

1 OFFICE OF THE ATTORNEY GENERAL

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4 IN RE: STANKOSKI/STOUT EEO
COMPLAINT INVESTIGATION

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8 CONFIDENTIAL INTERVIEW OF

9 AMANDA SAXTON

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11 Taken at the offices of
The State of Ohio
12 180 East Broad Street
11th Floor, Room A
13 Columbus, Ohio 43215

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on April 18, 2008, at 3:01 p.m.

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17 Reported by: Sara S. Clark, RPR/CRR/CCP/CBC

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1 PRESENT:

2 Ben Espy, Esq.
Executive Assistant Attorney General
3 Administration
30 E. Broad Street, 17th floor
4 Columbus, Ohio 43215

5

6 Julie M. Pfeiffer, Esq.
Assistant Attorney General
7 Employment Law
150 East Gay Street
8 Columbus, Ohio 43215

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APRIL 18, 2008**

1 MR. ESPY: Ms. Saxton, my name is Ben
2 Espy, I'm the executive assistant to the
3 Attorney General; and this is Julie Pfeiffer,
4 who is a senior attorney with the employment
5 section.

6 On April the 8th the Attorney General
7 requested we investigate allegations surrounding
8 the sexual harassment by one Anthony Gutierrez.
9 And your name was given as a person who may have
10 information to help us in our investigation.

11 We're asking that you -- your statements
12 be under oath. And we cannot assure that your
13 statements are confidential, because this may be
14 public record.

15 Do you wish to make a statement?

16 THE WITNESS: I don't know what I can
17 offer.

18 MR. ESPY: Would you raise your right

19 hand and be sworn in, please.

20

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1 AMANDA SAXTON

2 being first duly sworn, as hereinafter

3 certified, says as follows:

4 EXAMINATION

5 BY MS. PFEIFFER:

6 Q. Amanda, what is your job with the Ohio

7 Attorney General?

8 A. I'm a general services assistant.

9 MR. ESPY: Could you keep your voice up

10 so she can hear you.

11 THE WITNESS: Sorry.

12 MR. ESPY: Okay.

13 BY MS. PFEIFFER:

14 Q. And how long have you been employed with

15 the Attorney General's office?

16 A. Eight months.

17 Q. Okay. That would mean you were hired

18 sometime in the fall of 2007?

19 A. July.

20 Q. July?

21 A. Yes.

22 Q. And you were hired in as a general

23 services assistant?

24 A. Yes.

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1 Q. What did you do -- what do you do as a
2 general services assistant?

3 A. I handle all the credit cards. And I'm
4 the back-up receptionist for the 17th floor.

5 Q. Okay. And in July of 2007, how did you
6 come to know of a vacancy at the Attorney
7 General's office?

8 A. From what I was told, Tony asked Linda
9 Raduege in finance if she knew of anybody that
10 needed a job. She gave him my name, and then
11 Charlie called me.

12 Q. You know Linda Raduege?

13 A. Uh-huh.

14 Q. Did you know Tony Gutierrez before you
15 became employed with the Attorney General's
16 office?

17 A. No.

18 Q. About how much time a day do you spend

19 on the 17th floor as the receptionist?

20 A. It varies. Mary Ann leaves sometimes

21 between -- anytime between 12:30 and 3:30. So I

22 go up at about 9:00 to cover her break; I go up

23 at a quarter till 12:00 to cover her lunch for a

24 half hour; and then whatever time she leaves, I

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1 go for the rest of the day until 5:30.

2 Q. Okay.

3 A. I spend more time on 17 than I do on 15.

4 Q. When you say you spend time on 17, it's
5 in that reception area?

6 A. In the box, yeah.

7 Q. You've been identified as a witness in
8 this investigation which involves complaints
9 from Vanessa Stout and Cindy Stankoski against
10 Tony Gutierrez involving sexually inappropriate
11 comments, behavior, things like that.

12 A. (Witness nods head.)

13 Q. Do you know Vanessa Stout?

14 A. Yes.

15 Q. How do you know her?

16 A. Just from work.

17 Q. Okay.

18 A. She was only there for about two months.

19 Q. How about Cindy Stankoski?

20 A. I know her from work, as well.

21 Q. Okay. Have you socialized with them

22 outside of work?

23 A. Not Vanessa, but Cindy, yes.

24 Q. Okay.

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1 A. Do text messages -- is that considered
2 associating outside of work?

