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(1) **THE WITNESS:** What was the question?

(2) **QUESTIONS BY MS. SCHRODER:**

(3) Q: Did you believe it was more important to
(4) turn off the gas or to evacuate first?

(5) A: Turn it off.

(6) Q: All right. And why?

(7) A: I felt stopping the flow of gas, or trying
(8) to find where the gas was coming from, was -- was
(9) going to be more helpful, at that point in time that
(10) I was in that situation.

(11) Q: All right. And I want to direct your
(12) attention for a minute to your CIS form, which I
(13) believe is Exhibit 2.

(14) A: Exhibit 8.

(15) Q: It is? I'm sorry.

(16) All right. Directing your attention to page
(17) two of that -- I'm sorry, the second --

(18) A: Yeah, I was just making sure that was mine.

(19) **MS. SCHRODER:** Does -- Charles, does your
(20) Exhibit 8 have three pages?

(21) **MR. ELBERT:** No. It's only two.

(22) **MS. SCHRODER:** Okay. That was just what was
(23) concerning me, his has three pages and mine --

(24) **MR. ELBERT:** That's just a blank page. I
(25) don't know where that came from.

(1) A: Sisak.

(2) Q: -- I'm sorry, Sisak, your supervisor came on
(3) December 19, 2006, did you -- did you tell him
(4) whether or not you evacuated?

(5) A: When Mike Sisak arrived, the customers were
(6) in the home. I don't recall whether I told Mike I
(7) evacuated the customers or not. I think what I told
(8) Mike was, is after things settled down, you know, me
(9) and Mike had several calls between us and I think at
(10) one point I told Mike that the situation is safe and
(11) under control, and -- but for him to show up still.

(12) Q: All right. You also got asked -- Going back
(13) to this phone call for a moment that you made to
(14) Kevin Patterson on December 19, 2006, you got asked
(15) whether this was Union business, this phone call
(16) that you made. Did you consider that to be Union
(17) business?

(18) **MR. ELBERT:** Objection, that is leading.

(19) **THE WITNESS:** No.

(20) **QUESTIONS BY MS. SCHRODER:**

(21) Q: Why not?

(22) A: At that time it wasn't Union business in --
(23) and in my thought process, I was -- Again, I know
(24) I've gone over this, I was just notifying him of the
(25) situation so we wouldn't be accused of withholding

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(1) **QUESTIONS BY MS. SCHRODER:**

(2) Q: Okay. All right. There was some prior
(3) testimony -- yeah, I believe if you'll look at the
(4) second line of serviceman remarks and HSI, other
(5) comments, it says that you evacuated the home. Why
(6) did you write that on your CIS form?

(7) A: After the job was completed, gas was
(8) restored, everybody was gone, I do my paperwork.
(9) When I wrote that up, you know, when I told -- when
(10) I requested the customers get -- be prepared to
(11) evacuate the home, at that point in time I was
(12) going -- in the process, I was going to evacuate the
(13) home if I couldn't control the situation that I was
(14) in, or the home was in. I wrote that down with that
(15) in my mind, that the house was going to be evacuated
(16) if I couldn't control the situation.

(17) Q: All right. And --

(18) A: And I would just like to say for the record,
(19) that it was an error. It was an error in this.

(20) Q: Oh; all right. It wasn't an intentional --
(21) I'm sorry --

(22) A: No, it wasn't -- it was an error. I didn't
(23) evacuate the home, I testified to that, but it was
(24) my intention that that was going to happen.

(25) Q: All right. And when Mike Sisak -- Sisak --

(1) this type of information from anybody. It -- I
(2) didn't consider it to be Union business, no.

(3) Q: All right. And did you hide from the
(4) Company that you had called Mr. Patterson on
(5) December 19, 2006?

(6) A: No, I didn't.

(7) Q: When did you first let Company management
(8) know that you told Kevin -- that you called Kevin
(9) Patterson that day?

(10) **MR. ELBERT:** Objection, leading.

(11) **THE WITNESS:** I let Mike Sisak know -- I
(12) might have even let him know on the telephone, I'm
(13) not positive, but I did tell him. I told Bill
(14) Klingemann, also, that I notified Kevin.

