

In a third attempt to set up International Outdoor, Depa (whether instructed to by counsel or not) solicits text exchanges with Shaya in late July 2019 after International Outdoor files a motion for additional discovery into Depa. Depa emails LeVasseur that he felt threatened by the conversation with Shaya. Yet, Depa does not file a police report and calls Shaya back to illicit some kind of recording of a threat. Apparently, no threat was recorded. Subsequently, at the evidentiary hearing, Depa concedes he didn't really feel threatened. However, LeVasseur and Neuman (Lamar attorney) use the email from Depa to LeVasseur to represent to the court that Oram is orchestrating witness intimidation through Shaya. The day prior to the hearing, LeVasseur billed for review of the audio recording from Depa and communication with Altior Law. Though requested, the audio was never produced. At minimum LeVasseur, but likely Altior Law as well, knew there was no creditable threat to Depa, but they argued in opposite to the court in the hopes of having the court deny any additional discovery into Depa.

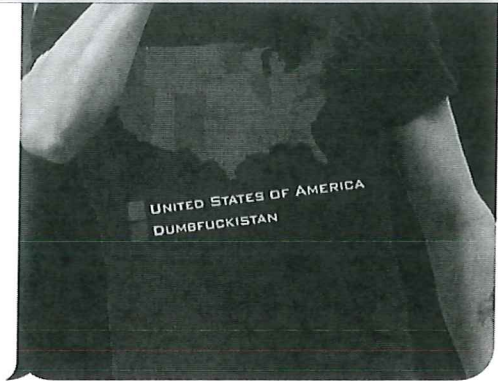
1. **LeVasseur misrepresented to the court the “threat” posed by Steve Shaya to Depa in order to distract the court from motion for discovery into Depa’s background**
 - i. Evidence: Depa Deposition & Evidentiary Hearing Testimony
 1. **Question:** “...Did you become friends with Mr. Shaya? [Answer] Yeah, I believe we were friends, sure.” *Dep., p 142, ln 15-16.*
 2. **Question:** “Did you know [Mr. Shaya] to be a violent person? [Answer] No.” *Dep., p 142-43, ln 25-2.*
 3. LeVasseur instructed Depa to advise him of any “threats” from IO personnel (*Dep., p 146-47, ln 11-8*). Depa contacts LeVasseur within 30 minutes of the end of the phone call with Shaya. In an attempt to illicit corroborating voice recordings of the “threats”, Depa texted Shaya to call Depa back. Depa taped the second call where Shaya “clarified” he was not physically threatening Depa. *Dep., p 147, ln 11-25.*
 4. Besides the email to LeVasseur, Depa did not report the “threat” to anyone else. **Question:** “Did you tell or report [the “threat”] to anybody else? [Answer] No. [Question] File a police report? [Answer] No.” *Dep., p 149, ln 2-5.* In the email to LeVasseur, Depa claims he was nervous to go out at night, but never filed any type of police report.
 5. IO’s motion for discovery into Depa was noticed to be heard on Wednesday, July 24, 2019. Between Sunday’s email exchange about the “threat” between LeVasseur and Depa, and Wednesday’s hearing, LeVasseur and Depa did not communicate. **Question:** “Did you reach back out to Mr. LeVasseur and tell him about that second call and that Mr. Shaya has explained what he meant in the first call? [Answer] No, because he - - he didn’t explain until I asked him, so, of course, what was he going to say? You know, I didn’t - - I don’t know if I completely believed [Shaya]. *Dep., p 150, ln 9-15.* Yet, LeVasseur represented to the court that there was some physical threat of violence against Depa and that somehow Oram was the puppet master pushing Shaya to reach out to Depa, which was a complete fabrication. LeVasseur didn’t even follow up with Depa between Sunday and the day of the hearing (Wednesday).
 - ii. Evidence: Email between LeVasseur and Depa, Sunday, July 21, 2019 at 5:33 PM.
 - iii. Evidence: Stark Reagan, PC Invoice 60331. On July 23, 2019, LeVasseur bills for “[r]eview audio of [Shaya] call; receive and review email from Lamar attorney; prepare for hearing on IO motion to expand discovery”.
 - iv. Evidence: Transcript of July 24, 2019 hearing. International filed a motion to expand discovery into Depa’s creditability. The attorneys Neuman and LeVasseur overtly mis-represented to the court the “danger” Shaya posed especially after reviewing the audio from the call prior to the hearing. Depa (likely through coordination with defendants’ attorneys) attempted to set up Shaya with the recorded phone call. Defendants never produced the audio recording, but just kept representing that Shaya threatened Depa and that it was at the behest of Randy.

v. Evidence: Trial #2 – Questioning of Sieving

1. **Question:** “Mr. Sieving, Chris LeVasseur. We’ve met before. Mr. Depa testified just before you did today that a former employee and friend of Mr. Oram’s had threatened him and his family. Is that the kind of thing that you’re referring to when you said you were afraid[,] he would “do something negative”? **Answer:** “No”. (*Re-Trial, 8-17-21, p. 211-212, ln. 25-5*).

Text exchange
between Shaya & Depa
July 2019; Depa
is asking for
communication; attempts
set up by recording
call

T-Mobile LTE 4:26 PM 25%
< P
Pat Depa IO >



- Depa

Nice - Shaya

Fri, Jul 19, 12:41 PM

Brother Pat,
Can you talk or you busy!

- Shaya

Delivered

Yes I'm working - Depa

Sun, Jul 21, 5:52 PM

Call me back - Depa