3 Q. Sure.

4 A. Okay. Vanessa forwards me text
5 messages.

6 Q. Okay. Would that be kind of as a group
7 thing?

8 A. Yeah.

9 Q. Okay. Do you respond?

10 A. I forward them to other people.

11 Q. Okay. Now, with Cindy, do you regularly
12 socialize with her?

13 A. No. I've been out with her twice -- no,
14 three times.

15 Q. Okay. And that was -- was that with
16 other people from work?

17 A. Yes.

18 Q. Okay. Was that kind of a happy hour?

19 A. Two were happy hours, and one was at the

20 bar that she worked at.

21 Q. And what bar is that?

22 A. Jordan's Pub in Gahanna. She doesn't

23 work there anymore, but she did.

24 Q. Was Tony Gutierrez at any of these happy

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1 hours, or the --

2 A. No.

3 Q. -- Jordan's Pub?

4 A. No.

5 Q. Okay. I believe one or both of them

6 told us that perhaps Tony Gutierrez had made

7 inappropriate comments towards you, to you. Do

8 you recall any of that?

9 A. Yeah. Most of the time it was in one

10 ear and out the other.

11 Q. Okay.

12 A. I'm in a relationship, so it didn't -- I

13 didn't really listen to him.

14 I recall one time I was running through

15 the office to my desk, because I was in a hurry

16 to get upstairs, and I had on a -- not a low-cut

17 shirt, but kind of a V neck, and I had my hand

18 over my chest as I was running, and he said,

19 move your hand and just let them fall out.

20 Q. Okay. And what did you do, anything?

21 A. No. I just went on to my desk, grabbed

22 my stuff and went upstairs.

23 Q. Okay. Do you recall about when this

24 was?

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1 A. Probably November or December.

2 Q. Okay. Can you recall anything else?

3 A. He used to stick his tongue out, like,

4 you know (indicating), that type of thing.

5 Q. At you?

6 A. Yeah.

7 Q. Would he just kind of come up to you and

8 do it, or --

9 A. As he was walking by, like, if he had

10 meetings on the 17th floor or something.

11 Q. Okay.

12 A. Like I said, I never really paid

13 attention to him.

14 Q. Okay. Did you respond in any way?

15 A. No.

16 Q. Okay. You just kind of ignored it?

17 A. Yes.

18 Q. Would he do it frequently?

19 A. Not frequently. I don't know. I don't
20 know what's considered frequently. But on
21 several occasions.

22 Q. Any time you were up in the box, he
23 would walk past you?

24 A. He would come by, yeah.

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1 And then sometimes on the 15th floor,
2 you know, I have a -- a shirt that's, like,
3 three-quarter-length sleeves, it's a wrap, so it
4 ties here (indicating), I always had a shirt on
5 underneath it, but he would make comments that I
6 should lose the shirt underneath it.

7 Q. Oh, okay.

8 Whenever you would wear it, he would
9 say, you should lose the shirt underneath it?

10 A. Yeah, and just wear that.

11 Q. Which would be more revealing?

12 A. Very much so.

13 Q. Okay. Would you respond to that?

14 A. I just said, I don't think so.

15 Q. Okay. Would he drop it then, or --

16 A. Yeah.

17 Q. Okay.

18 A. Yeah. I realize that a lot of the

19 comments that he made were probably
20 inappropriate for the workplace. But I've been
21 hit on a lot, so it's not like -- I don't know,
22 to me, it was -- it wasn't anything to -- it
23 didn't make me uncomfortable. But I've heard a
24 lot worse. Not in the Attorney General's

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1 office, but...

2 Q. Okay. So for you, it didn't -- you just

3 blew it off, didn't --

4 A. Yes.

5 Q. Okay. Now, would you agree with my

6 statement that other women in the office maybe

7 didn't have as thick of skin as you?

8 A. Would I agree with that?

9 Q. Yes.

10 A. No.

11 Q. Okay.

12 A. Do you want me to elaborate?

13 Q. Sure.

14 A. Cindy and Vanessa are both partyers.

15 And when I heard that they filed this, I was

16 shocked, honestly, because they go out all the

17 time, they hit on people, other coworkers, and

18 other married coworkers. And so I was kind

19 of -- I was surprised.

20 Q. And what married coworkers do they hit

21 on?

22 A. Cindy was hitting on Doug Armbrust.

23 Q. And did you see this?

24 A. Yes.

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1 Q. And what -- what behavior was she --
2 were you watching her?

3 A. They were both -- at the first happy
4 hour, I think it was in August, it might have
5 been September, it was very soon after I
6 started -- I think I missed the first one, so it
7 was probably September -- and we were at Club
8 185, and they were kissing and hugging and
9 rubbing parts that they shouldn't have been.

