 REDACTED

2 Q. Now, when you say, One Crew, you mean
3 a working crew of operating engineers or are we
4 talking about the crew without any
5 identification coming in to do work?

6 A. No. I'm talking about Local 94
7 members.

8 Q. Okay. Just to get a clarification,
9 we have two buildings, two towers. Do we know
10 is there a crew going in Building 1 at the same
11 time a crew going in Building 2 of these
12 unidentified workers?

13 A. I don't know. I could say with
14 reasonable certainty that making an assumption
15 that because of what REDACTED said, and the way
16 he said it that there was one set of workers
17 coming in on Saturday night. That there wasn't
18 a set of workers coming into Tower 1 and a set
19 of workers coming into Tower 2 every Saturday
20 night. That this may have been one crew and
21 they went through all of Tower 1 and all of
22 Tower 2 over the course of the 12 weeks. Again,
23 I cannot swear to that. That is an assumption I
24 am making based on what I know of the operation
25 of that plant and what REDACTED specifically
said.

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REDACTED

Q. We mentioned REDACTED; REDACTED?

A. REDACTED.

Q. Would they be privy at that time to the information you are telling us right now about this ghost crew that was coming in there; do you think so?

A. I believe so. REDACTED.

So I don't know REDACTED at the time

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1 REDACTED

2 and now that REDACTED. According to what
3 REDACTED told me, that REDACTED was certainly
4 told about this anomaly. So with any luck,
5 REDACTED. That's what we would be hoping for
6 because then they are a direct link to any
7 knowledge that was passed on from the crew. I'm
8 a downstream person. I'm being told by REDACTED
9 because he's already told everybody in
10 authority.

11 Q. Is REDACTED still living?

12 A. I don't know. I only sat down with
13 him that one time. I recognized him from the
14 hall from the general membership meetings
15 because I'm the shop steward and I went to
16 almost all the general membership meetings and
17 I knew all the regular people who were involved
18 in the union. So I had seen this man before and
19 he was, I guess, in the apprentice program with
20 these two other men, who introduced me to him.
21 I knew he was a union member because he had to
22 be a member to be at the meeting, but I had no

1 REDACTED

2 longterm relationship with this person, and I
3 never stepped foot in either of the plants -any
4 of the plants of the World Trade Center. The
5 only time I was ever in the World Trade Center
6 was to have dinner at Windows On The World.

7 So I have no knowledge of specific
8 locations of the various pieces of machinery in
9 that building. I only have general knowledge of
10 how the industry practices work and what
11 machinery would exist in that building, but who
12 worked in which tower, on what shifts, and
13 whether any of them are still alive at this point
14 is beyond me.

15 Q. Does that include the two individuals
16 that introduced you to REDACTED?

17 A. I have no idea. They may have left the
18 trade. I don't know.

19 Q. The five men that we mentioned
20 REDACTED, would they know who Frank is?

21 A. They would know who the people --
22 again, REDACTED knew very well what men and
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REDACTED

women worked in that plant, what positions they held, and more than likely what shifts they generally worked.

Q. Could REDACTED be one of these five men?

A. He certainly could be. It's possible it was REDACTED. It's possible. The further we get away from the event the more crucial it is we ask whoever --

Q. Could it be one of the living?

A. It's very likely it is because REDACTED. There's only a couple that aren't there. The only two that I know that aren't there are REDACTED.

Q. Now, we have been talking for maybe two hours about " REDACTED ". Is your memory refreshed at all; do you feel comfortable with REDACTED or do you feel there's a better name for REDACTED or should we just keep it as REDACTED?

A. I would leave it as REDACTED. I'm not

1 REDACTED

2 going to swear this person -- like I said, he
3 was not a close friend of mine. I believe he was
4 a member of the apprenticeship program at the
5 time because I was introduced to him by two men
6 who were studying to become engineers in the
7 union.

8 Q. Could you tell us a little more about
9 REDACTED. You told us some things, but if you
10 could sum it up; if I was going to go to one of
11 these five guys and I'm trying to identify this
12 fellow, how could I best describe him?

13 A. He was a junior engineer or a
14 mechanic who worked the graveyard -- the
15 midnight shift on Saturday nights and he was
16 male. He was probably under 30 or about 30 --
17 let's see, yeah, I would say he was probably
18 about 30, not much older. That would put him as
19 close to 50 now. However, whether he still
20 works in the trade is questionable.

21 People did leave the trade and decided
22 they never wanted to come back to New York City
23 again after that. So you would describe him as a
24 junior engineer and/or mechanic who worked the
25 midnight shift, a male, probably a member of the

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REDACTED

apprenticeship program, and he was a person who escorted these unidentified crews to the telecom closets in the towers.

Q. I think I have one more question for now, in reference to you mentioned that you believe that FBI, police, and fire department were notified?