(15) **QUESTIONS BY MS. SCHRODER:**

(16) Q: And you mentioned Bill Klingemann before,
(17) but who is he?

(18) A: Mr. Klingemann is in the -- works for
(19) Laclede Gas management and he's in the Claims
(20) Department.

(21) Q: All right. And is he also management?

(22) A: Yes.

(23) Q: Okay. There was also a second telephone
(24) call to the Union that was reflected on Company
(25) Exhibit 6. Do you -- You've had some time to look

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(1) at this document and think about this. Do you have
(2) any explanation at all for how that may have
(3) occurred?

(4) A: The second call to the hall?

(5) Q: Yes.

(6) A: I don't have an explanation. I don't
(7) remember making that second call at the hall. I do
(8) remember the phone -- I had a phone. I could have
(9) sat the phone down. It -- You know, I'm not saying
(10) the customer did pick it up and redial it, I don't
(11) know. I did set the phone down and I was travelling
(12) around the house, making my -- doing my leak
(13) investigation. So no, I can't explain that other
(14) call.

(15) Q: All right. Okay. You got asked about
(16) Exhibit -- is it Exhibit 2?

(17) MR. ELBERT: That's his affidavit.

(18) QUESTIONS BY MS. SCHRODER:

(19) Q: Yeah, Exhibit 2 is your testimony. Would
(20) you get your copy of that and turn to page one? And
(21) directing your attention to line 12, you said, I
(22) noticed that gas was blowing out of union in the
(23) piping.

(24) First of all, what did you mean by noticed?
(25) Is that something you would see?

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(1) Friday that you noticed needed to be corrected in
(2) your testimony?

(3) A: There was another issue in here. You know,
(4) I didn't think it was that important but I think
(5) evidently it might have been. I think there's
(6) somewhere where I said that I went upstairs, or she
(7) was upstairs or I was downstairs, somewhere to that
(8) effect. I marked it on my paper Friday.

(9) Q: All right. Let me direct your attention to
(10) the bottom of page two, lines 22 and 23. If you'll
(11) read -- Just review that, is there anything there
(12) that needs to be corrected?

(13) A: Where was that at?

(14) Q: Page two, lines 22 and 23.

(15) A: Yeah, there's -- that's the upstairs,
(16) downstairs. That some contractor never did -- What
(17) the customer told me was she was down there the
(18) whole time with him and that she said that he didn't
(19) go upstairs, that she was sitting in front of the --
(20) in front of there when he was working. And that's
(21) where they had had their contact at, that he didn't
(22) actually go upstairs.

(23) Q: All right. And then directing your
(24) attention to page three, the first line, is there
(25) anything there that needs to be corrected?

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(1) MR. ELBERT: Objection, leading.

(2) THE WITNESS: Well, this -- this was -- When
(3) I started to make my repairs and I went to find the
(4) source of where this was actually leaking so I could
(5) fix it and get the people back in gas, and what I
(6) did was is I turned the gas back on. Mike Sisak was
(7) there and we heard the gas. I sprayed soap on it
(8) and it was blowing the soap off of it. So yeah, I
(9) actually seen it leaking.

(10) QUESTIONS BY MS. SCHRODER:

(11) Q: All right.

(12) A: It was -- It was blowing -- blowing off the
(13) soap that I sprayed on it.

(14) Q: Okay. And you've already testified that
(15) this line, I noticed that gas was blowing out of the
(16) union on the piping located about one foot away from
(17) the meter; should not have been in this chronology,
(18) is that right?

(19) A: That's correct.

(20) Q: When did you notice -- When did you realize
(21) that error, that it was erroneous in your testimony?

(22) A: Actually, I noticed it Friday when I was
(23) going over my affidavit and getting prepared for
(24) this.

(25) Q: All right. Was there anything else on

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(1) A: And later he came back up and said he didn't
(2) have the right equipment. That was all said to the
(3) missus downstairs.

(4) Q: Okay. Let's talk about this union joint for
(5) a minute. You said that it's not uncommon for
(6) unions to leak. First of all, what kinds of things
(7) in your experience have you seen that can cause a
(8) union to leak?

(9) A: Vibrations, age, the design of the union,
(10) working on other parts of that facility, company
(11) facility. That -- That's what usually creates --
(12) That's the most common is when you're working on a
(13) different part, per say, like, say, the meter, that
(14) something else would budge and it would actually
(15) start leaking from that.