10 Q. Okay. Did you say anything to Cindy?

11 A. Several people that were there asked her
12 what she was doing, and they were having fun.

13 Q. That's what she said?

14 A. Yes. And she was drunk that night. And
15 I called -- when I called for my boyfriend to
16 come pick me up, I also had -- I told him to
17 bring somebody with him to drive her home,
18 because she was drunk and shouldn't have been

19 driving. And so my boyfriend called his best
20 friend in Buckeye Lake who had the flu, and he
21 drove all the way downtown to pick her up, and
22 she refused to leave.

23 Q. When did this happen?

24 A. That was at the happy hour. And I think

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1 it was September.

2 Q. Okay.

3 A. I was there, Erika was there, Doug was
4 there, Dustin and Lindsay, they were interns,
5 they were there. Mariellen and James.

6 Q. Okay. Now, on September the 10th of
7 2007, it's been alleged that -- or it's been
8 established that Cindy Stankoski and Tony
9 Gutierrez went out for drinks, ending up at his
10 apartment.

11 Have you ever had any discussions with
12 Cindy regarding that night?

13 A. No.

14 Q. She didn't bring it up to you?

15 A. Nope. Until this came out in the paper,
16 that's when I read it.

17 Q. Okay.

18 A. I didn't know anything about it.

19 Q. Are you friends with Cindy?

20 A. Sort of, yeah.

21 Q. Okay. Does she confide in you about

22 other things, personal issues, anything like

23 that?

24 A. She told me about her roommate that she

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1 met on -- she put an ad in the paper -- Craig's
2 List for a roommate, and she got one, and he
3 lived with her, and they were having a
4 relationship of sorts, and he still lives there,
5 but they're not having a relationship of sorts
6 anymore.

7 Q. Okay.

8 A. I mean, she doesn't tell me a whole lot
9 of stuff, just bits and pieces here and there.

10 Q. Okay.

11 A. I did ask her the other day, I think
12 yesterday or the day before, why she didn't call
13 me when all of this happened, and she said she
14 was embarrassed. But she knew myself and
15 Mariellen for the same amount of time.

16 Q. Okay. Where do you live?

17 A. In Whitehall.

18 Q. Now, on October 3rd of 2007, Cindy and a

19 couple of other of your coworkers traveled to
20 Cincinnati where Tony Gutierrez was; and then
21 thereafter, Tony Gutierrez and Cindy drove back
22 in a vehicle.

23 A. (Witness nods head.)

24 Q. Are you familiar with that incident, or

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1 do you remember that occurring?

2 A. Yes.

3 Q. And they stopped off at a bar in Grove

4 City.

5 A. (Witness nods head.)

6 Q. Did you ever -- first of all, did Cindy

7 contact you that day when she was at the bar

8 with Tony Gutierrez?

9 A. No.

10 Q. Or at any point in time?

11 A. No.

12 Q. Have you had any conversations with her

13 regarding that incident?

14 A. When she came back, she said that they

15 stopped on the bar -- stopped at the bar on the

16 way back.

17 Q. Okay.

18 A. She didn't say anything else.

19 Q. When she came back, would it have been

20 that day?

21 A. Uh-huh.

22 Q. Okay.

23 A. I'm pretty sure she came back to work

24 that day.

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1 Q. She told you she had stopped off at a
2 bar with Tony?

3 A. Yes.

4 Q. Did she say if she had been drinking or
5 anything like that?

6 A. She didn't say, but I assumed that she
7 did.

8 Q. Did she say anything else that you can
9 remember?

10 A. No.

11 Q. Did you get the impression at that point
12 that she was doing something that she didn't
13 want to do or that she was -- you know, that
14 Tony was making her -- forcing her to do
15 something?

16 A. No.

17 Q. Do you remember -- well, Vanessa Stout
18 was hired November 26th of 2007. Does that

19 sound about right?

20 A. Yeah.

21 Q. Do you remember that?

22 Okay. Had you heard, either before or

23 right around the time that she was hired, that

24 she was friends with Tony?

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1 A. Yes.

2 Q. Okay. Who did you hear that from?

3 A. Cindy. Cindy told me that Tony and
4 Vanessa knew each other before she started, and
5 that Vanessa was not qualified for the job. And
6 Tony told Cindy, after Vanessa came in for the
7 interview, Vanessa had supposedly told Tony that
8 she didn't like Cindy. They had never met,
9 supposedly, but she said she didn't like her
10 because she was competition.

