

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF ALABAMA
3 SOUTHERN DIVISION

3 E.A. RENFROE & COMPANY, INC. PLAINTIFF
4 VS. NO. 2:06-cv-1752-WMA
5 CORI RIGSBY MORAN and
KERRI RIGSBY DEFENDANTS

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9 VIDEOTAPED DEPOSITION OF DEREK WYATT

10 Taken at the instance of Plaintiff
11 at the offices of
McGlinchey Stafford
12 200 Lamar Street
City Centre South, Suite 1100
13 Jackson, Mississippi
on Monday, April 21, 2008,
14 beginning at approximately 10:03 a.m.
15

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18 APPEARANCES NOTED HEREIN

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21
22
23 CATHY M. WHITE, CSR
ON BEHALF OF STATE-WIDE REPORTING

1 Barrett and Nutt & McAlister?

2 A. No, I don't remember that, either, and it
3 wasn't something that meant a thing to me as far as
4 the date that that occurred.

5 Q. Well, let's at least narrow it down as much
6 as we can. It was not in 2008; is that correct?

7 A. I think that's true, yeah.

8 Q. It was not in 2004?

9 A. That would be true.

10 Q. It was not before Hurricane Katrina?

11 A. That's true.

12 Q. Can you narrow it down any further than that?

13 A. Well, it was sometime after August 29th, 2005
14 and before December 31st, 2007, you know, sometime in
15 that time frame.

16 Q. Who was there at that meeting?

17 A. That was a meeting of the Scruggs Katrina
18 Group lawyers.

19 MR. SHAPLEY: You can tell them who was
20 there. I have no objections.

21 A. As I recall, this is based on recollection,
22 Dick Scruggs was there, Chip Robertson was there,
23 Jim -- I hope he'll forgive me for this fill, it's
24 either Frickleberg or Frisklestein, I'm sorry, but I
25 don't remember exactly his name, a very nice man, good

1 lawyer, I think Don Barrett was there, probably Meg
2 McAlister was there and that's what I recall. There
3 may have been some other SKG counsel who were there,
4 also.

5 BY MS. HELMS:

6 Q. Was Chip and Jim, the fellows from Jefferson
7 City, were they members of the Scruggs Katrina Group?

8 A. Not as I understood it, no.

9 Q. Why were they attending an SKG meeting?

10 A. Well --

11 MR. SHAPLEY: If it was a strategy meeting to
12 discuss strategy, you can tell them that, but it --
13 I'm not going to let you talk about what the strategy
14 was. I don't know why they were there, if they were.

15 A. It was about strategy, it was.

16 BY MS. HELMS:

17 Q. And I'm not, at this point, asking you for
18 any details of what that strategy was, but I want to
19 understand your answer. Strategy with regard to what?

20 A. Hurricane Katrina cases.

21 Q. Any notes made during that meeting?

22 A. I have no idea.

23 Q. Did you see anybody taking any notes?

24 A. I don't have any recollection of seeing
25 someone taking notes.

1 Q. How long did that meeting last?

2 A. I don't recall.

3 Q. More than an hour?

4 A. It probably did, yeah.

5 Q. More than two hours?

6 A. It could have. I don't recall how long it
7 lasted.

8 Q. What time of day did it start?

9 A. I don't know.

10 Q. Morning, afternoon or night?

11 A. I don't know. I really don't know.

12 MR. SHAPLEY: When you get to a stopping
13 point, let's take a break.

14 MS. HELMS: We can take a break.

15 MR. MAGEE: Off the record. The time is
16 12:52.

17 (Recess.)

18 MR. MAGEE: Back on record. The time is
19 1:19.

20 BY MS. HELMS:

21 Q. Okay, Mr. Wyatt. I'd like to ask you some
22 questions about Kerri and Cori Rigsby --

23 MR. SHAPLEY: All right.

24 BY MS. HELMS:

25 Q. -- finally. When did you first learn of

1 CERTIFICATE OF COURT REPORTER

2 I, Catherine M. White, C.S.R. and Notary
3 Public, Hinds County, Mississippi, do hereby certify:

4 That on the 21st day of April, 2008, there
5 appeared before me, pursuant to notice and the Federal
6 Rules of Civil Procedure, Derek Wyatt as a witness in
7 the above-mentioned cause;

8 That said witness was sworn by me to tell the
9 whole truth, and nothing but the truth in said cause;

10 That counsel appeared on behalf of the
11 respective parties as hereinbefore set forth;

12 That the foregoing deposition was taken by me
13 by means of Stenograph machine and translated into
14 transcript form by me, and that the foregoing 225 pages
15 contain a full, true and correct transcription of the
16 testimony of said witness;

17 That I am not of kin or in any way associated
18 with any of the parties to said cause of action, or
19 their counsel, and that I am not interested in the event
20 hereof.

21 IN WITNESS WHEREOF, I have hereunto set my hand
22 this the 28th day of April, 2008.

23
24 _____
Catherine M. White

CSR No. 1309

25 My Commission expires: 2/1/2010