(16) Q: All right. Based on the facts that you
(17) learned on December 19, 2006, and -- and the
(18) subsequent information provided from Dr. Sieman in
(19) his affidavit that was attached to the Company
(20) response, do you have a reasonable idea of what
(21) could have caused the leak on December 19th?

(22) MR. ELBERT: Objection, asked, answered,
(23) leading, no foundation.

(24) MR. FRANSON: And also besides all of those,
(25) this witness has repeatedly testified he doesn't

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[1] know, therefore, his speculation about a reasonable
[2] explanation, as you phrase it, would also be
[3] irrelevant.
[4] **QUESTIONS BY MS. SCHRODER:**
[5] Q: Go ahead.
[6] A: I'm in agreement with Mr. Sieman's statement
[7] on the back that says the union could have been
[8] loose prior to the man getting there, and that --
[9] that the statement he makes that with the Cellnet
[10] worker working on that meter created it to be -- to
[11] leak worse. I'm in agreement with what Mr. Sieman's
[12] concluded.
[13] Q: Okay. And you -- you said that Mr. Sisak
[14] asked you to tighten the union rather than to
[15] replace it, and that that is contrary to usual
[16] procedure. What reason would there be to replace
[17] the union rather than to tighten it, if tightening
[18] it actually fixed the leak at the time?
[19] A: We normally replace the union for the fact
[20] that we were talking about; its age, the age of the
[21] gasket, and it could leak again. So what we do is,
[22] we replace it with a new one, with a new style. It
[23] doesn't have that big of a washer in it anymore.
[24] It's just got a small O-ring and plastic. It's a
[25] totally different design, insulated union that we're

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[1] using, and, you know, that's pretty much what we
[2] would do is always replace them. Just for that fact
[3] that it could cause -- it could leak again for the
[4] same reason.
[5] Q: All right. Does Laclede provide Union
[6] employees with training about a procedure -- about
[7] what to do if a Union service employee causes a --
[8] I'm sorry, let me rephrase this as we got too many
[9] unions in here.
[10] Does Laclede provide its Service Department
[11] employees with training about what to do if some --
[12] if some action on their part causes a union to leak?
[13] A: Yes.
[14] Q: And what is that training?
[15] A: We -- We repair the leak by normally
[16] replacing it, if it's the union.
[17] Q: All right.
[18] A: Normally, if any kind of pipe has got age on
[19] it, we replace -- Normally every time we get out
[20] there and find something leaking, we don't normally
[21] tighten them. We normally replace it.
[22] Q: And does Laclede provide training about what
[23] to do if a customer says there's a leak when you're
[24] finishing up a job -- or that, I'm sorry, if a
[25] customer says he or she smells gas when you're

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[1] finishing up a job?
[2] A: We re-check everything that we did, worked
[3] on, and do the investigation. And assure the
[4] customer if we don't find anything at that point in
[5] time, that -- that there are no leaks in the home.
[6] Q: All right. At the end of your testimony,
[7] Exhibit 2, you made a statement about both of the
[8] customers going to the hospital due to gas
[9] inhalation. What led you to believe that -- that
[10] the customers went to the hospital due to gas
[11] inhalation?
[12] A: That was my conclusion on the fact that
[13] everything seemed well there prior. No one ever
[14] stated they were sick prior. They stated that all
[15] this came about from that day. The mister also
[16] stated he was driving to the hospital himself, that
[17] he was also feeling ill. Due to the fact that both
[18] of them in the house were not feeling well, that's
[19] kind of how I drew that conclusion.
[20] Q: All right. You said that natural gas isn't
[21] toxic. Is -- How can you explain, then, if natural
[22] gas isn't toxic, how gas inhalation could cause both
[23] of them to be hospitalized?
[24] A: This is going to be my opinion, but my
[25] opinion is, is that just because something's not