11 Q. Okay. So Cindy told you that Tony told
12 her --

13 A. Uh-huh.

14 Q. -- that Vanessa didn't like Cindy?

15 A. Yes.

16 Q. Because Cindy was competition?

17 A. Yes.

18 Q. Okay. For what? Competition for what?

19 A. I assume, Tony.

20 Q. What did Cindy say about that? I

21 mean --

22 A. She said she didn't care. Before

23 Vanessa started, I got the impression from Cindy

24 that she didn't like her already and didn't want

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1 anything to do with her. But Vanessa started,
2 and within a week they were, like, best friends.

3 Q. Okay. Do you remember seeing Vanessa in
4 general services prior to her being hired?

5 A. No.

6 Q. There is an allegation that perhaps
7 Vanessa was assisted -- or -- by I believe
8 Kristy August in filling out an application. Do
9 you -- are you familiar with that?

10 A. No.

11 Q. Okay. Have you ever had any
12 conversations with Tony Gutierrez regarding
13 Vanessa?

14 A. No.

15 Q. How about Cindy Stankoski?

16 A. No.

17 Q. Now, Vanessa was transferred to IT the
18 end of January, 2008. Do you remember that?

19 A. Yes.

20 Q. It's my understanding that that caused a

21 lot of uproar in general services.

22 A. Yes.

23 Q. Okay. Did Tony tell you why Vanessa was

24 transferred?

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1 A. He told us that our department needed --
2 we had to do budget cuts in our department, and
3 that's why she had to go.

4 Q. Okay. And you heard him say this
5 directly?

6 A. Yes.

7 Q. Did you hear him say that Vanessa's
8 transfer would be temporary?

9 A. Yes. Oh, I apologize. Before they said
10 it was a budget cut, Tony said IT needed help,
11 and she was going to be transferred over there
12 for six weeks for a temporary assignment to help
13 them until they filled a position, and then she
14 would be back. And then after the message went
15 out from HR that said she was transferred, Tony
16 said it was budget cuts.

17 Q. Now, apparently Vanessa sent some kind
18 of a joke or text message to Tony Gutierrez

19 right around New Year's, and apparently Tony's

20 wife obtained the text message. Are you

21 familiar with that?

22 A. I heard that as well, yes.

23 Q. Okay. Did you have any conversations

24 with Tony about that?

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1 A. No.

2 Q. Who did you hear that from?

3 A. Oh, I don't recall. It could have been

4 Erika. It could have been Cindy. I'm not

5 really sure. Somebody in general services.

6 Q. Did you talk to Vanessa about it at all?

7 A. No.

8 Q. Now, also back in October of 2007, Cindy

9 Stankoski and Tony Gutierrez went to dinner at

10 the Ocean Club. Had you heard about that back

11 in October?

12 A. No.

13 Q. It's also been stated that Tony

14 Gutierrez frequently asked people for Vanessa

15 Stout's and Cindy Stankoski's personal cell

16 phone numbers. Did you hear him do that?

17 A. No.

18 Q. Did you hear anybody in the office talk

19 about how he's been trying to get their phone

20 numbers?

21 A. No. The only thing that I heard was

22 Vanessa said that her phone number -- because

23 every time she changes her phone number, she

24 texts me with the new one, and that's been at

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1 least four to six times since she started.

2 Q. Okay.

3 A. And she told me that she was changing
4 her phone number so that her ex could not get a
5 hold of her.

6 Q. She never told you -- she never gave you
7 a reason it was because Tony kept trying to get
8 a hold of her?

9 A. Nope. She said because of her ex. And
10 that was Brian.

11 Q. Is that Fuzz? No? I know there's a
12 Fuzz out there. Brian isn't Fuzz?

13 A. I have no idea. If that's a nickname,
14 I'm not aware of that. I just know that's her
15 kids' father.

16 Q. Now, in the beginning of March --
17 actually, March 6 and 7, 2008, Vanessa and Cindy
18 complained about the environment in the office,

19 these incidents that occurred that we've talked
20 about. Up until that point, beginning of March,
21 had either Cindy or Vanessa ever come to you and
22 complained to you about how they were allegedly
23 treated?
24 A. No.

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1 Q. Did anyone else in general services,
2 either Charlie Rosol, Pete Mash, anybody like
3 that, indicate to you that Tony was behaving
4 inappropriately towards Cindy or Vanessa?