A. I do.

Q. Why do you believe that?

A. REDACTED said they told everybody. He specifically mentioned the New York City Police and the union leadership and he said -- my recollection is he said, And I believe the FBI were told. It didn't sound like he spoke to anybody from the FBI. It sounded as though this information was given up the chain of command. That somebody had notified the FBI; possibly union leadership, possibly New York City Police Department. He expected somebody was going to speak to him at some point in time. Whether anything came from it, I don't know. It sounded as if he specifically made some report to the New York City Police Department about this.

Q. Just one more; the protocol that you

1 REDACTED

2 showed as far as what should be done and what was
3 done at the towers, do you ever recall, ever in your
4 experience, the breakdown of protocol as you
5 mentioned here -- let me ask you this, was there a
6 breakdown of protocol and did you ever see that
7 happen before and if you could describe that
8 breakdown one more time?

9 A. I had never heard of -- experienced
10 or heard of anything -- such a flagrant
11 violation of standard operating procedures. I do
12 have an anecdote about REDACTED. There was stuff
13 going on there. There was a lot of things that
14 were crooked. When REDACTED, I worked for them
15 at the time. They started putting cameras on the
16 loading docks and several managers of
17 departments were fired a short while afterwards
18 because there was theft going on within the
19 company and company owners. However, that's the
20 company looking to secure their property. What
21 we are talking about here is a conspiracy to
22 prevent management and/or the unions from
23 securing the property. This is outside of even
24 what you would call an anomaly based on greed or
25 theft. This was now someone

1 REDACTED

2 telling you to leave your ass uncovered and not
3 giving you a good reason for it.

4 If you are an engineer, and your family,
5 your annuity, your pension, your \$90,000 a year
6 salary with overtime, your credentials are all
7 tied to your being able to show chain of custody
8 for the building machinery. This is what this is
9 about; chain of custody for who is operating,
10 maintaining, and repairing the building
11 equipment, which you're licensed to be
12 responsible for. So when someone tells you that
13 they were going to ask you to muddy the chain of
14 custody, this is something that, I, as a shop
15 steward, would immediately go to my delegate and
16 say, I don't know what the hell is going on
17 here, but they are asking me to do this and as
18 an engineer, I don't want to. My delegate would
19 say, Let me make a phonecall and find out what's
20 going on here. He might come back to me and say,
21 Do yourself a favor, it's nothing but make a
22 note of it so it's in the log but try to appease
23 but this flagrant abandonment of management's
24 wanting the chain of custody for responsibility,
25 the fire department being left

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REDACTED

out of the loop, there's no records now of who came into the building. This is beyond -- it violates insurance regulations. It violates fire department regulations. It violates every standard of practice in ways that make no sense.

Like I said, I can speak to where greed and theft might have been conspiracy amongst some people at a lower level, but management is still looking to secure the property and prevent that. This appears to be a case that management is looking to leave unprotected, undocumented a chain of custody; that's unheard of.

MR. MEISWINKLE: That's it for me. Thank you.

MR. HARRISON: I have a few follow ups.

FURTHER EXAMINATION BY

MR. HARRISON:

Q. Let me start with asking you, REDACTED, your opinion on something because it's immediately relevant to what David just asked you regarding this apparently intentional decision to not maintain the chain of custody regarding the building.

1 REDACTED

2 So if REDACTED 's report to you is true
3 regarding the ghost crews at the World Trade
4 Center and the procedures used or not used
5 regarding those crews, in your opinion, would
6 the union watch engineer or engineers
7 responsible for the World Trade Center prior to
8 9/11 be able to testify under oath that based on
9 their records and their procedures that no
10 person or persons could have had sufficient
11 access to the towers prior to 9/11 to place
12 explosives in those buildings?

13 A. That no person could have?

14 Q. Yes. In other words, as I understood
15 what you just explained to David, the normal
16 goal is to maintain a chain of custody to
17 protect the security of the building and the
18 property. In this case, there was as you
19 described it as REDACTED had told you, a
20 decision to do the opposite; to not maintain the
21 chain of custody. So I'm asking you the
22 implications of that, if for example, let's say
23 hypothetically a grand jury were to call in the
24 watch engineer or engineers responsible for the
25 World Trade Center in these weeks prior to 911
and say, Can you

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tell us with certainty that no one could have had access to these building to plant explosives in them? Could they give that testimony under oath based on their records given this?

A. If what REDACT has told me to be true, there is no way they could make that testimony. They would have to testify directly the opposite. That an opportunity for someone to interfere with the structural integrity of the building was created through this 12-week chain of ghost crew coming in on off shift.

Q. Let me ask you then another question; did REDACTED say anything to you, other than the -- apparently REDACT and his crew were asked to escort these ghost crews, and I believe you said you picked them up at the loading dock; is that correct?

A. Correct.

Q. Did REDACTED say anything else, other than pick them up at the loading dock, about what path these crews would have taken to go through the building to get to their work location?