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[1] toxic doesn't mean that certain individuals aren't
[2] affected differently from it. Some people might get
[3] sick from natural gas when others don't. I, myself,
[4] I don't get sick from natural gas. But that doesn't
[5] say that, you know, everybody could have -- You
[6] know, again, I'm not a doctor, but you could have
[7] allergic reactions. You could have anything.
[8] You're breathing it in.
[9] Q: All right. Mr. Elbert asked you if you
[10] listened for where the gas hissing was coming from
[11] when you first went down to the basement to turn off
[12] the gas on December 19, 2006. Why didn't you? You
[13] said you didn't. Why didn't you?
[14] A: I didn't. I was -- I was moving to get
[15] the -- get the home safe and secure. I was moving
[16] to make sure that there wasn't going to be more gas
[17] be put in that building. I was making sure that the
[18] customer was safe, and that I was safe, and that the
[19] premise and the building was safe. And I felt that
[20] I succeeded in doing that by going immediately and
[21] turning that off.
[22] Q: All right. And as soon as you turned it --
[23] Never mind.
[24] Okay. Mr. Elbert asked you whether meters
[25] without any remote devices can also leak behind the

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(1) face plate and you said that you were aware of that.
(2) In your experience, what were the age of those
(3) meters, the ones that didn't have AMR devices on
(4) them?

(5) **MR. ELBERT:** Objection, no foundation.
(6) Calls for speculation. Subject to that, go ahead
(7) and answer.

(8) **THE WITNESS:** I'm -- I'll answer it the same
(9) way I answered all -- all of this about these
(10) meters. I don't know how they leak. I don't know
(11) how the old ones leak. I don't know how the new
(12) ones leak. All I know is if we find the leaks, we
(13) fix and repair them or replace them.

(14) **QUESTIONS BY MS. SCHRODER:**

(15) Q: Okay.

(16) A: We don't go into the intricacies of where
(17) they're leaking.

(18) Q: That really wasn't my question. My question
(19) was, whether in your experience you have noticed the
(20) particular age of those meters?

(21) A: Okay. Well --

(22) Q: Now I'm talking about the meters that don't
(23) have AMR devices.

(24) A: Right, right. Well, it's been a while since
(25) I've seen a meter without an AMR device, but I'd

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(1) A: Yes.

(2) Q: All right. He asked how you knew that the
(3) Company wasn't investigating those meters. Do you
(4) remember that?

(5) A: Yes.

(6) Q: And are some of those meters still -- were
(7) some of those meters still sitting there months
(8) later?

(9) **MR. ELBERT:** Objection, calls for
(10) speculation. No foundation.

(11) **THE WITNESS:** There were meters and yeah,
(12) they just kept piling up in there. The meters kept
(13) piling up and after a while the room was just full,
(14) and they just took them all and put them down to the
(15) area where we put all our meters that go down to the
(16) meter shop.

(17) **QUESTIONS BY MS. SCHRODER:**

(18) Q: Okay. Is this a room that you passed on a
(19) daily basis?

(20) A: I see it every morning.

(21) Q: All right. You told Mr. Elbert that the
(22) Company didn't say they were investigating these
(23) meters. Have they done that before when they've
(24) been investigating something?

(25) **MR. ELBERT:** Objection, mischaracterizes

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(1) have to go back into my CIS's and see even how many
(2) I've changed due to leaks. I -- I can probably
(3) count them on two hands. So I don't know, really,
(4) what your question is.

(5) Q: Okay. You indicated -- You told Mr. Elbert
(6) that you believed there were facts reflecting that
(7) the Company was trying to conceal problems from
(8) Cellnet installers, and I wanted to ask you about
(9) some of that.

(10) First of all, one of the things you told him
(11) was that the Company had had you bring meters -- had
(12) service employees bring the AMR meters into the shop
(13) when -- when they found these problems.

(14) **MR. ELBERT:** Objection, mischaracterizes
(15) testimony. This is -- This is not proper to try to
(16) say what he said before in response to my questions.
(17) Ask him a question.

(18) **QUESTIONS BY MS. SCHRODER:**

(19) Q: Mr. Boyle, do you remember your testimony to
(20) Mr. Elbert about the Company trying to conceal
(21) problems from Cellnet installers?

(22) A: Yes.

(23) Q: And do you remember specifically discussing
(24) with him about this pile of meters that -- about the
(25) meters that were brought into the shop?

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(1) testimony. Leading.

(2) **THE WITNESS:** No. Not to my knowledge.