5 A. No. Charlie came to me up -- I was in
6 the box on 17. He came up there and came in,
7 and he asked me if I had a problem with Tony.
8 And I said, no. And he said, I know he says a
9 lot of things that are inappropriate. He said,
10 if at any time you ever feel uncomfortable or
11 that it's too much, come and talk to me. And I
12 said, Charlie, I can handle my own. And he
13 said, I know you can. But if you feel like he's
14 stepping over the line, talk to me. I said,
15 okay.

16 Q. Have you ever felt like you needed to go
17 talk to Charlie?

18 A. No.

19 Q. Has Tony Gutierrez ever asked you out

20 for drinks?

21 A. Yes.

22 Q. When's he asked you out for drinks?

23 A. There was a couple of times. I don't

24 recall the dates. I didn't keep track of

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1 anything. But at one point, after work, I was
2 sitting outside, smoking a cigarette before I
3 went home, and he said -- he came out, and he
4 said -- I believe it was Ed, I'm not sure -- Ed
5 and I are going over to Ringside for a couple of
6 drinks. Do you want to go? And I said, no,
7 thanks, I'm going home to my kids.

8 Q. Okay. Any other time?

9 A. No.

10 Q. Has Tony ever left messages on your
11 voice mail, you know, late at night or anything
12 like that?

13 A. He's never called me.

14 MS. PFEIFFER: I don't think I have
15 anything else. Do you?

16 EXAMINATION

17 BY MR. ESPY:

18 Q. Amanda, you said that you know when they

19 cross the line. Do you remember testifying to

20 that?

21 A. Yes.

22 Q. What is the line with you?

23 A. Well, to me, if he would have said, I

24 want to have sex with you, or if he had touched

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1 me, then I probably would have had a problem
2 with it. But I don't think that I would have
3 went to Charlie and said that. I would have
4 told Tony myself.

5 Q. Did you have a -- was there a birthday
6 party for Tony in December?

7 A. Yes.

8 Q. Who planned that party?

9 A. Cindy and Vanessa.

10 Q. And how did they go about planning that
11 party?

12 A. They sent an e-mail out to all of
13 general services, the library, office services,
14 and said, we want to do something for Tony for
15 his birthday. If you want to pitch in \$5 or
16 whatever, we're going to go get subs or
17 something.

18 Q. Was the party held in the office?

19 A. Yes.

20 Q. And did you pitch in?

21 A. Yes.

22 Q. But this was their idea to do that?

23 A. Yes.

24 Q. When they threw the party, did you get

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1 the impression that anything was wrong between
2 those two and Tony --

3 A. No.

4 Q. -- as far as relationship's concerned?

5 A. No.

6 Q. Did you have any idea or inkling until
7 you read the story in the paper there was
8 anything bad between the three of them?

9 A. I knew something was going on, but not
10 until the end of March. Because I went out to
11 OPOTA the 10th through the 14th to take a class.
12 Everything was fine when I left. And then when
13 I came back, she wouldn't talk to him, she
14 wouldn't look at him.

15 Q. Who is she?

16 A. Cindy. Vanessa was already gone.

17 And I said, you know, what's going on?

18 What happened when I was gone? You know, what

19 did I miss? And she said, a lot. And I was
20 like, okay. But she wouldn't tell me what was
21 going on.

22 And then I heard from I think James or
23 Erika, one, that Vanessa came over for lunch one
24 day and sat at her old desk, which is right in

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1 front of Tony, and Cindy said to Tony, I guess
2 in front of everybody, her eight weeks is up.
3 Can she come back to work now? And apparently
4 Tony said, don't start your shit with me. And I
5 asked Cindy, I said, that's what you got upset
6 about? And she said, no, there's more than
7 that. But she wouldn't tell me what.

8 Q. You said before, too, that Vanessa used
9 to forward e-mails to you and you forwarded them
10 to other people.

11 A. Uh-huh.

12 Q. Are those basically jokes and things
13 like that?

14 A. Yeah.

15 Q. What kind of jokes would these be?
16 Risque jokes? Dirty jokes?

17 A. All kinds. Some were, I guess, what you
18 would call dirty, and then other ones were -- I

- 19 recall one in general that said, in 2009 the
20 government is gonna start killing retards. Run,
21 little retard, run. Just silly stuff.
- 22 Q. But you heard that one of these messages
23 got through Tony's telephone?
- 24 A. I heard that it was Tony's, and then I

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1 heard it was Marc's, and then I heard it was
2 Tony's. I wasn't sure whose, but, yeah, I
3 heard.

