

1 IN THE COURT OF COMMON PLEAS
2 PHILADELPHIA COUNTY, PENNSYLVANIA

3 PENNSYLVANIA MANUFACTURERS' : CIVIL ACTION
4 ASSOCIATION INSURANCE :
5 COMPANY, :
6 Plaintiff, :
7 - vs. - : JANUARY TERM, 2012

8 THE PENNSYLVANIA STATE :
9 UNIVERSITY AND JOHN DOE A, :
10 Defendants. : NO: 04126

11 -----
12 THE PENNSYLVANIA STATE : CIVIL ACTION
13 UNIVERSITY, :
14 Plaintiff, :
15 - vs. - : NOVEMBER TERM, 2013
16 PENNSYLVANIA MANUFACTURERS' :
17 ASSOCIATION INSURANCE :
18 COMPANY, :
19 Defendants. : NO: 03195

20 -----
21 THE PENNSYLVANIA STATE : CIVIL ACTION
22 UNIVERSITY, :
23 Plaintiff, :
24 - vs. - : NOVEMBER TERM, 2013
25 PENNSYLVANIA MANUFACTURERS' :
26 ASSOCIATION INSURANCE :
27 COMPANY, :
28 Defendants. : NO: 03197

29 -----
30 ** C O N F I D E N T I A L **
31 Monday, October 13, 2014

32 Oral deposition of JOHN DOE 150, taken
33 pursuant to notice, was held in the law offices of

34 , at 1:00
35 p.m., on the above date, before Lisa DePascale, a
36 Court Reporter and Notary Public of the Commonwealth
37 of Pennsylvania and Delaware.

38
39

1 Q. And you don't remember the names of the alumni
2 or coaches?

3 A. No.

4 Q. You say Sandusky moved his hands down my back
5 to my buttocks and then he stuck his finger in my
6 rectum. You remember that?

7 A. Yes.

8 Q. You then say you shouted, and again, there's
9 quotes around this "He stuck his finger in my ass."
10 Is that pretty accurate as to what you said?

11 A. Yes.

12 Q. Okay. Now, you say the other boys all turned
13 around and looked somewhat stunned by what was going
14 on. Sandusky responded, again with quotes, "Oh, I'm
15 sorry. I didn't realize I was getting that close."
16 First of all, is that an accurate description, as you
17 sit here today, as to what occurred?

18 A. Yes.

19 Q. Do you know whether or not the other campers
20 heard him when he said, "I'm sorry. I didn't realize
21 I was getting that close"?

22 A. Don't know.

23 Q. You say that the other boys turned around and
24 looked stunned by what was going on. Was that a

1 reaction to your yelling out, he stuck his finger in
2 my ass?

3 MS. ROMAGNOLI: Objection.

4 MR. Objection.

5 To the extent you know. You can
6 answer.

7 BY MR. ENGELMYER:

8 Q. I'm going by your words.

9 A. Well, right. They turned and I yelled. I made
10 a statement. I wasn't quiet about it. I -- ewe, he
11 stuck his finger in my butt, in my ass.

12 Q. Is it clear to you that they heard you?

13 A. Yes.

14 Q. Did anybody say anything? Did any of the other
15 campers say anything?

16 A. No.

17 MR. At the time, you're
18 talking about?

19 BY MR. ENGELMYER:

20 Q. At the time. I'm focusing on -- we're in the
21 shower on this incident.

22 A. Still in the shower, no.

23 Q. Okay. Do you remember Sandusky saying anything
24 other than what's quoted which is, "I'm sorry. I

1 didn't realize I was getting that close"?

2 A. No.

3 Q. Okay. If I may ask you take a look at
4 Paragraph 6, it says there were a half dozen other
5 boys who were in the shower at the time. It is
6 unknown if any of them actually saw him penetrate me.
7 Is that your best memory, as you sit here today as to

8 --

9 A. Yes, it is.

10 Q. So you're not sure whether any of the other
11 boys saw the actual penetration by Mr. Sandusky?

12 A. I don't know.

13 Q. Now, you then talk about in Paragraph 8, the
14 following day I approached Coach Paterno and informed
15 him. First of all, is that paragraph accurate?