(3) **QUESTIONS BY MS. SCHRODER:**

(4) Q: And I was also confused, you said something
(5) to Mr. Elbert, I believe, about meters being taken
(6) from this room when it filled up. And you just said
(7) that again to me.

(8) A: Okay.

(9) Q: Were any meters, to your knowledge, from
(10) passing by this room every day, taken from that room
(11) before the room filled up?

(12) **MR. ELBERT:** Objection, no foundation.
(13) Leading.

(14) **THE WITNESS:** Not to my knowledge, no.

(15) **QUESTIONS BY MS. SCHRODER:**

(16) Q: One thing I want to clear up real quickly,
(17) you kept referring to the dog in your responses to
(18) Mr. Elbert. Are you talking about a drive dog?

(19) A: Yes.

(20) Q: Was there a time when the AMR installations
(21) first started that -- that the Union -- sorry,
(22) strike that -- that SEIU employees informed
(23) management, their direct management, that they had
(24) some real concerns about?

(25) **MR. ELBERT:** Objection, leading. This --

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(1) This is improper questioning and it's just
(2) continuing. Subject to that you can answer.
(3) **QUESTIONS BY MS. SCHRODER:**
(4) Q: Answer.
(5) A: On a daily basis. Every day.
(6) Q: All right. What was management's response?
(7) A: They never responded. We would just tell
(8) them that -- our concerns, and that these were
(9) leaking, and management never came back with an
(10) answer except that these meters don't leak.
(11) Q: One other thing I want to clear up, I want
(12) to direct your attention to Exhibit 2, page two,
(13) line -- okay, line five. It says that you suggested
(14) that the husband call an ambulance for her.
(15) Would you explain -- Because there had been
(16) some testimony about whether or not you -- whether
(17) you suggested he call an ambulance --
(18) **MR. ELBERT:** I'm going to object. You're
(19) leading. You're leading. You can ask him questions
(20) but this -- You're -- You're covering testimony to
(21) try to make him change his testimony. You can't do
(22) that. Ask him a question. Leading.
(23) **QUESTIONS BY MS. SCHRODER:**
(24) Q: Do you want to explain that remark please?
(25) A: What happened was after I recognized that

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(1) the lady walked from point A to point B and she was
(2) all over the place, when I was downstairs and I was
(3) listening to her -- when I was walking around the
(4) house doing my -- taking my readings, and listening
(5) to her gagging and carrying on -- I say carrying on
(6) for lack of a better word -- I did suggest to the
(7) husband that, You need to take care of her. He came
(8) back down and said to me, I'm -- I just called for
(9) an ambulance.
(10) I don't know how the other people got
(11) called, if he called -- he didn't say nothing about
(12) him calling the Fire Department or anything like
(13) that, but he did call an ambulance. He told me that
(14) he called the ambulance.
(15) I didn't suggest to him that he call an
(16) ambulance. What I suggested to him was, is he needs
(17) to look after her and take care of her, figure out
(18) what he needed to do with her situation.
(19) **MS. SCHRODER:** I have no further questions.
(20) **FURTHER EXAMINATION**
(21) **QUESTIONS BY MR. ELBERT:**
(22) Q: Did you sign Exhibit No. 2 under oath?
(23) A: Yes, I did.
(24) Q: And when you signed it under oath, did you
(25) believe everything in there was true?

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(1) A: When I read that, yes, I -- I thought that
(2) everything I wrote on there was the truth, yes.
(3) Q: Okay. So now you're saying, if I understand
(4) you correctly, that this statement on line five of
(5) page two, I suggested that the husband call an
(6) ambulance for her; that's not a true statement; is
(7) it? Based on your testimony?
(8) A: What it is, is based on my testimony is, is
(9) I suggested the husband -- what the husband do is
(10) take care of her. And he told me that he called an
(11) ambulance.
(12) Q: So the statement as it's written is not
(13) true, is it?
(14) A: Right.
(15) Q: Okay. Now, you say, if I understand you
(16) correctly, that every day the Union expressed
(17) concerns about leaking AMRs?
(18) A: Yes.
(19) Q: Did you do that every day yourself
(20) personally?
(21) A: Yeah -- Not every day, I didn't personally,
(22) no.
(23) Q: Who did you -- Who did you complain to about
(24) leaking AMRs?
(25) A: I went directly to my immediate supervisor.