4 Q. And that was from Vanessa?

5 A. Yes. I heard it was from Vanessa.

6 Q. But you don't know what that joke was?

7 A. No.

8 Q. Did you ever see any indication in the
9 section of Tony doing private business in the
10 State office?

11 A. Private business?

12 Q. His private business, like blueprints
13 being run by --

14 A. I seen them in his office, like
15 rolled-up blueprints, but I didn't see him ever
16 doing anything with them.

17 Q. You never saw him look at the blueprints
18 in the office?

19 A. No.

20 Q. What do you think brought all this on?

21 A. I'm still trying to figure that out. I

22 think -- like I said, I thought everything was

23 fine, their relationship in the office,

24 everybody was happy until Vanessa got

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1 transferred. And then after Vanessa got
2 transferred, they were like third-graders, they
3 couldn't be separated. They were both in a bad
4 mood all the time.

5 Q. When you said they were in a bad mood,
6 you're talking about Cindy and Vanessa?

7 A. Yes. I don't see Vanessa very often;
8 but they talk on the phone very frequently.

9 Q. So you feel somewhat blindsided, then,
10 by all these accusations back and forth?

11 A. Very much.

12 Q. When Tony came by you and was wagging
13 his tongue out, did that have any kind of sexual
14 overtone to you?

15 A. Yeah. Yeah, because at one point he
16 walked by and said something to me, and I don't
17 even remember what it was, I'm sure it was work
18 related, and I went and stuck my tongue out at

19 him (indicating). He said, I'll show you how to
20 use that. I was like, I know how, but thanks,
21 you know. But to me, I'm pretty blunt, so, like
22 I said --
23 Q. So he did that later on, when he saw
24 you, he stuck his tongue out?

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1 A. Yeah.

2 Q. It may have been carryover from when you
3 stuck your tongue out?

4 A. Could have been.

5 Q. When he said, I can show you how to use
6 that, that had sexual overtones to it?

7 A. Yeah.

8 Q. Did he ever tell you he wanted to put
9 handcuffs on you?

10 A. No.

11 Q. When you say you had your hand on your
12 chest running in, you never heard him use the
13 word "handcuffs" also in that same context?

14 A. No.

15 Q. Someone said that he told you that --
16 put your hands down, I can handcuff them or
17 something like that.

18 A. Yeah, I think I remember that. I don't

19 remember specifics, but --

20 Q. Same incident?

21 A. Yeah. I forgot about that.

22 Like I said, a lot of the stuff that he

23 said, I knew that he was married, and I -- you

24 know, I'm in a relationship, so it didn't --

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1 Q. Did Tony ever, in your presence, talk
2 about the power that he had in the office?

3 A. No.

4 Q. And his Italian connections with the
5 mob?

6 A. No.

7 Q. Okay. Did people have a fear of Tony in
8 the section?

9 A. Not that I am aware of.

10 Q. You never saw anybody that said they
11 were scared of this guy or got nervous when he
12 came around?

13 A. No.

14 Q. Did you ever hear him use profanity in
15 the office?

16 A. Yes.

17 Q. And this was numerous times, or one or
18 two times?

19 A. A lot. Probably every time he was

20 there.

21 Q. Do you know anything about his office

22 being noise-proofed?

23 A. No.

24 Q. Did you ever hear that he had a gun in a

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1 State car?

2 A. No.

3 Oh, wait, yes. I did hear one of -- I
4 think Cindy or Vanessa, one, was driving his
5 Suburban somewhere, and he told them that if
6 they got pulled -- yeah, if they got pulled
7 over, there was a weapon under the seat.

8 Q. You heard him tell them that?

9 A. No. I think it was Cindy, and she told
10 me.

11 Q. Oh, she told you?

12 A. Yes.

13 Q. Okay.

14 A. But I never saw it.

15 Q. Do you think -- when he invited people
16 out for drinks after work, did that include all
17 the females in the section?

18 A. I never heard him ask Cindy. I never

- 19 heard him ask Vanessa. I never heard him ask
20 anybody, except for me. And I told him no. And
21 he never treated me any differently afterwards.
22 He just knew I wasn't interested.
- 23 Q. What about Mariellen?
- 24 A. No.

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1 Q. No what? He never asked her out?

2 A. No.

3 Q. How do you know that for a fact?

4 A. Well, I don't; but I never heard it.

5 Q. Did she ever join you for drinks when he
6 was around?

7 A. I was never with him for drinks. But
8 Mariellen was at the happy hour, the first one
9 that I went to.

10 Q. Do you know when Boss's Day is?

11 A. No.

12 Q. Were you aware that Cindy gave Tony a
13 Boss's Day card in the fall?

14 A. No. But I knew that Mary Ann did.

15 Q. Mary Ann?

16 A. Yes.

17 Q. Or Mariellen?

18 A. Mary Ann.

19 Q. Who is Mary Ann?

20 A. Mary Ann Grundy.

21 Q. Oh, Mary Ann Grundy.

22 A. The receptionist. You know Mary Ann.

23 Q. She probably gave a lot of people Boss's

24 Day cards, knowing Mary Ann.

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1 A. I'm sure she did. She does a lot of
2 things for a lot of people.