A. He did not say anything about

1 REDACTED

2 specific locations that they had access to aside
3 from the telecom closets. However, once inside -
4 - once you're left inside a building of that
5 size and there is nobody there, you have the
6 telecom closet is unlocked for you, the engineer
7 is told not to watch you, where you go after
8 that is academic, and the fact that the man is
9 instructed not to come back and checkup on you
10 and not to inspect the places where you worked
11 afterwards.

12 So the one other thing that he did
13 mention, aside from the fact that their
14 jumpsuits, black jumpsuits, was that he said, I
15 picked them and their tools up. So they are
16 coming in -- whereas he didn't describe
17 specifically, everybody in the trade has an
18 image of what a contractor is coming into the
19 building. They have their tool belt on. Though
20 he didn't mention specifically, if they were
21 coming to work on the telecom closets to upgrade
22 some modules -- a contractor comes into work in
23 your building, and if he is going to replace a
24 screw, he needs to bring the screw with him. So
25 if there is someone coming to work in every

1 REDACTED

2 single telecom closet to upgrade equipment, it
3 stands to reason they are going to be bringing
4 in boxes of the new modules and carrying out
5 whatever they removed. Under normal
6 circumstances the engineer would say, What are
7 you doing in here? We are replacing -- you see
8 this thing here; we are pulling them out and
9 putting one in each one. When I come back to
10 check up after my shift is coming to an end and
11 I've escorted them out and I come in and I look
12 and there's a new thing there with a different
13 blinky light on it, I'm not a communications
14 expert, but I can see that, that's a new module,
15 and I look on every floor and they are replacing
16 them and that would be something I would want to
17 know because I would enter it.

18 So the assumption would be, aside from
19 tools, since they were believed to be doing
20 work, it stands to reason the crew members
21 should be asked, Did they bring in any supplies
22 to replacement parts; I would ask that of every
23 crew member because it stands to reason that
24 there would have been, and then I would want to
25 know what the heck these things that were

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replaced were.

Q. Did REDACT mention anything about supplies or parts?

A. No. He said, Them and their tools. I'm just extrapolating in saying that if they were replacing anything, it's not my job to -- I'm to to stay out of it. So if they need even a screw, they are not asking me for it. So whatever they are doing in there, you know, if they are upgrading or changing anything, they are bringing it with them.

Q. Did REDACTED describe the tools that he helped pick up when he escorted these folks?

A. No. He would have said something like, They were working in telephone closets and they were carrying monkey wrenches.

Q. He did not say that?

A. No. By saying he escorted them and their tools, suggests to me is that they have electrical testers and screw drivers and maybe tools for working on electronics. In other words, if I'm escorting a guy in and he's working on a pump -- if a guy is bringing in an oxyacetylene torch in, and he's supposed to be

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working on a telephone thing, I want to know why.

Because he said there were these parameters and this is what he was told, it stands to reason if it fell outside of what they were told, it would have raised another flag, and he didn't mention that. He just said, I escorted them and their tools to pick them up and take them to the telecom closets.

Q. Understood. Did REDACTED mention whether they carried any bags?

A. No. Them and their tools. I assumed it was a tool belt. It could have been a bag of tools.

Q. Did REDACTED mention anything about security cameras in locations that would have observed these crews?

A. He didn't, and this troubles me because once I start thinking about the order not to have any physical record of them, I'm thinking about the World Trade Center where there had already been a truck bomb, and thinking that there must have been increased security protocols by 2001 for all of these

1 REDACTED

2 high-profile buildings in New York City.
3 Guliani was the mayor, who is now the owner of a
4 security firm, but all of that aside, I can't
5 imagine that wherever they parked their van and
6 took their tools from, they didn't have a camera
7 on it. You know, usually and I can't speak
8 directly to the World Trade Center, but in my
9 experience, there are usually not cameras inside
10 of the mechanical areas, but there will be
11 cameras on the street access to the corridors
12 that lead to the infrastructure of the building.
13 There may be cameras on the hallway where it
14 shows the engineer coming by and him sticking
15 his key in the door and disappearing and then
16 here he comes an hour later and he's carrying
17 something out, you know, but you and then you
18 would refer to the log to see what the man or
19 woman did once they were inside of that space,
20 but there would certainly -- I can't imagine
21 that even though there was no log references by
22 security or the engineers, that there wasn't a
23 security electronic record created. Of course,
24 again, where those records would have been kept,
25 would they have been lost in the conflagration,

1 REDACTED

2 I don't know.

3 Q. Well, with electronic records, could be
4 either way; could have been stored off site.

5 A. It would be a worthwhile area to
6 explore for sure because there would be no
7 access for these contractors to come in that
8 would have unlikely been unsecured by a security
9 guard.

10 Q. Did REDACTED mention anything about the
11 crews in order to get to the loading dock having to
12 pass through a guard shack?