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(1) Q: Who was that?
(2) A: Mike Sisak.
(3) Q: And how often did you complain to Mike Sisak
(4) since July of 2005?
(5) A: I -- I can't pinpoint a number but I would
(6) say it would be more than ten times.
(7) Q: More than ten times.
(8) A: And not only did I complain about it, I also
(9) witnessed other people turn in their CIS form
(10) tickets.
(11) Q: Was the CIS form ticket a complaint?
(12) A: It -- It's the documentation that states why
(13) we were there and the reason why we were there was
(14) changing the gas meter. It was leaking.
(15) Q: That's not the question.
(16) A: And then we would take it -- Then we would
(17) go in there and say, Here's another leaking AMR --
(18) another leaking AMR meter -- and I'd use that
(19) term -- another leaking meter that we fixed today,
(20) and we'd have a CIS there. Now, what they did with
(21) that information, I don't know.
(22) Q: Sir, here's what I'm asking you: There have
(23) been, just roughly, and my math could be wrong,
(24) let's say there have been 540 days since July of
(25) 2005; correct?

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[1] of the house?
[2] A: I told them when I first entered the home,
[3] Get your stuff and be prepared to get out of the
[4] house.
[5] Q: When did you -- That is different than what
[6] you just said, Sir.
[7] A: In your mind.
[8] Q: Are you saying that being prepared to get
[9] out of the house means the same thing as get out of
[10] the house?
[11] A: Yes.
[12] Q: And that's common English usage to you?
[13] A: When I'm in that situation, yes.
[14] Q: Did you tell those customers anything else?
[15] Did you give them any other safety instructions
[16] besides, Be prepared to get out of the house?
[17] A: Well --
[18] Q: Yes or no?
[19] A: Absolutely.
[20] Q: What other safety instructions?
[21] A: I told them not to hit no switches. I told
[22] them not to -- You know, I did my routine that you
[23] do with everything.
[24] Q: When did you do that?
[25] A: When I was walking down to the meter.

[1] Q: And when did you --
[2] A: My ranger was doing this, not me. I wasn't
[3] touching nothing. My ranger was doing this.
[4] Q: You're saying that the gas immediately went
[5] down below 1.3 percent; is that what you're saying?
[6] A: I testified earlier as I went down into the
[7] basement, it was actually going down.
[8] Q: But upstairs it was higher, wasn't it?
[9] A: Not when I went back upstairs, no.
[10] Q: And how long was that after you were --
[11] A: After I went out and cleared it and went
[12] back inside. I stepped outside, cleared it, went
[13] back inside.
[14] Q: When you say that you agree with Mr. Sieman
[15] that that union could have been loose when the
[16] Cellnet guy got there; right?
[17] A: Yes, that's possible.
[18] Q: That's possible?
[19] A: Yes.
[20] Q: But you don't know, do you?
[21] A: No.
[22] Q: And you say that the most common way the
[23] unions get loose is by working on other parts of the
[24] system. That's what you testified to?
[25] A: Vibrations, yes.

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[1] Q: You didn't testify to that.
[2] A: It all happens like that.
[3] Q: Uh-huh.
[4] A: It does.
[5] Q: So you sent them upstairs where they're out
[6] of your eyesight, and you don't know what they're
[7] doing up there, do you, while you're downstairs?
[8] A: At which -- At what time? What time frame
[9] are we at? Is the house clear now? The house was
[10] clear in a matter of minutes.
[11] Q: In a matter of minutes?
[12] A: I already testified to that.
[13] Q: How many minutes was it before the house was
[14] clear?
[15] A: Below the 1.3 percent, I would say almost
[16] immediately after I turned off the gas.
[17] Q: Did you check that?
[18] A: Yes.
[19] Q: Okay. And almost immediately, what does
[20] that mean? Ten minutes?
[21] A: No. Do you know what immediately means?
[22] Immediately means immediately, not ten minutes.
[23] Q: I see --
[24] A: As soon as I turned the gas off, as soon as
[25] I turned that gas off, it started going down.