3 Q. She does. Very nice lady.

4 But you never heard -- you never knew if
5 Cindy gave Tony a Boss's Day card?

6 A. No.

7 Q. Okay.

8 A. Oh, wait. I don't know. There was a
9 card that she gave me to sign. I don't know if
10 it was Boss's Day or happy birthday, but
11 whatever one it was, I signed it.

12 Q. Who was the card to go to?

13 A. It was going to Tony.

14 Q. And when was that, in the fall or
15 wintertime?

16 A. Yes, in the fall, I believe.

17 Q. In the fall?

18 A. I don't know. I know there was a card

19 that was made for Charlie, and it was a printout
20 from -- you know, it wasn't a bought birthday
21 card.

22 Q. Made for Charlie?

23 A. Yes. For Charlie and his birthday.

24 They did that for Charlie. And then there was

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1 one for Tony. In fact, I think I bought one. I

2 don't think it was Boss's Day. I think it was

3 his birthday. I bought one.

4 Q. There's two different occasions. One is

5 Boss's Day. The birthday was a party.

6 A. Yes.

7 Q. Okay. And that was in December.

8 A. Yes.

9 Q. Okay. Boss's Day, I think, is in

10 October.

11 A. Okay. The only card I remember seeing

12 for Boss's Day was the one that Mary Ann gave to

13 him.

14 Q. Did you ever see Tony being

15 overaggressive or rude to Mariellen Aranda?

16 A. I was there that day when he said that

17 to her, speak when spoken to.

18 Q. Did he say it in a joking manner?

19 A. I thought he was joking, but she got
20 very offended. I didn't think it was a big
21 deal.

22 Q. You said before, when you first sat
23 down, that everybody else had maybe thick skin
24 like you in the section, you thought.

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1 A. (Witness nods head.)

2 Q. Did that apply also to Mariellen?

3 A. No. She was very temperamental.

4 Q. Very sensitive?

5 A. Yes.

6 Q. But Cindy and Vanessa --

7 A. Are -- yes, are thick-skinned, I

8 thought.

9 MR. ESPY: I have nothing further.

10 Do you have anything?

11 MS. PFEIFFER: No.

12 BY MR. ESPY:

13 Q. Anything you would like to add that we

14 haven't asked you about or you think you should

15 put on the record?

16 A. I think this is bogus.

17 Q. Why do you think it's bogus?

18 A. Well, there's a lot of articles, there's

19 a lot -- I mean, it's a whole lot of drama, and

20 I don't really see how any of -- I just don't

21 see how it can be backed up.

22 Q. When you say it's bogus, you're basing

23 it on the fact that you know these two

24 individuals, two ladies?

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1 A. Yes.

2 Q. And you're saying it's bogus because you
3 can't think of any reason why they would take
4 this that seriously, is that it?

5 A. Yeah. I don't think -- I don't
6 understand why they would take it this far. I
7 mean, I understand that, you know, Tony made
8 comments, and he said things that were
9 inappropriate. So did they. I mean, I can't
10 give specifics, but Cindy is a very sexual
11 person, you know. She's got that -- I don't
12 know how -- sex appeal. She's very -- she's
13 attractive, and she uses that. And so I'm just
14 kind of surprised that she would do this to
15 Tony, because regardless of the things that he
16 said and the things that he did, he did his job,
17 and he did it right.

18 Q. Did you ever hear Cindy or Vanessa use

19 sexy -- sex jokes in the office or make sexual

20 comments in the office regarding things to Tony?

21 A. No.

22 Q. Did you ever hear them refer to body

23 parts of a male?

24 A. No. But I know -- I mean, if they want

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1 to talk about office practices -- they were
2 conducting interviews in general services,
3 Charlie and Tony. Tony's office is here,
4 Charlie's is here, (indicating). And then
5 Cindy's -- Vanessa was here, Cindy's here, and
6 I'm right here (indicating). These two are
7 sitting here, and there's a chair out between
8 the two offices. They have a whoopee cushion,
9 you know. There's people sitting here for
10 interviews, and they're acting like the office
11 is a joke.