13 A. No, and I'm not -- I did not work at
14 the World Trade Center, but in many jobs that I
15 have been on, there would be -- there might not
16 necessarily be a security guard at the loading
17 dock. There might be a security office that has a
18 camera on the loading dock and security guard at
19 the main entrance especially on a skeleton crew,
20 but the only person you would expect to be going
21 in and out of the loading dock would be the
22 engineer because that's how the materials are
23 brought in.

24 Many times the engineer has the good
25 fortune to be able to park in the loading dock.

1 REDACTED

2 That was a perk of my job at the CUNY Graduate
3 Center. I could drive down, park at the loading
4 dock as long as I moved my car by 9:00 in the
5 morning, so when the president of the school
6 showed up, he had a place to park his car; then
7 that was all fine and good. However, there was
8 a camera on it. During the daytime on the
9 normal hours, there was a person for security
10 who was there because there was high traffic.
11 They were coming to pick up the garbage, but in
12 a skeleton crew in many of these buildings, it
13 would not be manned. There would be no cause
14 for anybody, but perhaps an engineer, going out
15 to their car or throwing something in the
16 dumpster.

17 Q. Understood. Did REDACTED describe the
18 ghost crews as being all male, all female, a
19 mixture, or anything like that?

20 A. No, and see, using the term, Those
21 guys, doesn't necessarily imply that they were
22 all male. However, it seemed like a fairly
23 reasonable assumption only because there weren't
24 that many women in the trade 20, 30 years ago,
25 and it may have been something that would have

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been remarked, but there's no -- you know.

Q. No comment was made by REDACTED?

A. No, that they were specifically male, specifically white, specifically black. What he was specific about was their work clothes were nondescript. There was nothing remarkable except that the fact that there was nothing remarkable about them.

Q. Which is remarkable?

A. It is in itself.

Q. The term jumpsuit, was that REDACTED 's or your term?

A. That was his, and by it and in my head I painted a picture that it could have been anything from a work outfit to a Carhartt, or sometimes there is a -- when working in areas that are meant to be clean and climate controlled, there's a paper or plastic suit that goes over your work clothes, so your greasy work clothes don't get into the climate controlled area. So it could have been he was picking people up that slipped something over, but still the fact there is nothing that says that is you work for Acme Pump or Time Warner Cable.

1 REDACTED

2 Whatever Time Warner issued you to go in a
3 climate controlled space is going to say Time
4 Warner Cable on it or whoever were the telecom
5 people back then.

6 Q. I'm assuming, but just to be clear
7 that from your answer, REDACTED didn't mention
8 anything about the ghost crew's ethnicity, age,
9 appearance, category?

10 A. No, he didn't. Didn't mention race,
11 ethnicity, nothing. So from that the only thing
12 that I see is that they fit the standard of, you
13 know, blue collar workmen in general because
14 there was nothing to remark about them. They may
15 have been a mixture of ethnicities.

16 Q. Did REDACTED mention the number
17 of people on these crews or how many crews?

18 A. I keep thinking three or four, but I
19 can't say. Everything that I said that I
20 remember him saying, I'm not going to stretch
21 and say that there was a number. I seem to
22 remember that it was like three or four men, but
23 I specifically can't recall him saying that.

24 Q. It might have been your assumption?

25 A. It may be my assumption, so let's not

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stipulate that as a fact.

Q. Did REDACTED say anything about the vehicle that brought the crew or crews to the World Trade Center?

A. I think, yes. He said a van, but with no name on the side. He didn't say what color. He didn't say it was an Avis Rent-A-Van. That was remarkable, again, that it didn't say Comcast or Time Warner Cable.

Q. So REDACTED said it had no company identified on it?

A. Yeah, that the vans or the suits had nothing to indicate who they worked for.

Q. Did REDACTED say anything about the normal procedure in terms of who, if anyone beyond the operating engineers and building security would normally have had access to the Trade Center on a weekend late night/early morning, did he explain what the SOP was for that type of access?

A. He said it was the time when the building was asleep. Now, I fill in the blanks, I know there was transmitters. There was a transmitter on top of one of those buildings.

1 REDACTED

2 So there may have been a crew of people whose
3 responsibility it was to maintain the
4 transmitter, since that wouldn't fall under us.
5 So it's possible because they were broadcasting
6 to the city of New York and surrounding areas
7 that anytime of the day or night, 365 days a
8 year, who would have been -- but again this
9 would have been a known vender or a known crew
10 that managed that piece of -- do you understand?

11 Q. I do. So let me clarify, was it your
12 understanding, and please say no if the answer
13 is no, from what REDACTED told you that the
14 normal procedure for the Trade Center was if a
15 contractor came in to do work, they had to be
16 approved, escorted, and monitored by the
17 operating engineers and building security as a
18 normal procedure?