16 A. Yes.

17 Q. Now, let's just walk through the following day.
18 This would be the day after the shower incident?

19 A. Yes.

20 Q. Okay. I'm sorry. We've got to just do it
21 verbally. Okay?

22 A. No. Okay. That's fine.

23 Q. All right. Before you spoke to Coach Paterno
24 had you shared with anybody else, other than yelling

1 that Mr. Sandusky?

2 A. I was told it was Sandusky. I didn't know who
3 it was.

4 Q. And who told you it was Sandusky?

5 A. The player.

6 Q. And that's part of the conversation where he
7 said --

8 A. That's the conversation that I had before the
9 shower incident.

10 Q. Okay. So this is prior to your abuse?

11 A. Yes.

12 Q. Okay. Did you speak to anybody about your
13 abuse other than the camper that you've described?

14 A. Yes.

15 Q. Who else?

16 A. Several coaches.

17 Q. Okay.

18 A. I don't recall anyone, and different players.

19 Q. Okay. This is all before you spoke to Coach

20 Paterno?

21 A. Yes.

22 Q. So let's talk about -- I'm sorry did you want
23 to add something?

24 A. I wasn't specific with them, as I was with

1 Paterno.

2 Q. Okay. So let me walk you through. You said
3 you spoke with other players and other coaches about
4 what had happened to you. What do you remember about
5 the communications you had with other players about
6 what had happened to you?

7 MS. ROMAGNOLI: Objection.

8 THE WITNESS: I don't recall.

9 BY MR. ENGELMYER:

10 Q. Did you tell them that he had penetrated you in
11 your rectum with his finger?

12 MS. ROMAGNOLI: Objection?

13 THE WITNESS: Don't recall what
14 specific.

15 BY MR. ENGELMYER:

16 Q. Okay. Did you give at least some indication
17 that you had been touched inappropriately?

18 A. Yes.

19 Q. And what did the players who you spoke to say
20 to you when you told them that?

21 A. Nothing.

22 Q. Did they just -- shook their heads? Nothing?

23 A. Nothing.

24 Q. Okay. Same question about you said you spoke

1 to some coaches?

2 A. Now, I don't know if they were coaches. Still,
3 they were more adults. They were I guess adults.

4 Q. Okay.

5 A. I was only 14 so they were older than I was,
6 and they were either in school or out of school.

7 Q. But they were in that locker room?

8 A. Yes.

9 Q. And what do you remember? Did you also tell
10 these coaches or adults that you had been touched
11 inappropriately?

12 A. Yes.

13 MS. ROMAGNOLI: Objection.

14 BY MR. ENGELMYER:

15 Q. And what did they say?

16 A. Nothing or I don't really recall them saying
17 anything.

18 Q. Did any of them express any concern for you?

19 MS. ROMAGNOLI: Objection.

20 THE WITNESS: They expressed concern,
21 but that was it.

22 BY MR. ENGELMYER:

23 Q. Did any of them say that they were going to --
24 I mean, you had communicated to these people that you

1 had been sexually inappropriately touched, correct?

2 A. Yes.

3 Q. Did any of them say we are going to do
4 something about it?

5 A. No.

6 Q. Did that concern you that nobody was following
7 up on what you had told them?

8 A. Yes.

9 MS. ROMAGNOLI: Objection.

10 BY MR. ENGELMYER:

11 Q. Did they have something to do with why you went
12 to Coach Paterno?

13 A. Yes.

14 Q. Then, you went to Coach Paterno the next day?

15 A. Yes.

16 Q. Can you tell me where you were when you spoke
17 to Coach Paterno?

18 A. I was in the hallway. Specifically, I don't
19 know what building.

20 Q. Okay. Were you inside or outside, let's start
21 there?

22 A. Inside.

23 Q. In this locker room?

24 A. No.

1 Q. No. Were you in a building somewhere?

2 A. In a building, yes.

3 Q. Was it an athletic facility or?

4 A. It wasn't like a court or anything like this.

5 It was offices. I had to walk -- we had to walk in an
6 office --

7 Q. Okay.

8 A. -- or in a hallway.

9 Q. Did you just bump into to him or did you
10 specifically ask to speak to him?

11 A. I specifically asked to speak with him.

12 Q. And who did you specifically ask to speak with
13 him? Was it him directly?

14 A. Paterno himself.

15 Q. Okay. And did he ask you what it is you wanted
16 to speak with him about?

17 A. No. He said, follow me, I have a meeting to go
18 to. And then he and several other coaches were
19 walking, and he said, just follow me.

