

1 the autopsy video and you would hear him talk
2 about 20 different theories how this kid could
3 have died, including, "I have no idea how this kid
4 died" more than once.

5 Q. I have also sent you the affidavit of the tape of
6 Dr. Wigren.

7 A. I have seen it.

8 Q. And Dr. Wigren has -- he is scheduled to give his
9 testimony on the 19th of this month. Is
10 Dr. Wigren in error in his statements in that
11 affidavit?

12 A. Well, I don't believe he wrote that affidavit. I
13 think you wrote it, number one. Number two, any
14 reference to use the nomenclature "electrical
15 impulse theory" that is referred to in there, we
16 weren't using that term. And when I first saw
17 that affidavit, I was pretty angry because I know
18 the truth, and I told Ms. Dersch, "This is a lie.
19 This is a black lie about never discussing that
20 with him. That is an absolute untruth. It's an
21 absolute lie." We discussed that on multiple
22 occasions. It was one of the big things in the
23 case. Now granted, if you want to play word
24 games, did I use the word "electrical impulse
25 theory" back then with him? Probably not. So I

1 suppose technically, he is telling the truth about
2 that; but if the question is, did we discuss, more
3 than once, several times, this theory that he died
4 because of the concussion to his spinal cord,
5 stopped the autonomic function of his body, i.e.,
6 respiration and that sort of thing, yes, we
7 discussed it on multiple occasions, as I said
8 previously.

9 Q. Now when you said that you think that he didn't
10 write that, but that I wrote that, were you
11 meaning to imply that I wrote something false for
12 him to sign, that he signed something false?

13 A. He told us he didn't write it. I didn't talk to
14 him, but I know Ms. Dersch did, and maybe my
15 paralegal that day, but you threatened to come out
16 there and drag him here or depose him or whatever
17 if he didn't sign it.

18 Q. So you have information from Dr. Wigren that the
19 statements he made or his signature on that
20 affidavit doesn't -- that that is not true?

21 A. I didn't say that.

22 Q. What did you say?

23 A. I said you wrote -- I believed that you wrote the
24 affidavit and not Dr. Wigren, and I think you
25 tailored it to say things that you wanted to be

1 said.

2 Q. And do you have some information from Dr. Wigren
3 that Dr. Wigren will not support what is in that
4 affidavit?

5 A. No. I didn't talk to him.

6 Q. You indicated that Ms. Dersch, your partner, did
7 talk to him?

8 A. I believe she did. Either she did or LeeAnn
9 Mantey did. I believe Ms. Dersch did. They maybe
10 both have.

11 Q. And Ms. Dersch has told you that he has said that
12 some part of that affidavit is not true?

13 A. No. I didn't say that.

14 Q. Dr. Wigren, in that affidavit, has said that he
15 was not given the preliminary hearing transcript.

16 A. I believe -- that is another thing I found to be
17 rather curious. He said his records do not
18 reflect that, I believe, which I thought was -- a
19 curious way to say it. Because -- can I tell you
20 that? I know I am under oath here. I cannot tell
21 you under oath I am sure we sent that prelim
22 transcript to him. I cannot tell you that. I
23 believe that we did because we discussed it
24 several times. Not again -- not "Doc, look at
25 page 18," and had a discussion, but a discussion