19 A. As a normal procedure, they would
20 have to be admitted and escorted either by
21 security or the operating engineers and the
22 instruction to allow them in the building would
23 have come from building management. So the
24 engineer on watch takes his orders from the
25 chief engineer. The chief engineer takes his

1 REDACTED

2 orders from the building manager. The chief
3 engineer might say, I need something done, can
4 you arrange for a contractor to come in, this job
5 is beyond what my crew can do, and building
6 management might say, I've got the vendor. Just
7 set it up for whatever day and let me know, but
8 when management comes and tells you, they tell
9 you, At such and such time on such and such day,
10 expect a call from the loading dock or security
11 that such and such arrived and you will take them
12 to location "X" and you will allow them to do X,
13 Y, and Z. In this case, it did come down through
14 the chain of command that the crew should escort
15 them to the telecom closets. I can only tell you
16 that if the chief engineer was giving the
17 instruction to the crew, this did not originate
18 with the chief engineer; it originated with
19 building management. REDACTED saying, We were
20 told management wanted this. Who the building
21 manager was and which building, I have no idea. I
22 have no idea how wide their building management
23 was.

24 As I said before, Port Authority has
25 ownership, Silverstein is taking custody as a

1 REDACTED

2 tenant. There's probably a third entity.
3 Silverstein might have Cushman & Wakefield as
4 the contractor who paid to have the engineers
5 there. So there's a number of different --
6 usually, there's a number of different
7 organizations that in some way, shape, or form
8 are either contracted or subcontracted by the
9 owner through his management system, which may
10 be one of the larger ones like Cushman &
11 Wakefield Maintenance or Allied or whoever. I
12 don't know who was running the building. I'm not
13 even sure that the crew knew at that point in
14 time. Except they knew who was signing their
15 paychecks.

16 They may not have been clear of the chain
17 of command above, and that's not their job. All
18 they know is what the chief says is going to be
19 done, and the chief is taking his orders from
20 whoever the building management is. When they ask
21 him to do something out of the contract, that's
22 when the chief usually stops and says, This is
23 not -- that's again, this is where the idea this
24 is a favor to management appeared, but who the
25 manager is and where this order

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originated from, is beyond me. I don't know that REDACTED would have known. REDACTED. Most likely REDACTED would have been told all of this.

Q. So is my understanding correct that REDACTED told you that management wanted the union and the engineers to give these crews this access; the ghost crews?

A. Yes.

Q. You mentioned the contract and either complying with the contract or maybe making an exception of what the contract required, that contract would be between which parties?

A. Between Local 94 and there's a Real Estate Advisory Board in the city of New York. This is the difference between Local 94 and Local 30. Local 30 writes a contract for each job -- the engineers at Yankee Stadium, the engineers at New York Times. 12 contracts he was working on any of day of the week, but Local 94, being that it only deals with industry, the office space in New York City, they don't negotiate with individual owners; they negotiate

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one contract every three years with the Real Estate Advisory Board of the city of New York.

Q. Which is a state agency?

A. I believe it is an affiliate group of lawyers representing --

Q. It may be a private entity.

A. Private owners --

Q. A coalition.

A. Yes, that's what they are. So they don't want to negotiate a million different contracts. So what they do is every three years, they do a dance with Local 94.

Q. The contract is with the board regardless of which building?

A. Right. The contract is between the Real Estate Advisory Board and Local 94 and that guides how our members will operate; what compensation they will get, what hours, you know, and then that has to also fit with insurance and with fire department safety regulations. So within those parameters, whatever the Realty Advisory Board and the delegates of Local 94 can negotiate, our members vote on it. If we accept it, it's a contract.

1 REDACTED

2 So there's one contract for almost every job in
3 Local 94. We all fall under the three-year
4 contract.

5 Q. This contract you are referring to
6 between Local 94 and the board, that contract
7 would specify what, if any, obligations were to
8 be imposed on the operating engineers to
9 maintain, for example, a chain of custody
10 regarding building access, or would that come
11 from some other source?

12 A. The specifics might not be -- I wish I
13 had the copy of an old contract. I mean I probably
14 have one, but it might refer to such things as
15 standard industry procedure, which may not
16 specifically be laid out in every contract.

17 Q. It might incorporate something by
18 reference?

19 A. Exactly, thank you, but when there's
20 a variation from past practice, because past
21 practice is what we argue over -- if you want to
22 change past practice in the middle of a
23 contract, you have a problem.

24 Q. It's basically a precedent that
25 should be honored?

1 REDACTED

2 A. It is, and so if you want to change
3 past practice, it would be an exception to the
4 contract.

5 Q. Let's say that a watch engineer at
6 the Trade Center decided for his or her own
7 reasons they wanted to vary from the contract or
8 past practice, say regarding building access,
9 did they have the authority to make that
10 decision unilaterally, or would they have to go
11 to the board or to the owner?