20 Q. Okay. And you then say that you told Coach
21 Paterno -- you approached Coach Paterno and informed
22 him that Jerry Sandusky put his finger in my rectum;
23 is that accurate?

24 A. Yes.

1 Q. Was it just the two of you? Did anybody else

2 --

3 A. Person to person, it was just the two of us,
4 but there were several people within three, four,
5 five feet.

6 Q. Do you know whether or not you spoke loud
7 enough that they would have heard you?

8 MS. ROMAGNOLI: Objection.

9 THE WITNESS: I was embarrassed. More
10 than likely, I'm not sure, but I would have not
11 been so loud.

12 BY MR. ENGELMYER:

13 Q. Okay. Is it accurate that Coach Paterno
14 quickly said to you, I don't want to hear about any of
15 that kind of stuff, I have a football season to worry
16 about?

17 A. Specifically. Yes.

18 Q. Okay. So that's about as good as you can
19 remember the details of what he said?

20 A. Yes.

21 MS. ROMAGNOLI: Objection.

22 BY MR. ENGELMYER:

23 Q. What was your reaction when he said that to
24 you?

1 A. I was shocked, disappointed, offended. I was
2 insulted.

3 Q. Did you tell him -- did you say anything back
4 to him?

5 A. I said, is that all you're going to do? You're
6 not going to do anything else?

7 Q. And then you say he just walked away from you?

8 A. Just walked away.

9 Q. So he never even responded to you?

10 A. Never responded, no.

11 Q. Okay. Was that your only interaction with
12 Coach Paterno?

13 A. Yes.

14 Q. Did you ever speak to him again about this?

15 A. No.

16 Q. Have you ever spoken to him again about
17 anything?

18 A. No.

19 Q. Now, you then go on to say, "Since that time I
20 have reported the incident to another Penn State
21 alumni"?

22 A. Yes.

23 Q. Who is that?

24 A. Her name is She's from State

1 College area, Vernon, Lewistown --

2 Q. Somewhere in the State College?

3 A. Somewhere around there, yes.

4 Q. Okay. Circumstances of you speaking with her.

5 Was this immediately after the incident happened?

6 A. No, not at all. It was years later.

7 Q. Okay. Let me try to -- life moves

8 chronologically so let me stay with you in time.

9 A. Yes.

10 Q. After Coach Paterno walked way away from you

11 and did nothing, what did you do next, if anything,

12 about the inappropriate contact Sandusky had with you?

13 MS. ROMAGNOLI: Objection.

14 BY MR. ENGELMYER:

15 Q. Did you speak to anybody else?

16 A. No. I may have said that -- no. No, not

17 really. I don't recall.

18 Q. So you didn't take it to some other -- well let

19 me just --

20 A. No.

21 Q. Did you ever speak to your high school football

22 coach?

23 A. No.

24 Q. Your parents?

1 A. No.

2 Q. Siblings?

3 A. No.

4 Q. Friends?

5 A. No.

6 Q. Anybody else you can remember prior to Ms.

7 and the other people you said?

8 A. No one.

9 Q. Okay. So you kept it to yourself?

10 A. Yes.

11 Q. Was Ms. the first person you spoke to

12 after the conversation with Coach Paterno?

13 MS. ROMAGNOLI: Objection.

14 THE WITNESS: Regarding.

15 BY MR. ENGELMYER:

16 Q. The abuse.

17 A. Regarding the abuse, yes.

18 Q. Okay. I'm going to try to frame a time frame

19 for us. Are we talking five years after it occurred?

20 20 years after it occurred? Any sense of that?

21 A. 20 years.

22 Q. So somewhere in the mid to late '90s is when --

23 A. Early '90s.

24 Q. Okay. What were the circumstances of speaking