

# **EXHIBIT F**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

LONG HAUL, INC., and EAST )  
BAY PRISONER SUPPORT, )

Plaintiffs, )

vs. )

No. C 09-00168-JSW

UNITED STATES OF AMERICA; )  
MIGUEL CELAYA; KAREN )  
ALBERTS; WILLIAM KASISKE; )  
WADE MacADAM; TIMOTHY )  
ZUNIGA; MIKE HART; LISA )  
SHAFFER, )

Defendants. )

DEPOSITION OF  
MAX HARRIS

Held at the Law Offices of SchiffHardin  
One Market Street, San Francisco, California  
Wednesday, September 22, 2010, 1:37 p.m.

REPORTED BY: ELAINA BULDA-JONES, RPR, CSR #11720

1 A. I don't know. To my knowledge, yes.

2 Q. And how extensively is the computer used  
3 to create Slingshot? First of all, is there a  
4 computer in the Slingshot office?

5 A. Yeah.

6 MS. GRANICK: Objection. Calls for  
7 speculation.

8 Answer if you know.

9 THE WITNESS: Yes.

10 MS. GRANICK: Was this 2008?

11 MS. ELLIS: In 2008.

12 THE WITNESS: Yes.

13 BY MS. ELLIS:

14 Q. And have you ever used that computer in  
15 the Slingshot office?

16 A. Yes.

17 Q. Did you ever use it in 2008?

18 A. I don't know.

19 Q. What did you use the computer for?

20 A. Printing and, oh, boy, e-mail, printing,  
21 internet search, helping with the Slingshot  
22 organizer, which is -- I helped with the Slingshot  
23 organizer one time.

24 Q. Which issue or which year?

25 A. I don't -- oh, 2009.

1 Q. What did you do?

2 A. I helped look up other info shops and  
3 cross-checked if they were still around.

4 Q. So when you -- other than using the  
5 Slingshot computer to look up other info shops when  
6 you were doing that for the organizer --

7 A. Right.

8 Q. -- in what capacity were you using the  
9 Slingshot computer the other instances when you were  
10 using it for e-mail or internet research?

11 A. Yeah --

12 MS. GRANICK: Objection. Vague. May call  
13 for a legal conclusion.

14 THE WITNESS: Personal and Long Haul.

15 BY MS. ELLIS:

16 Q. And what were you doing for Long Haul when  
17 you were using that Slingshot computer?

18 A. Well, I don't remember. I know I worked  
19 on printing things from my e-mail relevant to movie  
20 nights. That's all I remember.

21 Q. Do you -- did you ever use that computer  
22 for East Bay Prisoner Support work?

23 A. I don't know. I don't know.

24 Q. Did you ever check the -- well, did East  
25 Bay Prisoner Support have its own e-mail account?

1 A. Yes.

2 Q. Did you ever check that account using the  
3 Slingshot computer?

4 A. I don't know -- or I don't remember, not  
5 "I don't know."

6 I don't remember.

7 Q. Did you -- was the door to the Slingshot  
8 office generally locked?

9 A. Yes.

10 Q. And did you have a key?

11 A. No -- I -- well, the Long Haul has a key.

12 Q. And did you --

13 A. Staffs have key.

14 Q. Staffs have keys. And the -- does the key  
15 work to the Slingshot office?

16 A. Yes.

17 Q. And does every staff member have a key?

18 A. No, it's -- there is a box of keys.

19 Q. Where is the box kept?

20 A. In the safe or the -- what am I saying,  
21 the safe behind the desk in a box that is secured.

22 Q. How is the box secured?

23 A. There is like -- there is wood that blocks  
24 it off and then there is combination lock that staff  
25 knows.

1 Q. Does every staff know the combination to  
2 those locks?

3 A. No. People -- well, people who work  
4 shifts know the combination.

5 Q. And so, everyone that works a shift knows  
6 the combination to those locks; is that right?

7 A. Yes.

8 Q. And is it then possible that everybody  
9 that works a shift would have access to the keys  
10 that open the Slingshot office; is that right?

11 MS. GRANICK: Objection. Calls for  
12 speculation.

13 THE WITNESS: Everyone who has a shift  
14 would have access to the keys, yes.

15 BY MS. ELLIS:

16 Q. Did you have a key to the front door of  
17 Long Haul?

18 A. Yes.

19 Q. And then did you have access to the East  
20 Bay Prisoner Support office as well?

21 MS. GRANICK: Objection. Vague as to  
22 time.

23 BY MS. ELLIS:

24 Q. In 2008?

25 A. I don't remember.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

DEPOSITION OFFICER'S CERTIFICATE

STATE OF CALIFORNIA                    }  
  }        ss.  
COUNTY OF SACRAMENTO                }

I, ELAINA L. BULDA, hereby certify:

I am a duly qualified Certified Shorthand Reporter in the State of California, holder of Certificate Number CSR 11720 issued by the Court Reporters Board of California and which is in full force and effect. (Fed. R. Civ. P. 28(a)).

I am authorized to administer oaths or affirmations pursuant to California Code of Civil Procedure, Section 2093(b) and prior to being examined, the witness was first duly sworn by me. (Fed. R. Civ. P. 28(a), 30(f)(1)).

I am not a relative or employee or attorney or counsel of any of the parties, nor am I a relative or employee of such attorney or counsel, nor am I financially interested in this action. (Fed. R. Civ. P. 28).

I am the deposition officer that stenographically recorded the testimony in the foregoing deposition and the foregoing transcript is a true record

/ / /

1 of the testimony given by the witness. (Fed. R. Civ. P.  
2 30(f)(1)).

3 Before completion of the deposition, review of  
4 the transcript [XX] was [ ] was not requested. If  
5 requested, any changes made by the deponent (and  
6 provided to the reporter) during the period allowed, are  
7 appended hereto. (Fed. R. Civ. P. 30(e)).

8

9 Dated: OCTOBER 8, 2010

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

A handwritten signature in cursive script, appearing to read "E. B. Jones", is written over a horizontal line. The signature is positioned to the right of the "Dated:" text.