12 A. They would have to go to the building
13 management because that is who you answer to.
14 The chief engineer answers to the building
15 manager. Very rarely do you answer directly to
16 the owner. The owner has a buffer between
17 himself -- he has a management company that
18 assumes liability for anything and everything
19 that happens under their direction, and they are
20 charged with making sure the union employees are
21 meeting the contractual obligations and the
22 safety requirements. So if a specific individual
23 in the union's chain of command makes an
24 arbitrary decision to vary from the contract,
25 they are risking their own livelihood and the

1 REDACTED

2 standard past practice and operating procedures
3 of the entire industry. This would not be
4 something necessarily taken lightly, and it
5 could happen any number of ways; management
6 offering one engineer certain extra perks for a
7 certain favor. You know, an engineer might say
8 yes, but as soon as any of his other coworkers
9 got word of this -- What are you doing; what is
10 this? The shop steward is going to say, Are you
11 kidding me; if that doesn't stop tomorrow, I'm
12 going to tell the delegate to have your ass
13 before the executive board, and you will answer
14 to them why you deviated from this contract.

15 Q. It would be highly irregular for that to
16 happen?

17 A. Extremely, extremely, and this case,
18 because the entire crew was mystified as to why
19 this was, it's one of those things like, well,
20 it came from on high. Management wants
21 something.

22 Q. In this case management could mean,
23 in terms of how REDACTED used the word
24 management, could mean the company contracted
25 by the owner to manage the building?

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A. Yes, because that's who you take your orders from, but I did hear some things along the line -- not that Larry Silverstein ever called the chief engineer, but some of the stuff supposedly came right from Silverstein; this is what he wanted.

Q. You are saying you heard this?

A. Yes, I heard that, not from REDACT, but I heard that in the trade. The Port Authority and Silverstein wants this, and it's a problem, you know, but this is what he wants.

Q. Do you recall who may have told you that?

A. No. I think that came up at a union meeting prior to the events.

Q. It might be in the union meeting minutes?

A. It possibly could be, because again, in those situations where it's an anomaly management is asking for favors; it's a really big job. A lot of people are employed there. The union might carefully consider whether they are going to allow for a favor that varies from the contract, but it would be a conscious

1 REDACTED

2 decision made either by the chief engineer, or
3 by the officers of the union whether to allow a
4 variation because it could then become past
5 practice down the road. You have done this
6 before, now we want you to do it again.

7 Q. Understood. Let me ask, and I think
8 this would be your opinion, but if you have
9 another basis for it, let me know; if an
10 exception from normal contract requirements
11 and/or past practice was requested by a building
12 owner or the management company of the union,
13 would you expect the union to cover its own butt
14 in terms of liability in case something went
15 wrong from the exception to the contract or past
16 practice to make a written record of the request
17 for that exception?

18 A. That's the union's job to make sure
19 its members are protected. That's why the shop
20 steward is on the job so the chief engineer
21 can't make an arbitrary decision to tell the
22 other union members under his direction to do
23 something in variation to that contract. The
24 shop steward is there to say to the chief, Wait
25 a second, you can't order the men to do that.

1 REDACTED

2 And the chief might make an argument and say, You
3 know what, let's call up REDACTED and see what he
4 says. Let's call up REDACTED and see what he says.
5 Let's have a meeting because we are not going to
6 do this.

7 The union is there to make sure the
8 things that protect the union membership are
9 adhered to. So if something is asked of this
10 nature, which again, can make the engineer -- if
11 the building burns down and the fire started in
12 a telecom closet and the last -- you know, some
13 of these places, they have a record of whose
14 key, you know, keyless entry, opens the lock,
15 well, then whoever opened that telecom closet
16 last and a fire broke out, there you go; there's
17 that person's job, there's a lawsuit. So I don't
18 understand how this thing got to happen as a
19 favor. It's so far afield that --

20 Q. I understand your question about how
21 it came to happen. My question in the moment is
22 given that it did come to happen and given its
23 nature, I'm going to try to say what's
24 consistent with your testimony, and if you think
25 it's not, please tell me. What I understand you

1 REDACTED

2 telling us is from what REDACTED told you is;
3 the ghost crews came in, they were allowed to
4 access the telephone closets and maybe other
5 areas of the building, no supervision, no
6 logging in, no security escort, and that was a
7 significant departure from what you understand
8 to be either the contract requirements or the
9 past practice incorporated into the contract by
10 reference, and because giving unknown parties
11 access to a building that subsequently collapsed
12 could involve liability questions, would you
13 have expected the union to have covered its butt
14 and recorded the request to allow this type of
15 access; written, recorded in writing somehow --
16 I'm asking your opinion?

17 A. I would have expected that, yes.

18 Q. Did REDACTED mention whether that
19 happened; a written recording of this request for
20 this exception -- he said not to put it in the
21 logs, but would you expect the union to put it
22 somewhere?