12 Q. They were sitting on the cushion
13 themselves?

14 A. Yes.

15 Q. Making noises?

16 A. Yes.

17 Q. Did Tony know that or did he react to
18 that?

19 A. He was in his office with the door
20 closed. I'm sure he could hear it, unless his
21 office was noise-proofed. I don't know.

22 Q. Did anybody tell you the details of the
23 night of September the 10th when she was at the
24 apartment?

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1 A. No.

2 Q. Cindy didn't tell you those details?

3 A. No.

4 Q. Before you read anything in the paper,
5 did you know anything about September 10th?

6 A. No.

7 Q. Okay. Anything else? I know you've had
8 time to think about this because you --

9 MS. PFEIFFER: I have one question.

10 MR. ESPY: Go ahead.

11 EXAMINATION

12 BY MS. PFEIFFER:

13 Q. Did Cindy or Vanessa attempt to contact
14 you during this week or sometime once the
15 investigation was started?

16 A. Vanessa has not. Cindy has text
17 messaged me, I'd say, probably three or four
18 times, asking me if -- you know, the text

19 message said, have they talked to you yet.

20 MS. PFEIFFER: Okay.

21 MR. ESPY: Each one of them said the

22 same thing?

23 THE WITNESS: Yep.

24 BY MS. PFEIFFER:

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1 Q. Do you text her back?

2 A. Uh-huh. I texted her back "no."

3 MR. ESPY: When is the last time you got

4 a -- last time you got a text message from her

5 saying that?

6 THE WITNESS: I can tell you. I, too,

7 keep text messages.

8 Oh, and a personal comment about some of

9 the text messages that were in the paper. I

10 didn't think they made sense.

11 Here we go. You been talked to yet?

12 Monday, April 14th.

13 MR. ESPY: Monday, April 14th, that's

14 the last one you got?

15 THE WITNESS: Yep.

16 MR. ESPY: And the other ones were?

17 THE WITNESS: Last week.

18 MR. ESPY: Last week?

19 THE WITNESS: I'm looking to see if I
20 have any of those. And I don't. But, yeah, the
21 last one I have is --

22 MR. ESPY: What do you think they want
23 out of this, if you think it's bogus?

24 THE WITNESS: I don't know what they

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1 want. That's why I don't understand this whole
2 thing. I mean, they were asked, from what I
3 read in the paper, they were asked if they
4 could -- if this could be dealt with without a
5 huge ordeal, and they said no. But I don't
6 understand that. I mean, if it was just about
7 Tony, then why wouldn't they say, okay, transfer
8 her and everything will be fine?

9 MR. ESPY: Have you asked them this?

10 THE WITNESS: No. Cindy asks a lot of
11 questions; and if I ask her any questions back,
12 she's very vague. She doesn't say a whole lot.

13 MR. ESPY: Okay. Anything else?

14 MS. PFEIFFER: No.

15 MR. ESPY: Well, if you want to say
16 something else or want me to know anything else,
17 you know where to reach me.

18 THE WITNESS: Yes. I can find you, sir.

19 MR. ESPY: I appreciate you coming in,

20 though.

21 THE WITNESS: Thank you.

22 -=0=-

23 Thereupon, the sworn interview of

24 Cindy Stankoski, April 18, 2008, was concluded

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1 at 3:43 p.m.

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1 CERTIFICATE

2 STATE OF OHIO :

SS:

3 COUNTY OF FRANKLIN :

4 I, Sara S. Clark, RPR/CRR/CCP/CBC, a
Notary Public in and for the State of Ohio, duly
5 commissioned and qualified, do hereby certify
that the within-named AMANDA SAXTON was first
6 duly sworn to testify to the truth, the whole
truth, and nothing but the truth in the cause
7 aforesaid; that the testimony then given was
reduced to stenotypy in the presence of said
8 witness, afterwards transcribed; that the
foregoing is a true and correct transcript of
9 the testimony; that this interview was taken at
the time and place in the foregoing caption
10 specified.

11 I do further certify that I am not a
relative, employee or attorney of any of the
12 parties hereto; that I am not a relative or
employee of any attorney or counsel employed by
13 the parties hereto; that I am not financially
interested in the action; and further, I am not,
14 nor is the court reporting firm with which I am
affiliated, under contract as defined in Civil
15 Rule 28(D).

16 In witness whereof, I have hereunto
set my hand and affixed my seal of office at
17 Columbus, Ohio, on this day
of , 2008.

18

19

Sara S. Clark, RPR/CRR/CCP/CBC

20

Notary Public, State of Ohio.

21 My commission expires: March 10, 2013

22

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