[1] Q: And have you done any studies to make that
[2] determination?
[3] A: Just my own personal studies.
[4] Q: Okay. So your own personal studies would be
[5] when you've worked on the meters that the union has
[6] gotten loose?
[7] A: Right.
[8] Q: Okay. And do you know whether, in fact, age
[9] or design has also caused the unions to become
[10] loose?
[11] A: Do I know for a fact?
[12] Q: Yes.
[13] A: Sure.
[14] Q: Is that based on your own experience?
[15] A: Yes.
[16] Q: And you say you repair leaks in unions by
[17] replacing the union. Is that what you do
[18] 100 percent of the time?
[19] A: Yes.
[20] Q: So even though you didn't do it here, you
[21] didn't report that to anyone; correct?
[22] A: I didn't disobey a direct order.
[23] Q: But you didn't report it to anyone, did you?
[24] A: My supervisor. He was --
[25] Q: Your supervisor knew. Did you report it to

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[1] anybody besides your supervisor?
[2] A: Claims Department.
[3] Q: And did you -- Did you write in your
[4] affidavit that you actually did the repair? You
[5] repaired the leak. Page two, line 15 and 16. Is
[6] that a true statement, just repaired the leak? Yes
[7] or no.
[8] A: What's your question?
[9] Q: Is your statement in line 15 and 16 of
[10] Exhibit 2, this, Repaired the leak; is that a true
[11] statement? Yes or no.
[12] A: My whole answer was, I tightened the union
[13] that had been leaking and this repaired the leak.
[14] Yes, that's a true statement.
[15] Q: Do you know whether Laclede Gas Company
[16] employees -- and I'm not talking about
[17] subcontractors, I'm talking about employees
[18] represented by 11-6 -- have caused leaks at
[19] customer's premises?
[20] A: Do -- Personal --
[21] Q: Yeah, do you know that?
[22] A: I've heard of it.
[23] Q: Have you ever been out to fix a leak that
[24] was caused by another employee?
[25] A: No.

[1] customers. How old were these customers?
[2] A: In their 60s. They were retired.
[3] Q: And --
[4] MR. ELBERT: Objection to this. I mean,
[5] there's no foundation for any of this. Now he knows
[6] how old they were?
[7] QUESTIONS BY MS. SCHRODER:
[8] Q: December 16, 2006, what was the weather
[9] like?
[10] A: It was cold.
[11] Q: All right. Did that have -- Did that enter
[12] into your calculation in any way about whether
[13] these -- these customers should be outside waiting
[14] for you to finish your work?
[15] A: It wouldn't have if -- if the leak would
[16] have stayed -- sustained over one percent, it
[17] wouldn't have, no. They would have been outside.
[18] MS. SCHRODER: All right. No further
[19] questions.
[20] MR. ELBERT: No other questions.
[21] MR. FRANSON: We have some administrative
[22] things about the kinds of turnaround time and kinds
[23] of copies we want.
[24] MR. ELBERT: First of all, we need to talk
[25] about signature which we did not do.

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[1] Q: Do you know of other employees who have gone
[2] out to fix leaks caused by other employees?
[3] A: I don't know their names. I've heard of it.
[4] Q: Okay. So sometimes Laclede Gas Company
[5] employees, they make mistakes; right?
[6] A: Sure. Yes, Sir.
[7] Q: And sometimes they leave the premises and
[8] there's a leak; right?
[9] A: Not when a customer states they're smelling
[10] gas, no.
[11] Q: That's not my question. Sometimes they
[12] leave the premises and there's a leak; correct?
[13] A: I would say yes.
[14] Q: Okay. And you don't know each time that
[15] happens, what the circumstances are; do you?
[16] A: Every one's different. Every thing's
[17] different.
[18] MR. ELBERT: I agree. I don't think I have
[19] anymore questions.
[20] MS. SCHRODER: Robert?
[21] MR. FRANSON: No, I don't think so.
[22] MS. SCHRODER: I just have one set.
[23] FURTHER EXAMINATION
[24] QUESTIONS BY MS. SCHRODER:
[25] Q: You got asked again about evacuating the

[1] MS. SCHRODER: But we did take care of it.
[2] MR. ELBERT: You did take care of it?
[3] MS. SCHRODER: We're going to sign.
[4] MR. ELBERT: Okay. You're going to sign.
[5] We didn't do that on the other.
[6] MS. SCHRODER: She asked right after -- she
[7] realized right after you left.
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