23 A. I wish that I had spoken at that
24 time to whoever was the shop steward from that
25 building. My first question would be, Well,

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okay, management asked for this favor, how did it come to happen? Was there a record of it? REDACTED You were told not to put it in the log, but you put it in the log anyway; right? I certainly would have. Management is not going to read my log. My log probably isn't going to be read until a lawyer asked.

You know, as a shop steward, I'm going to make that reference anyway, and quite frankly, knowing many of these delegates as I have as men throughout my life, I would expect that the advice that REDACTED would have given me -Screw him, he asked for the favor. If you are going to do it, do it and cover your ass and put it in there anyway.

Q. Okay, that's my question. Now, the contract you are referring to that for these office buildings had to be between Local 94 and the board you described --

A. Yes.

Q. Let me finish this question. That contract, would it basically have been one contract with identical language for not only

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the Trade Center, but the building you worked in, as well?

A. Yes, because it was an office building. However, because it was a Port Authority building, I cannot discount the possibility that there was a second contract for this specific location only because this is an anomaly; even One Federal Plaza with the FBI, they fall under the RAB, Real Estate Advisory Board Contract. If any building didn't, it was an anomaly, and one of the few buildings that possibly could have, although I sincerely doubt it, would have been one like Trade Center, which was owned by its own bureaucracy.

Q. So there may have been a separate contract?

A. It's possible. That's an easily answered question by any of the delegates down there.

Q. You said you had an old copy of a contract?

A. I must.

Q. Same contract we are talking about?

A. I might have a copy of the contract

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covering the period of 9/11. Of course,
locating it, because it's about 4 inches tall,
and 3 inches wide, and perhaps 45, 50 pages in
length.

Q. Three inches wide?

A. It's a pocket copy the shop
stewards carry. It's a little booklet that I
could keep in my vest pocket so when something
comes up, I pull it out of my pocket and say,
Well, it says right here X, Y, and Z and make a
phonecall and clarify it and put it back in my
pocket. So every union member can have one.
All shop stewards would have one. I was a shop
steward at the time. I have boxes of old stuff.
I do need to do some house cleaning to get rid
of some stuff. It is a possibility I have a
copy of the contract covering that period, but
certainly it's on record with the union and with
the RAB.

Q. I take it you read that contract at
least once?

A. Yes, but the parts that I paid most
attention to were seniority, rate of pay, you
know, things that had to do with the parts that

1 REDACTED

2 I dealt with most. Disciplinarily procedures,
3 there would be such and such and then three
4 notifications and then it will go to an
5 arbitrator and you can't fire that man because
6 it's the first notice he's come late.

7 Q. Do you remember whether this contract
8 that you were familiar with, which may or may
9 not have been the same as for the Trade Center,
10 but it was a contract with the Real Estate
11 Advisory Board and Local 94, did it have any
12 provision in there about chain of custody and
13 building access?

14 A. It must have. I can't tell you what
15 the wording was, but it did because that's the
16 whole point of the contract is that the operator
17 is held to a certain standard and certain
18 practices and everything stems from that.
19 That's what we are being contracted to do. So
20 yes, our responsibilities as engineers are laid
21 out, as well as management's responsibilities.
22 What the specific wording was, again until you
23 have an event like this, it's not something that
24 is regularly discussed. This is once in a
25 century catastrophe that undermines everything,

1 REDACTED

2 but yes, our responsibilities for who should be
3 on the job and they must carry this license and
4 yes, the operating engineer. There's a section
5 of definitions; the operator, the operator is
6 this. The mechanic is this. The rate of pay is
7 this. The credentials are such. You know, those
8 are laid out.

9 Q. I understand.

10 A. The security protocol for chain of
11 custody for the building's equipment is
12 probably provided for, but the custody of the
13 building itself is not provided for. It's
14 building management's responsibility what they
15 do with their building. They just tell me how
16 to operate it. What time they want the air
17 conditioning on. What time they want heat.

18 Q. Who would hire the security?

19 A. I have no idea. The security firm
20 likely changed hands from the time that Port
21 Authority was the owner and operator to the
22 point of time when it became leased by
23 Silverstein & Partners, or whatever his company
24 was called. No doubt several contractors would
25 have changed. Security company might have

1 REDACTED

2 changed, but it would surprise me if anything
3 central -- like they wouldn't change the
4 engineers because you would want people to know
5 what all the anomalies are in the mechanical of
6 any building. It's built to a print, but it
7 changes over time. Things are changed. You want
8 the men and women who operate it to be there.
9 Security might change, but you probably would
10 have somebody in a supervisory capacity who had
11 some knowledge of the building maintained. You
12 might go with Firm A, as opposed to Firm B. If
13 they were going to change the management
14 company, you would figure the main body of
15 engineers were the same people, but last week
16 they worked for Cushman Maintenance, and now
17 they work for Allied Maintenance. The management
18 company was changed, but you are not going to
19 change the operators because that doesn't serve
20 the plant very well.

21 Q. Let me ask you something very
22 specific. I think I understand from your
23 answer, but just to be clear; did Local 94 ever
24 hire security firms for the buildings that the
25 engineers worked in?

1 REDACTED

2 A. No.

3 Q. Now, the contract that you carry
4 around with you from time to time, which may or
5 may not have been the same for the Trade Center,
6 did it have any provision in it, to your
7 recollection, about what the union was to do if
8 they observed activity that at any point in time
9 they consider to be criminal activity in the
10 building?

11 A. I can't say for sure. I know it did
12 say anything that went beyond the contract, that
13 there would be a mechanism to bring this to an
14 arbitration where there would be an arbitrator
15 between the Realty Advisory Board and Local 94
16 where the attorneys for the union and the
17 attorneys for the Real Estate Advisory Board
18 would argue before an arbitrator and make a
19 decision on how to interpret a variance from the
20 contract or a clause in the contract. I'm not
21 sure the contract stated criminal behavior. I
22 mean it's fairly straightforward that you don't
23 sanction criminal behavior as an organization of
24 workers, and you don't sanction criminal
25 behavior as the front company for a real estate

1 REDACTED

2 industry, but there may well have been a mechanism
3 for reporting any theft of service or other
4 criminal activity.

5 Q. So if you know this, REDACTED, based
6 on your knowledge of the contract and standard
7 procedures, if a contractor or a visitor came
8 in to one of these buildings where you had
9 operating engineers, and they wanted to
10 actually do work on the structure of the
11 building or the equipment, would it be standard
12 procedure for an engineer to be involved in
13 escorting that type of crew?

14 A. Yes. Any equipment that is controlled
15 or operated and under the ticket or the license
16 of an engineer, a member of the engineering
17 staff will supervise the work; maybe not watch
18 every minute that the contractor is working, but
19 escort them to the location, explain the job,
20 and inspect the job once done and escort the
21 contractor either out of the building or back to
22 security, so they can escort them out of the
23 building.

24 Q. You mentioned the normal procedure of
25 making a log entry for this type of visit I just

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described -- to work on the building's structure or equipment, would it be the operating engineer's responsibility to make a log entry or is that security's obligation?

A. Both. The operating engineer will make a log entry because he or she is responsible for the equipment being touched. Security will make a log entry because they want a record of every person coming in and out of the building and the reason why.

Q. We are talking two separate sets of logs; security has a log, engineers have a log?

A. Correct.

Q. Did the two gentlemen who met with you and REDACT on this occasion in December of 2001, did they make any comments during this meeting?

A. None that were remarkable. There were a lot of colorful words, Holy shit. What the fuck? The REDACTED know about this? What the fuck?

Q. That type of comment?

A. Yeah, but the only one I asked, as yourself, I asked some questions and was the

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focal point of the person's recitation of their story. It was for me it was being told because I was a low-level officer of the union and one known for calling whatever it is what it is without sugar coating it. It doesn't always make you popular with management, but makes you popular with the people you represent.

MR. HARRISON: So I'm finished with my questions. Last call, Mr. Meiswinkle?

MR. MEISWINKLE: I have no further questions.

Q. I think we are finished. Let me ask REDACTED before we go off the record is there anything you wanted to tell us on the record that we have not asked you?

A. I have no additional information. All I have is the statement that I don't understand why this information is not more widely known. I don't understand why these questions are still unanswered, and I'm really grateful that I'm having the opportunity to tell this to some group that has the power to actually have it investigated. Thank you.

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MR. HARRISON: You're most
welcome.

MR. MEISWINKLE: One more
question.

FURTHER EXAMINATION BY

MR. MEISWINKLE:

Q. You mentioned during your testimony
here some documents, old documents, from that
period of time that reference contracts, books, and
things of that nature that you have in your piles
of whatever at home?

A. I may have REDACTED. I may have a
contract. There are documents I suggest you look
for investigating for payroll records that may
or may not exist to say who was in the building.

Q. Could you do us a favor if you find
those documents, could you get them to us?

A. Absolutely.

MR. MEISWINKLE: Anything that has
to do with this period of time and what
you are talking about would be very
helpful. Thank you.

MR. HARRISON: Give me 30



1 REDACTED

2 seconds.

3 FURTHER EXAMINATION BY

4 MR. HARRISON:

5 Q. REDACTED, are you willing to give us
6 permission at this point to share this deposition
7 with federal or state law enforcement
8 authorities?

9 A. Yes.

10 MR. HARRISON: Thank you. We
11 can go off the record.

12 (Time noted: 4:43 p.m.)

13

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REDACTED

15

16 Subscribed and sworn to
17 before me on this day
18 of _____, _____.

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Notary Public

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